

PATTERSON TOWN BOARD MEETING
PATTERSON TOWN HALL
1142 ROUTE 311
PATTERSON, NEW YORK 12563
September 14, 2016

MINUTES

PRESENT: RICHARD WILLIAMS, SR., SUPERVISOR
KEVIN BURNS, COUNCILMAN
CHARLES W. COOK, DEPUTY SUPERVISOR
PETER DANDREANO, COUNCILMAN
ANTOINETTE KOPECK, TOWN CLERK
DONALD M. ROSSI, TOWN COUNSEL

ABSENT: SHAWN ROGAN, COUNCILMAN

Salute to the Flag and Roll Call.

Supervisor Williams called the Patterson Town Board meeting to order at 7:00 p.m. with 7 in attendance.

REPORTS

Mr. Cook made a **motion** to approve the reports as read:

Code Compliance – August
Code Enforcement – August
Dog Control Officer – August
E.C.I. - None
Patterson Recreation - None
Patterson Fire Dept. – None
Putnam Lake Fire Dept. – None

Seconded by Mr. Burns. All In Favor: Aye. Carried.

SUPERVISOR REPORTS

None

MINUTES

Mr. Cook made a **motion** to approve the following minutes:

Bid Opening – Basketball Court – September 8, 2016
Town Board Meeting Minutes – August 17, 2016

Seconded by Mr. Burns. All In Favor: Aye. Carried.

AUDIT OF BILLS

Mr. Cook made a **motion** that the Town Board accept Abstract No. 15 as written:

General Fund \$131,048.49, Highway Fund \$59,166.91, Waste Water Treatment Plant \$14,043.83, Putnam Lake Light District \$1,500.39, Patterson Light District \$1,644.99, Putnam Lake Refuse District #1 \$16,859.92, Patterson Refuse District #2 \$24,469.97, Deerwood Drainage District \$18.44, Patterson Park District \$2,020.97, Putnam Lake Park District \$14,281.17, Alpine Water District \$567.39, Dorset Hollow Water District \$171.00, Fox Run Water District \$2,191.43, Trust & Agency \$1,143.00, Grand Total Abstract \$269,127.90.

Seconded by Mr. Burns. All In Favor: Aye. Carried.

Mr. Cook made a **motion** that the Town Board accept Abstract No. 16 as written:

General Fund \$48,096.24, Highway Fund \$50,200.23, Waste Water Treatment Plant \$14,246.83, Capital Fund \$255,000.00, Patterson Light District \$22.29, Patterson Refuse District #2 \$712.90, Patterson Park District \$1,992.30, Alpine Water District \$1,567.52, Dorset Hollow Water District \$1,732.17, Fox Run Water District \$806.53, Grand Total Abstract \$374,377.01.

RICHARD WILLIAMS

BOND RESOLUTION – SANITATION PACKER

Mr. Williams updated everyone regarding the Bond Resolution and purchase of the Sanitation Packer. See Town Board Special Meeting minutes from September 7, 2016.

2017 TENTATIVE BUDGET

Mr. Williams stated with pleasure, I would like to present this year's Tentative Budget for the Town of Patterson. This year's state mandated tax cap is 0.67%, which has made this year's budget especially challenging. The economy in this region of New York State has shown little improvement in 2016. Mortgage tax and other alternate revenue sources available to the Town to help offset tax increases have remained flat. We have seen significant decline with little hope for improvement in 2017.

We anticipate that health insurance coverage, workers compensation and liability insurance, will once again, increase in 2017 by 6% to 10%. The Tentative Budget proposed an increase in the tax levy of .68 tenths of a percent.

The Tentative Budget, does not meet the state's tax cap by 1/100th of a percent, but by using safe credits, as we have done in the past, we will meet state requirements to qualify for the tax cap program. The Town Board should note, that the small overall increase proposed, would not have happened except for the large savings the Town saw with the new sanitation contract for the Putnam Lake Sanitation District.

The General Fund Tentative Budget has an overall increase of 1.01%. Employee compensation has been increased to a modest 1.5% for 2017, generally across the board.

General Fund budget proposes an increase for providing ambulance service from its current funding level of \$275,000.00 to \$300,000.00.

My concern is the decline from the Recreation Programs. Looking forward, we will need to find ways to reenergize these programs.

