

ORGANIZATIONAL MEETING

JANUARY 3, 2012

The Pleasant Valley Town Board held their Organizational Meeting and their regularly scheduled Workshop Meeting on Wednesday, January 3, 2012 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

Town Attorney, Scott Volkman reviewed the following resolutions:

Item # 1 – Employing Legal Services:

TOWN BOARD RESOLUTION NO.: 1/2012

RE: EMPLOYING LEGAL SERVICES

BY BOARD MEMBER: Councilwoman Campbell

BE IT RESOLVED, that Scott L. Volkman of Gellert & Klein, P.C. is hereby appointed to the office of Attorney to the Town of Pleasant Valley, for the year 2012; and

BE IT FURTHER RESOLVED, that James Nelson, Esq. of VanDeWater & VanDeWater, is hereby appointed to the office of Planning Board and Zoning Board of Appeals Attorney for the Town of Pleasant Valley, for the year 2012; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint Michael Kranis, Esq. to serve as Special Prosecutor for Vehicle and Traffic offenses in the Town of Pleasant Valley Justice Court for the term to expire on December 31, 2012; and

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized to negotiate and sign an engagement agreement with each respective provider of legal service for 2012.

SECONDED BY: Councilman Albrecht

DATED: January 4, 2011

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Item # 2 – Employing Engineering and Stormwater Management Services:

TOWN BOARD RESOLUTION NO.: 2/2012

**RE: EMPLOYING ENGINEERING AND STORMWATER
MANAGEMENT SERVICES**

BY BOARD MEMBER: Councilman Sagliano

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby authorize and direct the Supervisor to negotiate and sign a contract with Greg Bolner of Clark, Patterson & Lee, to serve as Engineer for the Town of Pleasant Valley for the year 2012; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby authorize and direct the Supervisor to negotiate and sign a contract with Peter Setaro of Morris Associates, to serve as Engineer for the Planning Board of the Town of Pleasant Valley for the year 2012; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint Walter Artus, Stormwater Management Program Coordinator and does hereby authorize and direct the Supervisor to negotiate and sign a contract for the year 2012.

SECONDED BY: Councilwoman Campbell

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 3 – Appointment of Registrar of Vital Statistics:

TOWN BOARD RESOLUTION No.: 3/2012

RE: APPOINTMENT OF REGISTRAR OF VITAL STATISTICS

BY BOARD MEMBER: Councilman Sagliano

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint Margaret Hart as the Registrar of Vital Statistics for the Town of Pleasant Valley for the term to expire on December 31, 2015.

SECONDED BY: Councilman Albrecht

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 4 – Establishment of Emergency Care Facility for Injured Animals:

TOWN BOARD RESOLUTION NO.: 4/2012

RE: ESTABLISHMENT OF EMERGENCY CARE FACILITY FOR INJURED ANIMALS

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint Valley Veterinarian Hospital and Pleasant Valley Animal Hospital as the official Emergency Care Facility for injured animals and cremation of animals in and for the Town of Pleasant Valley for the year of 2012.

SECONDED BY: Councilwoman Campbell

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 5 – Appointing Dog Control Officer:

TOWN BOARD RESOLUTION NO.: 5\2012

RE: APPOINTING DOG CONTROL OFFICER

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that Dutchess County SPCA is hereby appointed as Dog Control Officer of the Town of Pleasant Valley for 2012.

SECONDED BY: Councilman Sagliano

DATED: January 4, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj

X

Councilman Sagliano

X

Supervisor Tomik

X

Carried.

Item # 6 – Appointments of Fire Advisory Board:

TOWN BOARD RESOLUTION NO.: 6/2012

RE: APPOINTMENTS TO FIRE ADVISORY BOARD

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint the following individuals to each serve a one (1) year term on the Fire Advisory Board on behalf of the Town of Pleasant Valley for the terms to expire on December 31, 2012.

Paul Caltagirone, Chairman
Jeff Renihan (Fire Inspector)
Jeff Cady
Matt Cady
Keith Cartica
Richard Fay
Floyd Gaddis

SECONDED BY: Councilwoman Campbell

DATED: January 4, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 7 – Appointment of Constable/Court Officers

TOWN BOARD RESOLUTION NO.: 7/2012

RE: APPOINTMENT OF CONSTABLES/COURT OFFICERS

BY BOARD MEMBER: Councilman Sagliano

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint Ronald O'Dell and Donald Wacker to serve as Constables/Court Officers in the Town of Pleasant Valley Justice Court on behalf of the Town of Pleasant Valley.

SECONDED BY: Councilman Albrecht

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
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Councilman Albrecht

Councilwoman Campbell

Councilwoman Milicaj

Councilman Sagliano

Supervisor Tomik

Motion by Councilwoman Campbell, seconded by Councilman Albrecht to amend the resolution to appoint John McNair and Donald Wacker as Constables/Court Officers.

Councilwoman Campbell noted that John McNair has been a Court Officer in the past.

Councilman Sagliano asked if Ron O'Dell has stated that he is not willing to serve.

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to table this resolution

at this time, carried.

Item # 8 Appoint Building Inspector and Deputy Building Inspector:

TOWN BOARD RESOLUTION NO.: 8/2012

**RE: APPOINTMENT OF BUILDING INSPECTOR AND DEPUTY
BUILDING INSPECTOR**

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint Roger Lee to serve as Building Inspector for the Town of Pleasant Valley; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby designate and appoint Jeffrey Renihan to serve as Deputy Building Inspector for the Town of Pleasant Valley.

