

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

DECEMBER 18, 2013

MINUTES

PRESENT: MICHAEL GRIFFIN, SUPERVISOR  
KEVIN BURNS, COUNCILMAN  
CHARLES W. COOK, DEPUTY SUPERVISOR  
ROBERT MCCARTHY, COUNCILMAN  
ANTOINETTE KOPECK, TOWN CLERK  
DONALD M. ROSSI, TOWN COUNSEL

Salute to the Flag and Roll Call.

Supervisor Griffin called the Patterson Town Board meeting to order at 7:00 p.m. with 11 in attendance.

AUDIT OF BILLS

Mr. Cook made a **motion** to accept Abstract No. 23 as written:

General Fund \$381,224.06, Highway Fund \$194,626.85, Waste Water Treatment Plant \$986.94, Putnam Lake Light District \$594.80, Patterson Light District \$745.19, Patterson Refuse District #2 \$97,733.31, Patterson Park District \$1,413.15, Putnam Lake Park District \$950.00, Alpine Water District \$211.72, Dorset Hollow Water District \$245.00, Fox Run Water District \$552.26, Trust & Agency \$87.50, Grand Total Abstract \$679,370.78.

Seconded by Mr. McCarthy. Roll Call Vote: Mr. Burns, yes; Mr. Cook, yes; Mr. McCarthy, yes; Mr. Griffin, yes.

KEVIN BURNS

LASERFICHE SOFTWARE – UPGRADE

Mr. Burns made a **motion** to approve the Planning and Zoning Boards request for the laserfiche software upgrade which includes the purchase of two new computers in the amount not to exceed \$6,625.00.

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

PARTNERS IN SAFETY CONTRACT RENEWAL RESOLUTION

Mr. Burns introduced the following **Resolution Adopting Drug and Alcohol Testing Contract with Partners in Safety Inc.:**

**R-1213-03**

WHEREAS, by letter dated November 25, 2013, Partners In Safety Inc. has submitted a proposed “2014 Complete DOT Program Agreement” to the Town of Patterson to continue to perform drug and alcohol testing of Town of Patterson employees and other services as described therein for the period commencing January 1, 2014 and terminating on December 31, 2014; and

WHEREAS, the Town Board of the Town of Patterson desires to enter into said Agreement with Partners In Safety Inc. for calendar year 2014 in accordance with the terms set forth therein;

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Patterson hereby

approves the proposed Agreement with Partners In Safety Inc. for the year 2014 in the form submitted as aforesaid, a full and complete copy of which is annexed hereto; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and directs the Supervisor to execute said Agreement and any and all other documents and otherwise perform all acts necessary to give full effect to this resolution.

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

PLPAB REQUEST(S) – CODE AMENDMENTS & YEAR END REPORT

Mr. Burns stated everyone received a memo regarding proposed changes to the Board. We won't vote on this tonight, but if everyone can take a look at it and have comments for the next meeting.

Mr. Cook stated Dede regarding change number three where you talk about the (inaudible) identification. I'm not sure why we are issuing one sticker and not two as the code currently indicates.

Ms. Dede Lifgren stated to make it easier. Multiple stickers stay on every year and they never seem to come off. It just seemed easier to do one versus two. Also the charge of making more stickers. We can do two. We have in our policy only one and we have only been using one. The numbers are on it and we go right to that one sticker.

Ms. Lifgren stated I would like to review some of the things we did this year and some of the things we will be doing next year. I would like to thank members on my Advisory Board. They worked so hard this year and put out so much effort.

Everything was a first for this year. Everything had to be developed from scratch. Much of this had to be done by May so the beaches could be opened. Jackson was doubled in size, drainage was added. Warren's docks were sandblasted and repaired, vines stripped from much of the fencing and the land was cleared. We brought in 100 tons of sand to spread on the beaches. They were leveled and storage sheds were added to house lifesaving equipment. Beaches were 100% in compliance with the Health Department. Emergency plans were created for both beaches. Lifeguard certification scheduling was complete and the beach operations were pretty smooth this year. The Park District Swim Team had a very good year. There were 60 children from Putnam Lake that participated and we expect even more once people get familiar with the programs that we have. Putnam Lake Men's Softball Team was transitioned into a Park District League and they also had a good year. This year the Park District had multiple clean ups all around the Park Land. Volunteers collected and burned much of the wood and branches that were around. We took 70 tires out of the woods. We cleared up a lot of garbage. We have a fully active website with information about how to live near a lake in an eco-friendly way. All beach updates, activities and forms are on there as well. This year we sent out a Park District newsletter that went to every resident in the District and we will do that yearly in the spring.

