

A Public Hearing was held on June 7, 2007 at 7:00pm at the Accord Fire Hall for the purpose of discussing a proposed lease of Town Lands, SBL 76.1-3-17 and 69.3-2-37 to Homeland Towers, LLC for construction, maintenance and marketing of two cell towers to provide internet and cell service to the Town of Rochester residents and emergency service communications capacity.

PRESENT:

Supervisor Duke
Councilman Spano

Councilman Gray
Town Clerk Sommer

Councilman Miller
Attorney Futerfas

ABSENT:

Councilman Santosky

Supervisor Duke opened the meeting and led the Pledge of Allegiance to the Flag.

Manny Vincentes of Homeland Towers provided an overview of the proposed project. Also present were David Collins of Pinnacle Telecom Group and Robert Gaudio, Esq. Attorney for Homeland Towers.

OPEN TO THE PUBLIC:

One resident spoke to services available.

Another resident spoke regarding health concerns and environmental impact and suggested buried fiber optics.

A resident spoke to FCC regulations.

Also mentioned was that the Board is going in the right direction, but possibly the process needs to slow down and other proposals reviewed.

Councilman Gray spoke about the history of how we got to the present and that other vendors were invited and if any others approach the Board, they will be interviewed.

The Board was asked what they are planning to do with the monies generated from the towers. Supervisor Duke said this has not yet been discussed.

A resident spoke in favor of the proposed lease.

The height of the towers was also questioned.

Health concerns were addressed and two reports were prepared and presented to the Board and Homeland Towers by Mr. Collins for Pinnacle Telecom Group.

PUBLIC HEARING CLOSED:

A Motion was made by Councilman Gray to close the public hearing at 8:47pm.

Seconded by: Councilman Spano

Motion carried 4-0
Santosky - absent

Respectfully submitted,

Veronica I. Sommer
Town Clerk/RMC

June 7, 2007

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The Town Board Meeting was held on June 7, 2007 at the Accord Fire Hall, immediately following a public hearing on cell towers.

PRESENT:

Supervisor Duke
Councilman Spano

Councilman Gray
Town Clerk Sommer

Councilman Miller
Attorney Futerfas

ABSENT:

Councilman Santosky

PRESENTATIONS:

Assemblyman Clifford Crouch shared the highlights of events in Albany. He stated that the budget has been completed, and a bill is before them concerning property tax relief. Assemblyman Crouch also answered several questions asked by the audience.

PALENTOWN SCHOOL RENOVATIONS:

A group of Palentown residents, headed by Gary Miller, are interested in cleaning the school and surrounding area. Highway Superintendent Kelder has spoken to Mr. Miller re: parking. A clean up day at the school will be held on 6/9/07 at 9:00am. This group is hoping to have the building open for residents to visit on a monthly basis.

OPEN TO THE PUBLIC:

Carl Chipman spoke about the Red Carpet presentation and thanked Marge Bonner for including his daughter's fund raiser for the Pommerencke family on the Web site. The Pommerencke family lost their home to a fire.

APPROVAL OF MINUTES:

A Motion was made by Councilman Spano to approve the minutes of the following minutes as submitted:

04/25/07 Audit/Workshop Meeting
05/03/07 Town Board Meeting
05/19/07 Special Town Board Meeting - interviews
05/30/07 Audit/Workshop Meeting

Seconded by: Councilman Miller

Discussion: Councilman Miller asked that his comments regarding a specific reporter be reflected in the 5/3/07 minutes.

Motion carried 4-0

SUPERVISOR'S REPORT: Filed with Town Clerk.

CORRESPONDENCE: Filed with the Supervisor.

SUPERVISOR'S UPDATE: See Audit/Workshop minutes of 5/30/07

LEGAL MATTERS: No report.

LIAISON & COMMITTEE REPORTS:

Supervisor Duke and the Councilman shared the highlights of the meetings they attended as liaisons and committee members.

COMMITTEE REPORTS/BOARD MEMBER REPORTS: Highlights were shared.