SECONDED BY: Councilwoman Campbell

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 9 Appoint Fire Inspector and Deputy Fire Inspector:

TOWN BOARD RESOLUTION NO.: 9/2012

RE: APPOINTMENT OF FIRE INSPECTOR AND DEPUTY FIRE

INSPECTOR

BY BOARD MEMBER: Councilman Sagliano

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint Jeffrey Renihan to serve as Fire Inspector for the Town of Pleasant Valley; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby designate and appoint Roger Lee to serve as Deputy Fire Inspector for the Town of Pleasant Valley.

SECONDED BY: Councilman Albrecht

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 10 – Appoint Zoning Administrator:

TOWN BOARD RESOLUTION NO.: 10/2012

RE: APPOINTMENT OF ZONING ADMINISTRATOR

BY BOARD MEMBER: Councilman Sagliano

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint Michael White, Zoning Administrator for the Town of Pleasant Valley.

SECONDED BY: Councilman Albrecht

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 11 – Appoint Zoning Board of Appeals Member:

TOWN BOARD RESOLUTION NO.: 11/2012

RE: APPOINTMENT TO THE ZONING BOARD OF APPEALS

BY BOARD MEMBER: Councilman Sagliano

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and reappoint Sharon Wilhelm, to the Town of Pleasant Valley Zoning Board of Appeals for the term to expire on December 31, 2018.

SECONDED BY: Councilman Albrecht

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 12 – Appoint Zoning Board of Appeals Chairman:

TOWN BOARD RESOLUTION NO.: 12/2012

RE: APPOINTMENT OF ZONING BOARD OF APPEALS CHAIRMAN

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint John Dunn of the Town of Pleasant Valley, Zoning Board of Appeals Chairman for 2012.

SECONDED BY: Councilman Sagliano

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 13 – Appoint Planning Board Member:

TOWN BOARD RESOLUTION NO.: 13/2012

RE: APPOINTMENT OF PLANNING BOARD MEMBER

BY BOARD MEMBER: Councilman Sagliano

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does hereby designate and reappoint Paula Vincitore to the Town of Pleasant Valley Planning Board for the

term to expire on December 31, 2018.

SECONDED BY: Councilman Albrecht

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	
Carried.		

Item # 14 Appoint Planning Board Chairman:

TOWN BOARD RESOLUTION NO.: 14/2012

RE: APPOINTMENT OF PLANNING BOARD CHAIRMAN

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint Rebecca Seaman of the Town of Pleasant Valley, Planning Board Chairman for 2012.

SECONDED BY: Councilman Sagliano

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj		X

Councilman Sagliano X

Supervisor Tomik X

Carried.

Item # 15 – Appointment to Board of Ethics:

TOWN BOARD RESOLUTION NO.: 15/2012

RE: APPOINTMENT TO BOARD OF ETHICS

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does hereby designate and appoint Mary Beth Muir (Town Employee Position) to fill a vacancy on the Town of Pleasant Valley Board of Ethics for the term to expire on December 31, 2013; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Pleasant Valley does designate and appoint Gary Veeder to the Town of Pleasant Valley Board of Ethics for the term to expire on December 31, 2016 (filling the expired term of Fred Apers).

SECONDED BY: Councilwoman Campbell

DATED: January 4, 2012

ROLL CALL: **AYE** **NAY**

Councilman Albrecht X

Councilwoman Campbell X

Councilwoman Milicaj X

Councilman Sagliano X

Supervisor Tomik X

Carried.

Item #16 – Appointment of Accountant:

TOWN BOARD RESOLUTION NO.: 16/2012
RE: APPOINTMENT OF CERTIFIED PUBLIC ACCOUNTANT

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby authorize and direct the Supervisor to negotiate and sign a contract with Rae D'Achille, of D'Achille and Associates, to serve as Accountants for the Town of Pleasant Valley for the year 2012.

SECONDED BY: Councilman Sagliano

*Councilman Sagliano noted that Rae D'Achille is not a certified public accountant. Motion by Councilman Sagliano, seconded by Councilwoman Milicaj to amend the resolution to read Accountant for the Town of Pleasant Valley, carried.

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 17 – Appoint Computer Consultants:

TOWN BOARD RESOLUTION NO.: 17/2012
RE: APPOINTMENT OF COMPUTER CONSULTANTS

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby

authorize and direct the Supervisor to negotiate and sign a contract with Northeast Computer Services, to serve as Computer Consultants for the Town of Pleasant Valley for the year 2012.

SECONDED BY: Councilwoman Milicaj

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 18 – Appoint Town Photographer and Media Specialist:

TOWN BOARD RESOLUTION NO.: 18/2012

**RE: APPOINTMENT OF TOWN PHOTOGRAPHER AND
MEDIA SPECIALIST**

BY BOARD MEMBER: Councilwoman Campbell

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby appoint Teddy Southworth, to serve as Town Photographer for the Town of Pleasant Valley for the year 2012 for an annual stipend of \$1,000.00; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby appoint Tracy Heuer, to serve as Media Specialist for the Town of Pleasant Valley for the year 2012 for an annual stipend of \$1,000.00.

SECONDED BY: Councilman Albrecht

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
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Councilman Albrecht	X
Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 19 - Appoint Deputy Supervisor:

TOWN BOARD RESOLUTION NO.: 19/2012

RE: APPOINTMENT OF DEPUTY SUPERVISOR

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, pursuant to Section 42 of the Town Law, does hereby continue the position of Deputy Supervisor, which position shall be filled by appointment of the Supervisor; and

BE IT FURTHER RESOLVED, that Carl Tomik, Supervisor of the Town of Pleasant Valley does hereby appoint and designate Donald Sagliano to serve as Deputy Supervisor for the year 2012.

