

ORGANIZATIONAL MEETING

JANUARY 4, 2010

The Pleasant Valley Town Board held their Organizational Meeting, Monday, January 4, 2010 at 4:00PM, at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Jean Curlee Councilwoman
 Chris Hart Councilman
 Don Sagliano Councilman (Arrived Late)
 John McNair Supervisor

ABSENT: Steve Albrecht Councilman

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

TOWN BOARD APPOINTMENTS

Attorney for the Town – Gellert & Klein, Scott Volkman and other Attorneys at the firm as needed.

Attorney for the Planning Board & Zoning Board of Appeals – Van de Water & Van de Water, James Nelson and other Attorney's at the firm as needed.

Engineer for the Town – Clark, Patterson & Lee, Greg Bolner and other professionals as needed.

Engineer for the Planning Board – Morris Associates, Peter Setero

Registrar of Vital Statistics – Deborah Bjorkman

Dog Control Officer and Official Shelter for Animals – Dutchess County SPCA

Official Emergency Care Facility for Injured Animal and Cremation of Animals – Valley Veterinarian Hospital and Pleasant Valley Animal Hospital

Conservation Advisory Board – Term of Office Expires 12/31/2011: Meta Plotnik, Chairwoman, Teddi Southworth, Debbie Glynn, Alan Berkowitz, Paul Case, Bruce Donegan, Jerry Ottaway

Fire Advisory Board – Paul Caltagirone, Chairman, Jeff Renihan, Fire Inspector, Raymond Broas, District Fire Chief, Matt Cady, Richard Fay, Keith Cartica, Floyd Gaddis

Court Officers – Ronald O’Dell and Donald Wacker

Special Prosecutor – Richard Berube

Building Inspector and Deputy Fire Inspector – Roger Lee

Fire Inspector and Deputy Building Inspector – Jeff Renihan

Zoning Administrator – Bruce Donegan

Deputy Zoning Administrator – Ed Feldweg (as needed)

MS4 – Bruce Donegan

Zoning Board of Appeals Chairman – John Dunn

ZBA Member – Robert Maucher – (Exp. 12/31/2016)

Alternate to ZBA – (To be named)

Planning Board Chairman – Joe Labriola

Planning Board Member – Robert Fracchia – (Exp. 12/31/2016)

Alternate to Planning Board – Lynn Sticker – (Exp. 12/31/2010)

Ethics Board – JoAnn Feighenhiemer – (Exp. 12/31/2011)
Bruce Donegan (Town Employee) (Exp. 12/31/2010)

Accountants for the Town – D’Achille & Associates, Rae D’Achille

Computer Consultants for the Town – Northeast Computer Services

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano the Town Board approved the above appointments, carried.

SUPERVISOR’S APPOINTMENTS:

Deputy Supervisor – Gary Veeder

Bookkeeper – Patricia Ireland

P/T Clerk – Joyce Brower

Budget Officer – John McNair

Town Historian – Fred Schaeffer

Interim Successors:

Deborah Bjorkman, Town Clerk

Kurt Gardner, Highway Superintendent

Chris Hart, Councilman

TOWN CLERK APPOINTMENTS:

Deputy Town Clerk and Deputy Registrar of Vital Statistics – Margaret Hart

Deputy Town Clerk P/T – Linda Vogt

Deputy Tax Collector – Bertha Howe

TOWN JUSTICES APPOINTMENTS:

Court Clerks – JoAnne Smith (Justice Reed)

Patricia Susczynski (Justice Caltagirone)

TOWN BOARD COMMITTEES:

Public Safety	John McNair & Steve Albrecht
Infrastructure	Steve Albrecht & John McNair
Insurance	Don Sagliano & Jean Curlee
Personnel	John McNair & Don
Sagliano	
Legislative	Chris Hart & Don Sagliano
Refuse	Don Sagliano & Steve Albrecht
Recreation	Chris Hart & Jean Curlee
Highway	Chris Hart & Jean Curlee
Technology	John McNair & Chris Hart

TOWN BOARD BUSINESS:

Item # 1 – Adopt Salary Schedule:

Motion by Don Sagliano, seconded by Councilwoman Jean Curlee the Town Board adopted the 2010 Salary Schedule (filed in the Town Clerks Office), carried.

Item # 2 – Set Mileage Reimbursement Rate at \$.50 Per Mile:

Motion by Councilman Don Sagliano, seconded by Councilwoman Jean Curlee the Town Board set the mileage reimbursement rate at \$.50 per mile, carried.

Item # 3 – Set Days and Hours of Town Board Meetings:

Motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart the Town Board Set Days and Hours for Town Board Meetings as follows:

1. Town Board Workshops – the first Wednesday of each month at 7:00PM
2. Town Board Meetings – the second Wednesday of each month at 7:00PM

Carried.

Item # 4 – Designation of Official Newspaper:

Motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart the Town Board designated the Poughkeepsie Journal as the official newspaper for the Town, carried.

Item # 5 – Designation of Depositories:

Motion by Councilman Don Sagliano, seconded by Councilman Chris Hart the Town Board designated Citizens Bank and Chase Manhattan Bank as depositories for the Town of Pleasant Valley, carried.

Item # 6 – Adopt Procurement Policy:

Motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart the Town Board adopted its Procurement Policy (filed in the Town Clerks Office), carried.

Item # 7 – Adopt Investment Policy:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee the Town Board adopted its Investment Policy (filed in the Town Clerks Office), carried.

Item # 8 – Set Town Hall Business Hours:

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano the Town Board set the Town Hall Business hours as follows: Monday, Tuesday, Wednesday and Friday 9:00AM – 4:00PM and Thursday 9:00AM – 6:00PM, Recreation Office Hours are Monday through Friday, 9:00AM – 4:00PM, carried.

ADJOURN:

Motion by Councilman Don Sagliano, seconded by Councilwoman Jean Curlee the Town Board adjourned the meeting at 4:15PM, carried.

Respectfully Submitted,

Deborah Bjorkman, Town Clerk

WORKSHOP MEETING

JANUARY 6, 2010

The Pleasant Valley Town Board held their regularly Workshop Meeting, Wednesday, January 6, 2010 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT:	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman (Arrived Late)
	John McNair	Supervisor

ABSENT: Steve Albrecht Councilman

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

Supervisor John McNair welcomed everyone to the Workshop Meeting and discussed how he would like the workshop meetings to run.

Item # 1 – Discussion on Reval/Town Assessor, Teresa Stegner:

Town Assessor, Teresa Stegner presented a letter to the Town Board from one company the Town is considering to perform its reval. Teresa noted that the Town has 3,550 parcels and she proposes doing a reval on 500 parcels and the company would do the remaining parcels.

Councilman Chris Hart discussed some of the concerns he has who will take responsibility for the field work and data collection done by the Assessor.

Town Attorney, Scott Volkman stated that he would contact GAR to see who will take that responsibility for the data taken on the 500 properties Teresa will be conducting. Town Attorney, Scott Volkman noted that he hopes to have all information to the Town Board so they can act on it at the January 13, 2010 Regular Town Board meeting.

Item # 2 – Sidewalk Snow Removal:

Town Attorney, Scott Volkman noted that the RFP will be ready for the January 13, 2010 Regular Town Board meeting.

Item # 3 – Deputy Zoning Administrator Compensation:
To be discussed in Executive Session.

Item # 4 – ZBA Alternate:

Supervisor John McNair noted that he spoke with ZBA Chairman, John Dunn and he will search for an alternate, he will then let the Town Board know when he finds someone to fill the spot.

Item # 5 – General Code Documentation Estimate:

Supervisor John McNair stated he would contact a local printer to see if they would be able to print the small zoning books.

Town Attorney, Scott Volkman noted that he would have to check to see if the Town of Pleasant Valley has a licensing agreement with General Code.

Item # 6 – Webmaster Compensation/Recognition:

To be discussed in Executive Session.

Item # 7 – Assistant Budget Officer Position:

To be discussed in Executive Session.

Item # 8 – Attendance at the Association of Towns Conference:

The Town Board noted that there was money in the budget for the Court Clerks and the Judges to attend the Association of Towns Conference in New York.

Item # 9 – Outsourcing of Payroll/Human Resource:

Councilman Chris Hart would like a representative from Staff Line to come and make a presentation to the Town Board regarding outsourcing payroll and human resources. The Town Board agreed to meet with Staff Line on Wednesday, January 13, 2010 at 5:30PM.

Item # 10 – New Regulation for Elected Officials Compensation:

Town Attorney, Scott Volkman explained to the Town Board that newly elected officials will have to keep a work log for five (5) months of the hours worked if they are in the New York State Retirement System.

EXECUTIVE SESSION:

Motion by Supervisor John McNair, seconded by Councilman Chris Hart the Town Board went into executive session at 8:25PM under Public Officers Law section 105.1F to discuss employee matters and Public Officers Law Section 105.1D to discuss pending litigation, carried.

No action taken.

Motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart the Town Board came out of executive session at 9:00PM, carried.

ADJOURN:

Motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart to adjourn the meeting at 9:08PM, carried.

Respectfully Submitted,

Deborah Bjorkman, Town Clerk

REGULAR TOWN BOARD MEETING

JANUARY 13, 2010

The Pleasant Valley Town Board held its regularly scheduled Town Board Meeting, Wednesday, January 13, 2010 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT:	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

MINUTES:	of	10/07/2009	Public Hearing/Workshop Meeting
		11/16/2009	Special Town Board Meeting
		11/18/2009	Public Hearing/Special Town Board Meeting
		12/02/2009	Special Town Board Meeting/Workshop Meeting
		12/09/2009	Regular Town Board Meeting
		12/16/2009	Special Town Board Meeting
		12/30/2009	Year End Meeting

Were approved on motion by Councilman Don Sagliano, seconded by Councilman Steve Albrecht, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Town Clerk Yearly Report
3. Refuse Monthly Report
4. Refuse Yearly Report
5. Recreation Monthly Report
6. Building, Zoning, Planning and Fire Monthly Report
7. Assessor's Monthly Report
8. Subdivision Recreation Fee Report
9. Letter of Credit Monthly Report
10. Above Ground Storage Monthly Report
11. Monthly Trial Balance Report

COMMITTEE REPORTS:

Public Safety – Councilwoman Jean Curlee asked if the lights at the Mill Site have been repaired.

Supervisor John McNair stated yes they were repaired.

Recreation Committee Report – Councilman Chris Hart stated that there will be a Winter Fest. Councilman Hart would like to add this to the agenda as Item # 8.

ORAL REPORTS:

County Legislator, Suzanne Horn – noted that the County Legislature has adopted the 2010 budget, very intense process this year.

County Legislator, Michael Kelsey – stated that he is on the committee to look into the operation and funding needs of Dutchess County Resource and Recovery.

CORRESPONDENCE:

Supervisor John McNair stated that he was in receipt of a letter of resignation from Gerry Ottaway stating that he is to resigning from the CAC.

Supervisor John McNair stated that the Town accepts his resignation with regret.

OPEN THE MEETING TO THE PUBLIC (AGENDA ITEMS ONLY):

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart to open the meeting to the public for agenda items only, carried.

Gary Veeder – Salt Point Turnpike – stated that he hates to spend money on things that are not run correctly. Gary would like to see the County encourage people to recycle.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht to close the meeting to the public, carried.

NEW BUSINESS:

Item # 1- Authorize the Supervisor to Sign Contract with General Code:

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano the Town Board authorized the Supervisor to sign the contract with General Code for the printing of the Town's new zoning and subdivision local laws, carried.

Item # 2 – Authorize Proposals for Sidewalk Snow & Ice Removal:

Supervisor John McNair read the following resolution:

Resolution # 1/2010

Whereas, the Town Board of the Town of Pleasant Valley desires to solicit written proposals for snow and ice removal services for the 2009/2010 snow season; and

Whereas, such proposals shall be in accordance with the specifications prepared by Gellert & Klein, P.C., dated January 11, 2010; and

Whereas, said specifications shall be available upon request from the Town Clerk;
and

Now, Therefore Be It Resolved, that the Town Board of the Town of Pleasant Valley does hereby request written proposals for snow and ice removal services for the 2009/2010 snow season, which proposals shall be delivered to the Town Clerk not later than 12:00 noon on Monday, February 1, 2010; and

Be It Further Resolved, the Town Board does hereby authorize the Town Clerk to advertise for proposals for snow and ice removal services for the 2009/2010 snow season.

Motion by: Councilman Don Sagliano

Seconded by: Councilman Chris Hart

ROLL CALL VOTE:	AYE	NAY
Councilman Albrecht		X
Councilwoman Curlee	X	
Councilman Hart		X
Councilman Sagliano		X
Supervisor McNair		X

Carried.

Item # 3 – Create Position of Assistant Budget Officer:
Supervisor John McNair read the following resolution:

Resolution #2/2010

Be It Resolved, that the Town Board of the Town of Pleasant Valley, does hereby create the position of Assistant Budget Officer (or as such other title as may be determined appropriate by Dutchess County Department of Personnel), to be appointed by and to serve at the pleasure of the Town Supervisor for the salary of \$2,000.00

Motion by: Councilman Steve Albrecht

Seconded by: Councilman Chris Hart

AYES: 4 NAYS: 1 Councilwoman Curlee

Carried.

Discussion: Councilman Chris Hart asked that the Town Board get a copy of the job description.

Town Attorney, Scott Volkman noted that the County has been notified.

Councilwoman Jean Curlee asked what hours the person will be working.

Item # 4 – Award Contract for Revaluation:

Town Attorney, Scott Volkman stated that the Town Board would need to make a decision regarding the reval project since the Town will need to start soon. Mr. Volkman noted that three (3) vendors submitted proposals for the revaluation process. Mr. Volkman stated that the Assessor must sign off on every step of this project and she is the responsible party for all work done.

Councilman Chris Hart stated that he would like of the 270 parcels that has to be done by the Assessor to make sure that no town employees of family member's properties.

Supervisor John McNair read the following resolution:

Resolution #3/ 2010

Whereas, the Town Board of the Town of Pleasant Valley solicited and received proposals from qualified consultants to perform appraisal services for a Town wide revaluation project for the 2011 tax roll; and

Whereas, GAR Associates, Inc. of Albany, New York submitted a proposal dated October 20, 2009, which was supplemented by letter dated December 21, 2009 and January 7, 2010; and

Whereas, the Assessor of the Town of Pleasant Valley has duly recommended an award of the contract to GAR Associates, Inc.; now, therefore be it

Resolved, that the Town Board desires and intends to undertake a town-wide revaluation project for the 2011 assessment roll; and be it further

Resolved, that the Town Board of the Town of Pleasant Valley hereby intends to award a contract for re-valuation services as specified in the proposal dated October 20, 2009, as revised on December 21, 2009 and January 7, 2010 from GAR Associates; and be it further

Resolved, that the Town Supervisor, the Town Assessor and Attorney for the Town are hereby directed to negotiate a contract in accordance with the proposal and modifications.

Motion by: Councilman Don Sagliano
Seconded by: Councilwoman Jean Curlee

ROLL CALL VOTE:	AYE	NAY
Councilman Albrecht		X
Councilwoman Curlee	X	
Councilman Hart		X
Councilman Sagliano		X

Supervisor McNair

X

Carried.

Item # 5 – Authorize Attendance to Association of Towns Meeting/Judge Paul

Caltagirone:

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht the Town Board authorized Judge Paul Caltagirone to attend the Association of Towns meeting in New York, on February 13, 14 & 15, carried.

Item # 6 – Compensation for Webmaster and Photographer:

Supervisor John McNair read the following resolutions:

Resolution #4/2010

Be It Resolved, that the Town Board of the Town of Pleasant Valley, does hereby retain Tracey Heuer as Webmaster for the Town of Pleasant Valley, to serve at the pleasure of the Town Board for the annual stipend of \$1,000.00 payable by a monthly voucher.

Motion by: Councilman Don Sagliano

Seconded by: Councilman Chris Hart

Carried.

Resolution # 5/2010

Be It Resolved, that the Town Board of the Town of Pleasant Valley, does hereby retain Teddi Southworth as a Media Specialist for the Town of Pleasant Valley, to serve at the pleasure of the Town Board for the annual stipend of \$1,000.00 payable by a monthly voucher.

Motion by: Councilman Don Sagliano

Seconded by: Councilman Chris Hart

Carried.

Item # 7 – 2010 Retainer Agreement with Gellert & Klein:

Supervisor John McNair read the following resolution:

Resolution #6/2010

Be It Resolved, that the Town Board of the Town of Pleasant Valley does hereby authorize and direct the Town Supervisor to execute a General Retainer Agreement with

Gellert & Klein, P.C. for services to the Town of Pleasant Valley, as Attorney to the Town for the year 2010, pursuant to the terms of the Retainer Agreement effective January 1, 2010.

Motion by: Councilman Chris Hart
Seconded by: Councilman Steve Albrecht

AYES: 5 NAYS: 0

Carried.

Item # 8 – Authorize Winter Festival:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee the Town Board authorized the Recreation Department to hold a Winter Festival at Helen Aldrich Park on January 30, 2010 from 12:00noon to 5:00PM, carried.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart to open the meeting to the public, carried.

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart to close the meeting to the public, carried.

CLAIMS:

General Fund: Claim #1 – 84 in the amount of \$217,476.40 were approved on motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart, carried.

Highway Fund: Claim #1 -36 in the amount of \$177,777.00 were approved on motion by Councilman Don Sagliano, seconded by Councilman Chris Hart, carried.

Con Light: Claim #1 in the amount of \$3,100.83 were approved on motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee, carried.

ADJOURN:

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht to adjourn the meeting at 7:50PM, carried.

Respectfully Submitted,

Deborah Bjorkman, Town Clerk

BID OPENING

FEBRUARY 1, 2010

The Town of Pleasant Valley held a Bid Opening for snow and ice removal from sidewalks on Monday, February 1, 2010 at Town Hall, Pleasant Valley.

PRESENT: Deborah Bjorkman, Town Clerk

GUEST: Representative from LCS Facility Group

Town Clerk, Deborah Bjorkman noted that she was in receipt of the Affidavit of Publication from the Poughkeepsie Journal dated January 22, 2010.

- | | | | |
|----|------------------------|----------------|------------------|
| 1. | LCS Facility | Option #3 | \$45.00 Per Hour |
| | 36 Cottage Street | Minimum Charge | 4 Hours |
| | Poughkeepsie, NY 12601 | | |

Non-Collusive bidding certificate included.

*The following bid was received at 1:30PM via Fed Ex (the bid was sent out January 30, 2010 overnight delivery).

- | | | | |
|----|---------------------------------|----------------|-------------------------|
| 2. | Accuatee, Inc. | Option #1 | \$60.00 per linear foot |
| | 196-01 119 th Street | Minimum Charge | \$150.00 |
| | Queens, NY 11412 | | |

	Option #2	\$60.00 per linear foot
(up to six (6") inches in depth)		
		\$80.00 per linear foot
		(6-12 inches in depth)
		\$120.00 per liner foot
(for greater than 12 inches in depth)		

Option #3	\$25.00 Per Hour
Minimum Charge	\$30.00
(including number of hours included)	

Non-Collusive bidding certificate included.

Respectfully Submitted,

Deborah Bjorkman, Town Clerk

WORKSHOP MEETING

FEBRUARY 3, 2010

The Pleasant Valley Town Board held its regularly scheduled Workshop Meeting, Wednesday, February 3, 2010 at 7:00PM, Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT:	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

*The Town Board met at 6:00PM with the Attorney to the Town to issues under Attorney/Client privilege.

The Town Board/Attorney meeting adjourned at 7:15PM..

Item #1 – Meet with John White:

EXECUTIVE SESSION:

Motion by Councilman Don Sagliano, seconded by Councilwoman Jean Curlee to enter into Executive Session at 7:16PM under Public Officers Law section 105.1F, carried.

No action taken.

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht the Town Board came out of Executive Session at 7:47PM, carried.

Item # 2 – Fund Raiser Pleasant Valley Fire Company/Salt Point Fire Company:
Vic Sutter Salt Point Fire Company gave a presentation on the Fire Companies plans to conduct a Poker Run/Fund Raiser. Permission was asked to use Cady Park on May 1, 2010 rain date May 2, 2010. Dinner is planned and no alcohol will be served.

Item # 3 – Dog Park Proposal:

Leigh Toth gave a presentation proposing a dog park in the Town of Pleasant Valley either at Helen Aldrich Park, Field Two (South Ave.) or Redl Park. Discussion took place regarding site location as well as insurance needs to be checked out by Councilman Don Sagliano.

Item # 4 – Dial-A-Ride Renewal Contract:

The Town Board discussed the proposed contract. Councilman Chris Hart asked for a copy to review before the February 10, 2010 Regular Town Board Meeting.

Item # 5 – Cornerstone Telephone Contract:

Discussion took place regarding the contract and if it is under state bid. Supervisor John McNair will look into this.

Item # 6 – Tax Bill/Town of Clinton:

Discussion took place regarding why the Town receives a Tax Bill from the Town of Clinton.

Item # 7 – Resolution for Walt Artus:

Town Board will authorize a resolution to appoint Walt Artus as the MS4 coordinator at the February 10, 2010 Regular Town Board Meeting.

Item # 8 – Sale of Highway Equipment/Highway Superintendent:

Item # 9 – West Road Sidewalk Representative:

Town Board will wait for the feasibility study to be complete before appointing a representative.

Item # 10 – Reval Status:

Town Attorney, Scott Volkman reviewed with the Town Board three (3) Resolutions that will need to be adopted prior to beginning the reval.

Item # 11 – Discussion Re: Shared Services with other Dutchess County Towns:

The Town Board discussed passing a resolution to spend \$300.00 as their share of a proposal to study shared services. It was thought to be premature at this time.

Item # 12 – Ambulance Service Contract:

Discussion took place regarding the ambulance service contract. Supervisor McNair had concerns regarding residents who have no insurance are being billed by the Ambulance Company for services.

Town Attorney, Scott Volkman noted that the contract has been the same for the past 2 years.

Item # 13 – Attendance Dutchess County SPCA Luncheon:

Supervisor John McNair noted that the Dutchess County SPCA will be holding a luncheon on Thursday, February 18, 2010, Pleasant Valley should send a representative.

Item # 14 – Reappointment of Ron O'Dell Court Counstable:

The Town Board had discussion regarding Ron O'Dell's failure to sign the oath book. The Board determined that he had until February 4, 2010 to sign the book.

Item # 15 – Reappoint JoAnn Feighenheimer to Ethics Committee:

Supervisor John McNair stated that JoAnn Feighenheimer needs to be reappointed to the Board of Ethics. The term of office was incorrect at the organizational meeting. Term of Office to expire 2015.

Item # 16 – Bruce Donegan Attending Conference:

Supervisor John McNair stated that Zoning Administrator, Bruce Donegan would like to attend a training conference. The Town Board questioned if the monies are in the budget. It was also discussed that Bruce Donegan, Roger Lee and Jeff Renihan all need to keep up there training hours.

Item # 17 – Speed Limit – Netherwood Road:

Supervisor John McNair noted that the Town Board has received a letter requesting a speed reduction on Netherwood Road. This will be on the February 10, 2010 Regular Town Board agenda.

Item # 18 – Traffic Control Device for the Intersection of Route 44 & Taconic State Parkway:

The Town Board will authorize the Town Clerk at the Regular Town Board Meeting to send a letter to the State requesting a traffic study at this site.

Item # 19 – Junk Yard License Renewal/Horner:

Will be on the February 10, 2010 Regular Town Board Meeting agenda.

Item # 20 – Water Committee:

Supervisor John McNair stated that the water committee will be starting back up. They will be reappointed and given their charge.

Item # 22 – Bid Opening/Sidewalk Snow Removal:

The Town Board reviewed the bid proposals.

Item # 23 – Paper Towels/Hand Dryers:

Councilwoman Jean Curlee discussed with the Town Board the possibility of putting hand dryers in the bathrooms at Town Hall.

Item # 24 – Bruce Donegan MS4 Delegate:

Supervisor John McNair noted that the Supervisor is the delegate for MS4. Supervisor McNair would like to make Bruce Donegan the delegate.

Item # 24 – Update Town's Server:

Supervisor John McNair asked the Town's computer consultants to give the Town Board a quote to upgrade the Town's server.

Item # 21 – Recreation Director Hours:

Discussion took place regarding the recreation director's hours. It was discussed that she could only work 20 hours per week under Dutchess County Personnel's policies. The Town Board noted that they had given her 22 hours in the 2010 budget.

ADJOURN:

Motion by Councilwoman Jean Curler, seconded by Councilman Steve Albrecht to adjourn the meeting at 9:20PM, carried.

Respectfully Submitted,

Deborah Bjorkman, Town Clerk

REGULAR TOWN BOARD MEETING

FEBRUARY 11, 2010

The Pleasant Valley Town Board held their Town Board Meeting on Thursday, February 11, 2010 at 7:00PM, at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT:	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

MINUTES: of	01/04/2010	Organizational Meeting
	01/06/2010	Workshop Meeting
	01/13/2010	Regular Town Board Meeting
	02/01/2010	Bid Opening
	02/03/2010	Workshop Meeting

Were approved on motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart, carried.

MONTHLY REPORTS:

Town Clerk Monthly Report
Refuse Monthly Report
Letter of Credit Monthly Report
Subdivision Recreation Fee Monthly Report
Recreation Monthly Report
Building, Zoning, Planning and Fire Monthly Report
Above Ground Storage Monthly Report
Assessor's Monthly Report
Monthly Trial Balance Report

COMMITTEE REPORTS:

Public Safety – Councilman Steve Albrecht noted that the sidewalks are looking good.

Councilman Chris Hart stated that he was approached by a resident about having the road lines through Town restriped and a turn lane onto South Ave. would like to add this to the agenda.

Technology Report – Councilman Chris Hart stated that phone service can be found on state bid.

Insurance Report – Councilman Don Sagliano stated that he checked with the Towns Insurance Agent and everything is all set for the up coming Poker Run that is being sponsored by the Pleasant Valley and Salt Point Fire Companies.

CORRESPONDENCE:

Supervisor John McNair noted that the Town has been awarded \$150,000.00 for the replacement of sidewalks on North Ave. from Community Block Grant.

The Town Board thanked the Town's grant writer Michael Haggerty for his hard work in achieving this grant for the Town.

OPEN THE MEETING TO THE PUBLIC (AGENDA ITEMS ONLY):

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht to open the meeting to the public, carried.

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano to close the meeting to the public, carried.

NEW BUSINESS:

Item # 1 – Grant Update – Michael Haggerty:

Michael Haggerty gave the Town Board a brief summary of current grants that are available for the Town (list filed with the minutes). Michael noted that there is a Greenway Grant available for trails along the creek and there is a Rural Grant available for the Salt Shed up to \$25,000.00.

Councilman Chris Hart stated that the Town Board needs to set up a workshop to review what grants are available and what areas they should target. Supervisor McNair will get back to the Board with a date for a workshop.

Item # 2 – Authorize the Supervisor to Sign the Dial-A-Ride Contract:

Motion by Councilman Don Sagliano, seconded by Councilman Chris Hart the Town Board authorized the Supervisor to sign the 2010 Dial-A-Ride Contract, carried.

Item #3 – Appoint Walt Artus as Stormwater Management Program Coordinator:

Supervisor John McNair read the following resolution:

Resolution #7/2010

Whereas, the Town of Pleasant Valley has a Stormwater Management Program and has been working to meet the standards and deadlines established by New York State in relation to MS4 compliance, and

Whereas, the Town has hired a Stormwater Management Program Coordinator to review the Town's Program and to coordinates its development, implementation and enforcement;

Now, Therefore, Be It Resolved that the Town Board hereby appoints and retains Walter R. Artus of Stormwater Management Consultants, Inc., as the Town's Stormwater Management Program Coordinator with compensation to be paid at the discounted hourly rate of \$100.00 per hour for principal time and \$20.00 per hour for clerical time unless otherwise authorized by the Town Board; and be it further

Resolved, Mr. Artus is to serve at the pleasure of the Town Board.