June 7, 2007

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BOARD OF ASSESSMENT REVIEW VACANCY:

Resolution #84-07

A Motion was made by Councilman Miller that the Town Board advertise for one position for a five year term on the Board of Assessment Review. Letters of intent to be received on or before 7/15/07 and interviews will be held on 7/25/07 beginning at 5:00pm and further authorizing the Town Clerk to advertise same.

Seconded by: Councilman Gray

Motion carried 4-0
Santosky - absent

BIDS FOR COMMUNITY CENTER ROOF:

One quote over the required amount was received for the repair of the Community Center Roof, therefore, it has to go out for bid.

Resolution #85-07

A Motion was made by Councilman Gray that the Town seek bids for materials and labor necessary to repair the Community Center main roof and rear flat roof, to include removal of debris from the premises. Bids to be received on or before 7/5/07 at 10:00am at the Town Clerk's Office at which time they will be opened and read aloud.

Seconded by: Councilman Spano

Motion carried 4-0
Santosky - absent

PROVIDING FOR AN ALLOWANCE OF UNUSED SICK LEAVE CREDITS:

Resolution #86-2007

Affidavit of Chief Fiscal Officer of the Town of Rochester pursuant to Section 430 of the Retirement and Social Security Law.

STATE OF NEW YORK
COUNTY OF ULSTER

I, Pamela Duke being duly sworn, deposes and says:

1. That she is the chief fiscal office of the Town of Rochester.
2. That the regular fiscal year of said employer begins on Jan. 1st and ends on Dec. 31st.
3. That the governing body of said participating employers had elected to make the following retirement benefit(s) available to its employees on June 7, 2007 elected to provide the additional pension benefits of Section 41(j) of the Retirement and Social Security Law.
4. That she has been advised by the Retirement System that the initial actuarial payment to the System of all additional obligations crated by such benefit(s) or improvement(s) is \$854.00.
5. That said sum has been appropriated in the budget for said fiscal year, and is available for such payment.
6. That payment of such sum will be made to the Retirement System during said fiscal year.



Signature of Chief Fiscal Officer

Sworn to before me this 8th day of June 2007.



Notary Public, State of New York

June 7, 2007

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SCRAP METAL BIDS:

Resolution #87-07

A Motion was made by Councilman Spano that the Town of Rochester seek bids for a yearly contractual agreement for the disposal of all scrap metal and that the provider provide a 40 yard bin for placement of all metals; provide the cost per ton to be paid to the Town upon removal; and provide weight slips per bin pull (removal). Bids to be received on or before 6/27/07 at 10:30am at the Town Clerk's Office at which time they will be opened and read aloud.

Seconded by: Councilman Miller

Motion carried 4-0
Santosky - absent

TRAFFIC CONCERNS:

Resolution #88-07

A Motion was made by Councilman Spano that the Town Board request the Ulster County Highway Department and the New York State Department of Transportation to conduct a study to improve safety as a result of recent multiple accidents at the intersections of Route 209/Mettacahonts Road and Lucas Turnpike/Kyserike Road.

Seconded by: Councilman Miller

Motion carried 4-0

Santosky - absent

OLD BUSINESS:

Supervisor Duke shared that the Town Hall is in the process of becoming handicapped accessible. One bathroom is being remodeled as well as ramps for both doorways.

NEW BUSINESS:

The 2006 Financial Report from our CPA was presented to all Board members, the Town Clerk and Highway Superintendent.

Supervisor Duke read the letter from JoAnn Lee who is retiring effective August 11, 2007.

Hudson Valley Resort letter giving residents of the Town of Rochester access to their pool on Sundays from 2 to 8 pm, free of charge.

OPEN TO THE PUBLIC:

A resident spoke to the concern about children playing basketball on Main Street, Accord. It was suggested the Sheriffs office be contacted.

There will be a Job Fair in Ellenville on 6/13/07.

Assessor Hornbeck asked when the appointment to the Assessor position will be announced. She was told July.

ADJOURNMENT:

A Motion was made by Councilman Spano to adjourn the meeting at 10:10pm.

Seconded by: Councilman Miller

Motion carried 4-0

Santosky - absent

Respectfully submitted,

Veronica I. Sommer
Town Clerk/RMC