

**REGULAR MEETING
TOWN BOARD
TOWN OF STEPHENTOWN
JANUARY 18, 2016**

The Regular meeting of the Town Board, Town of Stephentown was called to order by **Lawrence Eckhardt** at **7:06 PM** at the Town Hall.

MEMBERS PRESENT:

(X) Supervisor Lawrence Eckhardt	() High. Superin. Alden Goodermote
(X) Councilman Chris Demick	(X) Town Justice John Meekins
(X) Councilman William Jennings	
(X) Councilman Philip Roder	
(X) Councilman Gerald Robinson	
(X) Town Clerk Stephanie Wagar	

A quorum was wasn't established.

6 from the Public were present

AUDIT OF CLAIMS:

- Claim #1-16 through #20-16 in the amount of **\$11,972.41** from the **General Account**
- Claim #1-16 through #15-16 in the amount of **\$14,287.32** from the **Highway Account**
- For a **Total of \$26,259.73** were audited and approved by the Town Board.

MOTION BY: JENNINGS	SECONDED BY: RODER
VOTES OF: 5 AYE	0 NAY

Minutes of the **DECEMBER 21, 2015 Regular Meeting** were approved by the Town Board as written.

MOTION BY: RODER	SECONDED BY: DEMICK
VOTES OF: 4 AYE	0 NAY 1 ABSTAINED (ROBINSON)

Minutes of the **DECEMBER 28, 2015 Reconciliation Meeting** were approved by the Town Board as written.

MOTION BY: RODER	SECONDED BY: DEMICK
VOTES OF: 4 AYE	0 NAY 1 ABSTAINED (ROBINSON)

Minutes of the **JANUARY 4, 2016 Organizational Meeting** were approved by the Town Board as written.

MOTION BY: RODER	SECONDED BY: DEMICK
VOTES OF: 5 AYE	0 NAY

TOWN CLERKS REPORT: The Town Clerk turned over the sum of **\$207.29** to the Supervisor for the month of **DECEMBER 2015**.

JUSTICE COURT REPORT: The distribution from the office of the State Comptroller, Justice Court Fund to the Town of Stephentown for the month of **DECEMBER 2015** was \$_____.

TRANSFER STATION REPORT: The Transfer Station deposited a total of **\$6,183.00** for the month of **DECEMBER 2015**.

Bags: \$4,620.00	C&D: \$1,041.00	Metal: \$0	Tires: \$26.00
Stickers: \$225.00	Appl.: \$61.00	Propane Tanks: \$0	Electronics: \$210.00

B. Jennings: still not breaking even but we in a much better spot than we were a few years ago. \$74-75k income, but spending around \$105k, still less than what was expected, took about a \$35k loss.

ACCOUNT TOTALS:

GENERAL \$249,848.34

GENERAL RESERVE FUND \$205,637.17

BEACON ESCROW \$ 885.19

HIGHWAY \$236,657.94

HIGHWAY RESERVE FUND \$111,832.03

BEACON ESCROW FOR PLANT (BOND) \$5,000 & \$70,000.

REPORT FROM THE TOWN BOARD:

P. Roder: why was there so much left over in the retirement line?

L. Eckhardt: they estimate what it's going to be the following year and because the previous year so many people bought back it made the estimate for 2015 higher than what it really should have been but we still needed to budget for what they estimated it to be for 2015.

MEETING OPEN TO PUBLIC COMMENT:

L. Eckhardt: Gerry went to the Newly Elected Official's Training, Gerry could you please fill us in on anything you learned?

G. Robinson: there was a lot of lawyers, state comptrollers, and members of the association of towns present, learned a lot regarding planning and zoning, and feel more confident in helping out where it's needed.

L. Eckhardt: the Fire Advisory Board has requested a representative, will be looking into this with the Fire Department and send it in to the county. Chris is there any report on the Dog Control this month?

C. Demick: no, nothing to report.

L. Eckhardt: PJ anything to report out on the Master Planning?

P. Roder: we will be meeting again next Monday, January 25th here at the town hall at 7pm.

L. Eckhardt: the Town Garage was broken into, nothing but the keys were stolen, we will be putting a security system in.

A. Caton: would like to address the concern of the Motocross Howard Commander has built, (Read & sited the Judgement from the Supreme Court – see attached document), On November 15th, 2015 Howard was running a Moto-cross, the troopers were called and there were 3 dirt bikes behind Ginny's House the Trooper spoke to Howard Commander and he stated it is for private use only. (The Trooper's report is attached). If you are going to put a Mass Gathering Law in place we would like to know what is the noise ordinance going to be. Is it only going to be for this side of Town or will it be for our side of Town as well? We never received the survey, it was never sent to us.

P. Roder: there was a mailing issue and we fixed all of the labels that the East Nassau Postmaster told us to fix, and they were sent out again. Do you have a PO Box or mail delivered to your door?

A. Caton: A post office box, spoke to the postmaster and she handed me one because she had extra but nothing was addressed to me.

P. Roder: they will not addressed to physical addresses they were sent out as a bulk mailing so if you were on RR1 or RR2 it was addressed to the residents on each route. I apologize you did not get one but you should have and it looks like the ones that were sent down there to the PO Boxes were not delivered to the boxes.

A. Caton: what will the decimal reading be?

V. Powell: called the Code Enforcement office and was wondering what they were going to do about it but no one returned my call.