SECONDED BY: Councilwoman Campbell

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
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Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	

Supervisor Tomik

X

Carried.

Item # 20 - Appoint Bookkeeper:

TOWN BOARD RESOLUTION NO.: 20/2012

RE: APPOINTMENT OF BOOKKEEPER

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, pursuant to Section 29(15) of the Town Law, does hereby continue the position of Bookkeeper, which position shall be filled by appointment of the Supervisor; and

BE IT FURTHER RESOLVED, that Carl Tomik, Supervisor of the Town of Pleasant Valley does hereby appoint and designate Patricia Ireland, to serve as Bookkeeper for the year 2012.

SECONDED BY: Councilman Sagliano

DATED: January 4, 2012

ROLL CALL

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj

X

Councilman Sagliano

X

Supervisor Tomik

X

Carried.

Item # 21 - Appoint Town Historian:

TOWN BOARD RESOLUTION NO.: 21/2012

RE: APPOINTMENT OF TOWN HISTORIAN

BY BOARD MEMBER: Councilman Sagliano

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, pursuant to Section 57.07 of the Arts & Cultural Affairs Law, does hereby continue the position of Historian which position shall be filled by appointment of the Supervisor; and

BE IT FURTHER RESOLVED, that Carl Tomik, Supervisor of the Town of Pleasant Valley does hereby appoint and designate Fred Schaeffer to serve as Town Historian for the year 2012, and there shall be no salary.

SECONDED BY: Councilman Albrecht

DATED: January 4, 2012

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	
Carried.		

Item # 22 – Appoint Interim Successors:

TOWN BOARD RESOLUTION NO.: 22/2012

RE: APPOINTMENT OF INTERIM SUCCESSORS

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does hereby appoint as Interim Successors (in order of succession), Margaret Hart, Town Clerk, Kurt Gardner, Highway Superintendent and Donald Sagliano, Councilman.

SECONDED BY: Councilwoman Campbell

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
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Councilman Albrecht	X
Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 23 – Appoint Deputy Town Clerk, Deputy Registrar of Vital Statistics and Deputy Town Collector:

TOWN BOARD RESOLUTION NO.: 23/2012

RE: APPOINTMENT OF DEPUTY TOWN CLERK, DEPUTY REGISTRAR OF VITAL STATISTICS AND DEPUTY TAX COLLECTOR

BY BOARD MEMBER: Councilman Albrecht

WHEREAS, the Town Clerk, Registrar of Vital Statistics and Tax Collector is authorized to appoint Deputies to such positions; and

WHEREAS, Margaret Hart, Town Clerk/Registrar of Vital Statistics/Tax Collector, has appointed Mary Beth Muir as Deputy Town Clerk/Deputy Registrar of Vital Statistics/Deputy Tax Collector of the Town of Pleasant Valley for 2012; now therefore

BE IT RESOLVED, that the Town Board acknowledges the appointment of Mary Beth Muir as Deputy Clerk/Deputy Registrar of Vital Statistics/Deputy Tax Collector of the Town of Pleasant Valley for 2012.

SECONDED BY: Councilwoman Campbell

DATED: January 4, 2012

ROLL CALL

AYE

NAY

Councilman Albrecht	X
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Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 24 – Appointment of Justice Court Clerks:

TOWN BOARD RESOLUTION NO.: 24/2012

RE: APPOINTMENT OF TOWN JUSTICE COURT CLERKS

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that upon the advice and consent of the Town Justices' of the Town of Pleasant Valley, the Town Board of the Town of Pleasant Valley, does hereby designate and appoint JoAnn Smith (Justice Sears) and Patricia Susczynski (Justice Caltagirone) as Court Clerks of the Town of Pleasant Valley for 2012.

SECONDED BY: Councilwoman Campbell

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
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Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 25 – Establishing Mileage Reimbursement:

TOWN BOARD RESOLUTION NO.: 25/2012

RE: ESTABLISHING MILEAGE REIMBURSEMENT RATE

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does hereby establish for 2012 the mileage reimbursement rate of \$.555 per mile for and thereafter, at the Internal Revenue Service rate for those Town officials and employees hereinafter set forth who incur official mileage when they are obligated to drive their own vehicles on Town business or when a Town vehicle is not available and said payment shall be made upon submission and review of the appropriate voucher:

Office of the Supervisor
Office of the Town Clerk
Assessor
Planning Board
Zoning Board of Appeals
Building Inspector
Zoning Administrator
Fire Inspector
Town Board Members
Highway Superintendent

SECONDED BY: Councilwoman Campbell

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried

Item # 26 – Establishment of Town Board Meeting Schedule:

TOWN BOARD RESOLUTION NO.: 26/2012

RE: ESTABLISHMENT OF TOWN BOARD MEETING SCHEDULE

BY BOARD MEMBER: Councilwoman Campbell

BE IT RESOLVED, that the regular meetings of the Pleasant Valley Town Board will take place throughout the year 2012 on the second (2nd) Wednesday of each month at 7:00PM in the main meeting room of the Town Hall, 1554 Main Street, Pleasant Valley, New York; and

BE IT FURTHER RESOLVED, that the Town Board workshops will take place on the first (1st) Wednesday of each month at 7:00PM (except in July, when it will be held on the first Thursday) in said meeting room, and that the special meetings will be scheduled and advertised by posting the announcement on the front door entrance of the Town Hall, with notification to the press; and

BE IT FURTHER RESOLVED, that any changes to the above-mentioned schedules will be posted at the Town Hall entrance as necessary, with notification to the press.