Motion by: Councilman Chris Hart
Seconded by: Councilman Steve Albrecht

Carried.

Item # 4 – Authorize 2010 Reval:
Supervisor John McNair read the following resolution:

Resolution # 8/2010

Whereas, Section 305 of the New York State Real Property Tax Law mandates uniform and equitable assessments; and

Whereas, computer-assisted mass appraisal systems, technical advice, and financial assistance are available by cooperative agreement with the New York State Office of Real Property Services and the Dutchess County Real Property Tax Services agency; and

Whereas, the last town-wide reassessment of our real property took place in 1994; and

Whereas, the Town Board is convinced that a reassessment is necessary to comply with Section 305 of the New York State Real Property Tax Law; now, therefore, be it

Resolved, by the Town Board of the Town of Pleasant Valley, New York as follows:

Section 1. That the Assessor of the Town of Pleasant Valley is hereby authorized to undertake and implement a reassessment for the 2011 assessment roll.

Section 2. That the Town Board does hereby agree, in conjunction with the New York State Office of Real Property Services and the Dutchess County Real Property Tax Services agency, to support the Town's assessment staff in this assessment.

Section 3. That the Town Board and the Assessor are authorized to enter into any necessary agreements to achieve this purpose. Any agreements resulting in an expenditures by the Town of Pleasant Valley must first be approved by the Town Board.

This Resolution will take effect immediately.

Motion by: Councilman Don Sagliano
Seconded by: Councilwoman Jean Curlee

ROLL CALL VOTE:	AYE	NAY
Councilman Albrecht		X
Councilwoman Curlee	X	
Councilman Hart		X
Councilman Sagliano		X
Supervisor McNair		X

Carried.

Item # 5 – Authorize Contract Agreement with GAR:
Supervisor John McNair read the following resolution:

Resolution #9/2010

Whereas, the Town Board is desirous of obtaining a qualified revaluation firm to perform reassessment services for the Town of Pleasant Valley 2011 tax roll; and

Whereas, the Town Board of the Town of Pleasant Valley is in receipt of a proposal from a qualified professional firm to perform services with respect to reassessment of all properties in the Town of Pleasant Valley; and

Whereas, the Town Board is desirous of taking advantage of the consultant services offered by the GAR Associates, Inc.; and

Whereas, the Town Board is desirous of taking advantage of the consultant services offered by the GAR Associates, Inc.; and

Whereas, Section 64(6) of the Town Code authorizes the Town to enter into such contracts; and

Whereas, the GAR Associates, Inc. has represented that it is qualified and willing to perform said services as set forth in a proposal dated October 20, 2009, which was supplemented by letter dated December 21, 2009 and January 7, 2010; and

Whereas, the consultants who shall be hired as an independent contractor, shall be paid the contract amount in accordance with the terms of the proposal in an amount not to exceed \$275,000.00, and in accordance with the terms of the proposal; now, therefore be it

Resolved, that the Town Board of the Town of Pleasant Valley hereby authorizes the Town Supervisor to enter into and execute a contract with the consultant in accordance with the proposal dated October 20, 2009, which was supplemented by letter dated December 21, 2009 and January 7, 2010, subject to final review of the contract by the attorney for the Town.

Motion by: Councilman Steve Albrecht
Seconded by: Councilman Chris Hart

ROLL CALL VOTE:	AYE	NAY
Councilman Albrecht		X
Councilwoman Curlee	X	
Councilman Hart		X
Councilman Sagliano		X
Supervisor McNair		X

Carried.

Item # 6 – Authorize Issuance of Serial Bonds/Reval:
Supervisor John McNair read the following resolution:

Resolution #10/2010

BOND RESOLUTION DATED FEBRUARY 10, 2010

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$325,000.00 SERIAL BONDS OF THE TOWN OF PLEASANT VALLEY, DUTCHES COUNTY, NEW YORK, TO PAY THE COST OF A REVALUATION REPORT, AS DEFERRED BY THE REAL PROPOERTY TAX LAW FOR THE 2011 ASSESSMENT ROLL IN AND FOR THE TOWN OF PLEASANT VALLEY.

Whereas, all conditions precedent to the financing of the Capital Project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed the implementation of which as proposed, the Town Board has determined will not result in any significant environmental effects; and

Whereas, it is now desired to authorize the financing thereof, Now Therefore

Be It Resolved, by the Town Board of the Town of Pleasant Valley, Dutchess County, New York, as follows:

Section 1. The employment of experts to appraise the value of real property, in and for the Town of Pleasant Valley, New York, to assist in the assessment therefore purposes of taxation including a “revaluation as such term” defined by Real Property Tax Law, as well as other incidental expenses and costs in connection therewith, is hereby authorized at maximum estimated cost of \$325,000.00

Section 2. The plan for the financing of the aforesaid aggregate maximum estimated cost is by the issuance of \$325,000.00 bonds of said Town, hereby authorized to be issued therefore pursuant to the provisions of the Local Finance Law to pay the cost thereof.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object and purpose is five years, pursuant to subdivision 53 of paragraph (a) of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will not exceed five years.

Section 4. The faith and credit of said Town of Pleasant Valley, Dutchess County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be described by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Pleasant Valley, Dutchess County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bond for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who

shall advertise such bonds for sale, conduct the sale, and award the bonds in such a manner as the Supervisor shall deem best for the interests of said Town.

Section 8. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. Upon this resolution taking effect, the same shall be published in full in the Poughkeepsie Journal, which is hereby designated as the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

Motion by: Councilman Steve Albrecht
Seconded by: Councilman Chris Hart

ROLL CALL:	AYE	NAY
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	

Councilman Sagliano	X
Supervisor McNair	X

Carried.

On motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart the Town Board authorized the Town Clerk to send a letter of notice of rejection of bid to all other bidders, carried.

Item # 7 – Reappoint JoAnn Feighenheimer to the Ethics Committee:
Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht the Town Board reappointed JoAnn Feighenheimer to the Ethics Committee; term to expire 12/31/2015, carried.

Item # 8 Appoint Bruce Donegan as Alternate Voting Member /Dutchess County MS4:
Supervisor John McNair read the following resolution:

Resolution #11/2010

Whereas, the Pleasant Valley Town Board adopted a resolution on September 14, 2005 identified as Resolution #32/2005, a copy of which is attached; and

Whereas, Resolution #32/2005 appointed the Supervisor as the voting member of the Dutchess County MS4 Coordination Committee and now needs to be amended;

Now, Therefore, Be It Resolved, that Resolution #32/2005 is hereby amended to appoint Bruce Donegan as the Town's alternate voting member on the Dutchess County MS4 Coordination Committee.

Motion by: Councilman Chris Hart
Seconded by: Councilman Don Sagliano

Carried.

Item # 9- Approval for Annual Renewal of Horner Junkyard Permit:
Motion by Councilman Don Sagliano, seconded by Councilwoman Jean Curlee the Town Board approved the renewal of Jack Horner's Junkyard Permit, carried.

Item # 10 – Authorize Town Clerk to Request a Speed Limit Reduction on Netherwood Road:
Motion by Councilman Don Sagliano, seconded by Councilman Steve Albrecht the Town Board authorized the Town Clerk to request a speed limit reduction on Netherwood Road, carried.

Item # 11 – Authorize Town Clerk to Request a Traffic Study For the Intersection of Route 44 and Taconic State Parkway:

Councilwoman Jean Curlee stated that this year the Dutchess County Office for the Aging will not be sending out postcards reminding senior citizens of the up coming

senior picnic. Councilwoman Curlee would like to have this information on the Town's website.

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht the Town Board authorized the webmaster to notice for the Senior Picnic on Friday, June 11, 2010 to be held at the Rec Park behind Town Hall, carried.

Item # 19 – Authorize Recreation Department to Hold A Spring Fling/Egg Hunt:
Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee the Town Board authorized the Recreation Department to hold a Spring Fling and an Egg Hunt on March 20, 2010, rain date March 21, 2010, carried.

Item # 20 – Authorize Town Clerk to Request A Turn Lane at the Corner of Route 44 (Main Street)/South Ave.:
Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht the Town Board authorized the Town Clerk to request New York State DOT to conduct a study into installing a turn lane at the corner of Route 44 (Main Street) and South Ave., carried.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded Councilman Don Sagliano to open the meeting to the public, carried.

Jean Curler – Stream Lane – noted that she read an article in Town Topics regarding face book. Jean would like to have recreation join a face book group.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Don Sagliano, seconded by Councilman Chris Hart to close the meeting to the public, carried.

CLAIMS:

General fund: Claim #85 – 164 in the amount of \$89,354.08 were approved on motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart, for discussion, carried.

Highway Fund: Claim #37 – 58 in the amount of \$93,095.88 were approved on motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart, carried.

Con Light: Claim #2 in the amount of \$3,179.34 were approved on motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart, carried.

ADJOURN:

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht to adjourn the meeting at 8:15PM, carried.

Respectfully Submitted,

Deborah Bjorkman, Town Clerk

ANNUAL AUDIT OF SUPERVISOR'S BOOKS

WORKSHOP MEETING

MARCH 3, 2010

The Pleasant Valley Town Board held their Annual Audit of the Supervisor's Books and their regularly scheduled Workshop Meeting on Wednesday, March 3, 2010 at 7:00PM, Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT:	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

Also Present:	Pat Ireland	Bookkeeper
	Rae D'Achille	Accounting Associates

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

Accounting Associates, Rae D'Achille gave a presentation to the Town Board. Rae stated she filed the Annual Financial Report with the State before February 28, 2010 deadline. Rae noted that the report has been file with New York State. Rae did note that the Town's income is down.

Councilman Chris Hart thanked Rae and Bookkeeper, Pat Ireland for a wonderful job they have been doing.

Item # 10 – Voucher Process:

Councilman Chris Hart asked if a tape can be added to each abstract account for workshops.

Councilman Don Sagliano suggested maybe a cover sheet be put with the vouchers to verify what bills are being paid and giving Board members a place to write down their questions.

Bookkeeper, Pat Ireland stated that she adds all bills in the computer when she receives a bill and each tape is run with each abstract.

Supervisor John McNair noted that a conference call was held between the Planning Board Chairman, Joe Labriola; Zoning Administrator; Bruce Donegan, Deputy Zoning Administrator, Ed Feldweg; Town Attorney, Scott Volkman; Supervisor McNair;

Councilman Hart and Comprehensive Committee Co-Chair, Rebecca Seaman; regarding Ron Gasparro's proposed project on Route 44, Pleasant Valley.

Planning Board Chairman, Joe Labriola reviewed with the Town Board where Mr. Gasparro is with his project on Route 44. Joe noted that Ron has been working with the Planning Board regarding his Route 44 project for many months. Joe suggested that the Town Board consider an amendment to the zoning code regarding granting special use permits as an exemption to the new code.

Town Attorney, Scott Volkman discussed various options the Town Board could consider. Mr. Volkman noted that the Town Board plans on amending the Town Code they will need to hold Public Hearing.

Item # 6 – Ron Gasparro/Proposed Route 44 Project:

Ron gave the Town Board an overview of his project on Route 44. Ron stated that he has received a positive recommendation from the Planning Board.

Town Attorney, Scott Volkman – stated that the proper way to resolve this situation is to amend Chapter 98 of the code. Mr. Volkman noted that a Public Hearing would need to be held in April.

Item # 1 – Pleasant Valley Library Proposed Referendum:

Pleasant Valley Library Board Member, Steve McNish gave the Town Board a presentation regarding their desire to petition for a 414. The Library will looking for an additional \$85,000.00 per year.

Item # 2 – Handicap Ramp behind Town Hall:

Town Engineer, Greg Bolner reviewed with the Town Board where they left off regarding the Handicap Ramp behind Town Hall. It was noted that New York States procurement policy has increased to \$35,000.00 and it was decided to amend our procurement policy to reflect the states amount of \$35,000.00 allowing us to bid the project as a whole.

Town Attorney, Scott Volkman suggests that the Town Board amend the Town's procurement policy allowing the limit to be \$35,000.00. Mr. Volkman will have a resolution ready for the March 10th Regular Town Board Meeting.

It was also suggested that Greg contact Peter Karis, ZBA Member and Landscape Architect to discuss this project.

Item # 3 – Water Committee Update:

Town Engineer, Greg Bolner gave the Town Board a water evaluation report (filed with the minutes).

Item # 4 – North Ave. Sidewalks:

Supervisor John McNair noted that an RFP was sent out and only one (1) has been received. The Town Board will need to wait for several days to see if others come back.

Item # 5 – Compactor Updates:

CAC Member, Debbie Glynn spoke regarding updates for the recycling at the compactor. Supervisor McNair noted he would give the updates to the Highway Superintendent, Kurt Gardner for his review.

Item # 7 – West Road Sidewalks Status:

Supervisor John McNair noted that the County notified him in regards to request for a feasibility study along West Road for sidewalks. Supervisor McNair told them to continue.

Item # 8 – Railroad Station Update:

Councilman Don Sagliano stated that he spoke with Arlington School Superintendent, Frank Pepe in regards to the language the School District would like the Town Board to use in their resolution. Councilman Sagliano asked the Town Attorney to draw up a resolution regarding the moving of the train station.

Members of the Historical Society spoke about keeping the train station here in Pleasant Valley.

Item # 9 – Grant Writer Hours:

Supervisor John McNair spoke about giving Grant Writer, Michael Haggerty 10 hours a week at an hourly wage to find grants for the Town. The Town Board noted they will give their feedback on this to the Supervisor.

Item # 13 – ZBA Candidates:

Supervisor John McNair noted that two (2) applications have been received.

Item # 14 – Advertise for Summer Program Staff & Mowing RFP:

The Town Board will authorize the Town Clerk to advertise at the March 10, 2010 Regular Town Board for those two items.

Item # 17 – Taconic Parkway/Route 44 Lighting:

Town Attorney, Scott Volkman noted that he was contacted by the New York State DOT regarding the lighting at the intersection of the Taconic State Parkway and Route 44 and was told that it is the responsibility of the Town.

EXECUTIVE SESSION:

Motion by Councilman Don Sagliano, seconded by Councilman Chris Hart the Town Board entered into executive session at 8:25PM, for item# 11 under 105.1F Public Officers Law Personnel Matter, items # 12 & 15 are Attorney/Client Privilege conversation, carried.

No action taken.

Motion by Councilwoman Jean Curlee, seconded by Councilman Steve Albrecht the Town came out of executive session at 10:12PM, carried.

ADJOURN:

Motion by Councilwoman Jean Curlee, seconded by Councilman Steve Albrecht to adjourn the meeting at 10:15PM, carried.

Respectfully Submitted,

Deborah Bjorkman, Town Clerk

REGULAR TOWN BOARD MEETING

MARCH 10, 2010

The Pleasant Valley Town Board held their regularly scheduled Town Board Meeting on Wednesday, March 10, 2010 at 7:00PM, at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT:	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

ABSENT: None

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

Supervisor John McNair asked for a moment of silence in remembrance of Town Employee, Tom Ashline; who passed away on March 7, 2010. The Town Board has also dedicated a page in the minutes.

“In Memory of Thomas Ashline, Sr.”

MINUTES: of 02/11/2010 Regular Town Board Meeting
Were approved on motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee, carried.

MONTHLY REPORTS:

Town Clerk Monthly Report
Refuse Monthly Report
Letter of Credit Monthly Report
Subdivision Recreation Fee Monthly Report
Recreation Monthly Report
Building, Zoning, Planning and Fire Monthly Report
Above Ground Storage Monthly Report
Assessor's Monthly Report
Monthly Trial Balance Report

All reports are on file for public review.

TOWN BOARD COMMITTEE REPORTS:

Buildings Report – Councilman Steve Albrecht stated that the roof at Town Hall is leaking after all the rain. He will contact Vanguard Roofing to repair the leaks.

Recreation Report – Councilwoman Jean Curlee noted that the Town will be holding a Spring Fling/Egg Hunt on March 20, 2010 at West Road School from 2:00PM-4:00PM.

Technology Report – Councilwoman Jean Curlee asked if the Town's server had been updated. Supervisor McNair noted that the Town's computer consultants were looking into State bid.

ORAL/COMMITTEE REPORTS:

County Legislator, Michael Kelsey stated that the County sales tax on clothing was passed. The Town should receive about \$19,000.00 in additional sales tax. Michael noted that there is an on going investigation regarding the operations of the County's Resource Recovery.

Michael stated that the County Legislator's are still working on a formula for charging back to the Towns the costs of conducting elections, it was noted that the sales tax monies the Towns are due to receive should help offset the charge backs proposed to operate elections.

County Legislator, Suzanne Horn spoke about the Iriquos Pipe Line extension that is being considered in Pleasant Valley.

CORRESPONDENCE:

Supervisor John McNair read a thank you note from Heidi Green thanking Highway Superintendent, Butch Gardner for helping her change a flat tire on February 4, 2010.

OPEN THE MEETING TO THE PUBLIC (AGENDA ITEMS ONLY):

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee to open the meeting to the public for agenda items only, carried.

Judy Moran – Hibernia Road – stated that she is a member of the Historical Society and has concerns regarding the moving of the railroad station to the Dutchess County Fairgrounds. Judy stated that some members of the Historical Society have formed a group called Save Our Station (SOS). This group would like to keep the railroad station in Pleasant Valley and they would be willing to take over the insurance and security. Judy also noted that her group has contacted an Attorney to help with raising funds.

John Mort – Route 44 – stated that he was on the original committee that moved the railroad station to West Road School. John noted that the original plan for the station did not survive. He would like to see the station moved to the fairgrounds where it will be maintained and used.

James Boice – Route 82 – stated that he is in favor of moving the railroad station to the fairgrounds.

Art Sirois – Valley View Road – stated that he has lived in Pleasant Valley for many years and would like to see that railroad station stay here in the Town.

Mark Doctoroff – Gretna Woods Road – stated that he is in favor of keeping the railroad station here in Town. Mark feels that it could be used by recreation.

Asa Beckwith – Route 44 – stated that he is a 60 year resident of Pleasant Valley and is a member of the Dutchess County Agricultural Society and is very involved with the museum at the fairgrounds. Asa stated that he is in favor of moving the railroad station to the fairgrounds where it will be taken care of.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart to close the meeting to the public, carried.

NEW BUSINESS:

Item # 1 – Amending Resolution Re: Pleasant Valley Railroad Station:
Supervisor John McNair read the following resolution:

Resolution #12/2010

RE: AMENDING RESOLUTION NO. 87/2009 REGARDING THE PLEASANT VALLEY TRAIN STATION.

Whereas, the Town Board of the Town of Pleasant Valley heretofore adopted a Resolution on or about December 30, 2009, recommending that the Arlington Central School District rely upon its own study of the facts as it pertained to the request for the Dutchess County Agricultural Society to transfer ownership of the Pleasant Valley Railroad Station to the Agricultural Society; and

Whereas, the School Board has met and considered the Town Board's Resolution and additional input received by members of the community; and

Whereas, the Arlington Central School District has requested clarification with respect the Town of Pleasant Valley's position as it pertains to the future of the Pleasant Valley Train Station; and

Whereas, following a through review of the records of the Town of Pleasant Valley and copies of certified records provided by the Arlington School District, the Railroad Station appears to be solely owned by the Arlington Central School District; and

Whereas, on October 7, 2009, the Town Board of the Town of Pleasant Valley held a public informational meeting on this issue and received oral and written comment; and

Whereas, the Railroad Station is an important historical resource for the Town of Pleasant Valley and Dutchess County; and

Whereas, for the past 20 years the station has not received the attention it needs and access to the public has been limited; and

Whereas, the Agricultural Society has stated its intention to include the Railroad Station as part of its development of an Antique Village at the Dutchess County Fairgrounds; and

Whereas, the Agricultural Society has assured the Town of Pleasant Valley that “every effort will be made to inform visitors of the importance of the station as a hub for Pleasant Valley commerce and transportation” and that as part of its Antique Village Museum, “the emphasis will be on recreating the time and showcasing the era that the station reached its peak of operational use”; and

Whereas, the Agricultural Society has also assured the Town of Pleasant Valley that the Railroad Station will be forever know as the “Pleasant Valley Railroad Station”; and

Whereas, the Town Board has considered alternative suggestions to relocate the Station but for purposes of long term preservation and maximizing public access, having the station available at the Dutchess County Fairgrounds would be most viable alternative; now therefore be it

Resolved, that the Town Board of the Town of Pleasant Valley recommends that the Pleasant Valley Train Station be relocated to the Dutchess County Fairgrounds, be it, further

Resolved, that when the Arlington Central School District elects to convey the Railroad Station to the Agricultural Society, the conveyance shall be conditioned upon recognition of the historical significance of the Railroad Station forever by the preservation of the name of the building as the “Pleasant Valley Railroad Station”.

Motion by: Councilwoman Jean Curlee
Seconded by: Councilman Chris Hart

ROLL CALL:	AYE	NAY
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

Item # 2 – Appoint Sharon Wilhelm ZBA Alternate:

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht the Town Board appointed Sharon Wilhelm as an alternate to the ZBA; term of office to expire December 31, 2010, carried.

Item # 3 – Authorize The Town Clerk to Advertise for a Public Hearing on Proposed Zoning Code Amendment:

Supervisor John McNair read the following resolutions:

Resolution #13/2010

STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) RESOLUTION:

Whereas, the Town Board of the Town of Pleasant Valley is considering an amendment to Chapter 98 of the Code of the Town of Pleasant Valley entitled "Zoning";

Whereas, the environmental review does not concern any specific proposal for a project and is for the purposes of adoption of a text amendment by creating an additional exemption to the Zoning Ordinance of the Town of Pleasant Valley adopted on December 16, 2009, under Chapter 98-107 thereof; and

Whereas, Section 239 1 & m of the General Municipal Law requires a thirty (30) day review by the Dutchess County Planning Department, and

Whereas, Section 264 and Section 265 of the Town Law and Section 98-100 of the Town of Pleasant Valley Code requires that public notice be given and a hearing held on matters involving amendments to the Zoning Code, and;

Now Therefore, Be It Resolved As Follows:

1. In accordance with Section 617.6(a)(1)(i) of the Title 6 NYCRR, the Town Board determines the above described action is subject to SEQRA.
2. In accordance with Section 617.6(a)(1)(ii) of the Title 6 NYCRR, the Town Board determines that the action does not involve a federal agency.
3. In accordance with Section 617.6(a)(1)(iii) of the Title 6 NYCRR, the Town Board determines that the above described action does not involve more than one agency.
4. In accordance with Section 617.6(a)(1)(iv) of the Title 6 NYCRR, the Town Board, in making such preliminary classification considered Section 617.12(b)(2) of Title 6 NYCRR which states that a Type I action covers zoning changes that are initiated by a municipality without a petition by an applicant
5. In accordance with Section 617.6(a)(1)(2) of the Title 6 NYCRR, the Town Board determines that the above described action will require a long Environmental Assessment Form since the above quoted section states Type 1 actions a full EAF must be used to determine the significance of such actions that are funded, approved, or directly undertaken by any agency, unless a draft EIS has been prepared on the action, in accordance with Section 617.6(a)(4) of Title 1 NYCRR. The Town Board is the lead agency to undertake the Environmental Review of an application of this Type 1 action in accordance with Section 617.6(b) of Title 6 NYCRR, since it is the only agency with approval authority over the Zoning Law.

6. The Town Clerk shall forward a copy of this resolution, along with the attached EAF, as well as the proposed ordinance to the Dutchess County Planning Department for purposes of SEQRA and for the purpose of Section 239 1 & M of the General Municipal Law and neighboring municipalities as required by law.

7. The Town Board shall forward a copy of this resolution and of the long Environmental Form as well as a draft of the proposed local law to the Town of Pleasant Valley Planning Board for an advisory opinion; and

8. Pursuant to Section 264 and 265 of the Town Law and Section 98-100 of the Town Code, the Town Board shall hold a public hearing scheduled for April 14, 2010 at 7:00PM.

Motion by: Councilman Steve Albrecht

Seconded by: Councilman Chris Hart

ROLL CALL:	AYE	NAY
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

Resolution #14/2010

Whereas, the Town Board of the Town of Pleasant Valley is considering an amendment to Chapter 98 of the Town Code, entitled Zoning; and

Whereas, pursuant to Town Law §264 & 265 relating to Zoning and Article XI of the Zoning Code, the Town Board is amending the Zoning Code on its own motion; and

Whereas, by this Resolution the Town Board has introduced a proposed Local Law entitled, A Local Law of the Town of Pleasant Valley, Dutchess County, New York, Amending Chapter 98 of the Code of the Town of Pleasant Valley Entitled, Zoning, Section 98-107 thereof entitled, Exemption”; and

Now, Therefore Be It Resolved, that the Town Board hereby introduces the annexed proposed Local Law No. X of 2010 entitled, “A LOCAL LAW OF THE TOWN OF PLEASANT VALLEY, DUTCHESS COUNTY, NEW YORK, AMENDING CHAPTER 98 OF THE CODE OF THE TOWN OF PLEASANT VALLEY,

ENTITLED, “ZONING” SECTION 98-107 THEREOF ENTITLED, “EXEMPTION.”; and be it further

Resolved, that the Town Board of the Town of Pleasant Valley hereby determines that it is the Lead Agency under SEQRA and that the proposed action is a Type I action; and be it further

Resolved, that the Town Board of the Town of Pleasant Valley does hereby set the 14th day of April, 2010 as and for the date of the Public Hearing to be held at 7:00PM at Town Hall, located at 1554 Main Street, Pleasant Valley, New York, and that the notice of such Public Hearing shall be posted and published accordingly by the Town Clerk; and be it further

Resolved, that the Town Board hereby refers the proposed Local Law to the Town of Pleasant Valley Planning Board to report thereon, and to the Dutchess County Department of Planning and Development for recommendations pursuant to Section 239(1) and (m) of the General Municipal Law.

Motion by: Councilman Chris Hart
Seconded by: Councilman Don Sagliano

ROLL CALL:	AYE	NAY
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

Item # 4 – Authorize Town Clerk to Advertise for Recreation Summer Staff:
Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee the Town Board authorized the Town Clerk to advertise for Recreation Summer Staff, carried.

Item # 5 – Update Procurement Policy:
Supervisor John McNair read the following resolution:

Resolution #15/2010

Whereas, pursuant to Chapter 494, Section 1, of the Laws of 2009 and Section 103 of the General Municipal Law (GML) as amended, the threshold for competitive bidding for public works contracts has been increased from \$20,000.00 to \$35,000.00; now, therefore, be it

Resolved, that the Procurement Policy heretofore adopted by the Town Board of the Town of Pleasant Valley on January 4, 2010, is hereby amended and re-adopted in the form attached hereto.

*Filed in Town Clerk's Office.

Motion by: Councilman Don Sagliano
Seconded by: Councilman Steve Albrecht

ROLL CALL:	AYE	NAY
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

Item # 6 – Authorize the Town Clerk to Advertise for Mowing of Ballfields:
Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht the Town Board authorized the Town Clerk to advertise for ball field mowing, a mandatory pre-bid meeting will be held March 25, 2010 at 9:00AM, at Town Hall; bids to be received by April 7, 2010 by 12:00 noon; bids to be awarded at the April 14, 2010 Town Board Meeting, carried.

