

**SEPTEMBER 8, 2011  
PUBLIC HEARING  
PROPOSED CHANGES TO ZONING LAW**

The Town Board of the Town of Stuyvesant held a Public Hearing to discuss the proposed changes to the Town's Zoning Law, on Thursday, September 8, 2011 at 6:30pm at the Stuyvesant Town Hall. In attendance at the meeting were Supervisor Valerie Bertram, Councilperson Brian Chittenden, Councilperson Ronald Knott, Councilman Edward Scott, Town Clerk Melissa Naegeli, and Highway Superintendent Bernie Kowalski.

Supervisor Bertram opened the Public Hearing at 6:30pm and asked Town Clerk Melissa Naegeli to read the public notice. The Town Clerk read the following notice:

*Public Hearing  
Town of Stuyvesant  
Stuyvesant Town Hall  
September 8, 2011 6:30pm*

*Please take notice that on September 8, 2011 at 6:30pm a Public Hearing will be held for the purpose of hearing comments from all interested parties on the proposed changes to the Town Zoning Law. The Hearing will be held at the Town Hall, 5 Sunset Drive, Stuyvesant, NY 12173.*

*Melissa A. Naegeli  
Town Clerk*

The Supervisor announced that there copies of the proposed changes available. She then went over the proposed changes.

[INSERT CHANGES DOC. FROM RON]

The public hearing was closed at 6:50pm.

**SEPTEMBER 8, 2011  
TOWN BOARD MEETING**

The Town Board of the Town of Stuyvesant held its monthly meeting on Thursday, August 11, 2011 the Stuyvesant Town Hall. In attendance at the meeting were Supervisor Valerie Bertram, Councilperson Brian Chittenden, Councilperson Ronald Knott, Councilman Edward Scott, Councilperson Kelley Williams, Town Clerk Melissa Naegeli, Highway Superintendent Bernie Kowalski and Attorney for the Town Tal Rappleyea.

Supervisor Bertram called the meeting to order at 7:00pm and opened the meeting with a moment of silence in memory of Dr. Matthew Asbornsen. She then led the Pledge of Allegiance.

A motion was made by Councilman Edward Scott to approve the previous minutes. The motion was seconded by Councilman Ronald Knott and the motion was approved unanimously.

A motion was made by Councilman Edward Scott to approve the bills. The motion was seconded by Councilman Brian Chittenden and the motion was approved unanimously.

Supervisor Bertram announced that the Board had a Resolution in front of them and read the resolution.

*At a meeting of the Town of Stuyvesant Town Board at the Town Hall on Route 26A in Stuyvesant on September 8, 2011*

*Whereas the Town Board as previously received from the Town Highway Superintendent and the Town Engineer Morris Associates information indicating the condition of the existing Highway Garage facility and the salt storage facility are in poor condition. Portions of the buildings have outlasted their usable life resulting in numerous repeated roof leaks, requires the replacement of the roof surface and significant upgrades and repairs and building system replacement, and*

*Whereas the existing salt storage and on-site sand/salt storage methods do not meet the guidelines and best management practices of the State of New York Department of Environmental Conservation, and*

*Whereas Morris Associates Engineering Consultants are prepared to provide certain drawings and specifications for the construction of the new salt and sand storage facility to replace the salt shed and also to make improvements and to expand upon the existing highway garage along with the proposed request for proposal documents and have delineated the project to be the Town of Stuyvesant Highway Garage Upgrades and New Sand/Salt Building Facility, and*

*Whereas Morris Associates Engineering Consultant Ray Jurkowski has prepared and provided a presentation to the Town of Stuyvesant Town Board as well as public informational meetings for the improvements to the highway garage facility upgrades and new sand/salt building facility, and*

*Whereas the Town of Stuyvesant has provided the residents of the Town of Stuyvesant the opportunity to vote on the proposed project and expenditure through referendum vote that took place on August 16, 2011 and said referendum was passed by the voters. The Town Board establishes the project to be known as the "Town of Stuyvesant Highway Garage Facility Addition and New Sand/Salt Storage Facility for construction of an addition and to make improvements to the existing highway garage facility located at the existing highway department located on County Route 26A and to construct a new sand/salt storage facility on an existing Town-owned parcel located on Sharptown Road in Stuyvesant, New York. The Town of Stuyvesant Town Board as Lead Agency has completed its review of the project and has passed a resolution determining the negative declaration for the action at the October 14, 2010 Town Board meeting and that no further environmental proceedings are necessary. Morris Associates Engineering Consultants are authorized to prepare necessary design plans, specifications and requests for proposal documents as well as oversee and inspect the construction for compliance with the contract documents and in accordance with Law to give notice to bidders and all bids will be opened at the Town Hall on a date that shall be coordinated with the Town Clerk. That the Town Board anticipates that the maximum budget for the construction of the project, inclusive of all costs, such as engineering, bonding, accounting, bidding and extra charges, will be approximately \$850,000. That this Capital Project funded and financing the bond total amount not to exceed \$845,000. Bid documents and proposed contract documents shall be available for public inspection for a deposit prior to the bid date. Among other things, the bid documents must contain the non-collusion certificate required by General Municipal Law S 103-d and the Town Board shall reserve the right in its discretion to waive technical non-compliance or regularities that are not material or substantial to reject all bids and to re-bid this project.*

A motion to adopt this Resolution as written was made by Councilman Ronald Knott and seconded by Councilman Edward Scott. The motion was passed unanimous vote.