SECONDED BY: Councilman Albrecht

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 27 – Designation of Official Newspaper

TOWN BOARD RESOLUTION NO.: 27/2012

RE: DESIGNATION OF OFFICIAL NEWSPAPER

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the Poughkeepsie Journal is designated as the official newspaper of the Town of Pleasant Valley for the year 2012; and

SECONDED BY: Councilwoman Campbell

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	
Carried.		

Item # 28 – Designation of Official Depositories:

TOWN BOARD RESOLUTION NO.: 28/2012

RE: DESIGNATION OF DEPOSITORIES

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the following financial institutions shall be designated as depositories for all Town monies for the year 2012, pursuant to Section 64(I) of Town Law and said depositories shall be utilized at the discretion of the Supervisor:

1. JP Morgan Chase Manhattan Bank
2. Citizens Bank

SECONDED BY: Councilman Sagliano

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 29 – Establishment of Town Hall Hours:

TOWN BOARD RESOLUTION NO.: 29/2012

RE: ESTABLISHMENT OF TOWN HALL HOURS

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the regular hours of Town Hall and the following offices for the Town of Pleasant Valley for the year 2012 shall be Monday through Friday, from 9:00 AM to 4:00 PM, Assessor, Building, Zoning and the Town Supervisor's office; and

BE IT FURTHER RESOLVED, that the hours of the Town Clerk, Planning Board, Zoning Board of Appeals, Receiver of Taxes and Justice Court shall be posted on their respective office doors; and

BE IT FURTHER RESOLVED, that the hours for the Town Recreation Department shall be 9:00 AM to 4:00 PM; and

SECONDED BY: Councilwoman Milicaj

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	

Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 30 – Establishing Salaries for Elected Officials:

TOWN BOARD RESOLUTION NO.: 30/2012

RE: RESOLUTION ESTABLISHING SALARIES FOR ELECTED OFFICIALS

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the annual salaries for the following names elected Town Officers be and the same hereby are fixed and established at the following rates:

<u>Title</u>	<u>2012</u>
Supervisor	\$32,130.00
Town Justice	\$20,380.00
Town Justice	\$20,380.00
1 Councilman	\$ 8,200.00
1 Councilman	\$ 8,200.00
1 Councilman	\$ 8,200.00
1 Councilman	\$ 8,200.00
Highway Superintendent	\$61,868.00
Town Clerk	\$43,350.00

SECONDED BY: Councilwoman Milicaj

DATED: January 4, 2012

ROLL CALL: **AYE** **NAY**

Councilman Albrecht	X
Councilwoman Campbell	X

Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 31 – Establishing Salaries for Appointed Positions and Employees (filed with the minutes):

TOWN BOARD RESOLUTION NO.: 31/2012

RE: ESTABLISHING SALARIES FOR APPOINTED POSITIONS AND EMPLOYEES

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the salaries of all persons holding an appointed position and/or are employed full-time or part-time in the Town of Pleasant Valley, and as fixed for their respective designated positions in the 2012 Town budget, shall be paid to the holder of such offices and positions and in accordance to the schedule annexed hereto.

SECONDED BY: Councilwoman Milicaj

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 32 – Establishing Undertaking To Be Furnished by The Officers and Employees of The Town of Pleasant Valley:

TOWN BOARD RESOLUTION NO.: 32/2012

**RE: ESTABLISHING UNDERTAKINGS TO BE FURNISHED BY THE
OFFICERS AND EMPLOYEES OF THE TOWN OF PLEASANT
VALLEY**

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that all the official Bonds and undertakings by the officers, clerks or employees of the Town of Pleasant Valley may be in the form of a blanket undertaking from any duly authorized corporate surety and said undertaking shall indemnify the Town of Pleasant Valley against the loss of the type more particularly set forth in Article 2, Section 11 of the Public Officers Law.

SECONDED BY: Councilwoman Milicaj

DATED: January 4, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

ADJOURN THE ORGANIZATIONAL MEETING:

Motion by Councilman Sagliano, seconded by Councilwoman Campbell to adjourn the Organizational Meeting at 7:40PM, carried.

WORKSHOP MEETING

Item # 1 – Discuss Assessor Replacement:

Councilman Sagliano noted that he and Councilwoman Campbell will meet to review application and set up interviews.

Item # 2 – Discuss SPCA Contract:

Town Attorney, Scott Volkman noted that he drafted a letter to the SPCA asking them to continue to supply the Town with its current contract on a month to month basis. Scott will also discuss with the SPCA concerns that the Town of Pleasant Valley has.

Item # 3 – Special Prosecutor for Dog Ordinance Cases:

Town Attorney, Scott Volkman noted that he is to try all dangerous dog cases and unlicensed dogs. Scott noted in the SPCA's contract that they will go to court only be 5:00PM. Scott noted that the current Special Prosecutor does only traffic and vehicle cases.

Councilwoman Campbell noted that Mike Kranis wrote a letter to the Town Board stating that he does vehicle and traffic matters but if they needed a Special Prosecutor to prosecute the dog violations he will submit a proposal. (the letter if filed with the minutes).

Item # 4 – Road Safety Issue on Timothy Heights:

Highway Superintendent, Kurt Gardner noted that the State sets the speed limits in all Towns and it is already posted 30MPH. Kurt noted that the Town can have a Deputy Sheriff run radar for a couple of days.