Item # 7 – Authorize The Supervisor to Sign The Contract with Lehmkuhl Landscaping/Pesticide Application at the Mill Site:
Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee the Town Board authorized the Supervisor to sign the contract with Lehmkuhl Landscaping to do pesticide application at the Mill Site, carried.

Item # 8 – Award RFP for North Ave. Sidewalks to Clark, Patterson & Lee:
Supervisor John McNair noted that he had sent letters to three (3) engineering firms requesting an RFP for North Ave. Sidewalks reconstruction only one (1) response was received from Clark, Patterson & Lee.

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano the Town Board awarded the RFP for North Ave. Sidewalk reconstruction to Clark, Patterson & Lee, carried.

Item # 9 – Repair the Roof at Town Hall:
Councilman Steve Albrecht noted that the roof at Town Hall is leaking around the drain pipe. Councilman Albrecht noted that he will contact Vanguard Roofing to have them look at the roof.

Item # 10 – Budget Amendments:

Supervisor John McNair read the following resolutions:

Resolution #16/2010

Whereas, that pursuant to Section 6-c of the General Municipal Law, as amended, the Town Board in 1999 established a Capital Reserve Fund to finance the cost of acquisition of Highway Equipment;

Resolved, that the Supervisor is hereby authorized to deposit moneys from the "Highway Fund" in the amount of \$25,000.00 into the "Highway Equipment" Reserve Fund. These funds are appropriated in the 2010 Budget.

The Supervisor is authorized to invest, from time to time, the moneys of this fund pursuant to Section 11 of the General Municipal Law.

No expenditure shall be made from this fund, except upon authorization of this Board pursuant to Section 6-c of the General Municipal Law and subject to permissive referendum if required by law.

Motion by: Councilman Don Sagliano

Seconded by: Councilman Steve Albrecht

Carried.

Resolution #17/2010

Whereas, the Supervisor of the Town of Pleasant Valley determined that a budget amendment is necessary to update the 2010 adopted budget.

Now, Therefore, be it resolved that the 2010 adopted budget of the Town of Pleasant Valley be amended as follows:

GENERAL FUND

DECREASE		INCREASE	
1989.4	1.54	1950.4	1.54

To move monies into line item for Taxes & Assessments to pay tax bill for property on Clinton Hollow Road.

Motion by: Councilwoman Jean Curlee

Seconded by: Councilman Chris Hart

Carried.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilwoman Jean Curlee, seconded by Councilman Steve Albrecht to open the meeting to the public, carried.

John Mort – Route 44 – thankful for the great job in developing the walkway over the Hudson.

Bruce Cookinham – Fox Run – stated that he is in favor of moving the railroad station to the Dutchess County Fairgrounds.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Don Sagliano, seconded by Councilman Chris Hart to close the meeting to the public, carried.

CLAIMS:

General Fund: Claim #165 – 243 in the amount of \$134,700.17 were approved on motion by Councilman Steve Albrecht, seconded by Councilman Don Sagliano, carried.

Highway Fund: Claim #59 – 76 in the amount of \$65,425.56 were approved on motion by Councilwoman Jean Curlee, seconded by Councilman Steve Albrecht, carried.

Con Light: Claim #3 in the amount of \$3,187.78 were approved on motion by Councilwoman Jean Curlee, seconded by Councilman Don Sagliano, carried.

Item # 11 – Town Reval/GAR Associates:

EXECUTIVE SESSION:

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano to enter into executive session under the Open Meetings Law section §105.1F “the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal, or removal of a particular person or corporation”, at 8:20PM, carried.

Councilman Chris Hart noted that Councilman Steve Albrecht left the Executive Session at 9:15PM due to a conflict of interest.

Motion by Councilman Chris Hart, seconded by Don Sagliano to come out of Executive Session at 9:29PM, carried.

Motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart the Town Board authorized the Town Clerk to advertise for a Special Town Board Meeting, on

Tuesday, March 16, 2010 at 4:00PM at Town Hall, 1554 Main Street, Pleasant Valley,
carried.

ADJOURN:

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano to adjourn the
meeting at 9:35PM, carried.

Respectfully Submitted,

Deborah Bjorkman, Town Clerk

SPECIAL TOWN BOARD MEETING

MARCH 16, 2010

The Pleasant Valley Town Board held a Special Town Board Meeting on Tuesday, March 16, 2010 at 4:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT:	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

PURPOSE: 1. GAR Associates
2. Authorize Increasing Recreation Director Hours

Item # 1 – GAR Associates:

Town Attorney, Scott Volkman discussed with the Town Board the contract issues concerning GAR Associates. GAR Associates will not obtain a Performance Bond, but has agreed to the Town holding a retainer fee to be paid after the completion of the job.

Supervisor John McNair read the following resolution:

Resolution #18/2010

Whereas, the Town Board is desirous of obtaining a qualified revaluation firm to perform reassessment services for the Town of Pleasant Valley 2011 tax roll; and

Whereas, the Town Board of the Town of Pleasant Valley is in receipt of a proposal from a qualified professional firm to perform services with respect to reassessment of all properties in the Town of Pleasant Valley; and

Whereas, the Town Board is desirous of taking advantage of the consultant services offered by the GAR Associates, Inc.; and

Whereas, Section 64(6) of the Town Code authorizes the Town to enter into such contracts; and

Whereas, GAR Associates, Inc. has represented that it is qualified and willing to perform said services as set forth in a proposal dated October 20, 2009, which was supplemented by letter dated December 21, 2009 and January 7, 2010; and

Whereas, the consultants who shall be hired as an independent contractor, shall be paid the contract amount in accordance with the terms of the proposal in the amount of \$275,000.00, and in accordance with the terms of the proposal; now, therefore, be it

Resolved, that the Town Board of the Town of Pleasant Valley hereby authorizes the Town Supervisor to enter into and execute a contract with the consultant in accordance with the proposal dated October 20, 2009, which was supplemented by letter dated December 21, 2009 and January 7, 2010. In substantially the same form as the contract dated March 16, 2010.

Motion by: Councilwoman Jean Curlee
Seconded by: Councilman Chris Hart

ROLL CALL:	AYE	NAY
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

Item # 2 – Authorize Increasing Recreation Leaders Hours:
Supervisor John McNair read the following resolution:

Resolution #19/2010

Whereas, the position of Recreation Director for the Town of Pleasant Valley is a part-time, noncompetitive position as determined by Rules for the Classified Civil Service of Dutchess County and the Commissioner of Personnel of Dutchess County; and

Whereas, maximum number of hours per week that can be worked on a regular basis in such a position is 20 hours; and

Whereas, there is anticipated work for the Spring of 2010, which would require an increase in hours on a temporary basis; and

Whereas, the Town has sufficient funds budgeted for such a temporary increase; now therefore be it

Resolved, that the Town Board Town of Pleasant Valley hereby authorizes an increase in hours of 2 hours per week for a total of 22 hours for the position of Recreation Director for a three (3) month temporary increase of hours over the current part-time hours; and be it further

Resolved, that the Town Supervisor is hereby authorized and directed to cause to be filed that appropriate Report of Personnel Change (RPC) Form with the Dutchess County Personnel Department to obtain consent for the increase hours.

Motion by: Councilwoman Jean Curlee

Seconded by: Councilman Don Sagliano

ROLL CALL:	AYE	NAY
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

Councilwoman Jean Curlee gave an update regarding Town Roadside Cleanup. Councilwoman Curlee noted that there would be two (2) dumpsters at the Rec Park on Saturday, April 10, 2010. Councilwoman Curlee noted that she would supply a spread sheet to the Town Clerk to conduct sign ups. It was noted that Councilman Don Sagliano would supply the scale to weigh the dumpsters and bags will be available for residents at the Town Clerk's Office the last week of March. Councilwoman Curlee will do a press release and will get the information on the Website.

ADJOURN:

Motion by Councilwoman Jean Curlee, seconded by Councilman Don Sagliano to adjourn the meeting at 4:20PM, carried.

Respectfully Submitted,

Deborah Bjorkman, Town Clerk

BID OPENING

APRIL 7, 2010

The Town of Pleasant Valley held a Bid Opening for Ballfield mowing on Wednesday, April 7, 2010 at 12:00 noon at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Deborah Bjorkman, Town Clerk

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

1) Green Valley Maintenance	\$645.00 Per Mow
173 Nevis Road	90.00 Mill Site
Tivoli, NY 12583	95.00 Cady Park
	40.00 Highway Garage
100.00 Helen Aldrich Park Field	Once per Month
45.00 Bower Park Walk Path	
Once per Month	

Non-Collusive Bidding Certificate included, Corporate Non-Collusive Resolution and Signature Sheet included.

2) Daley Lawn & Landscaping	\$505.00 Per Mow
131 Pine Hill Road	30.00 Mill Site
Pleasant Valley, NY 12569	75.00 Cady Park
	30.00 Highway Garage
	375.00 Helen Aldrich Park Field
	3 X a Year
	750.00 Trail Trimming/Maint.
	Bower Park Once per Month

Non-Collusive Bidding Certificate included, Corporate Non-Collusive Resolution and Signature Sheet included.

3) New Image Landscape & Design, Inc.	\$564.00 Per Mow
P.O. Box 41	39.50 Mill Site
Mamarneck, NY 10543	67.00 Cady Park
	46.50 Highway Garage
	125.00 Bower Park Walk Path
	Once per month
	325.00 Helen Aldrich Park Field
	Brush Hog 3X a Year

Non-Collusive Bidding Certificate included, Corporate Non-Collusive Resolution and Signature Sheet included.

4) VTC Enterprise, Inc.	\$535.00 Per Mow
163 Barkit Kennel Road	40.00 Mill Site
Pleasant Valley, NY 12569	80.00 Cady Park
	40.00 Highway Garage
	45.00 Bower Park Trail
	275.00 Helen Aldrich Park Field
	Brush Hog Per Cut

Non-Collusive Bidding Certificate included, Corporate Non-Collusive Resolution and Signature Sheet included.

5) Lehmkuhl Landscaping	\$875.00 Per Mow
P.O. Box 1327	45.00 Mill Site
Pleasant Valley, NY 12569	90.00 Cady Park
	40.00 Highway Garage
	300.00 Helen Aldrich Park
	Brush Hog 3X
	20.00 Bower Park Trail
	Once per Month

Non-Collusive Bidding Certificate included, Corporate Non-Collusive Resolution and Signature Sheet included.

6) J & N Stafford Corporation	\$1,450.00 Per Mow
5571 Route 9W	45.00 Mill Site
Marlboro, NY 12542	75.00 Cady Park
	25.00 Highway Garage
	800.00 Helen Aldrich Park
	Brush Hog 3X per Season

Non-Collusive Bidding Certificate included, Corporate Non-Collusive Resolution and Signature Sheet included.

7) Landwork Contracting	\$1,160.00 Per Mow
14 E Mill Road	70.00 Mill Site
Cortlandt Manor, NY 10567	150.00 Cady Park
	70.00 Highway Garage
	300.00 Bower Park Trail
	600.00 Helen Aldrich Park
	Season

Non-Collusive Bidding Certificate included, Corporate Non-Collusive Resolution and Signature Sheet included.

Bids will be awarded as soon as possible.

Respectfully Submitted,

Deborah Bjorkman, Town Clerk

PUBLIC HEARING

REGULAR TOWN BOARD MEETING

APRIL 14, 2010

The Pleasant Valley Town Board held a Public Hearing and their Regularly scheduled Town Board Meeting on Wednesday, April 14, 2010 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

PUBLIC HEARING: On Proposed Zoning Code Update:

Supervisor John McNair stated that he was in receipt of the Affidavit of Publication from the Poughkeepsie Journal dated March 18, 2010 and the Affidavit of Posting from the Town Clerk dated March 18, 2010.

Town Attorney, Scott Volkman - reviewed with the Town Board the process that needs to be taken before they can adopt the proposed Local Law. Mr. Volkman noted that the Town Board can open and close tonight's Public Hearing. The Town Board will need to hold a Public Hearing and a Special Town Board Meeting on May 5, 2010 to adopt the amendment to the Zoning Law.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart to open the meeting to the public, carried.

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht to close the meeting to the public, carried.

MINUTES: of 03/03/2010 Workshop Meeting
 03/10/2010 Regular Town Board Meeting
 03/16/2010 Special Town Board Meeting
 04/07/2010 Bid Opening (Lawn Mowing Bids)

Were approved on motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Letter of Credit Monthly Report
4. Subdivision Recreation Fee Monthly Report
5. Recreation Monthly Report
6. Assessor's Monthly Report
7. Building, Zoning, Planning and Fire Monthly Report
8. Above Ground Storage Monthly Report
9. Monthly Trial Balance Report

COMMITTEE REPORTS:

Refuse Committee Report – Councilwoman Jean Curlee noted that the Town held a street cleanup for garbage and debris along Town roads on Saturday, April 10, 2010. Councilwoman Curlee noted that a dumpster was put behind Town Hall and 25 bags of trash was collected.

Buildings Committee Report- Councilman Chris Hart asked if the roof in the big room has leaked since it was fixed? It has not rained.

Recreation Committee Report – Councilwoman Jean Curlee would like to add the proposed RFP for Recreation Master Plan to the agenda to ask the Town Attorney to review the RFP.

Supervisor John McNair noted that he has a concern about this proposed master plan since the Poughkeepsie Journal has quoted that we intend to hire a professional at tonight's meeting. Supervisor McNair wonders where the Town will be getting the \$30,000.00 - \$50,000.00 to pay for this. Supervisor McNair noted that this maybe a good idea or a bad idea so he would like to move it to the May workshop meeting for further discussion.

Councilman Chris Hart noted that this would not be a direct hit to the taxpayers it will come out of the special recreation fund that is funded by contractors who subdivide property who have to pay subdivision recreation fees.

Motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart to have the Attorney review the proposed recreation master plan, carried.

ORAL REPORTS:

County Legislature, Suzanne Horn stated that Ed Feldweg has been reappointed to the Forest Practice Board. Suzanne reviewed with the Town Board the proposed path for the expansion of the Iroquois Pipe Line.

County Legislature, Michael Kelsey stated that the County Legislatures held their monthly meeting on Monday, April 12, 2010. Mike noted that the County approved a bond to replace 29 County vehicles. Mike noted that the Board of Elections has received the new voting machines for this election year, the machines are no longer lever machines, but optical scan. Mike chairs the committee that is reviewing Board of Election costs for elections and how to charge back these costs to the Towns.

CORRESPONDENCE:

Supervisor John McNair noted that all correspondence is on file.

OPEN THE MEETING TO THE PUBLIC (AGENDA ITEMS ONLY):

Motion by Councilman Steve Albrecht, no member of the Town Board seconded the motion.

Councilman Chris Hart asked the Town Attorney if there are any rules pertaining to adding items to the agenda.

Town Attorney, Scott Volkman stated that the Town of Pleasant Valley has never adopted it's own procedures for this. Mr. Volkman stated that a Town Board member can make a motion with a second and the item can be added to the agenda.

Motion by Councilman Don Sagliano, seconded by Councilman Chris Hart to have the Town Attorney review the RFP for the proposed recreation master plan as Item # 13

3 Ayes 2 Nays Councilman Steve Albrecht and Supervisor John McNair
Carried.

OPEN THE MEETING TO THE PUBLIC (AGENDA ITEMS ONLY):

Motion by Councilman Don Sagliano, seconded by Councilwoman Jean Curlee to open the meeting to the public for agenda items only, carried.

Mary Ellen Lester – Tinkertown Road – read a letter to the Town Board (filed with the minutes) regarding one of the members of the Pleasant Valley Rescue Squad.

John Lester – Tinkertown Road- stated until recently he and his wife have not had the backing from other members of the Rescue Squad. John stated that the problems are only getting worse with this member.

Kathy Hickman – Route 44 – stated that this member should be dismissed or the other members of the Rescue Squad will stop riding with this member.

Councilman Chris Hart – stated that a letter should be drafted from the Town Board to the Fire Commissioners to see how this matter is being handled.

Pam Moustakas – Whiteford Drive – stated that the Chief Officers and the Fire Commissioners have not acted on this issue, maybe the Town Attorney can help.

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee to add authorizing the Town Attorney to draft a letter to the Fire Commissioners as Item # 14, carried.

Gary Veeder – Salt Point Turnpike – stated that he has no thought on the proposed recreation master plan but noted that the Town just took on the expense of conducting a Town Reval. Gary also noted that more residents should attend the Fire Commissioners meetings, held the second Tuesday of each month.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Don Sagliano to close the meeting to the public, carried.

NEW BUSINESS:

Item # 1 – Zoning Code Amendment/Chapter 98:

Supervisor John McNair read the following resolution:

Resolution #20/2010

RE: LOCAL LAW X OF 2010, ENTITLED “ A LOCAL LAW OF THE TOWN OF PLEASANT VALLEY, DUTCHESS COUNTY, NEW YORK, AMENDING CHAPTER 98 OF THE CODE OF THE TOWN OF PLEASANT VALLEY, ENTITLED “ZONING”, BEING LOCAL LAW NO. 8 OF 2009

Whereas, the Town Board of the Town of Pleasant Valley is considering an amendment to Chapter 98 of the Town Code, entitled Zoning; and

Whereas, pursuant to Town Law §264 & 265 relating to Zoning and Article XI of the Zoning Code, the Town Board is amending the Zoning Code on its own motion; and

Whereas, by this Resolution the Town Board has introduced a proposed Local Law entitled, a Local Law of the Town of Pleasant Valley, Dutchess County, New York, Amending Chapter 98 of the Code of the Town of Pleasant Valley Entitled, Zoning, Section 98-107 thereof entitled, “Exemption.”; and

Whereas, the Town Board has provided for an amendment to the proposed Local Law and it is desirous of re-circulating the proposed Local Law and scheduling a new Public Hearing; now, therefore, be it

Resolved, that the Town Board hereby introduces the annexed proposed Local Law No. X of 2010 entitled, “A LOCAL LAW OF THE TOWN OF PLEASANT VALLEY, DUTCHESS COUNTY, NEW YORK, AMENDING CHAPTER 98 OF THE CODE OF THE TOWN OF PLEASANT VALLEY, ENTITLED, “ZONING” SECTION 98-107 THEREOF ENTITLED, “EXEMPTION.”; and be it further

Resolved, that the Town Board of the Town of Pleasant Valley hereby determines that it is lead Agency under SEQRA and that the proposed action is a Type I action; and be it further

Resolved, that the Town Board of the Town of Pleasant Valley does hereby set the 5th day of May, 2010 as and for the date of the Public Hearing to be held at 7:00PM at Town Hall, located at 1554 Main, Pleasant Valley, New York, and that the notice of such Public Hearing shall be posted and published accordingly by the Town Clerk; and be it further

Resolved, that the Town Board hereby refers the proposed Local Law to the Town of Pleasant Valley Planning Board to report thereon, and to the Dutchess County Department of Planning and Development for recommendations pursuant to Section 239 (1) and (m) of the General Municipal Law.

Motion by: Councilman Don Sagliano
Seconded by: Councilman Chris Hart

ROLL CALL

AYE

NAY

Councilman Albrecht

X

Councilwoman Curlee

X

Councilman Hart

X

Councilman Sagliano	X
Supervisor McNair	X

Carried.

Town Attorney, Scott Volkman noted that the new Zoning Code is now available through E-Code from General Code.

Item # 2 – Adopt Summer Camp Schedule:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee the Town Board adopted the Summer Camp Schedule (filed with the minutes), carried.

Recreation Director, Deborah Lyvers introduced Girl Scout, Mary Spencer who is doing a project for Girl Scouts.

Mary Spencer presented to the Town Board a proposed project she will be working on at Bower Park. Mary proposes mapping out the trails at Bower Park.

Item # 3 – Authorize Grant Writer to Work 10 Hours Per Month:

Motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart the Town Board authorized Grant Writer, Michael Haggerty to work 10 hours per month at the rate of \$35.00 per hour for a period of three (3) months, carried.

Item # 4 – Award Mowing Contract:

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht the Town Board awarded the mowing contract to VTC Enterprises, carried.

Item # 5 – Budget Amendment:

Supervisor John McNair read the following resolution:

Resolution #21/2010

Whereas, the Supervisor of the Town of Pleasant Valley determined that a budget amendment is necessary to update the 2010 adopted budget.

Now, Therefore, be it resolved that the 2010 adopted budget of the Town of Pleasant Valley be amended as follows:

GENERAL FUND

INCREASE

A3089 9254.79

INCREASE

A1110.2 9254.79

To increase revenue by amount of grant received from Unified Court System for the Court Office to buy furniture for the office and court room and add to appropriation equipment line item.

Motion by: Councilman Steve Albrecht

Seconded by: Councilman Don Sagliano

Carried.

Item # 6 – Authorize the Town Clerk to Advertise for RFP/Handicap Ramp:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee the Town Board authorized the Town Clerk to advertise for RFP for the Handicap Ramp behind Town Hall, will advertise on the approval of Town Attorney, Scott Volkman, carried.

Item # 7 – Review North Avenue Sidewalk Replacement Draft:

Town Engineer, Greg Bolner outlined what sidewalk areas on North Ave would need to be replaced.

Councilman Chris Hart asked the Engineer if the replacement of the sidewalks is going to stay within the grant amount?

Item # 8 – Authorize Supervisor to Sign Community Block Grant:

Supervisor John McNair read the following resolution:

Resolution #22/2010

Whereas, the Town of Pleasant Valley is party to a Cooperation Agreement with Dutchess County for the period of 2010-2012 for purposes of undertaking a Community Development Program pursuant to Title I of the Housing and Community Development Act of 1974, as amended, and the HOME Investment Partnership Program of Title II of the National Affordable Housing Act of 1990; and

Whereas, the Town of Pleasant Valley has been awarded \$150,000.00 for the North Avenue Sidewalk Replacement Project for the 2010 Community Development Block Grant Program year; now, therefore, be it

Resolved, that the Town Supervisor be and hereby is authorized to sign and execute an Agreement between County Dutchess and the Town of Pleasant Valley for funding under the 2010 Community Development Block Grant Program; and, be it further

Resolved, that the Supervisor is hereby authorized to sign any and all documents necessary and associated with the project and the terms and conditions set forth from the Community Block Grant Program Agreement.

Motion by: Councilman Steve Albrecht

Seconded by: Councilman Chris Hart

<u>ROLL CALL:</u>		<u>AYE</u>	<u>NAY</u>
Councilman Albrecht		X	
Councilwoman Curlee	X		
Councilman Hart		X	
Councilman Sagliano		X	
Supervisor McNair		X	

Carried.

Item # 9 – Work At Home:

Supervisor John McNair read the following resolution:

Resolution # 23/2010

Whereas, on March 28, 2007, the Town Board of the Town of Pleasant Valley authorized a work from home policy as it pertained to a specific employee; now, therefore, be it

Resolved, that the Work from Home Policy, is hereby rescinded; and be it further

Resolved, that consideration to working at home will be given to any employee if indicated by the Americans With Disabilities Act of the New York State Human Rights Law.

Motion by: Councilman Don Sagliano

Seconded by: Councilman Chris Hart

<u>ROLL CALL</u>		<u>AYE</u>	<u>NAY</u>
Councilman Albrecht		X	
Councilwoman Curlee	X		
Councilman Hart		X	

Councilman Sagliano	X
Supervisor McNair	X

Carried.

Item # 10 – Update to Salary Plan:

Supervisor John McNair read the following resolution:

Resolution #24/2010

Whereas, various employment appointments were made by the Town Board of the Town of Pleasant Valley at its reorganization meeting on January 4, 2010; and

Whereas, the compensation for some part-time employees was set as an annual salary; and

Whereas, following consultation by the Board with the Dutchess County Department Personnel, those salaries will be converted to an hourly rate of compensation, and such hourly rate shall include stipends paid for additional responsibilities approved by the Town Board and undertaken by such employees.

Now, Therefore, Be It Resolved, that Jeff Renihan, Fire Inspector and Deputy Building Inspector, shall work no more that 10 hours per week and shall receive compensation of \$25.55 per hour; and

Be It Further Resolved, that Roger Lee, Building Inspector and Deputy Fire Inspector, shall work no more than 20 hours per week and shall receive compensation of \$19.71 per hour; and

Be It Further Resolved, that Bruce Donegan, Zoning Administrator and Stormwater Management Officer, shall work no more that 20 hours per week and shall receive compensation of \$23.37 per hour; and

Be It Further Resolved, that this policy shall take effect with the payroll period commencing April 24, 2010

Motion by: Councilman Don Sagliano

Seconded by: Councilman Chris Hart

ROLL CALL:

AYE

NAY

Councilman Albrecht		X	
Councilwoman Curlee	X		
Councilman Hart		X	
Councilman Sagliano		X	
Supervisor McNair		X	

Carried.

Item # 11 – Con Ed Tax Certiorari:

Supervisor John McNair read the following resolution:

Resolution # 25/2010

Whereas, the Town of Pleasant Valley is a Respondent, along with the Arlington Central School District to proceedings initiated by Consolidated Edison Company of New York, Inc., pursuant to Article 7 of the Real Property Tax Law of the State of New York; and

Whereas, there are proceedings pending for 2004, 2005, 2006, 2007, 2008 and 2009; and

Whereas, the Town and the School District made a motion to dismiss certain years of the proceeding prior to trial; and

Whereas, Supreme Court of Dutchess County issued a Decision and Order dated September 24, 2009, granting the relief in part; and

Whereas, in order to protect the interests of the Town of Pleasant Valley, Attorney to the Town filed a Notice of Cross Appeal with respect to the proceeding along with the Arlington Central School District and Consolidated Edison Company of New York, Inc.; and

Whereas, part of the relief granted to the Petitioner was that they had authority to seek leave of the Court to recommence two of the proceedings which have been dismissed by Court Order; and

Whereas, by Decision and Order of the Supreme Court Dutchess County dated, March 12, 2010, the Petitioner's were granted leave to re-serve two of the years that had been dismissed; and

Whereas, the Attorney for the Town, in order to stay further proceedings at this time, immediately filed a Notice of Appeal as did the Arlington Central School District; now, therefore be it

Resolved, that the action of the Attorney to the Town regarding filing a Notice of Appeal with respect to the Decision and Order dated September 24, 2009 and the March 12, 2010 Decision are hereby ratified and affirmed.

Motion by: Councilman Don Sagliano

Seconded by: Councilman Chris Hart

ROLL CALL:

AYE

NAY

Councilman Albrecht

X

Councilwoman Curlee

X

Councilman Hart	X
Councilman Sagliano	X
Supervisor McNair	X

Carried.

Item # 12 – Union Recognition/Highway Department:

Supervisor John McNair read the following resolution:

Resolution #26/2010

Whereas, a majority of full-time, blue-collar employees of the Town of Pleasant Valley Highway Department have signed authorization cards seeking the representation of International Brotherhood of Teamsters, Local 456; and

Whereas, the Town Board of the Town of Pleasant Valley desires to voluntarily recognize Local 456 as the exclusive collective bargaining representative of such employees.

Now, Therefore, Be It Resolved, that the Town Board of the Town of Pleasant Valley, does hereby recognize International Brotherhood of Teamsters Local 456 as the sole and exclusive bargaining agent for the full-time blue-collar employees of the Town of Pleasant Valley Highway Department, excluding the Highway Superintendent.

Motion by: Councilman Chris Hart

Seconded by: Councilman Don Sagliano

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
Councilman Albrecht			X
Councilwoman Curlee	X		
Councilman Hart	X		
Councilman Sagliano	X		
Supervisor McNair	X		

Carried.

Item # 13 – Authorize the Town Attorney to Review Proposed Recreation Master Plan:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee to authorize the Town Attorney, Scott Volkman to review the proposed RFP for a Recreation Master Plan.