Ms. Lifgren continued with her updates.

Ms. Lifgren stated we managed to accomplish all the work on half our budget. We will have a \$70,000.00 savings this year. \$30,000.00 was a legal bill that was paid. This was from legal work done for the formation of the District included with negotiations with the PLCC and the transfer of the property. None of that was budgeted for so luckily we had the money this year and now you won't have to bond it. The remaining \$40,000.00 will go directly to the lake. That will be \$40,000.00 to help with the cause.

Mr. Burns stated DeDe I would like to commend you as Chair and leader of the Advisory Board. About a year ago this seemed like there were a lot of divisive feelings about the whole fact that the Town was taking this over and that this was going to be a difficult process. It doesn't seem like it could have gone any better and I think that is largely to do with your leadership and the hard work of your board. I commend you.

Mr. Williams stated do we want the proposed changes put into Local Law form for the next meeting.

Mr. Cook stated yes.

Mr. Williams stated Dede regarding Allied, have we seen the report yet.

Ms. Lifgren stated they said they were sending it out this week.

BUDGET TRANSFERS

Mr. Burns made a **motion** to approve Budget Transfers No. 49 through 57:

Budget Transfer No. 49

Increase:	A.0599	Appropriated Fund Balance	\$50,000.00
		Fund Balance	
Decrease:	A.1010.100	Town Board Personal Services	\$(18,000.00)
	A.1010.110	Town Board PS – Medical Buyout	\$ (2,000.00)
	A.1420.440	Town Counsel – Special Counsel	\$(20,000.00)
	A.9060.800	Hospital & Medical Insurance	\$(10,000.00)
Increase:	A.9710.600	Serial Bonds Principal	\$100,000.00
		Expense Accounts	

Budget Transfer No. 50

Increase:	DA.2701	Refund of Prior Year Expenditures	\$15,000.00
		Revenue Account	
Decrease:	DA.5110.400	General Repairs Contractual	\$ (1,000.00)
Increase:	DA.5130.400	Machinery Contractual	\$15,000.00
	DA.5140.400	Miscellaneous Contractual	\$ 1,000.00
		Expense Accounts	

Budget Transfer No. 51

From:	SWA.8310.200	Water Administration Equip & Capital Outlay	\$(2,000.00)
To:	SWA.8310.400	Water Administration Contractual	\$1,500.00
	SWA.8320.400	Source of Power Contractual	\$500.00
		Expense Accounts	

Budget Transfer No. 52

Increase:	A.1570	Charges for Demo of Unsafe Buildings	\$21,295.00
		Revenue Account	
Increase:	A.3650.400	Demo of Unsafe Buildings Contractual	\$21,295.00
		Expense Accounts	

Budget Transfer No. 53

Increase:	GWTP.5490	Federal Aid – FEMA	\$13,375.00
		Revenue Account	
Increase:	GWTP.5130.401	Sewage Treatment Conti – Operations	\$13,375.00
		Expense Accounts	

Budget Transfer No. 54

From:	A.1620.402	Town Hall – Light & Power	\$(2,000.00)
	A.1621.402	Justice Court – Light & Power	\$(1,000.00)
	A.1990.400	Contingent	\$(5,000.00)
To:	A.1620.400	Town Hall Contractual	\$5,000.00
	A.1621.400	Justice Court Contractual	\$3,000.00

Budget Transfer No. 55

From:	A.7146.414	Camp Program	\$(100.00)
To:	A.7146.437	Senior Program	\$100.00

Budget Transfer Request 56

From:	A.8161.400	Recycling Contractual	\$(1,200.00)
To:	A.8160.400	Landfill Contractual	\$1,200.00

Budget Transfer Request 57

From:	A.3620.100	Code Enforcement Personal Services	\$(360.00)
To:	A.3622.100	Fire Code Officer Personal Services	\$360.00

Seconded by Mr. Cook.

Mr. Cook stated I have a question. Some of them say increase but they don't show a decrease from anywhere else, so where is the money coming from.

Mr. Burns stated which one.

Mr. Cook stated the first one and then No. 52.

Mr. Griffin stated either from Fund Balance or Contingency.