Item # 5 – Discuss Banking Issues:

Councilwoman Campbell stated that the Town currently uses Citizens Bank and Chase Manhattan and Citizens accounts are now non-bearing interest accounts.

Councilman Sagliano noted that he has contacted M & T and HSBC to get information on their accounts.

Item # 6 – Court Officer/Constable Backup:

Tabled at this time.

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board agreed to open the meeting to the public, carried.

Steve MacNish – Valley View Road – stated that he is not for or against the purchase of the building at 215 West Road. Steve filed a letter with the minutes stating his concerns and questions for the Town Board.

Karen MacNish – David Drive – asked what the main usage of the building would be and how much office space is there.

Councilman Sagliano – noted that the building can be expanded.

Town Supervisor, Tomik – noted that the building can be used for anything.

Mark Doctoroff – Gretna Woods Road – talked about a community garden that was proposed by Joe Baldwin a couple of years ago for Redl Park. He would like to propose a community garden again for Pleasant Valley.

Town Supervisor, Tomik – stated that he would schedule Joe Baldwin to come to the February Workshop Meeting to make a presentation on the proposed community garden.

Councilwoman Campbell – asked if Joe came to any Recreation Master Plan meetings.

Mark Doctoroff – noted that he was the Chairman of the Recreation Master Plan Committee a couple of years ago and this was proposed in the plan.

Susan MacNish – Valley View Road – asked what the cost would be to operate and maintain the building and what would the impact be on the taxpayers.

Supervisor Tomik – noted that the Town Board does not know what the costs would be at this time.

Tom Vasti – Patricia Drive – noted that the resident who having a problem with speeding in their neighborhood the Town should get the Sheriffs to set up a speed wagon to check the speed limit of the residents. Tom also questioned if the community garden is being run as a non for profit. Tom had some questions regarding the purchase of 215 West Road, was a broker used for the purchase? Tom noted that he wouldn't pay \$625,000.00 for the building and that the Town could build a steel building for much less.

Town Attorney, Volkman – noted that the contract was signed with some open issues that would need to be fulfilled.

Richard Bensett – Birch Drive – stated that this is the first time that he is hearing of the purchase of this building.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Sagliano, seconded by Councilwoman Campbell to close the meeting to the public, carried.

EXECUTIVE SESSION:

Motion by Councilman Sagliano, seconded by Councilman Albrecht to into Executive Session at 8:25PM under Public Officers Law section 1051.F to discuss personnel matters, carried.

Motion by Councilman Sagliano, seconded by Councilwoman Campbell the Town Board came out of Executive Session at 8:55PM, carried.

ORGANIZATIONAL MEETING:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht to take Resolution # 7 Appointment of Court Constables/Court Officers in the Organizational Meeting out of being tabled, carried.

Town Attorney, Volkman noted that an amendment was also made to Resolution # 7 for the appointment of Court Constables/Court Officers in the Organizational Meeting.

Councilwoman Campbell noted that she made an amendment to Resolution # 7 for the appointment of Court Constables/Court Officers to change the appointment to remove Ron O'Dell as Court Constable/Court Officer and consider appointing John McNair. Councilwoman Campbell withdrew her motion to remove Ron O'Dell, Councilman Albrecht seconded, carried.

The original motion by Councilman Sagliano, seconded by Councilman Albrecht to appoint Ron O'Dell as Court Constable/Court Officer is now in place, carried.

ADJOURN:

Motion by Councilman Sagliano, seconded by Councilwoman Campbell to adjourn the Organizational Meeting at 9:00PM, carried.

ADJOURN:

Motion by Councilman Sagliano, seconded by Councilman Albrecht to adjourn the Workshop Meeting at 9:01PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

TOWN BOARD MEETING

JANUARY 11, 2012

The Pleasant Valley Town Board held their regularly scheduled Town Board Meeting on Wednesday, January 11, 2012 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

MONTHLY REPORTS:

1. Town Clerk's Monthly Report
2. Refuse Report
3. Refuse Year End Report
4. Building, Zoning, Planning and Fire Report
5. Recreation Monthly Report
6. Monthly Trial Balance Reports
7. Above Ground Storage Report

COMMITTEE REPORTS:

Personnel Committee Report – Councilman Sagliano noted that he and Councilwoman Campbell met with applicants for the Assessor's position.

CORRESPONDENCE:

Supervisor Tomik noted that the Timothy Heights safety issue is being addressed by the Highway Superintendent.

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

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

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Carol Campbell to close the meeting to the public, carried.

NEW BUSINESS:

Item # 1 – Assessor Replacement Update:

To discuss later on the agenda.

Item # 2 – SPCA Discussion:

Town Attorney, Scott Volkman noted that the Town will continue with the SPCA contract on a month to month basis.

Item # 3 – Discuss Changing the Towns Banking Institute:

Supervisor Tomik noted that he and the bookkeeper met with M&T Bank for an informal presentation. Supervisor Tomik stated that they will come and meet with the Town Board at a Workshop Meeting.

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht to enter into Executive Session at 7:13PM under Public Officers Law section 1051.F, carried.

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to come out of Executive Session at 7:46PM, carried.

Item # 1 – Assessor Replacement:

Supervisor Tomik noted that more interviews will be scheduled.

Item # 4 – Court Officer/Constable Backup:

Supervisor Tomik noted that at the Workshop Meeting the Town Board had a request for a Court Officer/Constable backup.