The Highway Budget reflects a 7.89% increase in expenditures, but this is offset by the revenues in Fund Balance, to produce a 1.01% increase in the taxes. Included in this budget, is a new loader requested by the Highway Superintendent. The CSEA bargaining unit is currently challenged the method the Town is paying overtime. If successful, there will be a significant impact to the present and 2017 budgets. Presently, the budget does not reflect any funds for the FLSA grievance, or for addressing changes to a collective bargaining agreement for Highway or Sanitation. Last year, the Town debated whether or not to privatize sanitation services for District No. 2. The decision was made to keep municipal operations for the immediate future. During 2016, the Town Board has restored one employee for sanitation and approved expenditures for a compactor to improve the operation. The Town Board approved the purchase of a new packer. Under the guidance of the Sanitation Administrator, Russ Goff, we have seen the improvements in revenue and services, however, all of this has come at a cost, and the current budget reflects a 27.8% increase for expenditures for the Patterson Sanitation District No. 2. I believe the Tentative Budget is responsible and provides a good basis for further discussion with the Town Board concerning several of the Town's financial policies. I would like to thank Patricia Brooks, Town Comptroller for her time and effort on developing this budget. We have a Budget Work Session set up for Monday, September 19, 2016 at 3:00 p.m.

VERIZON FIOS

Mr. Williams stated we have had a number of residents that have recently inquired about FIOS service. Pete Dandreano has also received a number of inquiries, as well. He asked that I send a letter to Verizon. I contacted the individual that we had discussions with in the past. We received the same answer that we always continue to receive. Verizon continues to focus its resources on meeting its franchise obligations to those municipalities where it currently provides cable television service. Beyond these obligations, we currently have no plans to expand FIOS service in New York. They forwarded our concerns to the appropriate staff and customer service. The Town Board is not the reason for the hold up in bringing FIOS to the Town of Patterson. We are very supportive in bringing it here.

MANDATORY TRAINING REQUIREMENT

Mr. Williams stated we discussed mandatory training in the past. In our code, there is a requirement that employees who wish to go to training, if it is mandatory, we will pay one hundred percent. If it is not mandatory, we will only pay seventy-five percent. I think this policy discourages many of our employees to go for training. Most of the training, in my opinion, is not mandatory.

Conversation ensued.

Mr. Williams stated I will work with Don Rossi to draft something up and we will bring this back up at a future meeting.

TAXI SERVICE REGULATIONS

Mr. Williams stated about one year ago the Putnam County Legislature was considering whether or not to do a taxi and limousine commission. In order for them to do it, they asked the Town Board to relinquish "Home Rule Control". The Town Board evaluated whether the Town would benefit by a taxi and limousine commission. They felt it would not and sent a letter back to the legislature saying they were not going to relinquish "Home Rule Control". It is being reconsidered again over at the Legislature and someone over there said, "If the Town Board's aren't going to act on developing a taxi and limousine commission, the County Legislature is obligated to do it". Has anyone's opinion on the Town Board changed on this.

Mr. Cook stated send over a letter attaching our letter from last year, and state concerns from Patterson and keep it on record.

Mr. Williams stated he will be tactful about it.

Mr. Williams made a **motion** to add Executive Session at the end of the meeting – CSEA to his agenda.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

KEVIN BURNS

GOLDEN AGE SENIORS REQUEST

Mr. Burns made a **motion** to approve the request of the Golden Age Seniors to go to the Westchester Broadway Theater in an amount not to exceed \$1,910.00.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

MSD3 CORPORATION TAX CERTIORARI

Mr. Burns introduced the following **Resolution for Settlement of Tax Certiorari Proceeding in the Matter of the Application of M2D3 Corp., Petitioner, v. the Assessor of the Town of Patterson, the Board of Assessment Review of the Town of Patterson and the Town of Patterson, Respondents. SUPREME COURT, STATE OF NEW YORK, COUNTY OF PUTNAM INDEX NO. 1645/14, 1540/15 & 1165/16**

WHEREAS, the Town of Patterson is currently a party respondent in certain tax certiorari proceedings entitled M2D3 CORP. V. TOWN OF PATTERSON, ET AL, currently pending in the Supreme Court, State of New York, County of Putnam, in which the total assessed valuation of premises shown on the Patterson Tax Map as Section 35, Block 4, Lot 62 as listed on the 2014, 2015 and 2016 Assessment Rolls are being contested; and

WHEREAS, a proposed settlement of said matters has been negotiated by and among the Assessor of the Town of Patterson, the Patterson Town Attorney and Counsel to Petitioner, and the Town Assessor has recommend acceptance and approval of the proposed settlement, the terms of which are set forth in a proposed Consent Judgment, a full and complete copy of which is annexed hereto and hereby made a part hereof; and

WHEREAS, the Assessor of the Town of Patterson and the property owner have agreed to settle the proceeding by reducing the assessed valuation of the subject premises as follows:

Section 35, Block 4, Lot 62

<u>Assessment Roll Year</u>	<u>Original Assessment</u>	<u>Reduced Assessment</u>	<u>Amount of Reduction</u>
2014	1,300,000	1,250,000	50,000
2015	1,326,000	1,300,000	26,000
2016	1,339,300	1,300,000	39,300

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Patterson hereby approves and ratifies the settlement of the above described proceedings as recommended by the Town Assessor as set forth above; and

BE IT FURTHER RESOLVED, that John J. Hogan of the Firm of Hogan & Rossi, the Patterson Town Attorney, or any other member of said Firm, is hereby authorized and directed to sign, on behalf of the Town of Patterson, said Consent Judgment in the form annexed hereto or, if hereinafter modified or amended, in such form as may be deemed satisfactory to the Town Attorney.