Mr. Burns stated in other words those lines are being increased from Fund Balance or Contingency.

Mr. Griffin stated probably Contingency.

Mr. Cook stated it should probably say that.

Mr. Burns stated 2013 was what Trish presented last time, we were paying down \$100,000.00 on principle and the bond.

Mr. Griffin stated yes, that is clearly coming from Fund Balance.

Mr. Burns stated so it's not between lines. Most of these are between lines.

Mr. Griffin stated the demolition and the unsafe building is also coming from Fund Balance Contingency money. It's being billed back to the County and put in a tax warrant and we will collect that money and it will go back to the Town after the tax warrant is filled in January by our new Receiver of Taxes.

All In Favor: Aye. Carried.

CHARLES COOK

RECEPTIONIST APPOINTMENT - RESOLUTION

Mr. Cook introduced the following **Resolution to Appoint Susan B. Salisbury as Part-time Receptionist:**

**R-1213-04**

WHEREAS, the Town Board of the Town of Patterson desires to hire a part-time receptionist for the Patterson Town Hall; and

WHEREAS, the Supervisor has conducted interviews of applicants from the Putnam County Certification of Eligibles Receptionist List to fill said position; and

WHEREAS, the Town Board has determined that, of those persons interviewed, Susan B. Salisbury is the most qualified candidate for the Receptionist position and has recommended that she be hired to such position; and

WHEREAS, the Town Board of the Town of Patterson has determined that Susan B. Salisbury is fully qualified to hold the position of Receptionist;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Patterson hereby appoints Susan B. Salisbury to the position of Receptionist, which position shall commence on January 2, 2014, and shall be subject to the personnel policies of the Town of Patterson; and

BE IT FURTHER RESOLVED, that Ms. Salisbury shall be compensated at a rate of \$11.00 per hour worked, not work more than 28 hours per week, and shall not be eligible for any additional benefits or compensation related to said position; and

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

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

RECREATION REQUEST(S)

Mr. Cook made a **motion** to approve the request of Matt Chibbaro to rehire two former employees, Shannon Martinez and Arizona Kilbride at their 2013 rate of pay, Shannon at \$8.30 per hour and Arizona at \$8.00 per hour.

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

MERCY COLLEGE EMERGENCY MANAGEMENT PROGRAM- FOLLOW-UP

Mr. Cook stated at the last meeting we had a presentation by a representative from Mercy College and the Putnam County Emergency Services. I would like to say to the Board that I think they are requesting two people to be sent to a leadership of emergency procedures for a Homeland Security Program. I for one think it is a good idea. We didn't budget for this and it's in the neighborhood of \$16,000.00 and I would recommend if we could find the money that we send two people.

Mr. Griffin stated I remain unconvinced that this is a necessary expense. The biggest issue we need to solve right now during any major emergency is communications. How do we communicate to the public, what is going on, what services can we provide and where are they being provided. There was a suggestion that we decided that we would not go forward with approving the sign for the Fire Department. In conversations with the Town Planner and some representatives from the County, they purchased mobile sign boards. We are looking into that. The cost for a couple of the sign boards wouldn't be greater than sending two people to school. We have an outstanding Highway Superintendent and we have been through four major disasters in the last year and a half. Communications with the County was fine and with NYSEG it has improved. I just think the money could be put to better use. That's my opinion. Rich or Pete if you have a different opinion I would be happy to hear it.

Mr. Cook stated so you are saying put the money toward these mobile signs.

Mr. Griffin stated yes, I think we could spend the money better elsewhere. If the rest of the Board thinks that the school and the training is vital, then I'm not going to disagree with it.

Mr. Pete Dandreano, Councilman Elect stated there are a lot of other programs. I know the Town has been getting by all these years without an Emergency Management Plan, but I think we really need to have a solid plan. You have done a great job as Supervisor and running emergencies, but when you are not here and the next one comes along, particularly with this program it is run by the County and there is a program that Rich and I have been involved with All County Hazard Mitigation Plan. We will be helping to write that plan. I think we could get some grant money down the road to help us with emergency planning. We have been depending on the County to take care of us and I think going forward we have to learn how to take care of ourselves and use the County as a resource.

Mr. Griffin stated well Pete I would respectfully disagree with the County taking care of us. Until Maryellen Odell and Bruce Walker got involved, we never heard from the County from the beginning of the event until the end of the event. The Highway Department was always our first line of defense and the Fire Department. Our Highway Department has done an outstanding job.