## **REPORTS:**

### ***Town Clerk***

The Town Clerk's Report is on file in her office.

### ***Highway Department***

Highway Superintendent Bernie Kowalski reported the Fall Clean Up day will be October 15<sup>th</sup> from 8-4 and will be held rain or shine.

Storm damage on several Town roads – approximately \$20-\$30,000 worth. All roads are open but not fully repaired. There are major problems on Lower Lang Road. There is no place for the water to go. The Highway Department has pulled 220 loads of sand out of the area and it's still overflowing with water.

Supervisor Bertram thanked the Highway Department for all of the extra hours that they have put in to keep the roads clear. Councilman Scott added thanks to the 2 fire companies for pumping out residents. Supervisor Bertram thanked anyone who has volunteered and have been checking in on neighbors. Supervisor Bertram added that while we had a lot of damage to the roads, we are lucky to not have lost anyone during the storms.

### ***Building Inspector/Zoning Enforcement Officer***

The report is on file in the Town Clerk's Office.

### ***Planning Board & Zoning Board***

Report will be on file in the Town Clerk's Office.

### ***Town Hall Committee***

Councilman Knott reported all is good.

### ***Railroad Restoration Committee***

Councilman Knott said he had not been able to attend the "Taste of Buffalo" and asked Lee Jamison if she could report on it. Ms. Jamison said it was delicious. The wings went quickly with only a little bit of food left over. Marilyn Burch has not yet reported on the final amounts raised but Supervisor Bertram added that she had turned in over \$400.

### ***Town Historian***

Supervisor Bertram said the books are selling well.

### ***Assessor's Office***

Cathy Knott, the Assessor's Clerk, reported that she will be sending notices to those who have to update their soil/water worksheet updates (they are due every 5 years). Around Thanksgiving, she will be sending out the Exemption forms and they will be due back to the Assessor's Office by March 1<sup>st</sup> 2012.

### ***Recreation Committee***

Councilwoman Kelley Williams reported that there was no Committee meeting due to the holiday weekend. The Committee will meet on September 10<sup>th</sup>.

### ***Dog Control Officer***

No report.

### ***Trails Committee***

Lee Jamison reported that there was a trail work day at Asbornsen Nature Trail at the Ken Hummel Memorial Park.

### ***Environmental Management Council***

Kathryn Schneider reported that the EMC has been working on getting the grant submitted that was due that week.

### ***Old Business***

Councilman Knott asked about the Salt Shed project on Sharptown Road and the Town's setback requirements. He said that in discussions with Highway Superintendent Kowalski it was determined that building should be sited closer to the front property line because it would give the Highway Dept. more room to get around the building. Councilman Knott proposed that the Town Board grant the project immunity from zoning. Tal Rappleyea explained that the process to do that would be to hold a Public Hearing, do an analysis, and weigh the 10 items listed in the Court of Appeals Decision for Monroe. If the Board thinks it appropriate, a public hearing could be set. Supervisor Bertram asked the Board if there were any objections. There being no objections, a Public Hearing was scheduled for Thursday, October 6, 2011 at 6:30pm.

Reminder that there will be a budget workshop meeting on Saturday, October 10<sup>th</sup> at 8:00am.

Town Clerk Melissa Naegeli reported that the participant numbers for the Ken Hummel Run were down this year. The run brought in \$1,746 and after expenses, had a profit of \$394.03. Melissa Naegeli asked the Board for permission to send the proceeds to a relief fund for Greene County in the wake of the devastation from Hurricane Irene. Ms. Naegeli added that last year the proceeds were given to two local families that had been burned out. Councilman Ronald Knott made a motion to send the proceeds from the Ken Hummel Run to Greene County. The motion was seconded by Councilman Brian Chittenden and was approved by unanimous vote.

Tal Rappleyea said the proposed changes to the Town Zoning Law that had been discussed at the earlier Public Hearing needed to be forwarded to the County Planning Board for the input before the Board can decide what to do. Tal will forward the proposed changes to the County Planning Board.