Seconded by Mr. Cook. Discussion.

Mr. Cook stated I will approve this resolution, but in the future, I will not approve any more if the dollar amounts are not included.

All In Favor: Aye. Carried.

PLPD REQUEST – MOTOR/BOARD VACANCY

Mr. Burns stated there were some concerns from the Board regarding this. I have heard different opinions as to whether or not we should authorize this to move forward or if the consensus is to defer this until next year. My opinion is that I have no problem with them purchasing it.

Mr. Cook stated the Advisory Board has answered some of the questions and comments that were brought up. Rich outlined many points on why we shouldn't have this size horsepower on the lake.

Mr. Williams stated I have a number of concerns with the purchase of the engine. It is a 25 horsepower motor that is going on a 14 foot boat. Can they do that, absolutely you can, but it will really move. I'm concerned about the power versus the boat. I'm very concerned it is being operated by volunteers and I'm worried about the on-going training.

Mr. Williams continued with his concerns.

Conversation ensued.

Mr. Burns stated why don't we do this, between now and the next meeting, I can meet with someone from the fire department, put the motor on the boat and take a ride in it and see what the rating is on the boat. I will report back to the Board on what the motor rating is, how the boat performed and in the interim, we can see if the fire department would have the ability to do the docks.

Town Board members stated excellent.

Mr. Burns made a **motion** to table this until the next meeting.

Seconded by Mr. Dandreano. All In Favor: Aye. Carried.

Mr. Burns stated the Putnam Lake Advisory Board has asked us to authorize Antoinette Kopeck, Town Clerk to advertise for the vacancy on the Board.

PETER DANDREANO

RECREATION REQUEST(S)

Mr. Dandreano made a **motion** to approve Matt Chibbaro, Recreation Director's request to purchase basketball "T" shirts from Select Sportswear in an amount not to exceed \$450.00.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

Mr. Dandreano made a **motion** to approve Matt Chibbaro's request to purchase cheer shirts from Select Sportswear in an amount not to exceed \$122.50.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

Mr. Dandreano made a **motion** to approve Matt Chibbaro's request to purchase bowling shirts from Select Sportswear in an amount not to exceed \$197.50.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

Mr. Dandreano made a **motion** to approve Matt Chibbaro's request to hire Alex Stenger as a cheerleading coach at a rate of \$9.00 per hour.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

Mr. Dandreano made a **motion** to approve Matt Chibbaro's request to increase the pay of Christopher Santos and Marcus Chiesa to \$12.00 per hour.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

Mr. Dandreano made a **motion** to approve Matt Chibbaro's request to hire Connor Light as a junior staff member at a rate of \$8.00 per hour.

Mr. Dandreano made a **motion** to approve Matt Chibbaro's request to move forward with three new Recreation Center programs.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

MAINTENANCE DEPARTMENT REQUEST – RECREATION CENTER REFRIGERATOR

Mr. Dandreano made a **motion** to approve the request of the Recreation Center to purchase a "True Refrigerator" from Katom in an amount not to exceed \$3,344.96.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

PLPD BASKETBALL COURT

Mr. Dandreano introduced the following **Resolution for Acceptance of Bid for Construction of Basketball Court in Putnam Lake Park District**:

R-0916-03

WHEREAS, the Town Board of the Town of Patterson has duly advertised for bids for the construction of a basketball court at Memorial Field in the Putnam Lake Park District, consistent with the Town's Procurement Policy; and

WHEREAS, Sport-Tech Construction Corp. has submitted the lowest bid proposal (the "Proposal"), dated September 6, 2016, a full and complete copy of which is annexed hereto and hereby made a part hereof; and

WHEREAS, the Town Board of the Town of Patterson wishes to accept the aforementioned bid proposal submitted by Sport-Tech Construction Corp. in the amount of \$59,000 consistent with the Proposal;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Patterson hereby accepts the bid of Sport-Tech Construction Corp. for construction of a basketball court at Memorial Field in the Putnam Lake Park District consistent with the Proposal; and

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized and directed to execute any and all agreements and other documents necessary to give effect to this Resolution, consistent with the terms hereof, all in form satisfactory to the Supervisor and the Town Attorney.