Conversation ensued.

Mr. Cook made a **motion** for the Town Board to approve sending one person to the Mercy College Emergency Management Program.

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

ROBERT MCCARTHY

SANITATION DEPARTMENT – NEW VEHICLE RESOLUTION

Mr. McCarthy introduced the following **Resolution Approving Purchase of Recycling Truck**:

**R-1213-05**

WHEREAS, the Patterson Town Board has received a request from the Administrator of Garbage District Nos. 1 and 2 of the Town of Patterson for the purchase of a recycling truck meeting the specifications set forth in a certain proposal prepared by Arkel Motors Inc. dated November 18, 2013 (the "Recycling Truck"), which is annexed hereto and incorporated herein by reference; and

WHEREAS, the Town Board has determined that there is a need for a replacement recycling truck to collect recyclables from 2688 units within the Town; and

WHEREAS, the Town Board wishes to authorize the purchase of said Recycling Truck for the price of \$69,901.19 from Arkel Motors Inc.; and

WHEREAS, sole source contracts and contracts for a price less than that offered under a Putnam County contract or a New York State Office of General Services contract for a commodity equal in quality are not subject to competitive bidding pursuant to the Town's Procurement Policy; and

WHEREAS, the Town Board is satisfied that this is a sole source contract and also a contract for a price less than that offered under any Putnam County contract or a New York State Office of General Services contract for a commodity of equal quality;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and approves the purchase of the Recycling Truck at a cost not to exceed \$69,901.19; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and directs the Supervisor to execute any and all documents necessary to give effect to this Resolution.

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

TNR PROGRAM – DIRECT BILLING

Mr. McCarthy stated there was a request from the County/Putnam Felines that we change the approval of the \$500.00 for the TNR Program to a direct payment to the vet. The original motion on November 28, 2012 was approved for a reimbursement for charges to Putnam Felines. After speaking with Don Rossi, Counsel it was determined that a new motion be approved for the charges to be paid directly to a veterinarian. The quote from Brook Farm Veterinary is \$78.50 - \$83.50 per cat allowing 5 to 6 cats to be treated. Brook Farm will waive the exam fee so 7 cats can be treated.

Mr. McCarthy made a **motion** to approve direct billing in lieu of reimbursement to Putnam Felines.

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

PUTNAM LAKE SENIORS' – REQUEST(S)

Mr. McCarthy made a **motion** to approve the Seniors request to go to the Westchester Broadway Theatre to see Ragtime in April for an amount not to exceed \$1,650.00.

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

Mr. McCarthy made a **motion** to approve the Seniors request to go to the Westchester Broadway Theatre to see South Pacific in October for an amount not to exceed \$1,610.00.

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

ANNOUNCEMENTS – CHRISTMAS TREE PICK-UP

Mr. McCarthy stated the Highway Department will be picking up Christmas trees on January 16 and 17, 2014 with the snow dates being January 23 and 24, 2014.

Mr. McCarthy stated two weeks ago the Sanitation Department went to a Safety and Health Committee on their own time.

MICHAEL GRIFFIN

SHARED SERVICES CONTRACT - RESOLUTION

Mr. Griffin introduced the following **Resolution Approving Intermunicipal Agreement Between the Town of Patterson and the Town of Pawling Regarding Assessment Services:**

**R-1213-06**

WHEREAS, New York General Municipal Law 119-0 authorizes Towns to enter into cooperative agreements and New York Real Property Law 576 authorizes a person serving as Assessor in one Town to also serve as Assessor in another Town pursuant to such a cooperative agreement; and

WHEREAS, the Town of Patterson and the Town of Pawling previously entered into an Intermunicipal Agreement Between the Town of Patterson, New York and the Town of Pawling, New York Regarding Assessment Services (the "Agreement") to share real estate assessment services for the period commencing September 17, 2012 and ending December 31, 2013, a copy of which is annexed hereto and incorporated herein by reference; and

WHEREAS, pursuant to the Agreement, the Town of Patterson Assessor shall spend not more than two (2) days per week in the Town of Pawling in exchange for the Town of Pawling's payment to the Town of Patterson on the terms set forth in the Agreement; and

WHEREAS, the Town of Patterson and the Town of Pawling wish to renew the Agreement for a period of 2 years commencing January 1, 2014 and ending December 31, 2015, on the terms set forth therein; and

WHEREAS, the current Town of Patterson Assessor, Christopher G. Boryk, has expressed his consent to a renewal of the Agreement for said term;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and approves a renewal of the Intermunicipal Agreement Between the Town of Patterson, New York and the Town of Pawling, New York Regarding Assessment Services for a period of 2 years commencing January 1, 2014 and ending December 31, 2015, on the terms set forth therein; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Patterson hereby authorizes and directs the Supervisor to execute a renewal agreement in substantially the same form as the Agreement ending on December 31, 2013, including any amendments that may be satisfactory to the Supervisor and the Town Attorney.