Town Attorney, Scott Volkman noted that at the Workshop Meeting that there was a request for a backup Court Officer/Constable for the two (2) Court Officers/Constables that currently work the two (2) court nights. Scott stated that the Town Board will review the request for a backup and will look at it again at the February Town Board Meeting.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Sagliano, seconded by Councilwoman Campbell to open the meeting to the public, carried.

John McNair – Route 44 – stated that he was in receipt of 51 pages of petitions with 407 signatures regarding Resolutions; 60/2011, 61/2011, 62/2011 and also requesting a public vote on the purchase of 215 West Road. John would like to present the petitions to the Town Clerk.

The Town Board requested that he present the petitions to the Town Clerk during normal business hours so the petition can be recorded properly.

Town Attorney, Scott Volkman also requested that the petition be filed during normal business hours so they can be properly stamped in and recorded.

Faith Vasti – Patricia Drive – stated that she has been a resident for a very long time and been involved with real estate. Faith asked how the Town Board arrived at the price and was an appraisal done on this property.

Supervisor Tomik – noted that this isn't the forum to question the Town Board. Supervisor Tomik suggested that Faith state her concerns and then the Town Board can review them.

Councilman Sagliano – asked if the questions can be given to the Town Clerk or the Supervisor's Office so a document can be put together with everyone's questions and a public document prepared for the residents.

Councilwoman Campbell – asked the Town Attorney that if this goes to a referendum will it be published and advertised.

Town Attorney, Scott Volkman – stated yes it would be advertised and there will be steps that the Town Board will have to follow. The Town Board would have to adopt resolutions before putting the notice in the paper.

Councilwoman Campbell – by publishing in the paper it would give residents time to submit written comments to the Town Board.

Faith Vasti – Patricia Drive – stated that her husband and son were both on the Town Board has never heard that a resident couldn't ask a question.

Councilwoman Campbell – noted to Faith that she has every right to make her comments and make it part of the public record, at this time the Town Board isn't going to answer questions.

Town Attorney, Volkman – noted that there is no legal obligation for a Town Board to enter any public comment during the meeting, it has been the tradition of this Town Board to do so. Public comment forum is for the residents to make comments to the Town Board and make it part of the record. The Town Board is not prepared to have a dialogue with the residents, but they are interested in hearing the resident's comments.

The Town Board and Faith Vasti had discussion regarding questions she would like the Town Board to answer.

Steve MacNish – Valley View Road – stated that he has about 60 years of experience with facility use work. Steve stated that if the Town needs help in crunching numbers to see what the cost would be for the Town to run the building he is willing to help.

Meta Poltnik – Route 44 – noted that she is the Chairwoman of the CAC and is very interested in having the public use Redl Park. Meta feels that the building would be very useful for the Town since it is next to Redl Park. Meta would like to encourage people to think of the benefits the building would have for the Town.

Jackie Freeman – Creek Road – asked before the residents vote on the building are the residents going to be able to see what it will cost the Town to run it and what is the building going to be used for.

Town Attorney, Scott Volkman – noted that there is a fact sheet available in Town Hall.

Councilwoman Campbell – stated that the residents shouldn't wait until the referendum to get their comments to the Town Board.

Supervisor Tomik – the Town Board has moved on with the process but can't say it is a done deal.

Councilman Sagliano – stated that the previous Town Board has worked on this project for several months and Resolutions were voted on, and on every occasion the votes were 5/0. At the last minute it was changed from just a recreation building to a multi use building. Councilman Sagliano thanked the residents for coming tonight it greatly appreciated.

Jean Curlee – Stream Lane – Feels that a public referendum is great for the Town. Jean feels that the Town Board should set a date for an informational meeting before the referendum. Jean spoke about the floods in 2007 and 2011 and how much money was spent for them.

Chris Hart – Smith Road – stated that he is for the purchase of the building. The current Town Hall is over crowded. He feels that the new Board should get the information to the residents and maybe have an open house for the residents to tour the building. Chris feels that over all it is a good investment for the Town.

Tom Vasti – Patricia Drive – doesn't feel that the Town is getting the bang for the buck. Purchasing a building for \$600,000.00 and than have to put \$400,000.00 worth of renovations into it, the residents need more information. Tom feels that the residents deserve to hear what the building is going to be used as. Tom noted that the State is having a Special Election on March 20th and the referendum can be done on the same day.

James “Buddy” Femenlla – Hibernia Road – stated that he doesn't come to many meetings but feels that the building is not a good choice for the Town. Buddy stated that the Highway Building is falling apart and how many parks to we need.

Steve MacNish – Valley View – asked how many feet does the court need to be from a school.

Paul Case – Brookside Road- is in favor of purchasing the building. Feels where the building is there is a lot of flexibility for the development of Redl Park.

Tom Sipos – Traver Road – asked if there is any restriction on selling the current property.

Faith Vasti – Patricia Drive- stated that the Town needs to get the best value and is the building worth the money. Faith noted that if the Town went through a bank for a commercial loan they would require you to test the well and check oil tanks.

Rolando Ghedini – Arbor Hill Drive – thinks that this is a good deal for the Town and asked why now all the questions.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht to close the meeting to the public, carried.

SUPERVISOR’S COMMENTS:

Supervisor Tomik would like to make a quick comment that he feels that at the beginning of the meeting is comments might have been taken the wrong way and apologizes for that. He feels that the Town Board should have a public forum to discuss the building, and as the Town prepares more information get it out to the public for review.

CLAIMS:

General Fund: Claim #1 – 55 in the amount of \$153,687.21 were approved on motion by Councilman Albrecht, seconded by Councilman Sagliano, carried.

