

**TOWN OF CHATHAM  
REGULAR BOARD MEETING  
June 19, 2008 ~ 7:00 PM**

<b>Board Present:</b> Supervisor Jesse DeGroot Councilman Beth Ann Rippel Councilman Don Hegeman	Councilman Bob Balcom Councilwoman Jean Rohde  <b>Board Absent:</b> None	<b>Others Present:</b> Dan Horst Tal Rappleyea Joseph Rickert
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**CALL TO ORDER:** Supervisor DeGroot called the meeting to order at 7:00 PM.

**PLEDGE TO FLAG:** Councilman Hegeman led the pledge to the flag.

**PUBLIC HEARING ON PROPOSED ROUTE 295 BUSINESS DISTRICT AT 7:00 PM**

**Van Calhoun** had several questions about the proposed change and shared his concern with space for business and conflict with recreation plans. Attorney Tal Rappleyea and Supervisor Jesse DeGroot explained the situation.

**David Levow** gave his concerns regarding the change and wished to know why the Comprehensive Plan was not implemented if this went along with it. DeGroot stated that the Comprehensive Plan would be discussed later in the meeting. Levow also commented that alternatives should be sought before changing the zoning, to which Rappleyea explained that all other ideas had been considered and were incompatible with the current zoning law.

**Ted Miner** shared some of his opinions about the proposal and encouraged the change not only for his situation but also because the area was zoned incorrectly in the first place.

**CORRESPONDENCE**

1. Kinderhook Lake Corporation, re: lake draw down.
2. North Chatham Historical Society, re: North Chatham Post Office.
3. Bob Hargis, re: Complaint to Charter Communications

**PUBLIC COMMENT**

**Van Calhoun** stated that he hoped the Comprehensive Plan would be implemented soon.

**Ted Miner** shared some news about **Lynn Cross** appearing before Congress in DC.

**REPORTS**

1. Highway: Joe Rickert gave his report to the Board. A copy of the report is on file.
2. Justice Court (On file)
3. Supervisor (County Business): Jesse DeGroot stated the County has been fairly quiet and that he was recently appointed as the head of a new Agricultural Committee.
4. Recreation Department: Shari Franks gave her report to the Board. A copy is on file.
5. Environmental Management Council (County): Deirdre Henderson gave a lengthy report.

**OLD BUSINESS**

1. Route 295 Zoning.
  - a. Councilwoman Beth Ann Rippel moved to accept the zoning proposal as a Type 1 change of use. Councilwoman Jean Rohde seconded the motion and it was carried unanimously.
  - b. Supervisor Jesse DeGroot moved to make a negative declaration on the Long Form Environmental Assessment Review. Councilman Don Hegeman seconded and it was carried unanimously.

**RESOLUTION #72-08** to accept Local Law #1 of 2008.

Offered by Councilwoman Rippel, moved adoption of Local Law #1 of 2008 as follows:

Section 1: Purpose and Provisions.

*The Town Board of the Town of Chatham (hereinafter referred to as the "Town") finds that in order to encourage good and appropriate economic growth, expansion and planning it is necessary to expand the Business Zone (B) along the Route 295 corridor. Such zoning change shall be reflected by the official zoning map of the Town of Chatham, adopted by reference hereby.*

Section 2: Authority and Effective Date.

*This Local Law is enacted pursuant to the provisions of the Municipal Home Rule Law of the State of New York.*

Section 3: Title.

*The title of this law shall be, "A Local Law Amending Zoning To Expand The Route 296 Business Zone."*

Section 4: Separability.

*Each separate provision of this Local Law shall be deemed independent of all other provisions herein, and if any provisions shall be deemed or declared invalid, all other provisions hereof shall remain valid and enforceable.*

Councilman Balcom seconded the motion.

**Vote:** Supervisor DeGroot, aye; Councilwoman Rippel, aye; Councilman Balcom, aye; Councilman Hegeman, aye; and Councilwoman Rohde, aye.

The resolution was adopted.

2. **Comprehensive Plan.** The Town Board explained that the Draft Plan had been sent back to the consultant for revision since they agreed to remove all the hamlet language except in regards to Rayville and Indian Creek. After that, the Board stated that they hoped to have a public hearing in August and a vote in September.
3. **Outdoor Wood Boilers.** Since the state is currently working on a law regarding outdoor burning, the Board agreed to take complaints on a case-by-case basis in the meantime.
4. **Right-to-Farm.** The Board decided that they would revisit this issue after the Comprehensive Plan was finalized.

**RESOLUTION #73-08** to accept a bid for the sale of one used Chevy bucket truck.

Offered by Councilwoman Rippel, moved adoption as follows:

*Whereas, the Chatham Town Board accepts the bid for the sale (One) Used 1978 Chevy C-60 Bucket Truck, VIN# CCE618V17049 sold "as is" "where is" to Raymond Palmer for a bid price of \$501.00.*

Councilwoman Rohde seconded the motion.

**Vote:** Supervisor DeGroot, aye; Councilwoman Rippel, aye; Councilman Balcom, aye; Councilman Hegeman, aye; and Councilwoman Rohde, aye.

The resolution was adopted.

**RESOLUTION #74-08** to accept a bid for the sale of one used hydraulic pole saw.

Offered by Councilwoman Rippel, moved adoption as follows:

*Whereas, the Chatham Town Board accepts the bid for the sale (One) Used Hydraulic Pole Saw, Serial# 1328 sold "as is" "where is" to David E. Levow for a bid price of \$101.00.*

Councilwoman Rohde seconded the motion.