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

Mr. Charlie Tucker stated two meetings ago I brought up a resolution that we had years ago. Did we get an answer from the attorney on that.

Mr. Griffin stated basically the State of New York has said that Towns with sole Assessors can now do what they call CAP agreements. We are following the rules and regulations. Based on the referendum and the way it was presented to the public we would have a sole full-time Assessor. Charlie's question was is it legal to have a CAP agreement.

Mr. Don Rossi stated my understanding is it is but we did not research it after the last meeting. I didn't know it was placed before us to do that. I know that a shared services contract of the type we are entering into is legal.

Mr. Griffin stated it's not only legal it's promulgated by the State and they are pushing the program and they are the ones that are driving the bus on this. In the past they have given us some consideration for this, unfortunately the State of New York is financially destitute. They have eliminated most of their Office of Real Property Services financial support for the Towns and they have gone to the point of merging them in with another department.

Mr. Tucker stated the State of New York is not aware of the fact that we had a resolution, a referendum here that stated we would have a full-time Assessor. They can say all they want down the road. My feelings are if you are going to attempt this....first of all who is going to pay his benefits. You are only getting \$40,000.00 from them up there. What about his benefits. We are going to foot the whole bill.

Mr. Burns stated we covered this in a meeting about three or four meetings ago and we went through and broke down who was paying for what. I don't have the numbers in front of me but we went down that path in terms of going through and breaking down retirement benefits.

Mr. Rossi stated I don't know if the referendum particularly binds the Town to a future course of conduct. The second thing you could do is adopt a resolution as proposed and we can get a quick answer back to you in the event that it is something that violates or is prohibited by the referendum.

Mr. Tucker stated I would think it would.

Mr. Rossi stated Mr. Tucker I understand that you propose that it does. All I can say is we will look at it and have an answer on it. The Board can move forward, they have been working on

this matter for a number of months, they can adopt this resolution on condition that it is confirmed to the satisfaction of the Town Attorney that the referendum does not prohibit this.

Mr. Griffin stated we had a CAP agreement with Kent for several years as well.

Mr. Rossi stated I think the key issue is are they still going to be able to get appropriate Assessor services, which you obviously feel confident that you can, it's been in place, there has been no complaints about the extent of the services and it's a cost saving method.

#### HIGHWAY CALL-OUT LIST – SUBSTITUTE DRIVERS

Mr. Griffin stated I have a memo from Frank Farrell, when needed Garbage District No. 2 will be hiring a temporary substitute at \$18.00 per hour which is a laborer rate as per the CSEA contract. Frank wants to know if any of your guys are interested in being on the call-out list.

Mr. Griffin stated the other thing is you are looking for substitute drivers and you want them paid at the contract rate of \$28.88.

Mr. Griffin made a **motion** to approve the Highway Superintendents request to hire substitute drivers in an amount of \$28.88 per hour.

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

#### NY ALERT – UPDATE

Mr. Griffin stated the Planning Department has been working on NY Alert for some time and I believe they have it settled. First I would like to say thank you to the Town Planner Rich Williams and his staff and the ladies in the office. They have done an absolute exceptional job in getting this up and running.

#### BOND REFINANCING - UPDATE

Mr. Griffin stated we have some really exceptional good news, originally we spoke about bond refinancing, we had our sale and we got some exceptionally good rates and instead of saving \$120,000.00 we anticipated the net savings to the taxpayer's between now and 2025 will be \$301,136.23. Trish isn't here tonight but she did a great job. We all worked hard to get this done.