### ***Public Comments***

William Pflaum asked a question of Councilman Knott regarding Tal Rappleyea. Supervisor Bertram explained that the question could not be answered as it is part of pending lawsuit.

There was a question regarding the procedure for a code violation of a neighbor. Supervisor Bertram suggested he contact the Code Enforcement Officer, Gerry Ennis.

Christian Sweningson reported that he had received the report from Mr. Ennis regarding the Hook Boat Club and read the report to the audience.

Don Hogan asked if Supervisor Bertram could give him a date when the court case would be completed. Supervisor Bertram explained that the issue could not be discussed as it is an open and pending court action.

Lee Jamison asked if Supervisor Bertram had been to get any information from CSX regarding what they had sprayed on the embankment along Riverview Street. Supervisor Bertram said she had no luck with contacting CSX. Lee said she called them as did Chris DeCintio (Park Ranger). CSX said they would send the contract along with what was sprayed. CSX said they would look into the situation. However, in the meantime Hurricane Irene hit and now CSX is busy with damage from the storms. She received a message that what was sprayed was "harmless herbicides" and that the ingredients would be sent.

Ned DePew asked if the Town Board had done anything with respect to repairing or replacing the bridge on Schoolhouse Road. Supervisor Bertram explained that the Board's position was that the bridge is owned by the CSX and not the Town of Stuyvesant.

Ted Guthridge asked if anyone could provide a copy of the building permit for the pavilion at the Hook Boat Club. Karen Hummel added that the pavilion was replaced after flooding in the early 1990s.

A motion to adjourn was made by Councilman Edward and seconded by Councilman Kelley Williams. The motion was passed unanimously and the meeting was adjourned at 7:45pm.

Recorded this 8<sup>th</sup> Day of September 2011

Approved this 13<sup>th</sup> Day of October 2011

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TOWN CLERK

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SUPERVISOR

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COUNCILPERSON

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COUNCILPERSON

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COUNCILPERSON

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COUNCILPERSON

**SEPTEMBER 2011 ABSTRACTS**

THE FOLLOWING BILLS WERE PRESENTED FOR AUDIT:

	<b>SEPTEMBER 2011</b>			
<b>CLAIM #</b>	<b>PAYEE</b>	<b>A/C#</b>	<b>GENERAL</b>	<b>HIGHWAY</b>
311	National Grid (1703.13)	5182.4	1,231.29	
		5132.4	201.25	
		1620.4	201.25	
312	Rainbow Distributors	1620.4	7.00	
313	Marilyn F. Burch	1620.4	77.28	
314	Columbia Tractor, Inc.	1620.4	128.55	
315	Xerox	1410.4	125.82	
316	Tal G. Rappleyea, Esq	1420.4	3,062.50	
317	Morris Associates	1440.4	394.40	
318	Williamson Law	1110.4	110.96	
319	Columbia County Sheriff's Office	1110.4	151.55	
320	Fort Orange Press	1010.4	798.00	
321	Johnson Newspaper (\$311.25)	8020.4	17.15	
		8010.4	57.65	
		1620.4	89.70	
		1010.4	146.75	

322	Staples Business Advantage (251.77)	8020.4	64.77	
		3620.4	64.77	
		1410.4	122.23	
323	Catherine G. Knott (75.94)	1355.4	36.95	
		7550.4	38.99	
324	Columbia Greene Humane Society	3510.4	75.00	
325	George Knott	6140.4	224.04	
326	Tractor Supply	7140.4	20.48	
327	Town of Kinderhook	7310.4	4,025.00	
328	Whiteman, Osterman & Hanna	8020.4	11,384.99	
329	County Waste	8160.4	80.33	
330	NexTel Partners	5010.4	46.88	
331	Mario's Home Center	5132.4	10.39	
332	Culligan	5132.4	26.75	
333	Bernard Kowalski (439.05)	5132.4	318.40	
		8810.4	120.65	
334	Main Care Energy	5110.4		2,471.70
335	Gorman Brothers	5110.4		29,422.10
336	Chemung Supply Corp.	5110.4		799.70
337	D & W Diesel, Inc.	5110.4		487.32
338	Colarusso Blacktop	5110.4		1,767.55
339	Fleet Services	5110.4		548.25
340	Colarusso Quarry	5110.4		1,090.31
341	ATR Trucking	5110.4		439.00
342	Unifirst Corp.	5130.4		198.84
343	Sam's Club	5130.4		35.00
344	Northeast Automotive Parts, Inc.	5130.4		102.97
345	Ben Funk, Inc.	5130.4		373.22
346	Tech Air	5130.4		92.56
347	Columbia County Treasurer's Office (6520.82)	9060.8	2,370.94	4,149.88
	<b>TOTAL ABSTRACT</b>		<b>\$35,523.33</b>	<b>\$14,551.22</b>