L. Eckhardt: will talk to Dean.

P. Dibble: Just wanted to say that the swearing in by John Meekins was wonderful.

L. Eckhardt: July 8th-10th the Fractal Tribe will be returning, Rob and Aaron are present, the board will be starting the process with the Mass Gathering Law, we would like for it to be simple, we want a shut off time at a certain time there will be no music playing.

P. Roder: Decimals don't work Rik had a reader and it said it was within the normal limits.

L. Eckhardt: the Disc Jam did not quiet down like they stated they would, there was a lot of problems with the loudness and lateness of their event and we will not allow for this to happen again.

Rob (Fractal Tribe): we are looking to extend the amount of days, we do try to accommodate the community, there were a couple of people who expressed complaints, but we have never had a Town shun us away the 1st complaint we had in Worchester was the parking.

L. Eckhardt: have you ever had to apply for a permit?

Rob (Fractal Tribe): no because we never have or had over 2,000 people.

P. Roder: playing music nonstop for 24 hours a day for 3 days straight is too much, there needs to be a quiet time.

Rob (Fractal Tribe): we have a noise control officer and he has more power than anyone of us at the event, he has a meter reader to show the noise levels that we can follow.

B. Jennings: if it makes noise 24-7 you will not come back I'm not saying to not play music but if it's not quiet at some point than you will not be welcome back. I don't care how you do it to make it quiet but it needs to be quiet.

Aaron (Fractal Tribe): Rob only explained half the position with the noise control officer, they also receive calls so if someone is complaining they can address the situation right away if someone calls them.

B. Jennings: I don't care about the details, or how you do it, it just needs to be quiet.

Rob (Fractal Tribe): we need the feedback from people so we know what is wrong and it can be addressed.

L. Eckhardt: can it be tested?

Rob (Fractal Tribe): we are so busy we couldn't practice the exact setup.

B. Jennings: we will be discussing all of this with the creation of the law.

P. Roder: all the groups have dooped us, the bass is the issue as visitors you should be able to give the people here some quiet time, after 3 days of hearing "boom boom boom" on the last day people are tired.

L. Eckhardt: we will discuss a cost for the permit

Rob (Fractal Tribe): never had to purchase a permit for alcohol or anything. Last year was the bisset event we had which was 950 people and that includes the 350 staff we had on site.

P. Roder: what is the big deal and down side of shutting down from 2am-7am?

Rob (Fractal Tribe): people are coming from all over the world, when people come from all over to a music/art festival they expect music/art if we shut it down people start doing other things like drugs, we try to keep them entertained.

L. Eckhardt: you had 2 events last year?

Rob (Fractal Tribe): we travel everywhere Worchester is our main location, but we travel to NYC, Stephentown, Providence RI.

L. Eckhardt: we plan to have some public hearings, when we have a draft I will give it to Neil or Tony. We anticipate a Public Hearing on March 14th and will vote at our regular meeting on March 21st.

Rob (Fractal Tribe): we try to make it short and sweet 48 hours of music condensed 3 days of music into 2 days, we don't have to get the health department or anyone else involved.

B. Jennings: put earbuds in.

Rob (Fractal Tribe): we have considered that but it takes the social aspect out.

G. Robinson: what about a different activity to compel the music, there is probably something you could do during the quiet time instead of loud music.

Rob (Fractal Tribe): we are working on a format, and trying to find creative things to do.

G. Robinson: if you could figure out something else it could be a win win.

P. Roder: agreed, don't be discouraged we do want you here, we just have to please our neighbors as well.

L. Eckhardt: it will be the same for everyone not just one group, same across the board even if it's a wedding of 500 people it will fall in this category.

Rob (Fractal Tribe): rough idea on what the amount will be?

P. Roder: maybe \$300, it will be donated to the emergency services since they are involved in these events the most.

RESOLUTION #22 – 2016

TRANSFER OF FUNDS WITHIN ACCOUNTS

BY BOARD MEMBER: ECKHARDT

WHEREAS: the Town Board authorizes the Town Supervisor to transfer within accounts to balance and close the books for 2015 and,

WHEREAS: the Town Board requested that the Supervisor submit an itemized report, now therefore be it,

RESOLVED: that the Town Supervisor, has submitted an itemized report of all fund transfers, and be it further,

RESOLVED: that the list is attached to these Town Board Minutes.

SECONDED BY: JENNINGS

VOTES OF: 5 AYE

0 NAY

BY BOARD MEMBER: ECKHARDT

WHEREAS: the Town Board desires to protect its streets and sidewalks by the creation of a required permitting structure for the opening of Town streets and sidewalks, now therefore be it,

RESOLVED: that the Town Board hereby calls for a public hearing to be held on February 15, 2016 at 6:30pm at the Town Hall, 26 Grange Hall Road, Stephentown, New York, at which time the public may comment on the text of said law as annexed.

SECONDED BY: DEMICK

VOTES OF: 5 AYE 0 NAY

L. Eckhardt: this is to bore under roads, it's not just about the pipeline, this is for utilities and phone lines anything that crosses and goes under a Town road.

MOTION TO ADJOURN AT 8:40 PM

MOTION BY: DEMICK

SECONDED BY: ROBINSON

VOTES OF: 5 AYE 0 NAY

****A Workshop Meeting** is held every second Monday of every month at **7:00PM** at the Town Hall.

****Public Hearing on Opening of Streets and Sidewalks** will be held on **Monday, February 15th, 2016 at 6:30 PM** at the Town Hall.

****The next Regular Meeting** of the Town Board, Town of Stephentown will be held on **Monday, February 15th, 2016 at 7:00 PM** at the Town Hall.

Stephanie M. Wagar

Town Clerk