3 Ayes 2 Nays Supervisor McNair and Councilman Albrecht

Carried.

Item # 14 – Authorize Town Attorney to Write a Letter to The Pleasant Valley Fire Commissioners Regarding Complaint/Member of the Rescue Squad:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart the Town Board authorized the Town Attorney to write a letter to the Pleasant Valley Fire Commissioners regarding complaints issued relating to the Pleasant Valley Rescue Squad, carried.

Item # 15 – Authorize the Town Clerk to Advertise for A Special Town Board Meeting/May 5, 2010:

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht the Town Board authorized the Town Clerk advertise for a Special Town Board Meeting on Wednesday, May 5, 2010 at 7:00PM, carried.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart to open the meeting to the public, carried.

Rolando Ghedini – Arbor Hill Drive – asked how much money is involved with the possible refund to Con Ed?

Town Attorney, Scott Volkman – stated that it is a significant amount of money.

Councilman Don Sagliano – asked about the letter of credit that has expired.

Town Attorney, Scott Volkman – stated that he has contacted the owner and they will have to come back to the Town Board in Mat for an extension on their letter of credit.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart to close the meeting to the public, carried.

EXECUTIVE SESSION:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee the Town Board entered into Executive Session under General Municipal Law section 105.1F regarding Personnel Matters at 9:10PM, carried.

No action taken.

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee the Town Board came out of Executive Session at 9:31PM, carried.

CLAIMS:

General Fund: Claim #244 – 328 in the amount of \$161,360.97 were approved on motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht, carried.

Highway Fund: Claim #77 – 98 in the amount of \$59,267.78 were approved on motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee, carried.

Con Light: Claim #4 in the amount of \$3,029.76 were approved on motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee, carried.

PV Fire District: Claim #1 in the amount of \$1,312,435.00 were approved on motion by Councilman Don Sagliano, seconded by Councilman Chris Hart, carried.

ADJOURN:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee to adjourn the meeting at 9:35PM, carried.

Respectfully Submitted,

Deborah Bjorkman, Town Clerk

PUBLIC HEARING
SPECIAL TOWN BOARD MEETING
WORKSHOP MEETING

The Town Board held a Public Hearing, Special Town Board Meeting and its regularly scheduled Workshop Meeting on Wednesday, May 5, 2010 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

PUBLIC HEARING: Re: Zoning Code Amendment.

Supervisor John McNair stated that he is in receipt of the Affidavit of Publication from the Poughkeepsie Journal dated April 23, 2010 and the Affidavit of Posting by the Town Clerk dated April 20, 2010.

Town Attorney, Scott Volkman noted that the Town Board opened and closed a Public Hearing on Wednesday, April 14, 2010. Mr. Volkman noted that the Pleasant Valley Planning Board a favorable recommendation and Dutchess County Planning stated that it is a Town matter.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart to open the meeting to the public, carried.

CLOSE THE MEETING TO THE PUBLIC:

All Residents having had ample opportunity to speak the Town Board closed the meeting to the Public. Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart, carried.

Supervisor John McNair closed the Public Hearing.

SPECIAL TOWN BOARD MEETING:

Item # 1 – Adopt Local Law/Amending Chapter 98 Entitled “Zoning”

Supervisor John McNair read the following resolutions:

Resolution # 27/2010

Whereas, the Town Board of the Town of Pleasant Valley is considering an action which would adopt a Local Law entitled, “A Local Law of the Town of Pleasant Valley, Dutchess County, New York, Amending Chapter 98 of the Code of the Town of Pleasant Valley Entitled, “Zoning”, Section 98-107 thereof entitled, “Exemption”; and

Whereas, the Town Board reviewed the Part I of the Full Environmental Assessment Form and made a preliminary determination that the project would be a Type I action under SEQRA; now therefore, be it

Resolved, that the Town Board of the Town of Pleasant Valley hereby determines that it is in fact Lead Agency for this action; and, be it further

Resolved, that the Town Board has determined that the project is a Type I action; and, be it further

Resolved, that the Town Board officially makes a determination of non-significance in that the proposed action is not expected to result in a significant adverse impact on the environment and therefore the preparation of a Draft Environmental Impact Statement is not necessary; and be it further

Resolved, that this determination shall be considered a negative declaration for the purposes of Article 8 of the Environmental Conservation Law, a copy of which is in said files which shall be maintained in the Office of the Town Clerk; and be it further

Resolved, the Town Clerk is directed to maintain a file for this Determination.

Motion by: Councilman Chris Hart
Seconded by: Councilman Don Sagliano

ROLL CALL:

AYE

NAY

Councilman Albrecht	X
Councilwoman Curlee	X
Councilman Hart	X
Councilman Sagliano	X
Supervisor McNair	X

Carried.

Resolution #28/2010

Whereas, the Town Board has the authority pursuant to Town Law §264 & 265 relating to Zoning and Article IX of the Zoning Code, to amend the Zoning Code on its own motion; and

Whereas, by Resolution the Town Board introduced a proposed Local Law entitled, Local Law of the Town of Pleasant Valley, Dutchess County, New York, Amending Chapter 98 of the Code of the Town of Pleasant Valley Entitled, Zoning, Section 98-107 thereof entitled, “Exemption”; and

Whereas, the Town Board held a Public Hearing on April 14, 2010 at 7:00PM at Town Hall, located at 1554 Main Street, Pleasant Valley, New York, and the notice of such Public Hearing was posted and published accordingly by the Town Clerk; and

Whereas, by Resolution on April 14, 2010 the Town Board introduced a revised version of the proposed Local Law entitled, Local Law of the Town of Pleasant Valley, Dutchess County, New York, Amending Chapter 98 of the Code of the Town of Pleasant Valley Entitled, Zoning, Section 98-107 thereof entitled, “Exemption.”; and

Whereas, the Town Board held a Public Hearing on May 5, 2010 at 7:00PM at Town Hall, located at 1554 Main Street, Pleasant Valley, New York, and the notice of such Public Hearing was posted and published accordingly by the Town Clerk; and

Whereas, the proposed Local Law was referred to Dutchess County Planning and Development, which determined it is a matter of local concern and it was also referred to the Pleasant Valley Planning Board, which issued a favorable recommendation; and

Whereas, the Town Board as Lead Agency with SEQRA has been determined that this is Type I action only SEQRA but that it will not have a significant adverse impact on the environment and thereof adopted a negative declaration; and

Whereas, the Town Board desires to amend Chapter 98-107 of the Zoning Code at this time; now, therefore, be it

Resolved, that the Town Board of the Town of Pleasant Valley hereby adopts Local Law No.: X of 2010 entitled, Local Law of the Town of Pleasant Valley, Dutchess County, New York, Amending Chapter 98 of the Code of the Town of Pleasant Valley Entitled, Zoning, Section 98-107 thereof entitled, “Exemption.” a copy of which is annexed hereto and made a part of this Resolution.

Motion by: Councilman Steve Albrecht

Seconded by: Councilman Chris Hart

ROLL CALL:

AYE

NAY

Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

CLOSE SPECIAL TOWN BOARD MEETING:

Motion by Councilman Steve Albrecht, the Special Town Board Meeting was closed at 7:10PM, seconded by Councilman Don Sagliano, carried.

WORKSHOP MEETING

Item # 1 – Presentation by Debbie Glynn Re: Recycling at the Compactor:

Debbie Glynn member of the CAC presented the Town Board with a flyer, depicting what is accepted and not accepted at the compactor for recycling. It will be put on the agenda for the Regular Town Board Meeting, May 12, 2010 for the Town Board to vote on.

Item # 2 – Presentation by Susan Stabell Re: Benefit Softball Game to Thank Our Soldiers:

Susan Stabell noted that there would be a benefit softball game sponsored by the Pleasant Valley American Legion to thank our soldiers on June 19, 2010 at Cady Field, at 12 noon.

Item # 3 – Historic Register/Olive Doty (Coal Office):

Supervisor John McNair noted that Olive Doty would like a Historic Register Plaque for the Coal Office that is located on her property. It will be put on the agenda for the Regular Town Board Meeting, May 12, 2010 for the Town Board to vote on.

Item # 4 – Summer Program Partial Payment Plan:

The Town Board discussed amending the partial payment plan resolution for the summer program. This item will be addressed at the Regular Town Board Meeting, May 12, 2010 for the Town Board to make adjustments and vote on.

Item # 5 – Volunteer Labor and Equipment Policy:

Supervisor John McNair stated that he spoke with the Towns insurance agent and no equipment should be run by any volunteer unless training has been received and a waiver form has been obtained.

Councilman Chris Hart stated that he spoke with the Town Attorney regarding the Town's potential exposure.

Town Attorney, Scott Volkman gave an overview of the volunteer act (filed with the minutes). Mr. Volkman will contact Gerry Haight, the Towns Insurance Agent to discuss

these issues. Mr. Volkman hopes to have a waiver form in place for Town Board approval by next weeks meeting.

Item # 6 – Bower Park Mowing:

Meta Poltnik asked that the Bower park walking trail be mowed prior to their scheduled event on June 6, 2010.

Supervisor John McNair will contact VTC to have the mowing done.

Item # 7 – Traffic Signal Request – Route 44 & 82:

The Town Board will authorize the Town Clerk to request a traffic signal from NYS DOT for the intersection of Route 44 & 82 at the Regular Town Board Meeting to be held, May 12, 2010.

Item # 8 & Item # 9 – Handicap Ramp and North Ave. Sidewalk Update:

Town Attorney, Scott Volkman stated that he has reviewed handicap ramp RFP and will sign off on it as soon as it is reviewed by the Dutchess County Planning Department.

Item #10 – Reval Update Progress Report:

The Town Board discussed the reval progress reporting procedures.

Item # 11 – Northern Dutchess Alliance Request:

The Town Board discussed joining the Northern Dutchess Alliance it was decided they would consider it for next years budget.

Item # 12 – Discuss Stipend for Chairman of the ZBA:

Supervisor John McNair read a letter from John Dunn, Chairman of the ZBA requesting a stipend for his position as Chairman of the ZBA (filed with the minutes). Supervisor McNair will have the Bookkeeper check to see if a stipend has ever been paid to the Chairman of the ZBA or if monies were ever allotted for that position in prior budgets.

Item # 13 – C-Jon Land Survey Charges:

Town Attorney, Scott Volkman noted that the charges for the land survey are for work that was done last year for an easement agreement between C-Jon and the Town of Pleasant Valley. The Town uses C-Jon property as an egress and ingress to the Town parking lot as well as the Town water lines run on C-Jon property.

Item # 14 – Quarterly Financial Receivable Update:

No discussion.

Item # 15 – Pleasant Valley Weekend:

Supervisor John McNair noted that his office contacted the Chairman of Pleasant Valley Weekend, Gary Aber. Supervisor McNair asked Mr. Aber to attend next weeks Town Board Meeting to review responsibilities and roles for the event.

Councilwoman Jean Curlee feels that maybe Recreation could supply some support.

Supervisor McNair noted that there has been a meeting already with the vendors.

Item # 16 – Watershed Protection Webinar Participation:

No discussion.

Item # 17 – Donation of Property/Williams Route 44:

The Town Board discussed the possible donation of the Williams property along Route 44. Supervisor McNair noted that there is 1 acre and he would check its zoning.

Item # 18 – Bingo Discussion/Dan Scharff Softball Team:

Supervisor John McNair noted that he has sent Dan Scharff a letter regarding having Bingo at Town Hall and suggested that it did not look promising.

Item # 19 – Recreation Master Plan Discussion:

Town Attorney, Scott Volkman noted that he has reviewed the Recreation Master Plan and stated that it is a well thought out document and the only changes that would need to be made would be to SEQRA Review.

Councilman Chris Hart stated that some members of the Town Board are interested in getting prices from Engineers. If the cost is excessive no one plans on moving forward.

Councilwoman Jean Curlee stated the CAC has maps of the Town properties for the Engineers. Councilwoman Curlee noted that having a recreation Master Plan is necessary if the Town is to receive any grants

Item # 20 – Recreation Director/Deborah Lyvers:

Supervisor John McNair noted that Deborah Lyvers has passed the County Recreation Test and will be appointed Recreation Director, at the May 12, 2010 Regular Town Board Meeting.

Item # 21 – Roger Lee/Job Discussion:

Roger Lee noted that he has spoken with Supervisor McNair regarding his hours. The Town Board will discuss this matter in Executive Session.

Item # 22 – Roof Discussion:

Councilman Steve Albrecht stated that the Town Hall roof is still leaking and the Town should not to pay the bill until the roof is fixed.

EXECUTIVE SESSION:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart the Town Board entered into executive session at 8:50PM, under 105.1D Public Officers Law and 105.1F a Personnel Matters, carried.

No Action taken.

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee the Town Board came out of Executive Session at 9:44PM, carried.

ADJOURN:

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht to adjourn the meeting at 9:45PM, carried.

Respectfully Submitted,
Deborah Bjorkman, Town Clerk

REGULAR TOWN BOARD MEETING

MAY 12, 2010

The Pleasant Valley Town Board held their regularly scheduled meeting on Wednesday, May 12, 2010 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
 Jean Curlee Councilwoman
 Chris Hart Councilman
 Don Sagliano Councilman
 John McNair Councilman

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

MINUTES: of 04/07/2010 Workshop Meeting
 04/14/2010 Public Hearing/Regular Town Board Meeting

Were approved on motion by Councilman Steve Albrecht, seconded by Councilman Don Sagliano, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Letter of Credit Monthly Report
4. Subdivision Recreation Fee Monthly Report
5. Recreation Monthly Report
6. Planning, Zoning, Building and Fire Monthly Report
7. Tax Collection Report
8. Above Ground Storage Monthly Report
9. Monthly Trial Balance Report

COMMITTEE REPORTS:

Refuse Committee Report – Councilwoman Jean Curlee spoke about replacing the recyclable sign at the compactor. Councilwoman Curlee spoke with Rich Canaro from the sign shop and stated that the new sign would cost \$80.00.

Recreation Committee Report – Councilman Chris Hart noted that the recommendations for summer camp personnel will be discussed at the June 2, 2010 Workshop Meeting.

Supervisor John McNair noted that the signs at Bower field should be replaced due to graffiti.

ORAL REPORT:

County Legislator, Suzanne Horn – noted that the County adopted a resolution awarding Towns and Cities their portion of the Mortgage Tax for the period of October 1, 2009 – March 31, 2010. Suzanne stated that the amount the Town of Pleasant Valley will receive is \$77,335.42.

CORRESPONDENCE:

1). A letter from the Arlington Central School District Re: the transfer of ownership of the Pleasant Valley Railroad Station located at West Road School to the Dutchess County Agricultural Society to be relocated to the Dutchess County Fairgrounds (letter filed with the minutes).

2). A letter from State of New York Department of Transportation re: a right hand turn lane at the corner of Route 44 and South Ave. The New York State Department of Transportation doesn't find it feasible to put a right hand turn lane at this intersection (letter filed with the minutes)

OPEN THE MEETING TO THE PUBLIC (AGENDA ITEMS ONLY):

Motion by Councilman Don Sagliano, seconded by Councilman Chris Hart to open the meeting to the public, carried.

Mary Ellen Lester – Tinkertown Road – asked the Town Board if they will be acting on the complaint that she presented to the Town Board at the April Town Board Meeting.

Supervisor John McNair stated that a letter was sent to the Pleasant Valley Fire Commissioner's by the Town Attorney and it is out of the hands of the Town Board.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart to close the meeting to the public, carried.

NEW BUSINESS:

Item # 1 – Authorize Historic Register Status to the Coal Office on the Olive Doty Property:

Motion by Councilwoman Jean Curlee, seconded by Councilman Don Sagliano the Town Board authorized the addition of the old Coal Office on the Olive Doty property 119 Wigsten Road to the list of Historic Structures in Pleasant Valley, carried.

Supervisor John McNair asked the Town Clerk to contact Olive and present her with one of the remaining plaques.

Item # 2 – Pleasant Valley Weekend Presentation/Gary Aber:

Gary Aber noted that Pleasant Valley Weekend will be held September 18 & 19 and Matt Cady is now the Parade Chairman. Gary noted that he usually holds a meeting in April or May with vendors only. It was determined that the non-profit agencies make the policy

Supervisor John McNair stated that residents have approached the Town Board with some new ideas. The residents would like to know when the next meeting is.

Item # 3 – Recreation Summer Camp Fees/Partial Payments:

Item # 3 was moved to the end of the agenda.

Item # 4 – Purchase New Recyclable Sign for The Compactor:

Motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart the Town Board authorized the purchase of a new recyclable sign for the compactor from the Pleasant Valley Sign Shop, carried.

Item # 5 – Volunteer Insurance/Waiver Agreement:

Supervisor John McNair read the following resolution:

Resolution #30/2010

Whereas, the Town of Pleasant Valley is experiencing increased opportunities and increased interest assisting the Town with Town sponsored programs and initiatives; and

Whereas, the Town Board has been advised by the Town's Insurance Consultant and the Attorney to the Town, that volunteering, while extremely beneficial to the Town and the community at large, does pose some risks from a liability perspective; and

Whereas, the Town's Insurance Consultant and the Attorney to the Town, have recommended that the Town and its various departments require a written application and release for volunteers to participate in any Town sponsored volunteer programs; now, therefore, be it

Resolved, that the Town Board shall require an Application and Waiver form in substantially the same form as annexed hereto to be filled out by potential volunteers in advance of participating in any volunteer activity.

Motion by: Councilman Don Sagliano

Seconded by: Councilman Steve Albrecht

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Curlee		X
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor Susczynski	X	

Carried.

Motion by Councilman Don Sagliano, seconded by Councilman Chris Hart the Town Board authorized the Supervisor to contact the Town's Insurance Agent to add a \$500.00 insurance rider to the Town's Policy,

4 Ayes 1 Nay Councilwoman Curlee

Carried.

Item # 6 – Update on Handicap Ramp:

Supervisor John McNair noted that the RFP will be revised with the pre-bid meeting to be held Tuesday, May 25, 2010 with the bids due by June 7, 2010 at 12:00 noon.

Item # 7 – Traffic Signal Request Route 44 & Route 82 Intersection:

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano the Town Board authorized the Town Clerk to request a traffic signal study for the intersection of Route 44 and Route 82, carried.

Item # 8 – Authorize Compensation for Zoning Board of Appeals Chairman:

Councilman Chris Hart stated that he has no problem giving Chairman, John Dunn a stipend.

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht the Town Board authorized John Dunn, Chairman of the ZBA to receive a stipend equal to the

Planning Board Chairman stipend to be effective June 1, 2010 and to be prorated accordingly, carried.

Item # 9 – Recreation Master Plan Update:

The Town Board tabled the Recreation Master Plan until they have time to review all changes made by the Town Attorney.

Item # 10 – Donation of the Williams Property/Route 44:

Discussion: The Town Board agreed not to accept this donation. Supervisor John McNair stated that he would send a letter to the Williams Family thanking them for their offer.

Item # 11 – Authorize The Supervisor to Sign MS4 Annual Report:

Supervisor John McNair stated that he signed the MS4 Annual Report and it has been mailed to Albany.

Item # 12 – Amend C-Jon Resolution from June 2009/Payment for Brian Franks:

The Town Board agreed to amend the voucher for payment to Brian Franks for the survey done for the Town of Pleasant Valley regarding the C-Jon property.

Item # 13 – Budget Amendment:

The Town Board tabled the Budget Amendment for further verification.

Item # 14 – Appoint Deborah Leyvers as Competitive Recreation Director:

Motion by Councilman Don Sagliano, seconded by Councilman Chris Hart the Town Board appointed Deborah Leyvers to the position of Competitive Recreation Director, carried.

Item # 3 – Recreation Summer Camp Fees/Partial Payments:

Supervisor John McNair read the following resolution:

Resolution #25/2010

Whereas, by Resolution No.40/2008 the Town Board hereto determined that accepting partial payments for the Town of Pleasant Valley Sponsored Summer Recreation Program and other programs would not be permitted; and

Whereas, by Resolution 29/2009, the Town Board amended Resolution 40/2008 to allow for the acceptance of partial payments for the 2009 Summer Recreation Program only, at this time; now therefore, be it

Resolved, that the Recreation Department is now authorized to accept partial payments in two (2) equal payments, 50% due upon registration and the balance of the fee paid in full no later than one week prior to the start of the program; and be it further

Resolved, that if the final payment is not received by one week prior to the start of the program, then the spot on the program will not be held and the prior payment shall be refunded.

Motion by: Councilman Steve Albrecht

Seconded by: Councilman Don Sagliano

<u>ROLL CALL VOTE:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Don Sagliano to open the meeting to the public, carried.

Rolando Ghedini – Arbor Hill Drive – asked about the Lawsuit with Con Ed

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee to close the meeting to the public, carried.

EXECUTIVE SESSION:

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano the Town Board entered into Executive Session at 8:20PM under Open Meetings Law section 105.1D Litigation Matters and section 105.1F Personnel Matter, carried.

No action taken.

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee the Town Board came out of Executive Session at 8:41PM, carried.

CLAIMS:

General Fund: Claim #329 – 395 in the amount of \$88,273.54 were approved on motion by Councilman Steve Albrecht, seconded by Councilman Don Sagliano, carried.

Highway Fund: Claim #99 – 117 in the amount of \$36,912.59 were approved on motion Councilman Chris Hart, seconded by Councilman Don Sagliano, carried.

Con Light: Claim #5 in the amount of \$3,010.64 were approved on motion by Councilman Chris Hart, seconded by Councilman Don Sagliano, carried.

ADJOURN:

Motion by Councilwoman Jean Curlee, seconded by Councilman Don Sagliano to adjourn the meeting at 8:44PM, carried.

Respectfully Submitted,
Deborah Bjorkman, Town Clerk

ANNUAL AUDIT
WORKSHOP MEETING
JUNE 2, 2010

The Pleasant Valley Town Board held its Annual Audit and their regularly scheduled Workshop Meeting, Wednesday, June 2, 2010 at 7:00PM, at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

Item # 1 – Review of Annual Audit:

Town Accountant, Rae D’Achilie reviewed with the Town Board her findings on the annual audit of departments that have fiscal duties. Rae stated that Town Law requires an annual audit.

Rae reviewed with the Town Board findings from each department;

- 1) Chief Fiscal Officers Accounts are in good shape with a fund balance of \$848,000.00.
- 2) Town Clerk Account and Refuse Account are in good shape.
- 3) Recreation had a problem with following through collecting on bad checks. They also had failed to seek quotes on expenditures such as T-shirts and fireworks. Rae stated that these need to be corrected she also noted that it was difficult at times getting information for her audit from the department.
- 4) Summary of the Courts: Rae noted that the Court Clerks are doing much better than prior years.
- 5) Planning, Building and Zoning have several issues: Rae suggested that Building and Zoning weekly reports should be done and then prove to a monthly report would tie everything together.
- 6) Escrow Account: Rae stated that this account has not been reconciled. Rae feels this situation is very serious and issues with this account need to be resolved.

Item # 3 – Walt Artus/MS4 Presentation:

Walt gave an update on the Annual Report filed with the State. Mr. Artus noted that the Town was audited in February 2009 and everything is okay. Walt noted that the State is requiring each Town to do mapping so he will look for grants through Soil and Water to accomplish this task.

Item # 4 – Water Committee Report:

Rick Wilhelm noted that the committee has been working from 2005 to 2007. Rick noted that much work done then still applies. Rick stated that the committee is looking at a smaller water system that could be added to. This would help contain the initial costs. Rick noted that if the Town uses the Poughkeepsie Water System the Town would have to pay \$200,000.00 per year without the use of any water, due to contract obligations. Rick stated that there is enough water available at Bower Park. Rick would like to set a date for a public input meeting.

Item # 5 – Handicap Ramp Update:

Town Engineer, Greg Bolner noted that the bid will be awarded at the Regular Town Board Meeting, next week, June 9, 2010.

Item # 2 – Planning Board Chairman, Joe Labriola:

Joe Labriola has (2) issues to address with the Town Board:

1. Site Plan – Williams Lumber
2. Landscape Performance Bond – Gasparro

1). Site Plan – Joe noted that there are (2) parcels that make up the Old Miracle Ford property. The new owner would like to merge these parcels. Joe noted that their proposed project is subject to Site Plan approval. Our new code requires sidewalks to be installed as a condition of the Site Plan approval. The developer in conjunction with the Planning Board would like to defer the construction of these sidewalks until a later date, when more is developed in that area. The Town would need to establish a guideline for when this would need to be completed. Joe also suggested that a Letter of Credit be held in order to protect that this would get done.

Town Attorney, Scott Volkman will work on this in conjunction with Town Board.

2). Landscape Performance Bond – Joe Labriola and Town Attorney, Scott Volkman discussed the enforcement issue surrounding this issue as well as the length of time that would be required for the landscape to grow.

Several other areas of the new code need to be reviewed and revised. Work will continue on finding and correcting these problems.

Item # 9 – Increase of Hours for Ed Feldweg:

Supervisor John McNair stated that he would like to increase Ed's hours.

Item # 10 – Capell Road (Steeple Chase Acres) Improvement Agreement Extension:

Town Attorney, Scott Volkman noted that the owner would like to amend the date of completion of this project currently the date is September 2010. Mr. Volkman noted that there are several issues for the Town Board to consider; have an open start date or extend for another 2 years, Letter of Credit done 3 years ago need to be updated the actual amounts. Developer and Town have different points of view on this. Also which Engineer should review the numbers for this Letter of Credit. Butch preference would be for Town Engineer, Greg Bolner to recheck values for Letter of Credit.

Item # 11 – Recreation Master Plan:

Town Attorney, Scott Volkman stated that he revised the RFP and made some minor changes in the newest version. Page 3 changes in the Open Space and page 6 changes under 10.

Item # 7 – Review Summer Program Hires:

Sandy Washburn disappointed in the process of hiring summer program staff. Sandy also feels there is too much tension in the recreation office.

Item # 12 – Mill Site Building:

Supervisor John McNair noted that there is significant damage done at the Mill Site Store building due to humidity and dampness and the lack of attention to this site.

ADJOURN:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curler to adjourn the meeting at 7:53PM, carried.

Respectfully Submitted,
Deborah Bjorkman, Town Clerk

REGULAR TOWN BOARD MEETING

JUNE 9, 2010

The Pleasant Valley Town Board held their regularly scheduled Town Board Meeting on Wednesday, June 9, 2010 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
 Jean Curlee Councilwoman
 Chris Hart Councilman
 John McNair Supervisor

ABSENT: Don Sagliano Councilman

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

MINUTES: of 05/05/2010 Public Hearing/Special Town Board
Meeting/Workshop Meeting
 05/12/2010 Regular Town Board Meeting

Were approved on motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Letter of Credit Monthly Report
4. Subdivision Recreation Fee Monthly Report
5. Recreation Monthly Report
6. Planning, Zoning, Building and Fire Monthly Report
7. Above Ground Storage Monthly Report
8. Monthly Trial Balance Report
9. SPCA Monthly Report
10. Assessor Monthly Report

TOWN BOARD COMMITTEE REPORTS:

1. Buildings Committee Report – Councilman Steve Albrecht noted that pump at the Mill Site needs to be repaired so watering can be done by using the outside faucet.

Supervisor John McNair noted that the air conditioner in the attic at the Mill Site Museum has not been working correctly for several years. It has caused the ceiling to separate and the crown molding to crack. Supervisor McNair also noted that the filters on the dehumidifier in the basement have not been changed in years. New filters have now been installed.

Councilman Jean Curlee noted that the Senior Picnic will be held Friday, June 11, 2010 at 12:00noon at Rec Park.