#### YEAR END RESOLUTION

Mr. Griffin introduced the following **Year End Resolution:**

#### **R-1213-07**

BE IT RESOLVED that all bills audited by the Town Board of the Town of Patterson be paid and authorization be given for bills and encumbrances that might arise through December 31, 2013, and

BE IT FURTHER RESOLVED that all transfers be automatically approved by the Town Board subject to their review at the new Town Board Meeting. Budget transfers as of December 31, 2013 are to be attached in the Minute book.

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

Mr. Griffin made a **motion** to add Putnam County Agricultural Districts to my agenda.

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

Mr. Griffin stated we have a memo from the Town Planner. We received a notice from Lauri Taylor representing the Agricultural and Farmland Protection Board inquiring whether the Town has any comments or concerns relative to two properties for which the AFPB has received petitions to join Putnam County Ag Districts. There is a property on Route 311, Tax Map No.

13.-3-59 and East Branch Road Tax Map No. 24.-2-26 & 24.2-25. The Building Inspector has been trying to get the lots cleaned up for some time.

Mr. Cook stated I think we should send Mr. Williams letter over to the County. They are asking if there are any violations currently on these properties and both properties have violations. Mr. Williams stated I think that should go over, and probably a letter from the Supervisor describing our concerns. I can work with you on doing that.

Mr. Griffin stated it doesn't matter what you say, they will rubber stamp it. I'm not sure they ever rejected the properties we have given them good cause to. I doubt this would be any different.

Mr. Cook stated we'll send a letter.

Mr. Griffin stated absolutely.

Mr. Griffin made a **motion** to add Executive Session Personnel to his agenda.

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

#### OTHER BUSINESS

Mr. Cook stated there was a letter sent from the Fire Marshall/Code Enforcement Officer to the owners of Wings and Things and Thunder Ridge Ski Area off of Route 22 relative to areas about where there is parking allowed and where it is not allowed. Anyone visiting Wings and Things and Thunder Ridge Ski area, please be alert to where you may park and where you may not park.

Mr. Cook stated there is a very good program put on for the employees "Work Place Violence Prevention" and I thought it was done very well. Shouldn't all employees have I.D. badges and be required to wear them and show them. The County has them, banks have them.

Mr. Williams stated for those of us who do field work, we do have identification that shows we are Town Officials or employees. For the building, we know who we are.

Mr. Griffin stated what does the Board want to do. At this point, we have gotten along fine without a lot of these things. If we are going to do photo I.D.'s, I would have to check with the County to see if they would be willing to help us out with it.

Mr. Griffin stated why don't we table it until the first of the year.

#### PUBLIC RECOGNITION

Mr. Charlie Tucker stated regarding Mercy College and no offense to Rich and Pete, but wouldn't it be advisable to have someone who is knowledgeable in Emergency Services who is not tied up as a Councilman or Town Planner.

Mr. Griffin stated Pete is currently a Police Officer in Greenburg for the last 17 years so I think he is qualified.

Mr. Tucker stated but you are tying a Councilman up.

Mr. Tucker stated regarding the wood pile on East Branch Road, Charlie Williams place. It is not any lower than it was. Did they send you a letter.

Mr. Griffin stated the County sent us notification that they have informed Mr. Williams that they consider that a hazard and he is to do something with it. They gave him 30 days.

Mr. Tucker stated and what about the other one, our Honorable Judge John King.

Mr. Griffin stated we received correspondence from Honorable Judge King that he fully intends to re-occupy his residency and as soon as his health permits he will be back working on it.

Mr. Rossi stated what we did since the last meeting is determine exactly what the law is. The law is set forth in public offices law and it is really a question of a determination as to whether a Justice who moved out of Town is making his current residence a temporary residence. That is what prompted the Board's request.

Mr. Griffin stated explain that please.

Mr. Rossi stated if it is a temporary residence and he intends to return to his Patterson residence, then he continues to be qualified as a Justice in the Town.

Mr. Griffin stated so as long as he says I have an open Building Permit and I fully intend to return to my residences one day, that's it.

Mr. Tucker stated even though the Building Inspector was in the process of trying to get the house knocked down.

Mr. Rossi stated it is a matter of whether it appears that it is his intention to move back to the Town.

Mr. Burns stated well he has manifested in his letter an intention to move back to the Town.

Mr. Rossi stated right.

Mr. Griffin stated I will ask for a periodic update from the Code Enforcement Department as to notification and progress.

Mr. Rossi stated I would also suggest a periodic request to the Judge as to a status update from him, because it is his intentions that are at issue and I think it would be a good idea periodically to do that.