Seconded by Mr. Burns. All In Favor: Aye. Carried.

MEETING ROOM REQUEST – CRIME STOPPERS

Mr. Dandreano made a **motion** to approve the request of David Raines to use the Meeting Room on October 11, 2016, from 6:00 p.m. to 9:00 p.m. for the Fraternal Order of Police (FOP) Crime Stoppers meeting.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

CHARLES COOK

PATTERSON FD REQUEST – NEW MEMBERS

Mr. Cook made a **motion** to approve Debbie Goldsmith, Richard Medina, Gina Bierman, and John Simpson as a new member of the Patterson Fire Department.

Seconded by Mr. Burns. All In Favor: Aye. Carried.

MED-RETURN UNIT

Mr. Cook stated the Med-Return Unit is in the lobby at Town Hall. It is a green box and you can bring all your expired medication there. The Patterson Rotary paid for this. The Sheriff's office will come and dispose of the medicine.

Mr. Williams stated the box is almost full.

LETTER OF RESIGNATION/ADVERTISE POSITION

Mr. Cook stated we received a resignation letter from Brian Burdick. He is the caretaker at the Veterans Park.

Mr. Cook made a **motion** that the Town Board accept the resignation of Brian Burdick as caretaker at the Veterans Park.

Seconded by Mr. Burns. All In Favor: Aye. Carried.

Mr. Cook stated we wish him well.

Mr. Williams stated I would like to suggest we form a committee of Charlie and Shawn, who oversee the Veterans Park Advisory Board, Joe Downey, Chairman and Brian Callahan who is

very involved in the park and have them revise the job description and bring it back to the Board. We can approve it and advertise for bid.

Mr. Dandreano stated we need to nail down what the job description is.

OTHER BUSINESS

Mr. Cook stated we received a letter from the DEC on the Putnam Lake Dam. There are some minor things that have to be done. Who does that.

Mr. Williams stated generally between Dennis and I, we will coordinate what needs to be done. They want to see all the trees cut down on the dam. Over the course of time, we did remove some of the trees, but I have a big concern removing all the trees, because of the appearance it will present.

Mr. Dandreano stated I have a couple of Facebook pages where I get a lot of feedback from residents on problems. A lot of times people have complaints about Town things. Give the Town Hall a call and speak to the Supervisor about any complaints.

Mr. Williams stated I received two non-bid procurement requests from the Building & Maintenance Department from Dennis Mayes.

Mr. Williams made a **motion** to approve Commercial Kitchens in an amount not to exceed \$873.50 to clean and repair the stove at the Recreation Center.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

Mr. Williams made a **motion** to approve Steve Adams, Jr. Plumbing to repair the boiler circulator at the Recreation Center, in an amount of \$4,354.14.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

Mr. Williams stated the Putnam County Waste Collection Day will be Saturday, October 1, 2016 at the Putnam County Health Department between 9:00 a.m. and 12:00 p.m.

Mr. Williams stated Putnam Lake has schedule the bulk pick-up on Saturday, October 29, 2016.

Mr. Williams stated the Patterson Pirates Baseball Team took fifth place in the National Tournament at the Cooperstown Dream Park. The tournament included 105 teams from across the United States and Canada. The Patterson Pirates were ranked the highest New York State Team in the tournament. I would like to extend a congratulations from the Patterson Town Board.

PUBLIC RECOGNITION

Mr. David Raines, Putnam Lake Deputy Chief stated I had a conversation with Mike Ercole and the Chiefs tonight. I was on the Executive Board that put together our budget. Our budget increase is truly only 1.4%. It says 15.47%, because of the differential between the (inaudible). If a layperson was to pick this up, they would say, "what are these guys thinking". I was just wondering if we could do an asterisk indicating that it is due to the fact that it.....

Mr. Williams stated when we get to the Preliminary and the Public Hearing we will certainly do something like that. It was a difficult budget to work on. Last year, the Putnam Lake Fire Department worked with the Town showing a significant savings. This year, we need to make that savings up. You need it in your budget. You need to operate and we need to find a way to find that money.

EXECUTIVE SESSION - PERSONNEL

Mr. Cook made a **motion** to go into Executive Session at 8:30 p.m.

Seconded by Mr. Burns. All In Favor: Aye. Carried.

Mr. Burns made a **motion** to close Executive Session at 8:45 p.m.

Seconded by Mr. Cook. All In Favor: Aye. Carried.

Mr. Williams called the meeting back to order at 8:45 p.m.

ADJOURNMENT

There being no further business, Mr. Williams made a **motion** to adjourn the Town Board meeting at 8:45 p.m.

Seconded by Mr. Cook. All in favor: Aye. Carried.

Respectfully Submitted,

Antoinette Kopeck, Town Clerk