ORAL REPORTS:

County Legislator, Michael Kelsey – noted that the County Legislators will be holding their meeting on Thursday, June 10, 2010. Michael noted that there are 3 bonds on the agenda. One was pulled for lack of support. One was for the purchase of 5 generators and highway equipment, the other bond is for a new roof on several buildings and electrical work that needs to be done. Michael noted that the rail trail is in its third stage. The County will be considering exercising its right to Eminent Domain. Legislator Kelsey will vote against this action, he noted that he respects property owner's rights. Michael stated that the County has met with Supervisor's and Mayor's Association regarding the charge backs for elections. Michael stated that the charge back to Pleasant Valley would be around \$12,666.00.

CORRESPONDENCE:

- 1) A letter from Recreation Director, Deborah Lyvers re: new Health Department regulation requiring a wash station for each port a john that is used for summer camp. Deborah noted that Enviro-clean quoted a price of \$155.00 per month which includes delivery, set-up, 1x week service, toilet tissue, soap, paper towels and pickup.

Councilman Chris Hart would like Deborah to get quotes from other companies before making any decisions.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart to open the meeting to the public, carried.

Chris McAllister – Oxford Road – asked who the director will be for the summer camp this year? Chris feels that the person who he believes is being hired for this position is not capable of doing the job.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee to close the meeting to the public, carried.

OLD BUSINESS:

Councilman Chris Hart asked if anything has been done regarding notifying the bingo license applicants. Councilman Hart would like a copy of the letter that was sent to them.

NEW BUSINESS:

Item # 1 – Appoint Summer Camp Counselors:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee the Town Board appointed the following counselors at the same rate of pay as the prior year, and all appointments are conditional pending approved background checks.

<u>POSITION:</u>	<u>NAME</u>	<u>HOURLY RATE</u>
Camp Director	Cherilyn Herriman	\$11.00

WEST ROAD SITE

Assistant Director	Ryan Schwarze	9.00
Site Supervisor	Christopher Touma	7.75
Creative Arts Supervisor	Stephanie Papineau	8.00
Health Director	Sarah Baker	12.00
Full Time Counselor	Alyssa Kennedy	7.30
Full Time Counselor	Victoria McKenna	7.30
Full Time Counselor	Chelsea Cartica	7.50
Full Time Counselor	Alycia Cartica	7.25
Full Time Counselor	Vanessa Stevens	7.50
Full Time Counselor	Samantha Miranda	7.25
Full Time Counselor	Brennan Perry	7.30
Full Time Counselor	Cameron Perry	7:30
Full Time Counselor	Patrick O'Connor	7.25
Full Time Counselor	Lyndsey Rheinheimer	7.25
Full Time Counselor	Samuel Beal	7.25
Full Time Counselor	Simeon Beal	7.25
Full Time Counselor	Nicole Washburn	7.60
Part Time Counselor	Stevie Lynn Sala	7.25
Part Time Counselor	Matthew Kudziel	7.25
Part Time Counselor	Tyler Wallace	7.25
Part Time Counselor	Alex Freeman	7.25
Part Time Counselor	Connor McDonald	7.25
Part Time Counselor	Charles McCutheon	7.25
Part Time Counselor	Bertilina Spuehler	7.25

REC PARK SITE

Assistant Director	Christopher McAllister	9.00
Site Supervisor	Katelyn Bodely	8.00
Creative Arts Supervisor	Caitlin Mucha	7.50
Full Time Counselor	Alex Shelleman	7.25
Full Time Counselor	Marc Shelleman	7.25
Full Time Counselor	Kaylah Kennedy	7.30
Full Time Counselor	Stan Rychcik	7.25
Full Time Counselor	Gregory Econom	7.30
Full Time Counselor	Michael Larocca	7.50
Part Time Counselor	Tyler-Kate Starzyk	7.25
Part Time Counselor	Marissa Teator	7.25
Part Time Counselor	Kyle Goodhart	7.25
Part Time Counselor	Michael Reeves	7.25
Part Time Counselor	Thomas McKenna	7.25

4 Ayes 1 Absent Councilman Sagliano

Carried.

Item # 2 – Award Bid/Handicap Accessible Ramp:

Supervisor John McNair read the following resolution:

Resolution # 31/2010

Whereas, on June 7, 2010 sealed proposals for the Pleasant Valley CDBG Handicap Accessible Ramp project were publicly opened and read aloud pursuant to General Municipal Law Section 103; and

Whereas, five (5) bids were received and opened by the Town; and

Whereas, the Town Engineer, Clark, Patterson & Lee, P.C. has reviewed all of the proposals and has determined that the apparent low bidder for the construction of the handicap ramp is Aurora Landscape Design & Construction, Inc.; now, therefore, be it

Resolved, that the Town Board of the Town of Pleasant Valley does hereby award the Pleasant Valley CDBG Handicap Accessible Ramp contract to the lowest bidder, Aurora Landscape Design & Contractor, Inc. located at 133 Wall Street, Kingston, New York, for a cost not to exceed \$34,700, pursuant to their proposal dated June 7, 2010 and revised June 9, 2010; and it is further

Resolved, that the Town Supervisor is authorized and directed to execute the contract between the Town and the contractor; and the Town Engineer is authorized to issue a written notice to proceed as soon as practical thereto.

Motion by: Councilman Chris Hart
Seconded by: Councilwoman Jean Curlee

<u>ROLL CALL VOTE:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht		X	
Councilwoman Curlee	X		
Councilman Hart		X	
Councilman Sagliano			X
Supervisor McNair		X	

Carried.

Item # 3 – Watershed Awareness Month Resolution:

Supervisor John McNair read the following resolution:

Resolution #32/2010

Whereas, Water quantity and quality are the basic ingredients to health and the quality of life in Dutchess County and the Town of Pleasant Valley; and

Whereas, Water exists in watersheds that extend beyond municipal boundaries; and

Whereas, Climate change is causing change to causing change to precipitation levels which directly impacts the quantity of water in the watershed; and

Whereas, Groups are organizing throughout the County to maintain and improve water quantity and quality in specific watersheds; and

Whereas, There is a need to educate all members of the community about how watersheds contribute to the health an quality of life in Dutchess County and the Town of Pleasant Valley, the recreational activities they provide, and how daily actions can affect the quantity of water in the watershed; and

Whereas, The various watershed groups have collaborated to provide a set of activities to increase educational and recreational use of the watershed groups;

Now Be It Resolved,

That the Town of Pleasant Valley proudly proclaims the month of July 2010 as Watershed Awareness Month and encourages all municipal officials and citizens and visitors to participate in the scheduled activities to learn more about watersheds: how they contribute to health and the quality of life, the recreational activities they provide, and how daily actions can affect the quantity and quality of water in watersheds.

Town Supervisor:	John McNair	Aye
Town Board Members:	Steve Albrecht	Aye
	Jean Curlee	Aye
	Chris Hart	Aye
	Don Sagliano	Absent

Carried.

Item # 4 – Water Committee Update:

Chairman Rick Wilhelm gave an overview of what information has been collected to date. This information showed an abundance of water at Bower Park. Rick also noted that there is a need for clean drinking water in the hamlet area.

Greg Bolner, Engineer for the Town provided the Town Board with a written proposal outlining what needs to be done now of the Town Board if interested in pursuing this issue. Greg noted that the next step is to prepare a plan.

Item # 5 – Advertise for Recreation Master Plan RFP:

Supervisor John McNair read the following resolution:

Resolution #33/2010

Whereas, the Town Board of the Town of Pleasant Valley desires to obtain the services of a qualified planning or engineering consulting firm to prepare a Town-wide Recreation Master Plan for the Town of Pleasant Valley; and

Whereas, such proposals shall be in accordance with the request for proposal dated June 9, 2010; and

Whereas, said request for proposals shall be available upon request from the Town Clerk; now therefore be it

Resolved, that the Town Board of Pleasant Valley does hereby request written proposals for the Town-wide Recreation Master Plan, which proposal shall be delivered to the Town Clerk not later than 12:00 noon on July 14, 2010; be it further

Resolved, the Town Board does hereby authorize the Town Clerk to advertise for proposals and to post a Notice on the Town's website.

Motion by: Councilman Steve Albrecht

Seconded by: Councilman Chris Hart

<u>ROLL CALL VOTE:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht		X	
Councilwoman Curlee	X		
Councilman Hart		X	

Councilman Sagliano		X
Supervisor McNair	X	

Carried.

Item # 6 – Performance Bond for Landscaping/Gasparro Project Route 44:

Supervisor John McNair read the following resolution:

Resolution #34/2010

Whereas, the Realty Stop Agency Inc. is an applicant for a site plan approval for property located at 1325 Route 44, in the Town of Pleasant Valley; and

Whereas, the Town of Pleasant Valley Planning Board issued conditional site plan approval on May 11, 2010; and

Whereas, as a condition to the final site plan approval the Town of Pleasant Valley Board, also on May 11, 2010, made a recommendation to the Town Board to impose a \$5,000.00 Landscaping Bond to insure the landscaping installed and remains viable for one year beyond the issuance of the Certificate of Occupancy; and

Whereas, pursuant to Town Code Section 98-82, the Town is authorized to require the posting of security to guarantee the construction and maintenance of certain improvements; and

Whereas, the developer intends to post \$5,000.00 in cash to be held by the Town until such time as one year has past from the issuance of a Certificate of Occupancy subject to final inspection by the Zoning Administrator and/or Town Engineer and subject to further resolution of the Town Board as to the release of the funds; now therefore, be it

Resolved, that the Town Board does hereby establish \$5,000.00 as an amount for performance bond be deposited by the Town Clerk to be held in the Town of Pleasant Valley's Trust and Agency Account, in the amount of \$5,000.00 together with a cash security Agreement subject to approval from the attorney of the Town, which shall be a condition to the issuance of the Certificate of Occupancy for the premises.

Motion by: Councilman Chris Hart
 Seconded by: Councilman Steve Albrecht

<u>ROLL CALL VOTE:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht		X	
Councilwoman Curlee	X		
Councilman Hart		X	
Councilman Sagliano			X
Supervisor McNair		X	

Carried.

Item # 7 – Approve Additional Hours for Deputy Zoning Administrator Ed Feldweg:

Motion by Supervisor John McNair, seconded by Councilman Steve Albrecht the Town Board approved 60 additional hours for Deputy Zoning Administrator, Ed Feldweg, carried.

Item # 8 – Authorize Mill Site Work:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee the Town Board authorized the Supervisor to sign contract with Nature's Air for a quarterly maintenance agreement on the heating and cooling systems at the Mille Site, carried.

Item # 9 – Audit Resolution:

Supervisor John McNair read the following resolution:

Resolution #35/2010

Whereas, the Town of Pleasant Valley did authorize an audit of 2009 Supervisor's Records and Reports, Building & Zoning, Escrow Fund, Justice Caltagirone, Justice Reed, Recreation Department, Tax Receiver and Town Clerk by D'Achille & Associates.

Therefore, be it resolved that the audit for the Town of Pleasant Valley for 2009 be accepted as submitted to the Town Board on June 2, 2010.

Motion by: Councilman Steve Albrecht

Seconded by: Councilwoman Jean Curlee

4 Ayes 1 Absent Councilman Don Sagliano

Carried.

Item # 10A – Authorize Refund:

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht the Town Board authorized the refund of \$70.00 for the 2008 Basketball Season, carried.

Item # 10B – Adopt Refund Policy/Recreation Programs:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee the Town Board adopted a refund policy for Recreation as follows; a cancellation request must be

filed with the Town Recreation Department within 30 days of an incident that requires consideration for a refund. The refund may be prorated based on the circumstances of each individual situation and all refunds will be paid by voucher, carried.

Item # 11A – Authorize Town Clerk to Advertise for a Public Hearing on Proposed Zoning Code Amendment:

Town Attorney, Scott Volkman read the following resolution:

Resolution #36/2010

**RE: INTRODUCTION OF LOCAL LAW X-2010 ENTITLED
“STORMWATER MANAGEMENT AND EROSION AND SEDIMENT
CONTROL LAW”**

Whereas, the Town Board of the Town of Pleasant Valley is considering an amendment to Chapter 98 “Zoning” and Chapter 82 “Subdivision of Land” and Chapter 74 “Stormwater Management and Erosion of the Code of the Town of Pleasant Valley; and

Whereas, by this Resolution the Town Board has introduced a proposed Local Law known as Local Law No.: X of 2010 entitled, “Stormwater Management and Erosion and Sediment Control”; and

Whereas, to Municipal Home Rule Law Section 10 (1)(a)(6) to authorizes a Town Board to enact Local Laws pertaining to the “management and use of highways, roads, streets avenues and property,” pursuant to Municipal Home Rule Law Section 10 (1)(a)(11) pertaining to “the protection and enhancement of its physical and visual environment” and pursuant to Municipal Home Rule Law Section 10 (1)(a)(12) to enact Local Laws pertaining to the “protection, order, conduct, safety, health and well-being of persons or property” within the Town, now, therefore, be it

Resolved, that a Public Hearing on proposed Local Law X-2010 entitled “Stormwater Management and Erosion and Sediment Control” be held on the 14th day of July, 2010 at 7:00PM at the Town Hall located at 1554 Main Street, Pleasant Valley, New York and that notice of such Public Hearing be posted and published accordingly.

Motion by: Councilwoman Jean Curlee

Seconded by: Councilman Chris Hart

<u>ROLL CALL VOTE:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht		X	
Councilwoman Curlee	X		
Councilman Hart		X	
Councilman Sagliano			X
Supervisor McNair		X	

Carried.

Item # 11B – SEQRA Resolution:

Town Attorney, Scott Volkman read the following resolution:

Resolution # 37/2010

**STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA)
RESOLUTION:**

Whereas, the Town Board of the Town of Pleasant Valley is considering an amendment to Chapter 82 of the Code of the Town of Pleasant Valley entitled Subdivision of Land and Chapter 98 of the Code of the Town of Pleasant Valley entitled Zoning, entitled, “Stormwater Management and Erosion and Sediment Control” which is being considered to meet federal and state guidelines for stormwater control. The Town of Pleasant Valley is subject to the Municipal Separate Stormwater Sewer Systems (MS4) Phase II Stormwater Management requirements of the National Pollutant Discharge Elimination System (NPDES) regulations administered by New York State through the State Pollutant Discharge Elimination System (SPDES) regulations; and

Whereas, the regulations were adopted by Local Law No. 2 of 2007 and inadvertently repealed by Local Law No. 8 and 9 of 2009; and

Whereas, the environmental review does not concern any specific proposal for a project and is for the purposes of adoption of the “Stormwater Management and Erosion and Sediment Control” Local Law only and the amendment of the Subdivision and Zoning regulations and;

Whereas, Section 239 l & m of the General Municipal Law requires a thirty (30)day review by the Dutchess County Planning Department, and;

Whereas, Section 264 and Section 265 of the Town Law and Section 98-101 of the Town of Pleasant Valley Code requires that public notice be given and a hearing held on matters involving amendments to the Zoning Code, and;

Now Therefore, Be It Resolved as Follows:

1. In accordance with Section 617.6(a)(1)(ii) of the Title 6 NYCRR, the Town Board determines the above described action is subject to SEQRA.
2. In accordance with Section 617.6(a)(1)(i) of the Title 6 NYCRR, the Town Board determines that the action does not involve a federal agency,
3. In accordance with Section 617.6(a)(1)(iii) if the Title 6 NYCRR, the Town Board determines that the above described action involves the Dutchess County Planning Department.
4. In accordance with Section 617.6(a)(1)(iv) of the Title 6 NYCRR, the Town Board, in making such preliminary classification considered Section 617.12(b)(2) of Title 6 NYCRR which states that a Type 1 action covers zoning changes that are initiated by a municipality without a petition by an applicant.

5. In accordance with Section 617.6(a)(1)(2) of the Title 6 NYCRR, the Town Board determines that the above described action will require a long Environmental Assessment Form since the above quoted section states for Type I actions a full EAF must be used to determine the significance of such actions that are funded, approved, or directly undertaken by any agency, unless a draft EIS has been prepared on the action, in accordance with Section 617.6(a)(4) of Title 1 NYCRR. Since the Town Board is proposing to be lead agency to undertake the Environmental Review of an application of a Type 1 action in which other agencies are involved this action will undergo a coordinated review in accordance with Section 617.6(b)(2) of Title 6 NYCRR.
6. The Town Board in accordance with Section 617.6(b)(3)(1) of SEQRA pertaining to Type I actions involving more than one potential lead agency, shall forward a copy of this resolution, along with the attached EAF, as well as the proposed ordinance to the Dutchess County Planning Department for purposes of SEQRA and for the purpose of Section 239 L & M of the General Municipal Law.
7. The Town Board shall forward a copy of this resolution and of the long Environmental form as well as a draft of the proposed local law to the Town of Pleasant Valley Planning Board for an advisory opinion; and
8. Pursuant to Section 264 and 265 of the Town Law and Section 98-101 of the Code the Town Board shall hold a Public Hearing scheduled on July 14, 2010 at 7:00PM.

Motion by: Councilman Chris Hart
 Seconded by: Councilman Steve Albrecht

<u>ROLL CALL VOTE:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht		X	
Councilwoman Curlee	X		
Councilman Hart		X	
Councilman Sagliano			X
Supervisor McNair		X	

Carried.

Item # 12 – Approve Additional Fee for Clark, Patterson & Lee/North Ave. Sidewalks:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart the Town Board approve an additional fee of \$2,500.00 for Clark, Patterson & Lee for additional work done on the North Ave. sidewalk project, carried.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee to open the meeting to the public, carried.

Gordon Daley – Rossway Road – stated that he is adding an accessory apartment to an already existing building and is being told he would have to pay a \$4,000.00 recreation fee. Gordon doesn't feel the new code is fair to seniors.

The Town Board had discussion regarding this matter and will review the code.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht to close the meeting to the public, carried.

CLAIMS:

General Fund: Claim #396 – 453 in the amount of \$82,179.16 were approved on motion by Councilman Steve, seconded by Councilman Chris Hart, carried.

Highway Fund: Claim #118 – 143 in the amount of \$103,042.96 were approved on motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht, carried.

Con Light: Claim #6 in the amount of \$2,876.52 were approved on motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart, carried.

Capital Project (Reval): Claim #1 in the amount of \$44,000.00 were approved on motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart, carried.

ADJOURN:

Motion by Councilwoman Jean Curlee, seconded by Supervisor John McNair to adjourn the meeting at 9:20, carried.

Respectfully Submitted,
Deborah Bjorkman, Town Clerk

WORKSHOP MEETING

JULY 7, 2010

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting, Wednesday, July 7, 2010 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

* **PRESENT:** Steve Albrecht Councilman
Jean Curlee Councilwoman
Chris Hart Councilman
Don Sagliano Councilman
John McNair Supervisor

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

EXECUTIVE SESSION:

Motion by Councilman Don Sagliano, seconded by Councilwoman Jean Curlee the Town Board entered into Executive Session at 7:05PM under Open Meetings Law section 105.1D regarding pending litigation, and section 105.1F to discuss a personal matter, carried.

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart the Town Board came out of Executive Session at 7:42PM, carried.

Item # 1 – Replacement of UPS/Kevin Jeffreys:

Councilman Chris Hart asked Kevin if it is the broadband service or the UPS?

Kevin noted that the UPS is about seven (7) years old and the batteries have been replaced several times.

Discussion took place regarding replacing the UPS and updating the server.

Councilman Chris Hart would like to set up a meeting with our computer consultants to discuss the computer needs of the Town.

Item # 2 – Williams Lumber/Performance Bond:

Town Attorney, Scott Volkman noted that Williams Lumber is on the Planning Board agenda for Tuesday, July 13, 2010. Mr. Volkman noted that as soon as the Planning Board gives some direction he will be able to start the process and it can then be on the August Town Board Meeting Agenda. Mr. Volkman noted that this will be a joint effort of both Boards.

Item # 3 – Gasparro Performance Bond for Landscaping:

Town Attorney, Scott Volkman stated that he will finish up the agreement for the Gasparro Landscaping Performance Bond.

Item # 4 – Handicap Ramp Update & North Ave. Sidewalk Update:

Town Engineer, Greg Bolner stated that the contractor is scheduled to begin work on July 19, 2010 to be completed by August 31, 2010.

Councilman Chris Hart asked to hold retainage on this project for at least one winter.

Town Engineer, Greg Bolner noted that the plans for the replacement of the North Ave. sidewalks have been forwarded to the County for approval. Greg told the Town Board that there is a permit process and fee before construction work can commence on this project.

Item # 5 – C-Jon/Cliff Andrews:

Town Attorney, Scott Volkman stated that he will have all the paper work ready for the August 11, 2010 Town Board Meeting.

Item # 6 – Cappell Subdivision Extension:

Town Attorney, Scott Volkman noted that the Town Engineer will review the project to see if the letter of credit needs to be increased. Mr. Volkman noted that all the necessary paperwork will be completed for the September Town Board Meeting.

Item # 7 – Public Hearing/Proposed Zoning Changes:

Town Attorney, Scott Volkman stated that the Public Hearing for the proposed zoning changes is scheduled for July 14, 2010.

Discussion took place regarding other changes that need to be made to the Master Plan and Zoning Code. Supervisor John McNair asked Councilman Chris Hart to follow through with working on indentifying all the corrections that need to be made. Councilman Hart noted that he would contact Rebecca Seaman.

Item # 8 – McLaughlin Recreation Fee:

Councilman Chris Hart noted that he will contact the recod committee to set up a meeting to discuss proposed changes to the zoning code.

Item # 9 – Planning Board Alternate Replacement:

The Town Board had discussion regarding this matter.

Item # 10 – Mill Site Repairs:

Councilwoman Jean Curlee would like to hire Dave Gilman to do some repairs at the Mill Site. Councilwoman Curlee noted that the molding upstairs needs to be repaired and the thermo doors also need to be replaced.

Councilman Chris Hart would like to review the Town's finances to see how we are doing before authorizing anymore work to be done at the Mill Site.

Item # 11 – Retirement Logs for Elected Officials:

Town Attorney, Scott Volkman noted that he would prepare a resolution for the Town Board to adopt at its July 14, 2010 Town Board Meeting.

Item # 12 – Update on Pleasant Valley Weekend/Contract for Fireworks:

The Town Board discussed Pleasant Valley Weekend.

Item # 13 – Update on Volunteer Waiver:

Discussion took place regarding the volunteer waiver for the individual who did the bulldozing work. Town Attorney, Scott Volkman to review this issues.

Item # 14 – Update Regarding the Day Care:

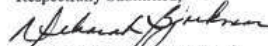
Town Attorney, Scott Volkman discussed this matter with the Town Board.

Supervisor John McNair stated the Town Board was given two awards thanking the Town for their help with the "Thank the Soldier" Softball Game.

ADJOURN:

Motion by Councilman Don Sagliano, seconded by Councilman Steve Albrecht to adjourn the meeting at 9:15PM, carried.

Respectfully Submitted,


Deborah Bjorkman, Town Clerk

PUBLIC HEARING

REGULAR TOWN BOARD MEETING

JULY 14, 2010

The Pleasant Valley Town Board held a Public Hearing and its regularly scheduled Town Board Meeting, Wednesday, July 14, 2010, 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
Jean Curlee Councilwoman
Chris Hart Councilman
Don Sagliano Councilman
John McNair Supervisor

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

PUBLIC HEARING: Proposed Zoning Change Chapter 74 "Stormwater Management".

Supervisor John McNair noted that he is receipt of the Affidavit of Posting by the Town Clerk dated June 17, 2010 and the Affidavit of Publication by the Poughkeepsie Journal dated June 21, 2010.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht to open the meeting to the public, carried.

CLOSE THE MEETING TO THE PUBLIC:

All residents having ample opportunity to speak the Public Hearing was closed to the Public on motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart, carried.

Town Attorney, Scott Volkman noted that Dutchess County Planning commented on the proposed Local Law that it is of local concern Scott noted that the Town Board is waiting to hear from the Pleasant Valley Planning Board for their comments on the proposed changes to "Chapter 74".

MINUTES: of 06/02/10 Annual Audit/Workshop Meeting
06/07/10 Bid Opening/Handicap Access Walkway
06/09/10 Regular Town Board Meeting

Were approved on motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Letter of Credit Monthly Report
4. Subdivision Recreation Fee Monthly Report
5. Recreation Monthly Report
6. Planning, Zoning, Building and Fire Monthly Report
7. SPCA Monthly Report
8. Monthly Trial Balance Report
9. Tax Collectors Report

Councilman Chris Hart asked for copies of all reports.

COMMITTEE REPORTS:

Public Safety - Councilman Steve Albrecht asked if Town Engineer, Greg Bolner was able to contact Ed Hoxie regarding the removal of gravel from the creek.

Highway Report - Councilman Chris Hart noted that he and Councilman Don Sagliano will be meeting with the Teamsters on Monday, July 19, 2010.

Buildings Report - The Town Board discussed having service done on the air conditioning unit in the meeting room at Town Hall.

Legislative Report - Councilman Chris Hart noted that he contacted Rebecca Seaman regarding reviewing and changes to the Zoning Code. Councilman Hart asked Rebecca to contact some of the members from the Comprehensive Committee to sit down with and review the proposed updates to the Zoning Code. Councilman Hart recommends forming a committee of 5 -7 people to review and propose changes, the committee should consist of 2 people from Planning and Zoning, members from the Comprehensive Committee. Councilman Hart feels they will need to meet once a week for several weeks to accomplish their goal.

Recreation Report - Councilwoman Jean Curlee noted that the Recreation Master Plan RFP's; were opened today at 12:00 noon. Councilwoman Curlee asked the Board Members to review them so they could be discussed at the August Workshop Meeting.

Technology Report - Councilman Chris Hart noted that a time needs to be set up with Supervisor McNair and Jim Jefferies to discuss upgrading the Town's server.

ORAL REPORTS:

County Legislator, Suzanne Horn - noted that the County adopted a Resolution authorizing the acceptance a grant in the amount of \$245,000.00 for a patrol boat to be utilized by the Dutchess County Sheriff's Office for Hudson River Patrols.

Suzanne noted that the Town of Pleasant Valley will be receiving \$150,000.00 CDBG Grant money for the North Ave. Sidewalk replacement project.

Suzanne noted that the County Legislators adopted the Dutchess Community College budget.

CORRESPONDENCE:

Supervisor John McNair noted that all correspondence is filed in the Town Clerk's Office.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Don Sagliano to open the meeting to the public, carried.

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee to close the meeting to the public, carried.

NEW BUSINESS:

Item # 1 - Adopt Amendment to Zoning Code/Chapter 74 "Stormwater":
Tabled at this time.

Item # 2 - North Ave. Sidewalk Update:
Town Engineer, Greg Bolner is waiting to hear from the County regarding necessary permits.

Supervisor John McNair noted that there is additional Handicap Ramp Project monies that can be used toward landscaping.

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano the Town Board agreed to use the additional money from the Handicap Ramp Project for landscaping, carried.

Item # 3 – Advertise for Planning Board Member and Alternate Planning Board Member:
Motion by Councilman Don Sagliano, seconded by Councilwoman Jean Curlee the Town Board authorized the Town Clerk to advertise for a Planning Board Member and an Alternate to the Planning Board, carried.

Item # 4 – Update of Retirement Logs:
Town Attorney, Scott Volkman explained where the Town is at in this process. Mr. Volkman noted that the State has extended the deadline for compliance until August.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee to open the meeting to the public, carried.

Town Clerk, Deborah Bjorkman – asked about purchasing a new chair for her back.

The Town Board suggested that she get a doctor's note.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart to close the meeting to the public, carried.