Mr. Griffin stated ok.

Mr. McCarthy stated anything about dual residence.

Mr. Rossi stated no, there was an inquiry with regard to dual residence and I think the term dual residence was probably intended to refer to temporary residence. There is no provision in any section of the law or the Office of Court Administration Acts that we reviewed.

Mr. Tucker stated nothing on temporary residence.

Mr. Rossi stated it actually does speak of temporary residence. If there is a temporary residence and there is an intention to return to the Town to live then that is something that is permissible.

Mr. Tucker stated where did you find this.

Mr. Rossi stated Public Offices Law is the section. I'm also a little concerned about delving to deeply into a matter that could be considered personnel. We have a memo, give me a call at the office and I can tell you exactly where it is.

Mr. Tucker stated he is not personnel, he is an Elected Official.

Mr. Rossi stated Charlie I'm not going to debate with you. We have written opinions to the Board and I think they are matters that are confidential as far as the Freedom of Information Law is concerned.

Mr. Tucker stated if the house is not livable and the man is making no effort to correct the situation, then there is something wrong.

Mr. Rossi stated that is what Public Recognition is for, for you to express your opinion.

Mr. Bruce Majors stated a couple of times this evening I've noticed people looked to the camera and want to present information to the public and this is one of my concerns and I've raised it for

at least two years, the issue of where we are with the cable network and the ability of having our Town Board meetings live. In addition, we talk about Christmas trees, I've often asked people how many times they have seen the Town Board meetings and they say when are they on. I also raised several months ago whether or not the Town Board was going to look into the distribution of the three local papers in the Town to get a sense of what kind of circulation there is within the Town, so you are in a better position in making a determination who you want to use for your legal notices.

Mr. Griffin stated we have one newspaper here tonight.

Mr. Majors stated that's great, but unfortunately we don't have a consistent newspaper. A couple of years ago we had a newspaper that was consistently here. I think the issue with Comcast is important.

Mr. Griffin stated we have tried to get Comcast to agree to a specific time slot and to date they have refused to do that.

Mr. Majors stated however, if you go live, like Carmel has, you will get channel 95 like they have except channel 95 will only be for Patterson. Similar to the school district, they have channel 22. If you turn on 22, Mike you get Brewster. If I turn on 22, I get Carmel. The same would happen with the government channels. We keep talking about emergency management, we are going to send people to school, and maybe we will get a temporary sign. I think you have to get together and start looking at the whole package. It's great to say, I think temporary signs are great for isolated incidences. I think it would also be nice to have two fixed signs or make a determination of having some fixed signs in the Town, so people will know those signs are always there and they don't have to be there for only emergencies. All I am suggesting is you need to try to get the message out to more people in the Town. Thank you.

Mr. Tucker stated I was just curious about something. We are talking about these portable signs and Rich is talking about NY Alert, wouldn't it be more advantageous to us to go and put a push on NY Alert then worry about putting a temporary sign near the fire house that someone may or may not see. Get all the taxpayer's involved with NY Alert. The \$8,000.00 you are going to spend to send someone to school you could spend on fliers and mailings to the residents telling them about NY Alert.

Mr. Griffin stated it is certainly something for the Board to consider.

Ms. Barbara Murphy stated I wanted to address the Board and see what is happening with the Administrator position of Sanitation.

Mr. Griffin stated that is exactly what Executive Session is about tonight.

Ms. Murphy stated glad to hear that.

Mr. Griffin stated we have some recommendations from the gentlemen who handles our HR work. There are a couple of Councilman who aren't entirely satisfied with what has been put on the table and that is what we are going into Executive Session with Counsel to discuss and see if there are other options. Apparently Civil Service Article 75 is considerably more limited than we thought.

Mr. Griffin stated congratulations Mary.

Mr. Cook stated Merry Christmas.

Mr. Griffin stated everyone have a Merry Christmas.

#### EXECUTIVE SESSION

There being no further business, Mr. Cook made a **motion** to go into Executive Session at 8:20 p.m.

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

Mr. Burns made a **motion** to close Executive Session at 9:10 p.m.

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

Mr. Griffin called the meeting back to order at 9:10 p.m.

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

ADJOURNMENT

There being no further business, Mr. Burns made a **motion** to adjourn the Town Board meeting at 9:10 p.m.

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

Respectfully Submitted

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Antoinette Kopeck, Town Clerk