**Vote:** Supervisor DeGroot, aye; Councilwoman Rippel, aye; Councilman Balcom, aye; Councilman Hegeman, aye; and Councilwoman Rohde, aye.

The resolution was adopted.

**RESOLUTION #75-08** to purchase extended warranty for Highway Loader.

Offered by Councilwoman Rohde, moved adoption to purchase extended powertrain and hydraulic warranty to expire on June 29, 2010 or 6000 hours for a Highway Department Loader at \$4,313.00.

Councilman Hegeman seconded the motion.

**Vote:** Supervisor DeGroot, aye; Councilwoman Rippel, aye; Councilman Balcom, aye; Councilman Hegeman, aye; and Councilwoman Rohde, aye.

The resolution was adopted.

**RESOLUTION #76-08** to approve minutes.

Offered by Councilwoman Rippel, moved adoption to approve the minutes of the May 15, 2008, regular Town Board meeting and the June 10, 2008, Town Board workshop meeting.

Councilwoman Rohde seconded the motion.

**Vote:** Supervisor DeGroot, aye; Councilwoman Rippel, aye; Councilman Balcom, aye; Councilman Hegeman, aye; and Councilwoman Rohde, aye.

The resolution was adopted.

**RESOLUTION #77-08** to adopt Crellin Park Master Plan.

Offered by Supervisor DeGroot, moved adoption of the Crellin Park Master Plan dated June 19, 2008, as follows:

*Whereas, that the Town of Chatham has undertaken a two-year planning process to determine public interest for town recreation, and that the plan was developed with extensive public input and support through public visioning sessions and interviews with stakeholders who use and support the local recreational facilities,*

*Therefore, the Town of Chatham hereby adopts the Town of Chatham Crellin Park Master Plan dated December 2007.*

Councilwoman Rippel seconded the motion.

**Vote:** Supervisor DeGroot, aye; Councilwoman Rippel, aye; Councilman Balcom, aye; Councilman Hegeman, aye; and Councilwoman Rohde, aye.

The resolution was adopted.

**RESOLUTION #78-08** to accept application for Grant Funding under the 2008 Environmental Protection Fund to facilitate Phase 1 of the Crellin Park Master Plan.

Offered by Councilwoman Rippel, moved adoption as follows:

*Whereas, that the Town of Chatham has undertaken a two-year planning process to determine public interest and preference for the amenities at Crellin Park, and that the plan was developed with extensive public input and support through public visioning sessions and interviews with stakeholders who use and support the local recreational facilities, and that the plan meets with the goals of the Town of Chatham Crellin Park Master Plan and the Town of Chatham Comprehensive Plan, and that Sonoco Crellin, Inc. has made a generous donation of 20.12 acres of land formerly leased by the Town as part of the park property and now is owned in fee simple,*

*Therefore, the Town of Chatham fully supports the development of Phase 1 of the Crellin Park Master Plan and an application for additional crucial funding from the 2008 New York State Environmental Protection Fund as a catalyst to being implementation of the Crellin Park Master Plan.*

Councilwoman Rohde seconded the motion.

**Vote:** Supervisor DeGroot, aye; Councilwoman Rippel, aye; Councilman Balcom, aye; Councilman Hegeman, aye; and Councilwoman Rohde, aye.

The resolution was adopted.

**RESOLUTION #79-08** to approve the Town Comptroller's report.

Offered by Councilwoman Rohde, moved adoption to approve the Town Comptroller's report.

Councilman Balcom seconded the motion.

**Vote:** Supervisor DeGroot, aye; Councilwoman Rippel, aye; Councilman Balcom, aye; Councilman Hegeman, aye; and Councilwoman Rohde, aye.

The resolution was adopted.

**RESOLUTION #80-08** to increase appropriation for Machinery CE.

Offered by Councilman Balcom, moved adoption as follows:

*Whereas, the Town of Chatham Highway Department has incurred a significant increase in the cost of fuel and repairs and*

*Whereas, the Town of Chatham Highway Department has an unreserved unappropriated fund balance of \$93,386.00 and*

*Whereas, the Chatham Town Board desires to increase the appropriation of the budget in the Machinery CE (DB5130.4) to cover the increased cost for the balance of the year and*

*Therefore, be it resolved that, the Town Board authorizes the Town Comptroller to increase the Machinery CE (DB5130.4) appropriation by \$60,000.00 for fuel and repair costs.*

Councilman Hegeman seconded the motion.

**Vote:** Supervisor DeGroot, aye; Councilwoman Rippel, aye; Councilman Balcom, aye; Councilman Hegeman, aye; and Councilwoman Rohde, aye.

The resolution was adopted.

## **PUBLIC COMMENT**

There was discussion regarding saving Old Chatham Pond and the public's concern of waiting for the Department of Environmental Conservation to act on the issue.

**Deidre Henderson** requested that the Board 1) have notices and applications appearing before the Town, Planning, and Zoning Boards available on the Town website and 2) create an implementation schedule for the Comprehensive Plan.

**MOTION TO CLOSE MEETING:** Councilman Balcom moved, Councilwoman Rohde seconded, and it was carried to adjourn the Town Board meeting of June 19, 2008, at 8:40 PM.

Respectfully submitted,

Elizabeth Horst  
Deputy Town Clerk