Highway Fund: Claim #1 -17 in the amount of \$160,772.77 were approved on motion by Councilwoman Milicaj, seconded by Councilman Sagliano, carried.

Recreation Master Plan: Claim #1 – 2 in the amount of \$12,847.43 were approved on motion by Councilwoman Campbell, seconded by Councilman Albrecht, carried.

Ambulance District - Claim #1 in the amount of \$6,163.73 were approved on motion by Councilwoman Milicaj, seconded by Councilwoman Campbell, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

SPECIAL WORKSHOP MEETING

WORKSHOP MEETING

FEBRUARY 1, 2012

The Pleasant Valley Town Board held a Special Workshop Meeting and their regularly scheduled Workshop Meeting on Wednesday, February 1, 2012 at 6:30PM, at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

EXECUTIVE SESSION:

Motion by Councilman Don Sagliano, seconded by Councilwoman Carol Campbell the Town Board entered into Executive Session at 6:30PM under Public Officers Law 1051.F to discuss a personnel matter, carried.

Motion by Councilman Don Sagliano, seconded by Councilman Steve Albrecht the Town Board came out of Executive Session at 7:15PM, carried.

WORKSHOP:

Item # 1 – RFP for Bower Park:

Town Attorney, Scott Volkman noted that he and the Supervisor will draft an RFP for an Engineering/Architectural Consultant to design a handicapped accessible playground for Bower Park. Scott noted that the RFP's will be due by early March. The Town Board will take action at the Regular Town Board Meeting, February 8, 2012.

Item # 2 – CDBG/Flood Mitigation Plan:

Town Engineer, Greg Bolner noted that a flood mitigation plan was submitted to Beth Doyle to review. Greg noted that she would have an answer to the Town about the proposed plan.

Item # 3- Recreation Items/Recreation Director Sandra Coe/(CIT Grant, Hire Crafts Person:

Recreation Director Sandra Coe noted that there is funding from New York State for reimbursement for the CIT Program. Sandra noted that it is a matching grant and there is money in the budget for this.

Sandra also stated that the Building, Maintenance and Recreation truck needs to be sold as is. Sandra has talked to Absolute Auction regarding selling the truck. Sandra will supply the Town Board with a packet to review. Sandra also noted that the body of the dump truck for recreation also needs replacing. Sandra did get three quotes for the work that needs to be done on the dump truck. The Town Board will award the quote at the February 8, 2012 Regular Town Board Meeting.

Sandra noted that the Senior Program is in need of an arts & crafts person. Sandra stated that Sharon Adler is interested in coming in twice a month, 2 days a week at the rate of \$10.00 per hour. The Town Board will appoint Sharon at the February 8, 2012 Regular Town Board Meeting.

Sandra spoke about the Summer Camp Program and noted that she will be very involved. Sandra is not sure where the older children will go because of the condition of Cady Park. Councilwoman Campbell noted that she would talk to the Highway Department to see if they can help clean the park up.

Sandra noted that this years Spring Fling/Egg Hunt will held on March 31, 2012.

Item # 9 – Recreation Replacement Status:

Sandra noted that she needs help in the recreation department. Supervisor Tomik noted that he is meeting Carl from County Personnel to discuss the recreation position. The Town Board will authorize the Town Clerk to advertise for camp counselors at the February 8, 2012 Regular Town Board Meeting.

The Town Board will authorize the Town Clerk to advertise for Summer Camp Counselors and Recreation Director at the February 8, 2012 Regular Town Board Meeting.

Item # 4 – Open Space Presentation/Sandra Larkin:

Sandra Larkin, Chairperson of the Open Space Committee spoke to the Town Board about the Open Space Committee. Sandra presented the Town Board with an outline of what the open space committee has done and what they would like to do (filed with the minutes). Sandra also presented to the Town Board a draft of an RFP to solicit a consultant (filed with the minutes) to help them complete open space protection plan.

Item # 5 – Community Garden/Joe Baldwin:

Joe Baldwin introduced Justin Bird who read an essay regarding community gardens.

Joe Baldwin gave a presentation to the Town Board regarding having a community garden at Redl Park. Joe noted that grants can be applied for community gardens. Joe noted that Dutchess Community College and Marist College are very involved in community gardens.

Joe noted that the gardens can be used by the residents of Pleasant Valley, no money can be exchanged and if there is produce left over it can be given to the poor. Joe noted that anyone who would like to participate would have to pay \$35.00 per lot to get started.

Mark Doctoroff – Gretna Woods – asked what is the Town’s view on having the community garden at Redl Park.

Supervisor, Carl Tomik – noted that the Town has to look into this. Supervisor Tomik noted that the Town Board would have to check with its insurance carrier and see if it can be on public property. Supervisor Tomik also noted that he would check with other Towns to see what they do regarding the community gardens.

Item # 6 – Recreation Committee Discussion:

Councilman Don Sagliano noted that the committee would need a charge and Sandy Coe can be the liaison person to the County.

Town Attorney, Scott Volkman noted that if the committee is already established, the Town Board would just have to make appointments to the committee which would be an advisory board.

Item # 7 – Library Payment:

Town Attorney, Scott Volkman noted that the Town Board can vote on this at the February 8, 2012 Regular Town Board Meeting authorizing the Town to pay 25% of the money due to the Library in January and the remaining balance to be paid by April 15.

Item # 8 – Appoint Assessor:

The Town Board will make the appointment at the February 8, 2012 Regular Town Board Meeting.

Town Attorney, Scott Volkman noted that it would be pending certification by the State. Scott noted to the Town Board they would have to make the appointment the balance of Teresa’s term which expires in 2013.