CLAIMS:

General Fund: Claim #454 – 518 in the amount of \$185,935.96 were approved on motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee,

4 Ayes 1 Abstain Councilman Chris Hart

Carried.

Highway Fund: Claim #144 – 165 in the amount of \$50,811.30 were approved on motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee, carried.

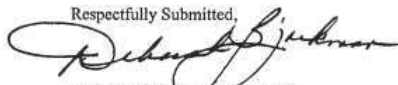
Con Light: Claim #7 in the amount of \$2,829.84 were approved on motion by Councilman Don Sagliano, seconded by Councilman Chris Hart, carried.

Capital Project (Reval): Claim #2 in the amount of \$24,000.00 were approved on motion by Councilman Don Sagliano, seconded by Councilwoman Jean Curlee, carried.

ADJOURN:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee to adjourn the meeting at 8:10PM, carried.

Respectfully Submitted,



Deborah Bjorkman, Town Clerk

RFP OPENING/RECREATION MASTER PLAN

JULY 14, 2010

The Town of Pleasant Valley held an opening for RFP's for the proposed Recreation Master Plan on Wednesday, July 14, 2010 at 12:00 noon at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Deborah Bjorkman, Town Clerk

- 1) AKRF \$49,200.00
34 South Broadway, Suite 401
White Plains, NY 10601

Non-collusive Bidding Certificate and Certificate of Insurance included.

- 2) Behan Planning & Design \$79,490.00
112 Spring Street, Suite 305
Saratoga Springs, NY 12866

Non-collusive Bidding Certificate and Certificate of Insurance included.

- 3) The Chazen Companies \$32,082.00
21 Fox Street
Poughkeepsie, NY 12601

Non-collusive Bidding Certificate included.

- 4) C.T. Male Associates \$43,360.00
50 Century Hill Drive
Latham, NY 12110

Non-collusive Bidding Certificate and Certificate of Insurance included.

- 5) Clark, Patterson and Lee \$68,160.00
900 Corporate Boulevard
Newburgh, NY 12550

Non-collusive Bidding Certificate included.

- 6) Ward Associates, P.C. \$44,000.00
1500 Lakeland Avenue
Bohemia, NY 11716

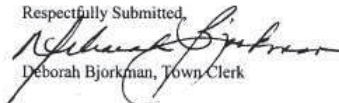
Non-collusive Bidding Certificate included.

- 7) Saccardi & Schiff, Inc. \$52,000.00
445 Hamilton Avenue
White Plains, NY 10601

Non-collusive Bidding Certificate included.

The Town Board will review all RFP's.

Respectfully Submitted,


Deborah Bjorkman, Town Clerk

WORKSHOP MEETING

AUGUST 4, 2010

The Pleasant Valley Town Board held its regularly scheduled Workshop Meeting on August 4, 2010 at 7:00 PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

Item # 1 -- Update/Status of Handicap Ramp:

Town Engineer, Greg Bolner gave an update on the Handicap Ramp. Greg noted that the stairs are in and the ramp should be completed by Thursday. Greg noted that a change order was done for added landscaping.

Greg also noted that he has been in contact with Dutchess County Department of Public Works regarding North Ave. sidewalks. Councilman Chris Hart noted that work had been done on the North Ave. catch basins approximately two (2) summers ago. Councilman Hart stated that the County should check their records. Greg noted that he meets with Dutchess County Public Works.

Item # 2 -- Wappingers Creek Flood Remediation Update/Status:

Town Engineer, Greg Bolner stated that he has called Ed Hoxie but has never received a phone call back. Greg stated that the Town can move forward with the DEC permit at their expense. Discussion took place regarding the removal of gravel and what testing would need to be done before the gravel can be disposed of.

Item # 2A -- Cappel/Fox Run Subdivision:

Town Attorney, Scott Volkman noted that after reviewing the plans Town Engineer, Greg Bolner has determined that there is no significant cost increase necessary for a change in the bond.

Item # 3 -- Williams Lumber Sidewalk Implementation Plan:

The Town Board had discussion regarding the installation of the sidewalk in front of the proposed Williams Lumber business (old Miracle Ford Building) on Route 44. Town Attorney, Scott Volkman, Planning Board Member, Rebecca Seaman, Planning Board Attorney, Audrea Scott and representatives from Williams Lumber were all participants. Town Attorney, Scott Volkman also touched on the Stormwater Management Agreement and the Landscaping Bond that will need to be implemented at a later date.

Item # 9 -- Zoning Update Status:

Rebecca Seaman is contacting members of the Comprehensive Committee to review the suggestions that have been highlighted by the Zoning and Building Department. The Town Board will appoint a committee to review these potential changes at the August 11, 2010 Town Board Meeting.

Item # 4 -- Gasparro Stormwater Management Agreement & Landscaping Bond:

Town Attorney, Scott Volkman stated that the Town Board will have to approve the landscaping bond that will go into effect when the CO is issued. Mr. Volkman also noted that the Stormwater Management Agreement will be ready for approval at the August 11, 2010 Town Board Meeting. Both agreements will need to be signed by the applicant.

Item # 5 -- Homeland Towers (Maintenance Agreement/Removal Bond):

Town Attorney, Scott Volkman stated that he will have the agreement ready for the Town Board August 11, 2010 Town Board Meeting.

Item # 6 – Con Ed Tax Certiorari:

The Town Board will go into Executive Session to discuss this matter.

Item # 7 – McLaughlin Recreation Fee:

The Town Board had discussion regarding this matter and are not inclined to change any fees at this time.

Item # 8 – Ambulance District:

The Town Board and the Town Attorney had discussion regarding the formation of an Ambulance District.

Item # 9 – Zoning Updates Status:

Town Attorney, Scott Volkman stated that he would have the resolution ready for adoption at the August 11, 2010 Town Board Meeting.

Item # 10 – 2011 CDBG Discussion:

Town Engineer, Greg Bolner stated that he would compile a list of items that could qualify need for Handicap Accessibility for Town Hall. Applications are due by October 1, 2010.

Item # 11 – Retirement Standard Workday:

Town Attorney, Scott Volkman will have a resolution prepared for the Town Board to adopt at the August 11, 2010 Town Board Meeting.

Item # 12 – Discussion on Planning Board Replacements:

Supervisor John McNair noted that 4 (four) residents have submitted letters of interest. Supervisor McNair noted that the Planning Board Chairman, Joe Labriolia; will interview the candidates and he will make his recommendation to the Town Board.

Item # 13 – Discuss Recreation Master Plan:

Councilwoman Jean Curlee stated that the Town Board has received several RFP's for the proposed Recreation Master Plan.

Councilman Chris Hart feels that the Town Board should appoint a steering committee that consists of members from Little League, Senior Group, Soccer and various groups from Town.

Item # 14 & Item # 15 – Update on Mill Site Heating and Cooling System:

Supervisor John McNair noted that the filters have been changed and the system repaired on the air conditioning units at the Mill Site. Supervisor McNair also noted that the filters on the air conditioning units at Town Hall have been changed.

Item # 16 - Escrow Update:

Supervisor John McNair noted that the escrow account has been turned over to the Bookkeeper.

Councilman Chris Hart and Supervisor John McNair stated that they are looking into upgrading the software for the Planning and Zoning Office and they are also getting a price for upgrading the Town's server.

Meta Poltnik- Chairwoman of the CAC:

Meta stated that the CAC and Open Space Committee support a developing Recreation Master Plan which will allow the Town to apply for grants

EXECUTIVE SESSION:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee the Town Board entered into Executive Session at 9:08PM under Open Meetings Law 105.1F to discuss a Personnel Matter, 105.1D to discuss a Litigation Matter and 105.1E to discuss collective bargaining, carried.

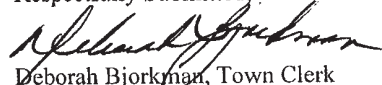
No action taken.

Motion by Councilman Steve Albrecht, seconded by Supervisor John McNair to come out of Executive Session at 10:10PM, carried.

ADJOURN:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee to adjourn the meeting at 10:11PM. Carried.

Respectfully Submitted,



Deborah Bjorkman, Town Clerk

REGULAR TOWN BOARD MEETING

AUGUST 11, 2010

The Pleasant Valley Town Board held its regularly scheduled meeting on Wednesday, August 11, 2010 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Jean Curlee Councilwoman
Chris Hart Councilman
Don Sagliano Councilman
John McNair Supervisor

ABSENT: Steve Albrecht Councilman

PREISIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

MINUTES: of 07/07/2010 Workshop Meeting
 07/14/2010 RFP Opening/Recreation Master Plan
 07/14/2010 Public Hearing/Regular Town Board Meeting

Were approved on motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Letter of Credit Monthly Report
4. Subdivision Recreation Fee Monthly Report
5. Building, Zoning, Planning and Fire Monthly Report
6. Assessor Monthly Report
7. Recreation Monthly Report
8. Above Ground Storage Monthly Report
9. Monthly Trial Balance Report

TOWN BOARD COMMITTEE REPORTS:

Highway Committee Report – Councilman Chris Hart noted that he and Councilman Sagliano have met with the Teamsters.

Legislative Committee Report – Councilman Chris Hart noted that he has been contact with Rebecca Seaman and they hope to meet in September to review possible updates to the zoning code.

Technology Committee Report – Councilman Chris Hart stated that he is waiting to hear back from Jim Jeffries regarding upgrades to the server.

ORAL/ COMMITTEE REPORT:

County Legislator, Suzanne Horn – noted that the County adopted a resolution allowing the County to charge the cost of Elections back to each Town. The projected cost for the Town of Pleasant Valley is \$12,666.00. Suzanne also noted that the County has adopted the early retirement incentive for County Employees. Suzanne also noted that the County has passed a resolution offering a discount dental program to county residents.

CORRESPONDENCE:

Supervisor John McNair noted that all correspondence is filed with the Town Clerk.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Don Sagliano, seconded by Councilwoman Jean Curlee to open the meeting to the public, carried.

No comments.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano to close the meeting to the public, carried.

NEW BUSINESS:

Item # 1 – Williams Sidewalk Implementation Plan:

Town Attorney, Scott Volkman stated that Williams Lumber went with option B this will keep the sidewalks out of the State's right a way. Mr. Volkman noted that Williams Lumber will still need to come in front of the Town Board for additional approvals.

Item # 2 – Gassparro Approvals (Stormwater/Agreement/Landscaping Bond):

Town Attorney, Scott Volkman reviewed with the Town Board the following resolution:

Resolution #38/2010

Whereas, the Town of Pleasant Valley Planning Board adopted a conditional site plan approval for "Realty Stop Agency, Inc. 1325 Route 44" on or about May 11, 2010, and

Whereas, in accordance with the applicable provisions of the Town Code of the Town of Pleasant Valley (the "Town Code"), and the Town Law of the State of New York, the applicant, Ronald Gasparro and Joan Gasparro (collectively, "Applicant") are required to provide the Town with certain easements and assurances regarding construction and maintenance of the stormwater management facilities on the Property; and

Whereas, in accordance with the applicable provisions of the Town Code and the Conditional Site Plan Approval, Applicant must complete certain landscaping improvements as part of the project improvements; and

Whereas, pursuant to a recommendation by the Town of Pleasant Valley Planning Board and subject to approval of the Town Board, such landscaping improvements shall be completed within one year of the issuance of the certificate of occupancy for the project; and the Conditional Site Plan Approval, the Applicant must provide the Town with adequate security pursuant to a written security agreement with the Town, approved by the Town Board and also approved by the Town Attorney as to form, sufficiency and manner of execution and such acceptable form of security may be an irrevocable letter of credit from a bank located in and authorized to do business in this state or cash, and

Whereas, the Applicant has provided the Town with a Stormwater Management Facilities Easement and Inspection and Maintenance Agreement; and

Whereas, the Applicant has provided the Town with an Inspection and Maintenance Easement; and

Whereas, the Applicant has provided the Town with a Landscaping Bond Agreement wherein Applicant agrees to provide the Town with the required security in the amount of five thousand dollars (\$5,000.00), prior to issuance of a certificate of occupancy for the Property; and

Now, Therefore, Be It Resolved, that the Town Board hereby approves and accepts the Stormwater Management Facilities Easement and Inspection and Maintenance Agreement in substantially the same form as annexed hereto, and **Be It Further**

Resolved, that the Town Board hereby approves and accepts the Inspection

Resolved, that upon the recommendation of the Planning Board and after due consideration of the impacts of construction on newly installed landscaping improvements, the Town Board hereby authorizes deferral of the requirement to install landscaping until issuance of the certificate of occupancy for the project, and **Be It Further**

Resolved, that, the Landscaping Bond Agreement is hereby approved and accepted in substantially the same form as annexed hereto, and **Be It Further**

Resolved, that the Supervisor is authorized to execute any documents authorized pursuant by this Resolution on behalf of the Town following final approval by the Attorney for the Town of same, and **Be It Further**

Resolved, that until such time as the Attorney for the Town shall approve the final form of each and every document referenced herein, in writing, the Building Department is hereby precluded from issuing a Certificate of Occupancy for the project.

Motion by: Councilman Chris Hart
Seconded by: Councilwoman Jean Curlee

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht			X
Councilwoman Curlee	X		
Councilman Hart	X		
Councilman Sagliano	X		
Supervisor McNair	X		

Carried.

Item # 3 – Homeland Towers (Maintenance Agreement/Removal Bond):

Town Attorney, Scott Volkman noted that Homeland Towers were unable to complete all the necessary agreement for tonight's meeting. Scott suggests moving to next month's meeting or at the proposed September 1, 2010 Special Town Board Meeting.

Item # 4 – McLaughlin Recreation Fee:

On recommendation from the Planning Board the Town Board set the recreation fee for a one (1) accessory dwelling of \$4,000.00, property located on Traver Road. Motion by Councilwoman Jean Curlee, seconded by Councilman Don Sagliano,

4 Ayes 1 Absent Councilman Steve Albrecht

Carried.

Item # 5 – Retirement Standard Workday:

ON THE NEXT PAGE.

RESOLUTION # 19120

Standard Work Day and Reporting Resolution

WHEREAS, the Town Board of the Town of Pleasant Valley is considering an action which would adopt an amended Local Law entitled, "Stormwater Management and Erosion and Sediment Control" amending Local Law 3 of 2007 and Local Law No. 8 of 2009 as amended, and Local Law 9 of 2009; and

NAME	DATE	TIME	LOCATION	STATUS	REMARKS
John McNair	10/11/11	10:00 AM	Town Board Room	Present	
Chris Hart	10/11/11	10:00 AM	Town Board Room	Present	
Jean Curlee	10/11/11	10:00 AM	Town Board Room	Present	
Scott Volkman	10/11/11	10:00 AM	Town Board Room	Present	
Albrecht	10/11/11	10:00 AM	Town Board Room	Present	
Curlee	10/11/11	10:00 AM	Town Board Room	Present	
Hart	10/11/11	10:00 AM	Town Board Room	Present	
McNair	10/11/11	10:00 AM	Town Board Room	Present	
Volkman	10/11/11	10:00 AM	Town Board Room	Present	

Supervisor John McNair
 Seconded by: Councilman Chris Hart
 Carried.

MOTION BY: COUNCILWOMAN JEAN CURLEE
SECONDED BY: COUNCILMAN CHRIS HART
CARRIED.

Item #6A & 6B – Amend “Stormwater Management & Erosion and Sediment Control”
Local Law:

Town Attorney, Scott Volkman reviewed the following resolutions:

Resolution #40/210

Whereas, the Town Board of the Town of Pleasant Valley is considering an action which would adopt an amended Local Law entitled, “Stormwater Management and Erosion and Sediment Control” amending Local Law 3 of 2007 and Local Law No. 8 of 2009 as amended, and Local Law 9 of 2009; and

Whereas, the Town Board reviewed the Part I of the Full Environmental Assessment Form and made a preliminary determination that the project would be a Type I action under SEQRA; now therefore, be it

Resolved, that the Town Board of the Town of Pleasant Valley hereby determines that it is in fact Lead Agency for this action; and, be it further

Resolved, that the Town Board has determined that the project is a Type I Action; and, be it further

Resolved, that the Town Board officially makes a determination of non-significance per the attached Negative Declaration in that the proposed action is not expected to result in a significant adverse impact on the environment and therefore the preparation of a Draft Environmental Impact Statement is not necessary; and be it further

Resolved, that this determination shall be considered a negative declaration for the purposes of Article 8 of the Environmental Conservation Law, a copy of which is in said files which shall maintained in the Office of the Town Clerk; and be it further

Resolved, the Town Clerk is directed to maintain a file for this Determination.

Motion by: Supervisor John McNair
 Seconded by: Councilman Chris Hart

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht			X
Councilwoman Curlee	X		
Councilman Hart	X		

Councilman Sagliano X
Supervisor McNair X

Carried.

Resolution #41/2010

RE: A RESOLUTION AUTHORIZING ADOPTION BY THE TOWN BOARD OF A LOCAL LAW OF THE TOWN OF PLEASANT VALLEY, DUTCHESS COUNTY, NEW YORK, ENTITLED, "STORMWATER MANAGEMENT AND EROSION AND SEDIMENT CONTROL." AMENDING LOCAL LAW NO. 2 OF 2007 AND LOCAL LAW NO. 8 OF 2009, AS AMENDED, AND LOCAL LAW 9 OF 2009.

Whereas, a Resolution was duly adopted by the Town Board of the Town of Pleasant Valley for a Public Hearing to be held by the Town Board on July 14, 2010 at 7:00PM to hear all interested parties to the proposed Local Law entitled, "Stormwater Management and Erosion and Sediment Control"; and

Whereas, said Notice of Public Hearing was duly posted and published; and

Whereas, the Public Hearing was duly held on July 14, 2010 at 7:00PM at Town Hall at Town of Pleasant Valley and all parties in attendance were permitted the opportunity to speak on behalf of or in opposition to said proposed Local Law; and

Whereas, this Local Law was referred to Dutchess County Planning and Development which replied that it was a matter of local concern; and

Whereas, this Local Law was referred to the Town of Pleasant Valley Planning Board which issued a favorable report; now, therefore, be it

Resolved, that the Town Board of the Town of Pleasant Valley hereby adopts Local Law No.2: of 2010 entitled, "Stormwater Management and Erosion and Sediment Control" Amending Local Law No. 2 of 2007 and Local Law No. 8 of 2009, as amended, and Local Law 9 of 2009 a copy of which is annexed hereto and made a part of this Resolution.

Motion by: Supervisor John McNair

Seconded by: Councilman Chris Hart

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht			X
Councilwoman Curlee	X		
Councilman Hart	X		
Councilman Sagliano	X		
Supervisor McNair	X		

Carried.

Item # 7 – Authorize Town Clerk to Advertise for Planning and Zoning Secretary:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee to accept the resignation of Helen Dickerson secretary to the Planning and Zoning with regret and to authorize the Town Clerk to advertise for the position of Planning and Zoning Secretary, carried.

Item # 8 – Ambulance District:

Supervisor John McNair read the following resolution:

Resolution #42/2010

Whereas, the Town Board of the Town of Pleasant Valley is considering establishing a Town wide Ambulance District, which would be subject to an existing Intermunicipal Agreement with the Town of Hyde Park and with the Quaker Lane Ambulance District to continue to provide ambulance services to the residents of the Town of Pleasant Valley and all of the residents of the Pleasant Valley Fire District; now, therefore be it

Resolved, that the Town Board of the Town of Pleasant Valley authorizes and directs the Engineer to the Town and the Attorney for the Town pursuant to Town Law Section 209-b, to prepare a Map, Plan and Report, meeting the requirements of Town Law Section 209-c, at a cost not to exceed \$3,500.00 charged to the General Funds; and, be it further

Resolved, should the Town Board thereafter establish a new district, then the expense, incurred by the Town for preparation of the Map, Plan and Report shall be deemed as part of the cost of such district and the Town General Funds shall be reimbursed the amount paid therefore or the portion of the amount which the Town Board, at the Public Hearing held to create such a district, shall allocate against such district; and, be it further

Resolved, that this resolution is subject to a permissive referendum as required by Section 209-b of the Town Law.

Motion by: Supervisor John McNair
Seconded by: Councilwoman Jean Curler

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht			X
Councilwoman Curlee	X		
Councilman Hart	X		
Councilman Sagliano	X		
Supervisor McNair	X		

Carried.

Item # 9 – Cappel/Fox Run Extension:
Supervisor John McNair read the following resolution:

Resolution #43/2010

Whereas, the Town of Pleasant Valley Planning Board granted final subdivision approval for the subdivision known as Fox Run Subdivision to Peter G. Capell on or about November 13, 2007; and

Whereas, said approval allows for the construction of a private roadway and a common driveway and the Town of Pleasant Valley Town Board authorized the construction of a private roadway pursuant to Town Law Section 280-a by open development area by Town Board resolution on/or about August 23, 2006; and

Whereas, in furtherance of the approvals Peter G. Capell executed a Road Improvement Agreement on March 11, 2008, a Performance Bond on March 11, 2008 and a Hold Harmless Agreement on June 19, 2008 (referred to as the "Agreements"); and

Whereas, as security for the Performance Bond, Kirchhoff Construction Management Inc., posted an Irrevocable Letter of Credit No. issued by Rhinebeck Savings Bank; and

Whereas, the Road Improvement Agreement authorized the agreements to be assigned by Capell to another party to consent of the Town Board, which consent would not be unreasonably withheld; and

Whereas, an assignment of the Road Bond Agreement, Performance Bond, and Hold Harmless Agreement was tendered by Peter G. Capell seeking to assign the aforementioned Agreements to Steeplechase Acres, LLC, a New York State limited liability Company, which was formed by Peter G. Capell and Kirchhoff Properties, LLC, to jointly undertake the development of the Fox Run Residential Subdivision; and

Whereas, the Town Board consented to the assignment by Resolution on or about February 2008; and

Whereas, the Developer, with Town Board consent, provided substitute security and amended performance bond; and

Whereas, notwithstanding the agreements the Developer did not commence nor complete construction as anticipated therein; and

Whereas, the Developer has requested an extension from the Town to complete performance; Now, therefore, be it

Resolved, that the Town Board hereby consents to the extension of the current agreement with the Developer to complete construction by September 24, 2012; and be it further

Resolved, that the Town Supervisor is authorized to execute the "Amendment the Road Improvement Agreement, Performance Agreement and Hold Harmless Agreement" for the purposes of consenting to the assignment in substantially the same form as annexed hereto; and be it further

Resolved, that the Town Board hereby accepts the revised Performance Bond secured by Letter of Credit number SB-912734-2000 as provided by the M & T Bank.

Motion by: Supervisor John McNair
Seconded by: Councilwoman Jean Curlee

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht			X
Councilwoman Curlee	X		
Councilman Hart	X		
Councilman Sagliano	X		
Supervisor McNair	X		

Carried.

Item # 10 -- Enforcement/Recovery Costs:
Supervisor John McNair read the following resolution:

Resolution #44/2010

RE: A LOCAL LAW ADDING A NEW CHAPTER TO THE TOWN CODE OF THE TOWN OF PLEASANT VALLEY ENTITLED, "RECOVERY OF COSTS FOR THE TOWN OF PLEASANT VALLEY, DUTCHESS COUNTY, NEW YORK, LOCAL LAW X OF 2010:

Whereas, the Town Board of the Town of Pleasant Valley is considering adoption of an amendment to the Town of Pleasant Valley Code and adding a New Chapter, entitled, "Recovery of Costs" to provide that any costs of enforcement, remedial and/or corrective action on private property pursuant to any provisions of the Town Code or lawful approval granted thereunder to the property owner or its authorized agent, shall be borne by the responsible party, rather than by the general public; and

Whereas, by this Resolution the Town Board has introduced a proposed Local Law known as Local Law X of 2010 entitled, "A Local Law Adding a New Chapter to

the Town Code of the Town of Pleasant Valley Entitled, "Recovery of Costs" for the Town of Pleasant Valley, Dutchess County, New York, Local Law X of 2010"; and Now, therefore, be it

Resolved, that a Public Hearing on proposed Local Law No.: X of 2010, entitled, "A Local Law Adding a New Chapter to the Town Code of the Town of Pleasant Valley Entitled, "Recovery of Costs" for the Town of Pleasant Valley, Dutchess County, New York, Local Law X of 2010 will be held on the 1st day of September, 2010 at 7:00PM at Town Hall, located at 1554 Main Street, Pleasant Valley, New York, Notice of Public Hearing posted and published accordingly.

Motion by: Supervisor John McNair
Seconded by: Councilwoman Jean Curlee

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht			X
Councilwoman Curlee	X		
Councilman Hart	X		
Councilman Sagliano	X		
Supervisor McNair	X		

Carried.

Item # 11 – Con Ed Appraisal:

Town Attorney, Scott Volkman read the following resolution:

Resolution #45/2010

Whereas, Consolidated Edison Company of New York, Inc., the owner of certain real property in the Town of Pleasant Valley, County of Dutchess, described as Grid no.: 13-6363-02-515520-00, 13-6363-04-760481 and 13-6463-03-266131 has pending tax certiorari proceedings against the Town of Pleasant Valley for the years 2004, 2005, 2006, 2007, 2008 and 2009 and a grievance for 2010; and

Whereas, the Town Board previously authorized George E. Sansoucy, PC, LLC, at American Property Consultants to prepare a preliminary and trial appraisal in accordance with their proposal dated June 28, 2007; and

Whereas, the appraisals were exchanged for 2004 – 2007 for the trial per court order; and

Whereas, it is necessary at this time to obtain a trial ready appraisal for appraisal exchange purposes for the pending 2008.– 2009 court proceedings; and

Whereas, the Arlington Central School District will pay eighty (80%) percent of the \$48,500.00 cost to have George E. Sansoucy, PC, LLC, perform the necessary appraisal on this utility property for 2008 and 2009; now therefore, be it

Resolved, that George E. Sansoucy, PC, LLC, are hereby authorized to prepare the trial ready appraisal for 2008 and 2009 with the Town of Pleasant Valley share not to exceed \$9,700.00.

Motion by: Supervisor John McNair
Seconded by: Councilwoman Jean Curlee

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht			X
Councilwoman Curlee	X		
Councilman Hart	X		
Councilman Sagliano	X		

Supervisor McNair

X

Carried.

Item # 12 – Set Public Hearing for 2011 CDBG:

Supervisor John McNair read the following resolution:

Resolution #46/2010

**A RESOLUTION AUTHORIZING BACKGROUND WORK
ASSOCIATED WITH THE 2011 DUTCHESS COUNTY COMMUNITY
DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION.**

Project: Pleasant Valley Town Hall Handicapped – Accessibility Plan of Action:

Whereas, the Town of Pleasant Valley, New York, is participating in Dutchess County Community Development Consortium for Fiscal Year 2011, and

Whereas, the Town of Pleasant Valley has obtained CDBGs in the past two years to improve handicapped accessibility at Town Hall and for repairs to North Avenue sidewalks, and

Whereas, the Town of Pleasant Valley intends to apply for a CDBG in Fiscal Year 2011 for a grant of \$100,000.00 to further improve handicapped-accessibility at Town Hall, including improvements to the public bathrooms, improvements to doorways, such as the rear entrance which connects to the new handicapped-accessible walkway in the rear of Town Hall, improvements to the parking lot, with improved handicapped parking access and stripping improvements, along with other interior improvements in order of the top priorities established by the Town Board; and

Whereas, the Town of Pleasant Valley will utilize the professional services of Town Engineer, Greg Bolner and his firm of Clark, Patterson & Lee to prepare a handicapped-accessibility audit listing the most significant recommended handicapped-accessibility improvements needed at Town Hall, with cost estimates for the recommended improvements and Grant Writer, Michael Hagerty will help prepare the grant application as part of his regular time commitment as the Town's Grant Writer; and

Whereas, the Town of Pleasant Valley is setting a Public Hearing for the CDBG project to improve handicapped-accessibility at Town Hall for September 1, 2010 at 7:00PM.

Now, Therefore Be It Resolved, that the Town of Pleasant Valley hereby authorizes Grant Writer, Michael Hagerty, as part of his agreed upon work assignment with the Town, to work with the Town Engineer, Greg Bolner of Clark, Patterson & Lee, to develop a grant application that will address handicapped accessibility improvements at Town Hall.

Motion by: Supervisor John McNair
Seconded by: Councilwoman Jean Curlee

Carried.

Item # 13 – Authorize Zoning Administrator, Bruce Donegan to Attend 2010 Wetland Delineation Training Course:

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano the Town Board authorized Zoning Administrator, Bruce Donegan to attend the 2010 Wetland Delineation Supplement Training Course, September 15-17, 2010 in Syracuse, New York, carried.

Item # 14 – Authorize Assessor, Teresa Stegner to Attend NYSAA Annual Meeting:

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano the Town Board authorized Assessor, Teresa Stegner to attend the NYSAA Annual Meeting, this September in Lake Placid, New York, carried.

Rolando Ghedini – Arbor Hill Drive – asked the Town Board why the Town would want to add another layer of government by forming an ambulance district

Town Attorney, Scott Volkman explained that this does not add any layer of government. Mr. Volkman explained how its purpose is to clearly assess fees on resident's tax bills.

Steve Kish – Cary Road – feels that sidewalks in Washington Hollow are not a good idea. The Town Board should consider eliminating sidewalks altogether in Washington Hollow.

EXECUTIVE SESSION:

Motion by Councilwoman Jean Curlee, seconded by Councilman Don Sagliano the Town Board entered into Executive Session at 8:45PM to discuss a Personnel Matter under 1051.F of Public Officers Law, carried.

No action taken.

Motion by Councilwoman Jean Curlee, seconded by Councilman Don Sagliano to come out of Executive Session at 8:59PM, carried.

CLAIMS:

General Fund: Claim #529 – 591 in the amount of \$85,435.98 were approved on motion by Councilman Don Sagliano, seconded by Councilman Chris Hart, carried.

Highway Fund: Claim #166 – 188 in the amount of \$104,939.43 were approved on motion by Councilwoman Jean Curlee, seconded by Councilman Don Sagliano, carried.

Con Light: Claim #8 in the amount of \$3,088.82 were approved on motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart, carried.

Community Block Grant: Claim #1 in the amount of \$13,123.77 were approved on motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart, carried.

Capital Project (Reval): Claim #3 in the amount of \$20,000.00 were approved on motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart, carried.

ADJOURN:

Motion by Councilwoman Jean Curlee, seconded by Councilman Chris Hart to adjourn the meeting at 9:01PM, carried.

Respectfully Submitted,



Deborah Bjorkman, Town Clerk

Special Town Board Meeting

August 23, 2010

The Pleasant Valley Town Board held a special meeting on Monday, August 23, 2010 at 6:30 PM to discuss highway matters.

Present:	Stephen Albrecht	Councilman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

Absent:	Jean Curlee	Councilwoman
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Presiding Officer: John McNair, Supervisor

Recording Secretary: Deborah Bjorkman, Town Clerk

Re: Highway matters.
Highway Superintendent, Kurt Gardner was present.

The meeting was opened at 6:30 PM by Supervisor McNair.

Item #1 - Highway Matters:

Supervisor McNair noted that the Attorney for the Town, Scott Volkman is unable to attend tonight's meeting.

John stated that the Town Board plans on adopting a resolution at their next meeting defining the appropriate procedure to be followed when authorizing repairs/improvements at the town's highway garage. The Town Board will also approve current expenditures for highway repairs.

Item #2 - Highway Garage Septic System:

The Town Board and Highway Superintendent had discussion regarding the failing septic system at the highway garage. Butch informed the Town Board that currently the system is pumped about every two weeks and he is very concerned that the entire system is going to fail.

Item #3 - Union Negotiations:

Councilman Hart reported that today's meeting with union representatives was cancelled and will be rescheduled.

The Highway Superintendent, Kurt Gardner asked the Town Board if the board would approve the use of \$20,000 already allotted in his 2010 budget for work to be done at the intersection of Woodland Drive and Hurley Road, on other permanent improvements in light of the county deferring their project at the North Avenue and Hurley Road intersection until 2012.

On motion by Councilman Hart, seconded by Councilman Albrecht the Town Board approved the Highway Superintendent's request to reallocate the \$20,000 dollars, already in the 2010 budget for Woodland Drive/ Hurley Road intersection for use on other permanent improvements this year (list to be provided to the town board by the Highway Superintendent), carried.

Highway Superintendent, Kurt Gardner asked to have his phone replaced with one that has a camara.

Supervisor McNair noted the he is the only one allowed to sign on the cell phone account, so Supervisor McNair agreed to take care of this.

Mrs. Petronella, Woodland Dr. - asked the Town Board to reconsider their decision to allow the use of \$20,000 allotted in the 2010 budget for the Woodland Drive/Hurley Road project to be used for other projects. Mrs. Petronella stated that she is concerned that if the money is spent now, the town's portion of the project will not be funded when the county is ready to move forward due to lack of funds.

Bob Bowler, Woodland Dr. - stated that he would like the record to show that the intersection of Woodland Drive and Hurley Road is "a tragedy waiting to happen". Mr. Bowler is worried that the town might have a huge exposure if someone is hurt or killed there. Mr. Bowler noted that he recognizes that it is the county that is holding up this project.

Jane Burda and her daughter Gwyn expressed their concerns regarding the resurfacing of Plateau and Ravine Roads.

Adjourned:

On motion by Councilman Hart, seconded by Councilman Albrecht the meeting was adjourned at 7:03 PM., carried.

Respectfully Submitted,


Deborah Bjorkman, Town Clerk

Special Town Board Meeting

October 4, 2010

The Pleasant Valley Town Board held a special meeting on Monday, October 4, 2010 at 12:00 Noon, Main Street, Pleasant Valley for the purpose of presenting the Town Board with the 2011 Tentative Budget.

Present: Jean Curlee Councilwoman
 Don Sagliano Councilman
 John McNair Supervisor

Absent: Steve Albrecht Councilman
 Chris Hart Councilman

Presiding Officer: John McNair, Supervisor

Recording Secretary: Deborah Bjorkman, Town Clerk

Purpose: The Presentation of the 2011 Tentative budget to the Town Board.

Supervisor McNair opened the meeting by welcoming those present. He noted that the 2011 Tentative budget was filed with the Town Clerk on September 29, 2010.

The Town Clerk then presented the 2011 Tentative budget to the town Board.

Supervisor McNair noted there are several areas the board members should be especially aware of while reviewing the budget.

The Supervisor noted that the Pleasant Valley Librarys proposed \$95,000 increase is represented in the 14.62% increase in the General Fund. If the proposal is not approved on Election Day, S/McNair noted that the increase would be about 10% less. Insurance costs could increase more than currently anticipated. S/McNair also noted that the revenue projections are low.

C/Sagliano asked how much had been appropriated from the Fund Balance last year.

Adjourned:

Motion by C/Sagliano, seconded by C/Curlee the meeting was adjourned at 12:25 PM.

Respectfully Submitted,


Deborah Bjorkman, Town Clerk

REGULAR TOWN BOARD MEETING

OCTOBER 13, 2010

The Pleasant Valley Town Board held its regularly scheduled meeting on Wednesday, October 13, 2010 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

<u>MINUTES:</u>	of	09/01/2010	Public Hearing/Special Town Board Meeting/ Workshop Meeting
		09/08/2010	Regular Town Board Meeting
		10/06/2010	Special Town Board Meeting

Were approved on motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart, carried.

Item # 1 – Presentation by Dutchess County Planning & Development Re: West Road Sidewalk Study:

Mark DeBald – Dutchess County Planning & Development – examined with the Town Board the feasibility findings report on the proposed sidewalks for West Road. Mark noted that there is Federal Money available for communities.

Emily Doeser – Dutchess County Transportation Council – noted that a draft report of the study was sent to the Town in July. Emily also noted that West Road does qualify for Federal Funding. Emily stated that the utilities along West Road will be a problem.

Supervisor John McNair – asked about the speed zone in front of West Road School.

Councilman Chris Hart – asked if Federal Funding monies can be used toward the study. Councilman Hart nor the Town or the County have the funds to do this project.

Mark Doctoroff – Gretna Woods Road – asked if there are any neighboring Towns in Dutchess County that have obtained Federal Funding to install sidewalks?

Chris Dyson – asked what percentage of funding the Town would have to input into the project.

Matt Cady – West Road – feels that there is a need for sidewalks along West Road but, where is the money coming from? Matt feels that the speed limit along West Road should be lowered to 30/35mph.

Chris Dyson – Brookside Meadows – stated that he supports the concept of sidewalks. Chris feels that the speed limit should be looked at. Chris asked if the Town wants to move on this project what would the process be and what kind of funding would be available.

Emily Doeser – noted that West Road is a County Road but it is within the Town limits and it would have to be maintained by the Town. Ms. Doeser noted that there is no funding available until 2016.

Joe Kelly – Dutchess County Public Works – stated that Dutchess County Public Works partners with the Towns and Municipalities. Joe did note that the maintenance of the sidewalks are a big issue. Joe stated that the County would have to look at the funding and the safety of the sidewalks and would work with the Town.

Councilman Chris Hart – asked what costs would be associated with putting a application for grants together. Councilman Hart is not for buying property but would look for easements.

Owen Rafter – stated that the Town would needs to send a letter to the County asking the County Engineer to conduct a study.

Councilwoman Jean Curlee – would like to see a community path done.

Paul Case – West Road – read a letter on behalf of the CAC. (filed with the minutes).

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Letter of Credit Monthly Report
4. Subdivision Recreation Fee Monthly Report
5. Building, Zoning, Planning and Fire Monthly Report
6. Recreation Monthly Report
7. Above Ground Storage Monthly Report
8. Monthly Trial Balance Report

COMMITTEE REPORT:

Personnel Report- Councilman Don Sagliano noted that the Town Board will go into Executive Session regarding a personnel matter.

Building Report – Councilwoman Jean Curlee asked Supervisor McNair of the issues at the Mill Site had been addressed.

Legislative Report – Councilman Chris Hart stated that he is waiting to hear back from Rebecca Seaman regarding the proposed updates to the Town Code.

Recreation Report – Councilman Chris Hart noted that there will be an increase in basketball sponsor fees. Councilman Hart stated that it is Item # 5 on the agenda.

Technology Report – Councilman Chris Hart noted that he waiting for software information for Planning & Zoning.

CORRESPONDENCE:

Supervisor John McNair noted that all correspondence is on file in the Town Clerk' Office.

OPEN THE MEETING TO THE PUBLIC (AGENDA ITEMS ONLY):

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano to open the meeting to the public for agenda items only, carried.

Matt Cady – West Road – stated that he had a few concerns. Matt feels that a traffic light should be installed at the intersection of West Road and Salt Point Turnpike, Matt feels that a shoulder on the Road would slow traffic down, drainage off of Teal Lane should be clear of debris and maybe a new drainage system should be looked at.

Supervisor John McNair – stated that a traffic study has been done regarding a traffic light at the intersection of West Road and Salt Point Turnpike. Supervisor McNair noted that the County and the State are fighting over who has control of the intersection.

Pam Cady – West Road – would like the drainage from Teal Lane to be looked at. Pam noted her home has been flooded due to overflow of this system.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee to close the meeting to the public, carried.

Item # 2 – Authorize the Supervisor to Sign the 2011 SPCA Contract:

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano the Town Board authorized the Supervisor to sign the 2011 SPCA Contract, carried.

Item # 3 – Authorize the Town Clerk to Purchase a Computer for Taxes:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee the Town Board authorized the Town Clerk to purchase a new computer for Taxes, carried.

Item # 4 – Appoint Planning Board Member and Planning Board Alternate:

Motion by Councilwoman Jean Curlee, seconded by Councilman Don Sagliano the Town Board appointed Paula Vincatore as Planning Board Member, term to expire December 31, 2010, and Jay Ballowe as the alternate to the Planning Board term to expire December 31, 2010, carried.

Item # 5 – Authorize Raising Basketball Sponsor Fees:

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano the Town Board authorized the Recreation Director to raise the basketball sponsor fees, from \$60.00 to \$75.00, carried.

Item # 6 – Set Public Hearing to Amend Chapter 44 Entitled “Dogs”:

Supervisor John McNair read the following resolution:

Resolution #51/2010

RE: LOCAL LAW X OF 2010, ENTITLED “A LOCAL LAW OF THE TOWN OF PLEASANT VALLEY, DUTCHESS COUNTY, NEW YORK, AMENDING CHAPTER 44 OF THE CODE OF THE TOWN OF PLEASANT VALLEYAMENDING LOCAL LAW NO. 10 OF 2001 ENTITLED “DOGS”

Whereas, the Town Board of the Town of Pleasant Valley is considering amendments to Chapter 44 of the Code of the Town of Pleasant Valley entitled, “Dogs” being adopted as Local Law No.: 10 of 2001; and

Whereas, pursuant to Article 7, of the Agriculture and Markets Law of the State of New York, the Town Board, Town of Pleasant Valley is authorized to adopt or amend a law; and

Whereas, by this Resolution the Town Board has introduced a proposed Local Law known as Local Law X of 2010 entitled, “A Local Law of the Town of Pleasant Valley, Dutchess County, New York, Amending Chapter 44 of the Code of the Town of Pleasant Valley Local Law Entitled Dogs, Being Local Law 10 of 2001”; and

Whereas, pursuant to the aforementioned proposed Local Law amendments to the current Chapter 44, are being proposed; now, therefore, be it

Resolved, that a Public Hearing on proposed Local Law No.: X of 2010, entitled, “A Local Law of the Town of Pleasant Valley, Dutchess County, New York, Amending Chapter 44 of the Code of the Town of Pleasant Valley Local Law entitled “Dogs”, Being Local Law 10 of 2001” will be held on the 10th day of November, 2010 at 7:00PM at Town Hall, located at 1554 Main Street, Pleasant Valley, New York, Notice of Public Hearing posted and published accordingly.

Motion by: Councilman Chris Hart
Seconded by: Councilman Steve Albrecht

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

Item # 7 – Set Public Hearing for Proposed Ambulance District:
Supervisor John McNair read the following resolution:

Resolution #52/2010

**RE: ADOPTING ORDER CALLING FOR PUBLIC HEARING ON
ESTABLISHMENT OF AMBULANCE DISTRICT PURSUANT TO ARTICLE
12-A OF TOWN LAW.**

Whereas, previously hereto a “Map, Plan and Report” has been prepared by Clark, Patterson and Lee, Town Engineers, in such manner and in such detail as heretofore been determined by the Town Board, of the Town of Pleasant Valley, relating to the establishment of a proposed Ambulance District to be known as and designated as The Pleasant Valley Ambulance District; and

Whereas, such “Map, Plan and Report” have been duly filed in the office of the Town Clerk of the Town of Pleasant Valley, New York; and

Whereas, the boundaries of the proposed Ambulance District is the entire Town of Pleasant Valley, the boundaries of which are set forth in Schedule “A” attached hereto and made a part hereof; and

Whereas, there are no proposed improvements necessary for implementation of the aforesaid proposed Ambulance District. The District is intended to provide a methodology to pay the cost of a service contract with a qualified provider of ambulance services; and

Whereas, the maximum amount to be expended for the performance or supplying of ambulance services shall be hereto contracted by the Town of Pleasant Valley, Town Board acting for and on behalf of said Ambulance District and as a party to an Intermunicipal Agreement with the Town of Hyde Park as identified in the “Map, Plan and Report” dated October 13, 2010 with a total annual charge, not anticipated to exceed \$73,766.56 for the year 2011, of which the expense shall be levied and collected from several lots and parcels of land within said Ambulance District; now, therefore, be it

Ordered, that a meeting of the Town Board of the Town of Pleasant Valley will be held at the Town Hall, 1554 Main Street, Pleasant Valley, New York on the 27th day of October 2010, at 6:30 o’clock on said day to consider the establishment of said district including the environmental significance thereof and to hear all persons interested in the subject thereof, concerning the same, and for such other and further action on the part of said Town Board, with relation thereto.

Motion by: Councilman Chris Hart
Seconded by: Councilman Steve Albrecht

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

Item # 8 – Budget Amendment:

Supervisor John McNair read the following resolution:

Resolution #53/2010

Whereas, the Supervisor of the Town of Pleasant Valley determined that a budget amendment is necessary to update the 2010 adopted budget.

Now, Therefore, be it resolved that the 2010 adopted budget of the Town of Pleasant Valley be amended as follows:

GENERAL FUND

DECREASE		INCREASE	
1355.497	\$55,000.	1420.451	\$55,000.
4540.400	2,562.	7020.401	600.
		9040.800	1,278.
		9080.800	684.

Motion by: Councilwoman Jean Curlee

Seconded by: Councilman Steve Albrecht

Carried.

Item # 9 – Authorize Supervisor to Send Letter to Dutchess County DOT & New York State DOT to Do Traffic Study at the Intersection of West Road & Salt Point Turnpike:
Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee the Town Board authorized the Supervisor to send a letter to Dutchess County DOT & New York State DOT to perform a traffic study for a proposed traffic signal at the intersection of West Road & Salt Point Turnpike, carried.

Item # 10 – Advertise for Special Town Board Meeting October 27, 2010 to Discuss Proposed Recreation Master Plan:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee the Town Board authorized the Town Clerk to advertise for a Special Town Board Meeting, Wednesday, October 27, 2010 at 7:00PM to interview select candidates for the Recreation Master Plan.

EXECUTIVE SESSION:

Motion by Councilman Don Sagliano, seconded by Councilwoman Jean Curlee the Town Board entered into Executive Session under section 1051.F of Public Officers Law employee matter and 1051.D pending litigation, carried.

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee the Town Board came out of Executive Session at 9:46PM, carried.

Item # 11 – Advertise Special Town Board Meeting October 19, 2010 to Discuss Williams Lumber:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee the Town Board authorized the Town Clerk to advertise for a Special Town Board Meeting, Tuesday, October 19, 2010 at 6:00PM to meet with the owners of Williams Lumber to discuss to discuss the Site Plan Agreements, carried.

CLAIMS:

General Fund: Claim #645 – 732 in the amount of \$179,531.34 were approved on motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht, carried.

Highway Fund: Claim #206 – 232 in the amount of \$112,117.19 were approved on motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht, carried.

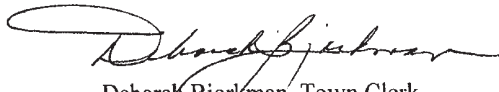
Con Light: Claim # 10 in the amount of \$3,227.15 were approved on motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht, carried.

Capital Project: Claim #5 in the amount of \$12,000.00 were approved on motion by Councilman Steve Albrecht, seconded by Councilman Don Sagliano, carried.

ADJOURN:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee to adjourn the meeting at 9:50PM, carried.

Respectfully Submitted,



Deborah Bjorkman, Town Clerk

Special Town Board Meeting

October 19, 2010

The Pleasant Valley town board held a special meeting on Tuesday, October 19, 2010 at 6:00 PM to discuss agreements and procedures necessary to complete the approval process for the Williams Lumber project.

Present: Steve Albrecht Councilman
 Jean Curlee Councilwoman
 Chris Hart Councilman
 Don Sagliano Councilman
 John McNair Supervisor

Absent: None

Presiding Officer: John McNair, Supervisor

Recording Secretary: Deborah Bjorkman, Town Clerk

Purpose: Discussion regarding Williams Lumber project

Supervisor McNair called the meeting to order. S/McNair noted that the purpose of tonight's meeting is to outline all the steps necessary to move this project forward.

Item # 1 – Williams Lumber Discussion:

Scott Volkman, Attorney for the Town, noted that in an effort to facilitate a resolution to the outstanding issues the Town Board called this special meeting. Mr. Volkman noted that the attorney for the applicant, Mr. R. Cantor is unavailable to attend tonight's meeting. However, the applicants themselves are in attendance and have asked the town supervisor to proceed with tonight's scheduled meeting.

Scott Volkman introduced Pam Richardson, another attorney from the law firm of Gellert and Klein, who has been working on the agreements for this project. Mr. Volkman also noted that Jim Nelson, attorney for the town Planning Board, is also present.

Ms. Richardson noted that there are four (4) easements and agreements that need to be finalized, as well as the resubdivision of the two (2) parcels as required by the Zoning Board of Appeals.

Sidewalk Easement (to be recorded with the Dut. Co. Clerk)
Sidewalk Maintenance Agreement (to be recorded)
Stormwater Management Facility Easement Inspection and
Maintenance Agreement (to be recorded)
Landscape Bond and Maintenance Agreement (filed with Tn.Clerk)

Attorney Volkman stated that he believes the Landscape Bond and Maintenance Agreement is almost complete and hopes the other (3) items will be complete as soon as Mr. Cantor returns. Scott noted that when these items are completed the Planning Board Chairman will be able to sign the Williams Lumber "Site Plan". However the issue of the subdivision is still outstanding.

Attorney Jim Nelson outlined the steps necessary to complete the subdivision.

Concept
Preliminary Approval
Final Approval

Jim Nelson consulted with the Planning Board Chairman, Joe Labriola and both believe the concept phase can be eliminated and that the Planning Board can deal with both preliminary Approval and Final Approval at the same meeting. That being the December meeting.

Attorney Volkman noted that the Town Board should clarify, for the future, the procedure necessary for completing subdivisions.

Attorney Richardson will draft a punch list of what still needs to be completed and forward to all interested parties.

Item #2 – Set Public Hearing for 2011 Budget:

Motion by Councilman Albrecht, seconded by Councilwoman Curlee the Town Board will hold a public hearing on November 3, at 7:PM on the proposed Town Budget, carried.

Adjourned:

Motion by Councilman Sagliano, seconded by Councilwoman Curlee the meeting was adjourned at 6:45PM carried.

Respectfully Submitted,


Deborah Bjorkman, Town Clerk

Budget Workshop Meeting

October 26, 2010

The Pleasant Valley Town Board held a Budget Workshop on Tuesday, October 26 at 6:00 PM, Town Hall.

Present:	Steve Albrecht	Councilman
	Chris Hart	Councilman
	John McNair	Supervisor
Absent:	Jean Curlee	Councilwoman (arrived at 6:10 PM)
	Don Sagliano	Councilman

Executive Session:


Supervisor McNair made a motion to enter into Executive Session at 6:00 PM to discuss a personnel issue in the Planning and Zoning Department, seconded by Councilman Hart, carried.

Councilwoman Curlee arrived at 6:10 PM.

Motion by Councilman Hart, seconded by Councilman Albrecht the Town Board came out of Executive Session at 6:25 PM, carried.

The Town Board entered into discussion on proposed budget items.

Adjourned budget workshop at 7:30 PM.

Respectfully Submitted,

Deborah Bjorkman, Town Clerk

PUBLIC HEARING
SPECIAL TOWN BOARD MEETING

OCTOBER 27, 2010

Present:	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

Absent: None

Presiding Officer: John McNair, Supervisor

Recording Secretary: Deborah Bjorkman, Town Clerk

PUBLIC HEARING

Supervisor McNair noted that the Public Hearing scheduled for tonight will be rescheduled to November 10th, 2010 due to a defect in the notice to the Poughkeepsie Journal.

Special Town Board Meeting

1. Authorize the Town Clerk to advertise for a Public Hearing on the proposed Ambulance District:

Motion by Supervisor McNair, seconded by Councilman Hart the Town Board authorized the Town Clerk to publish a notice of Public Hearing on the proposed Ambulance District for November 10th, 2010 at 7:00 PM, carried.

2. Williams Lumber Resolution and Agreements:

Scott Volkman, Attorney to the Town briefed the Town Board on all the steps that have been taken in preparing tonight's resolution and agreements.

RESOLUTION #54/2010

Motion by: Councilman Hart

WHEREAS, a formal application for site plan approval of a project entitled "Williams Lumber" located at 2424 Route 44, in the Town of Pleasant Valley was submitted to the Town of Pleasant Valley Planning Board (the "Planning Board") on February 22, 2010; and

WHEREAS, the property which was the subject of the Planning Board application is located on two tax parcels, identified on the Town of Pleasant

Valley Tax Map as: parcel #13440-6564-02-529886 and parcel #13440-6564-02-507860 (collectively, "the Property"); and

WHEREAS, the proposed site plan involves the adaptive re-use and improvement of an existing site for a proposed lumber and home center with associated sales and storage space (the "Project"); and

WHEREAS, certain variances were required from the Town of Pleasant Valley Zoning Board of Appeals (the "ZBA") in connection with the Project; and

WHEREAS, by ZBA resolution dated March 4, 2010 (the "ZBA Resolution"), the applicant obtained variances from the setback and maximum building footprint requirements of the Town of Pleasant Valley Code in connection with the Project; and

WHEREAS, the ZBA Resolution was conditioned upon the combination of the two lots comprising the Property; and

WHEREAS, by resolution dated August 10, 2010, Planning Board granted site plan approval for the Project conditioned in part upon (a) Applicant's construction and installation of a pedestrian sidewalk on the Property, subject to an easement for public access and maintenance agreement; and (b) submission of a Stormwater Management Facilities Easement and a Stormwater Management Facilities Inspection and Maintenance Agreement; and (c) landscaping bond to ensure proper installation and health of required landscaping shown on the approved site plan; and (d) combination of the two parcels comprising the Property; and

WHEREAS, the Engineer to the Planning Board has reviewed the Applicant's landscaping estimate and recommended that the bond amount be set at \$30,740 to include engineering fees and Town compliance with prevailing wage requirements in the event the Town were to complete the landscaping improvements; and

WHEREAS, by deed dated September 23, 2010 and filed in the Office of the Dutchess County Clerk, applicant did purport to combine the two parcels comprising the Property (the "Combining Deed"); and

WHEREAS, following review of the Town of Pleasant Valley Subdivision Code and upon the advice of counsel, it has been determined that Planning Board approval is required to formally resubdivide Parcel A and Parcel B to effectively and legally merge Parcel A and Parcel B create a single property in addition to recording of the Combining Deed; and

WHEREAS, the Applicant has submitted and the Attorney for the Town has reviewed the following documents intended to satisfy the conditions of the Planning Board approval: (a) Sidewalk Access Easement; (b) Sidewalk Maintenance Agreement; (c) Stormwater Management Facility Easement, Inspection and Maintenance Agreement; and (d) Landscaping and Maintenance Bond; and

WHEREAS, the Applicant has agreed to apply for resubdivision approval as required by the Town of Pleasant Valley Subdivision Code, to effectuate the legal merger of Parcel A and Parcel B;

NOW THEREFORE BE IT,

RESOLVED, that the Town Board accepts the security to be provided by the applicant in the amount of \$30,740 as recommended by the Engineer to the Planning Board as sufficient security to ensure proper installation and health of the required landscaping, subject to final review and approval by the Attorney to the Town as to form, sufficiency and manner of execution; and be it further

RESOLVED, that the Town Board accepts the Sidewalk Access Easement, in substantially the same form as annexed hereto and authorizes the Town Supervisor to execute the Agreement on behalf of the Town, subject to final review and approval by the Attorney for the Town; and be it further

RESOLVED, that the Town Board accepts the Sidewalk Maintenance Agreement, in substantially the same form as annexed hereto and authorizes the Town Supervisor to execute the Agreement on behalf of the Town, subject to final review and approval by the Attorney for the Town; and be it further

RESOLVED, that the Town Board accepts the Stormwater Management Facility Easement, Inspection and Maintenance Agreement, in substantially the same form as annexed hereto and authorizes the Town Supervisor to execute the Agreement on behalf of the Town, subject to final review and approval by the Attorney for the Town; and be it further

RESOLVED, that the Supervisor is authorized to enter into an agreement, in substantially the same form as attached hereto, permitting the Planning Board Chairman to sign the site plan approval upon satisfaction of all other conditions of the Conditional Approval, and authorizing the Applicant to file the site plan and obtain building permits for the Project provided that, no certificate of occupancy shall be issued for the Project unless and until Applicant obtains such subdivision approval from the Planning Board and actually files the approved subdivision map with the Office of the Dutchess County Clerk.

Seconded by: Councilman Albrecht

ROLL CALL VOTE:

AYE

NAY

Councilman Albrecht

X

Councilwoman Curlee

X

Councilman Hart

X

Councilman Sagliano X

Supervisor McNair X

Carried.

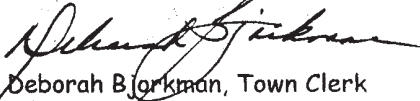
Item #3 - Recreation Master Plan Presentation by (3) Prospective Firms:

- A. VHB/Saccardi & Schiff
- B. Chazen Companies
- C. Clark, Patterson & Lee

Adjourned:

The meeting ended at 8:45 PM.

Respectfully Submitted,


Deborah Bjorkman, Town Clerk

PUBLIC HEARING
&
WORKSHOP MEETING

NOVEMBER 3, 2010

The Pleasant Valley Town Board held a Public Hearing on the 2011 Preliminary Budget and immediately following they held their regularly scheduled Workshop Meeting on Wednesday, November 3, 2010 at 7:00 PM, Town Hall, Pleasant Valley.

Present:	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

Absent: None

Presiding Officer: John McNair, Supervisor

Recording Secretary: Deborah Bjorkman, Town Clerk

Public Hearing

Supervisor McNair welcomed residents to tonight's Public Hearing. Mr. McNair stated that the Town Board had worked very hard on this year's budget. The Supervisor distributed a modified breakdown of income and expenses for the public to examine. (Filed with minutes)

Supervisor McNair noted that he is in receipt of the Affidavit of Posting from the Town Clerk dated October 28, 2010 and the Affidavit of Publication from the Poughkeepsie Journal dated October 30, 2010.

Open the Meeting to the Public:

Motion by Supervisor McNair to open the Public Hearing to the public, seconded by Councilman Albrecht, carried.

Mr. R. Shaw - Brown Road, supports Deborah Lyvers going fulltime.

Leigh Toth - Molly's Way, supports making Deborah Lyvers fulltime. Feels the Town needs someone with her skills.

Mrs. Toth expressed her concern regarding Town Board members who have relatives working for the Town and making any decisions regarding raises and benefits.

L. Toth also asked if the Town Board could explain how the Town's "Longevity Program" works. Who gets it? How is it paid?

Supervisor McNair explained that in 2002/2003 the Town experienced a significant turnover in personal. The Town Board at that time felt that this would be an incentive for employees to stay. When program first started

employees only received small payouts, as time has gone on the calculations have changed and the amounts have increased.

Councilwoman Curlee - asked if the calculations are based on hours worked?

Councilman Sagliano - answered, employees are paid on hours "scheduled to work".

Councilman Hart - noted that "longevity" is a reward to employees for their continued service.

Mabel Brunetti - Freedom Road, stated that she has seen a big improvement in the Senior Program since Deborah Lyvers has taken over the program. Mrs. Brunetti feels 22 hours is not enough time to do all the work necessary to run successful program.

Rich Canero - Trillium Road, asked "we pay the employees and then we pay them again to keep them happy"? Mr. Canero asked if employees get medical?

Councilman Sagliano - "yes", and retirees receive medical benefits based on their years of service to the town.

C/Sagliano reported that currently MVP costs \$500 for an individual and \$1400 for a family plan. Employees now contribute \$5.50 per week for the individual plan and \$11.00 per week for the family plan. C/Sagliano stated that two years ago there was no cost to the employees.

William Kern - asked what the co-pay is on the Town's medical plan?

Councilman Sagliano - it is be going to \$30.00 for 2011.

Wm. Kern - believes it is a good idea with the economy being poor to provide more recreation at a local level. Supports the Rec Director position being fulltime.

Rolando Gehedini - asked if a copy of the budget is available?

Yes.

Ron Vogt - Tinkertown Road, in favor of increasing Deborah Lyvers to fulltime. There has been positive communication between his softball league and the Rec Director and more accountability regarding the lights at the field.

Joe Toth - Molly's Way, thanked the Town Board for their hard work on the budget. Supports making Deborah Lyvers fulltime. Asked the Board about the low salaries given to employees and what kind of medical benefits do employees have?

Councilman Sagliano - stated that most of the employees' salaries are approximately the same as other neighboring towns of the same size.

Councilwoman Curlee - asked to be on the record as a resident. She voted against the 2% raise for everyone.

Councilman Hart - feels that the budget represents the consensus of the Board. Not all Town Board members agreed on every item in the budget, however; the final consensus is the current proposed budget.

Jerry Haight - Hurley Road, believes the Town could better use some of it's existing properties for recreation. He asked that the Town not throw good money away.

Mr. Haight stated that we have an excellent Highway Department; our roads are always in good shape.

Close the Meeting to the Public:

On motion by Councilman Hart, seconded by Councilman Albrecht the meeting was closed to the public, carried.

Adjourned:

The Public Hearing was adjourned at 7:40 P.M.

WORKSHOP MEETING

Item #1 - Discuss RFP for Septic System Pumping:

Councilman Albrecht would like to get RFP's on pumping the town hall septic system.

Supervisor McNair noted that the Highway Superintendent would like the Town Board to consider the installation of a new septic system at the Highway Garage.

Item #2 - Discuss Employee Medical Contributions for 2011:

Tabled at this time. The Town Board is still waiting for numbers from the Town's insurance company.

Item #3 - Health Insurance Renewal:

Tabled at this time. Waiting to hear back from the Towns' insurance company.

Item #4 - Amendment to Local Law "Dogs" Chapter 44:

Attorney Scott Volkman stated that we will have a Public Hearing on November 10, 2010 to amend the Town's current Chapter 44 "Dogs".

Attorney Volkman noted that there will be an additional change to Section 44.5d after suggestions that were made by the Town Justice. Scott noted that the change is being noted at tonight's meeting and it will sit for the appropriate number of days prior to it's adoption, allowing the law to be filed if the Town Board does adopt it at next weeks meeting.

Item #5 -Recreation Master Plan RFP's:

Councilman Hart suggested that the three finalists need to submit their best and final price before the Town Board makes any decision.

It was discussed that the price should be based on the 2010 Census figures. Attorney Volkman, noted preliminary figures will be available in December.

It was decided that a letter be sent to the three final consultants requesting their best price.

Item #6 - Alternate for the Planning Board:

Supervisor McNair stated that he has two (2) names for this position.

Discussion to revisit this before moving forward.

Item #7- Consultant for Planning Board:

Tabled at this time until the Town Board meets with the Planning Board.

Item #8 - Special Prosecutor Position:

Tabled until next weeks meeting.

Item #9 - Ward Road:

Supervisor McNair will contact the Attorney representing the Town on this issue, to review and clarify the status regarding the court ordered Stipulation.

Item #10 - Authorize the Town Clerk to Advertise for Highway Materials:

The Town Board will authorize the clerk at next weeks meeting to advertise for Highway Materials and Supplies.

Item #11 - Board of Assessment Review Member:

Supervisor McNair noted that Mr. Fuscaldo's term on the Board of Assessment Review has expired. The Town Board will need to consider whether to reappoint Mr. Fuscaldo with his Ethics non-compliance or to advertise for other interested persons.

The Town Board will authorize the Town Clerk to advertise for this position at next weeks meeting.

Item #12- C-Jon Easement Agreement:

Attorney Volkman : several item are still being worked out with Mr. Andrews and his attorney. Scott hopes the easements will be completed and ready for the Town Board at next weeks meeting.

Item #13 - Ambulance District:

Attorney Volkman stated that the Public Hearing will be held next week. The Town Board will need to consider two (2) separate resolutions when adopting the new ambulance district.

Item #14 - Tax Certiorari, Country Acres:


Attorney Volkman noted that this will be ready for the Town Boards consideration at next weeks meeting.

Item #15 - Devereux Foundation Group Home Proposal:

Attorney Volkman outlined several options for the Town Board to consider. Mr. Volkman suggested it would be appropriate for the Town Board to invite the member of the Devereux Foundation to a meeting for them to introduce their project to Town Board members and interested residents,

The meeting ended at 9:40 PM.

Respectfully Submitted,

A handwritten signature in dark ink, appearing to read "Deborah Bjorkman", written in a cursive style.

Deborah Bjorkman, Town Clerk

PUBLIC HEARINGS

REGULAR TOWN BOARD MEETING

NOVEMBER 10, 2010

The Pleasant Valley Town Board held two Public Hearings and its regularly scheduled Town Board Meeting Wednesday, November 10, 2010 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

PUBLIC HEARING

Proposed Ambulance District:

Supervisor John McNair noted that he was in receipt of the Affidavit of Publication from the Poughkeepsie Journal dated October 29, 2010 and the Affidavit of Posting by the Town Clerk dated October 28, 2010.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart to open the meeting to the public, carried.

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

All residents having had ample time to speak the Town Board closed the meeting to the public, motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee, carried.

PUBLIC HEARING

Proposed Local Law Entitled "Dogs":

Supervisor John McNair noted that he was in receipt of the Affidavit of Publication from the Poughkeepsie Journal dated November 5, 2010 and the Affidavit of Posting by the Town Clerk dated October 18, 2010.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee to open the meeting to the public, carried.

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

All residents having had ample time to speak the Town Board close the meeting to the public, motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart, carried.

MINUTES: of 10/06/2010 Workshop Meeting

Were approved on motion by Councilwoman Jean Curlee, seconded by Councilman Steve Albrecht, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Letter of Credit Monthly Report
4. Subdivision Recreation Fee Monthly Report
5. Building, Zoning, Planning and Fire Monthly Report
6. Recreation Monthly Report
7. Above Ground Storage Monthly Report
8. Monthly Trial Balance Report

COMMITTEE REPORTS:

Highway Report – Councilman Chris Hart noted that they are continuing negotiations with the Teamsters.

Recreation Report – Councilwoman Jean Curlee noted that the members of “Adopt the Park” are still working at the Mill Site.

Supervisor John McNair noted that the light bulbs at the veteran’s memorial will be replaced with motion detector bulbs, which will last longer.

Insurance Report: Councilman Don Sagliano noted that this is on the agenda as Item # 4.

CORRESPONDENCE:

Supervisor John McNair noted that all correspondence is on file with the Town Clerks Office.

OPEN THE MEETING TO THE PUBLIC (FOR AGENDA ITEMS ONLY):

Motion by Councilman Don Sagliano, seconded by Councilwoman Jean Curlee to open the meeting to the public for agenda items only, carried.

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee to close the meeting to the public, carried.

NEW BUSINESS:

Item # 1- Adopt Proposed Establishment of the Pleasant Valley Ambulance District:
Town Attorney, Scott Volkman read the following resolutions:

Resolution #55/2010

RE: A RESOLUTION DETERMINING THE ENVIRONMENTAL NON-SIGNIFICANCE UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW LAW OF THE PROPOSED ESTABLISHMENT OF THE PLEASANT VALLEY AMBULANCE DISTRICT.

Whereas, pursuant to, and in accordance with, the provisions of Section 617.6 of the New York State Environmental Quality Review Act the Town Board of the Town of Pleasant Valley hereby makes the following determinations and classifications with respect to the proposed establishment of the Pleasant Valley Ambulance District in the Town of Pleasant Valley:

1. The Town Board of the Town of Pleasant Valley (hereinafter the "Town Board") hereby determines that the Action is subject to SEQR.
2. The Town Board hereby determines that the Action does not involve a Federal Agency, and does not involve other agencies.
3. The Town Board hereby classifies Action, as an Unlisted Action.
4. The Town Board hereby finds and determines that it is, the lead agency with respect to the adoption of, and approval of, the above-described Action.
5. The Town Board hereby finds and determines that: (a) it has considered the Action, reviewed the short environmental assessment form, reviewed the criteria set forth in 6 NYCRR section 617.7(c), thoroughly analyzed the relevant areas of potential environmental concern, has duly considered all of the potential environmental impacts and their magnitude in connection with the proposed Action; (b) the project (to wit, the establishment of the Town Board of the Pleasant Valley Ambulance District) will not result in any large or important environmental impacts, and therefore, is one which will not have a significant impact on the environment; and (c) the reasons supporting this determination are set forth on the attached Notice of Determination of Non-Significance with respect to this project.
6. The Town Board, as Lead Agency with reference to the above-described project, hereby; (a) adopts a negative declaration pursuant to 6 NYCRR section 617.7 with respect to this project, (b) authorizes the Supervisor of the Town of Pleasant Valley to sign a negative declaration determination of non-significance with respect to the project, and (c) directs the Town Clerk to maintain a file for the declaration.

Motion by: Councilman Don Sagliano
 Seconded by: Councilman Chris Hart

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

Resolution #56/2010

RE: RESOLUTION AND ORDER APPROVING THE ESTABLISHMENT OF THE PLEASANT VALLEY AMBULANCE DISTRICT:

Whereas, a "Map, Plan and Report" relating to the establishment of a proposed Town of Pleasant Valley Ambulance District prepared by Clark, Patterson and Lee, in a manner and in such detail as has been determined by this Town Board, has been duly filed with the Town Clerk, in accordance with the requirements of Article 12-A of the Town Law; and

Whereas, an order was duly adopted by this Town Board on October 13, 2010, reciting the filing of said "Map, Plan and Report", the service proposed, the boundaries of the proposed district, the fact that the map, Plan and report describing the same were in file in the Town Clerk's Office for public inspection, and stating all other matters required by law to be stated, and specifically on November 10, 2010, at 7:00 o'clock p.m. on said day as the time, at the Town Hall, 1554 Main Street, Pleasant Valley, New York

as the place where this Town Board would meet and consider said map, plan and report and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by the law; and

Whereas, said Order was duly published and posted as required by law; and

Whereas, a hearing on said matter was duly held by said Town Board on November 10, 2010 at 7:00PM on said day, in the Town Hall, 1554 Main Street, Pleasant Valley, New York, at which time all interested persons desiring to be heard were heard, including those in favor of, and those imposed to, the establishment of said Ambulance District; now, therefore, upon the evidence adduced at such Public Hearing, and

Whereas, pursuant to Part 617 of the implementing regulations of Article 8 N.Y.C.R.R. (State Environmental Quality Review Act) it has been determined by the Town Board of the Town of Pleasant Valley the establishment of the Pleasant Valley Ambulance District would not have significant adverse impact on the environment; now, therefore, be it

Resolved and Determined:

- A. That the notice of hearing was published and posted as required by law; and is otherwise sufficient;
- B. That all property and property owners within the proposed district are benefitted thereby;
- C. That all property and property owners benefitted are included within the limits of the proposed district;
- D. That it is in the public interest to establish said district; and be it further

Resolved and Determined:

That the establishment of the proposed district as set forth in said "Map, Plan and Report", be approved; that the supply and delivery of ambulance services, as contracted by the Town Board acting for and on behalf of the Pleasant Valley Ambulance District pursuant to the provisions of section 198 (10-f) of the Town Law of the State of New York at a total annual charge initially not anticipated to exceed \$75,245.86 per annum, which said expense shall be levied and collected from the several lots parcels of land within said Pleasant Valley Ambulance District and that said Ambulance District shall be designated and known as Pleasant Valley Ambulance District in the Town of Pleasant Valley situated wholly outside of any incorporated Village or City, and shall encompass the entire Town of Pleasant Valley, and shall be bounded and described as set forth of Exhibit "A" attached hereto and made a part hereof; and it is

Further Resolved, that this order is subject to permissive referendum as provided in section 209-e of the Town Law.

Motion by: Councilwoman Jean Curlee

Seconded by: Councilman Steve Albrecht

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

Item # 2 – Adopt Local Law 4 of 2010 Entitled "Dogs":

Town Attorney, Scott Volkman read the following resolution:

Resolution #57/2010

Whereas, a Resolution was duly adopted by the Town Board of the Town of Pleasant Valley for a Public Hearing to be held by the Town Board on November 10, 2010 at 7:00PM to hear all interested parties to the proposed Local Law entitled, Local Law No. 4 of 2010 entitled, "A Local Law of the Town of Pleasant Valley, Dutchess County, New York, entitled "Dogs"; and

Whereas, said Notice of Public Hearing was duly posted and published; and

Whereas, the Public Hearing was duly held on November 10, 2010 at 7:00PM at Town Hall at Town of Pleasant Valley and all parties in attendance were permitted the opportunity to speak on behalf of or in opposition to said proposed Local Law; now, therefore, be it

Resolved, that the Town Board of the Town of Pleasant Valley hereby adopts Local Law No.: 4 of 2010 entitled, "A Local Law of the Town of Pleasant Valley, Dutchess County, New York, entitled, "Dogs" a copy of which is annexed hereto and made a part of this Resolution.

Motion by: Councilwoman Jean Curlee
Seconded by: Councilman Don Sagliano

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

Item # 3 – Adopt New Fees for Dog Licenses:
Supervisor John McNair read the following resolution:

Resolution #58/2010

Whereas, pursuant to the applicable provisions and amendments to Article 7 of the New York State Agriculture and Markets Law, dog licensing authority has been vested with the Town of Pleasant Valley as a local government function; and

Whereas, pursuant to the applicable provisions of the New York State Agriculture and Markets Law as well as Chapter 44 of the Town of Pleasant Valley, as amended by Local Law No. 4 of 2010, the Town Board of the Town of Pleasant Valley is authorized to establish Dog Licensing fees; now, therefore, be it

Resolved, that the Dog Licensing Fees for the Town of Pleasant Valley for the year 2011 and until further changed by the Town Board of the Town of Pleasant Valley shall be as follows:

Neutered/Spayed Dog	\$13.00
Un-neutered/Un-Spayed Dog	\$20.00

And, be it further

Resolved, that the fee is exclusive of the mandatory New York State Surcharge established by Chapter 44 of the code of the Town of Pleasant Valley; and, be it further

Resolved, that this fee is established in accordance with Local Law No. 4 of 2010 and shall be effective on January 1, 2011.

Motion by: Councilman Chris Hart
Seconded by: Councilwoman Jean Curlee

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

Item # 4 – Health Insurance Plan/Medical Contributions for 2011:

Councilman Don Sagliano stated that the current health plan the Town carried with MVP will no longer be effective as of January 1, 2011. Councilman Sagliano stated that the Town Board should hold a Special Town Board Meeting to meet with the Town's Insurance Broker to discuss the Town's Health Insurance.

Motion by Councilwoman Jean Curlee, seconded by Councilman Steve Albrecht to hold a Special Town Board Meeting on Monday, November 15, 2010 at 7:00PM to meet with the Town's Insurance Broker to discuss the Town's Health Insurance options, carried.

Item # 5 – Ward Road Update:

Supervisor John McNair stated the Attorney for the Town that is handling the Ward Road litigation will meet with the Town Board at the December 1, 2010 Workshop Meeting.

Item # 6 – Authorize the Town Clerk to Advertise for Highway Bids:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee the Town Board authorized the Town Clerk to advertise for Highway Bids, bids to be received by December 1, 2010 by 12:00 noon, carried.

Item # 7 – C-Jon Resolution Easement Agreement:

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht the Town Board entered into Attorney/Client Privilege at 7:44PM, carried.

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht the Town Board came out of Attorney/Client Privilege at 7:53PM, carried.

The C-Jon Resolution Easement Agreement was tabled until the December 8, 2010 Town Board Meeting.

Item # 8 – Country Acres Tax Certiorari:

Town Attorney, Scott Volkman read the following resolution:

Resolution # 59/2010

Whereas, there is now pending in the Dutchess County Supreme Court Tax Certiorari proceedings commenced in 2006, 2007, 2008 2009 and 2010 by Country Acres, LLC regarding premises located at 2 Country Court and 43 Old Dirt Road, Grid Nos.: 6464-01-311595 and 6464-01-340540, seeking a reduction in the 2006 through 2010 tax assessment for those respective tax rolls; and

Whereas, the Town Assessor and the Town Attorney have recommend a settlement of these tax review proceedings; now, therefore be it

Resolved, that the Town Board of the Town of Pleasant Valley hereby approves a settlement on behalf of the Town of Pleasant Valley of the tax review proceedings for the years 2006 through 2010, as it pertains to Grid Nos.: 6464-01-311595 and 6464-01-340540.

Grid No.: 6464-01-311595

<u>Year</u>	<u>Original Assessment</u>	<u>Reduction in Assessment</u>	<u>Final Assessment</u>
2006/2007	775,000	-0-	775,000
2007/2008	775,000	103,000	672,000
2008/2009	775,000	103,000	672,000
2009/2010	775,000	73,000	702,000
2010/2011	760,000	-0-	760,000

Grid No.: 6464-01-340540

<u>Year</u>	<u>Original Assessment</u>	<u>Reduction in Assessment</u>	<u>Final Assessment</u>
2006/2007	88,200	-0-	88,200
2007/2008	88,200	-0-	88,200
2008/2009	88,200	-0-	88,200
2009/2010	88,200	-0-	88,200
2010/2011	88,200	-0-	88,200

:and be it further

Resolved, that the Town Supervisor, Town Assessor and Gellert & Klein, P.C. Town Attorney to the Town of Pleasant Valley are hereby authorized to take all actions necessary and appropriate to effectuate the terms of this resolution.

Motion by: Councilman Chris Hart
Seconded by: Councilman Steve Albrecht

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

Item # 9 – Authorize the Town Clerk to Advertise for A Special Town Board Meeting November 17, 2010:

Motion by Councilman Chris Hart, seconded by Councilman Steve Albrecht the Town Board authorized the Town Clerk to advertise for a Special Town Board Meeting to adopt the final 2011 Budget and to meet with the ZBA Chairman and Planning Board Chairman, carried.

Item # 10 – Authorize the Town Clerk to Advertise for Candidates for the Board of Assessment Review:

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano the Town Board authorized the Town Clerk to advertise for candidates for the Board of Assessment Review, carried.

Item # 11 – Authorize the Supervisor to Sign Court Office Grant:

Councilman Chris Hart stated that he doesn't agree with applying for the Grant from New York State.

Item # 12 – Authorize the Supervisor to Sign Contract with New York State DMV to Use the Town's Courtroom:

Motion by Councilman Chris Hart, seconded by Councilman Don Sagliano the Town Board authorized the Supervisor to sign the contract with New York State DMV for the use of the Town's Courtroom, carried.

Item # 13 – Recreation Master Plan Best and Final Offer Letter:

The Town Board had discussion regarding this matter. It was decided that the Supervisor's office will send the letters to the top 3 candidates with a response expected by December 1, 2010.

Item # 14 – Accessory Dwelling Discussion:

Supervisor John McNair noted that he has spoken with Rebecca Seaman regarding accessory dwelling recreation fee.
The Town Board discussed how much the recreation fees should be.

Item # 15 – Thanksgiving Luncheon:

The Town Board stated they had no problem with the Town Hall Employees having a Thanksgiving Luncheon, on Thursday, November 18, 2010.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Chris Hart to open the meeting to the public, carried.

No Comments.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee to close the meeting to the public, carried.

CLAIMS:

General Fund: Claim #734 – 791 in the amount of \$75,624.10 were approved on motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee, carried.

Highway Fund: Claim #233 – 252 in the amount of \$38,515.95 were approved on motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee, carried.

Con Light: Claim #11 in the amount of \$3,231.41 were approved on motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee, carried.

Capital Project (Reval): Claim #6 in the amount of \$12,000.00 were approved on motion by Councilwoman Jean Curlee, seconded by Councilman Don Sagliano, carried.

EXECUTIVE SESSION:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee the Town Board entered into Executive Session at 8:33PM under Public Officers Law 1051.F to discuss a personnel issue.

No action taken.

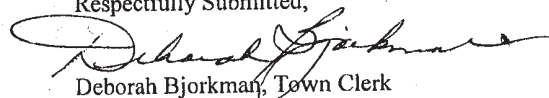
Motion by Councilman Chris Hart, seconded by Supervisor John McNair to come out of Executive Session at 8:56PM, carried.

The Town Board will invite the Deveroux Home to come to the next Workshop Meeting on December 1, 2010 to present their plan.

ADJOURN:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Jean Curlee to adjourn the meeting at 8:56PM, carried.

Respectfully Submitted,


Deborah Bjorkman, Town Clerk

Special Town Board Meeting

November 15, 2010

The Pleasant Valley Town Board held a special meeting on Monday, November 15, 2010 at 7:00 PM, Town Hall with David Melby of Rose & Kiernan Insurance Group to review insurance plans for 2011.

Present:	Steve Albrecht	Councilman
	Jean Curlee	Councilwoman
	Chris Hart	Councilman
	Don Sagliano	Councilman
	John McNair	Supervisor

Absent: None

Presiding Officer: John McNair, Supervisor

Recording Secretary: Deborah Bjorkman, Town Clerk

Purpose: Review insurance plan options for 2011

David Melby of Rose & Kiernan distributed packets to the Town Board outlining two options for next year's health insurance plan.

The Town Board reviewed these options and asked questions of Mr. Melby.

Mr. Melby will get back to the Town Board with figures on the Empire Plan when they become available.

The meeting ended at 7:45 PM.

Respectfully Submitted,


Deborah Bjorkman, Town Clerk

SPECIAL TOWN BOARD MEETING

NOVEMBER 17, 2010

The Pleasant Valley Town Board held a Special Town Board Meeting on Wednesday, November 17, 2010 at 6:30PM, at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
 Jean Curlee Councilwoman
 Chris Hart Councilman
 Don Sagliano Councilman
 John McNair Supervisor

PRESIDING OFFICER: John McNair, Supervisor

RECORDING SECRETARY: Deborah Bjorkman, Town Clerk

Item # 1 – Adopt 2011 Town Budget:

Motion by Councilman Steve Albrecht, seconded by Councilman Don Sagliano the Town Board adopted the 2011 Town Budget;

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Curlee	X	
Councilman Hart	X	
Councilman Sagliano	X	
Supervisor McNair	X	

Carried.

Item # 2 – Discussion with ZBA Chairman, John Dunn and Planning Board Chairman, Joe Labriola:

The Town Board had discussion with ZBA Chairman John Dunn and Planning Board Chairman, Joe Labriola and Planning Board Member Rebecca Seaman to discuss vacancies on the two Boards in the Town.

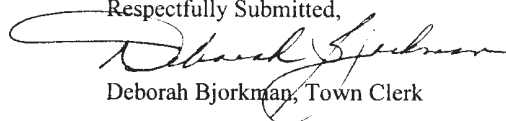
Motion by Supervisor John McNair, seconded by Councilman Steve Albrecht the Town Board authorized the Town Clerk to advertise for volunteers for various Boards, carried.

Planning Board Chairman, Joe Labriola stated that he has sent out RFP's looking for a Planning Consultant. Joe noted that the RFP's are due back by the end of November and the Planning Board hopes to appoint a firm at their December meeting.

ADJOURN:

Motion by Councilman Chris Hart, seconded by Councilwoman Jean Curlee to adjourn the meeting at 7:40PM, carried.

Respectfully Submitted,


Deborah Bjorkman, Town Clerk