Item # 10 – Renew Baroni Recycling Permit:

The Town Board will vote on renewing the Baroni Recycling Permit at the February 8, 2012 Regular Town Board Meeting.

Item # 11 – Discussion Regarding Special Referendum/215 West Road:

Town Attorney, Scott Volkman noted that no one challenged the petitions, so the Town Board will have to set the date for the referendum. Scott explained to the Town Board what they would have to do to hold the referendum. The Town Board will set the date for a Special Town Board Meeting at the February 8, 2012 Regular Town Board Meeting to discuss the referendum.

Scott also noted that Phase II of the environmental study for 215 West Road is complete and everything is fine, the title is clean, he is just waiting for the survey to be completed.

Item # 12 – Secretary to the Town Board:

The Town Board will vote on this at the February 8, 2012 Regular Town Board Meeting.

Item # 13 – Highway Equipment:

The Town Board will authorize the Town Clerk to advertise for highway equipment at the February 8, 2012 Regular Town Board Meeting.

Rolando Ghedini – Arbor Hill Drive – asked if there will be a Town meeting before the referendum.

Town Attorney, Scott Volkman – noted that the Town Board would like to have an Open House but some areas may be roped off he is just waiting to here back from the owner.

Item # 14 – Draft Local Law Re: FEMA Maps:

Town Attorney, Scott Volkman noted that he would draft a Local Law for the new maps. Scott noted that he will send the draft to DEC for their approval. Scott also noted that the maps need to be in affect in order for the Town to obtain flood insurance.

Supervisor Carl Tomik thanked Highway Superintendent, Butch Gardner for helping Recreation Director, Sandra Coe with the recreation trucks.

ADJOURN:

Motion by Councilwoman Carol Campbell, seconded by Councilman Steve Albrecht to adjourn the meeting at 9:01PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

REGULAR TOWN BOARD MEETING

FEBRUARY 8, 2012

The Pleasant Valley Town Board held their regularly scheduled Town Board Meeting on Wednesday, February 8, 2012 at 7:30PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
Carol Campbell Councilwoman
Lisa Milicaj Councilwoman
Don Sagliano Councilman
Carl Tomik Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

MINUTES: of 01/04/2012 Re-Organization Meeting/Workshop Meeting
01/22/2012 Town Board Meeting

Motion by Councilwoman Carol Campbell, seconded by Councilman Steve Albrecht, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Building, Zoning, Planning and Fire Monthly Report
4. Recreation Monthly Report
5. Above Ground Storage Tank Report
6. Monthly Trial Balance Report

COMMITTEE REPORTS:

Safety Report – Councilman Albrecht noted that the light at South Ave. wasn't working so he reported it to the DOT.

Technology Report – Supervisor Tomik noted that the copier in Planning and Zoning may have to be replaced.

ORAL/COMMITTEE REPORTS:

County Legislator, Michael Kelsey noted that the County Legislature's transferred the planning of Resource and Recovery over to the County Planning and Management Department. Michael also noted that the County has given approval to the County Executive to appoint a Deputy County Executive to fill in when the County Executive is out of the County.

County Legislator, Pete Wilkinson noted that an advisory committee has been appointed to look into the over crowding at the County Jail. Pete also noted that the last piece of property has been purchased for the Rail Trail.

CORRESPONDENCE:

Supervisor Tomik noted that the Community Garden is an ongoing discussion.

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

Motion by Councilman Steve Albrecht, seconded by Councilman Don Sagliano to open the meeting to the public for agenda items only, carried

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilwoman Lisa Milicaj to close the meeting to the public, carried.

NEW BUSINESS:

Item # 1 – Authorize Recreation Department Counselor in Training Program Grant:
Supervisor Tomik read the following resolution:

Resolution #33/2012

RE: AUTHORIZE RECREATION DEPARTMENT COUNSELOR IN TRAINING PROGRAM GRANT:

Whereas, the Town of Pleasant Valley Recreation Department has made an application for the Town of Pleasant Valley Recreation Department Counselor in Training Program to the Dutchess County Department of Services for Aging, Veterans and Youth, which administers funding from the New York State Office of Children and Family Services; and

Whereas, Dutchess County Youth Board has recommended to the County Executive that funding up to the amount of \$1,112.00 for the Counselor in Training Program be approved; and

Whereas, final approval of the grant is subject to final approval of the Office of Children and Family Services of the Dutchess County Resource Allocation Plan and New York State Budget funding; and

Whereas, this is a matching program and the Town has sufficient funds in their proposed budget for the total program in order to adequately meet the required match; and

Whereas, the Town, as a condition of receiving the Grant, will abide by New York State Office of Children and Family Services as to the propriety of all expenditures upon which state aid is requested; the program will be operated in compliance with the laws, rules and regulations, resolutions and codes of the State of New York in the Town of Pleasant Valley; that no youth will be denied the services or facilities of this project because of race, creed, color or sex; and that no fee will be charged for the programs supported by state funds; now, therefore, be it

Resolved, the Town of Pleasant Valley hereby accepts the 2012 New York State Office of Children and Family Services funding administered by Dutchess County Department of Services for Aging, Veterans and Youth for an amount up to \$1,112.00; and be it further

Resolved, that the Town Supervisor and the Town Recreation Director are hereby authorized to execute any and all documents necessary to effectuate the term of this resolution and to accept the funding when it becomes available.

Motion by: Councilman Sagliano

Seconded by: Councilwoman Campbell

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 2 – Authorize Craft Person for Seniors:

Supervisor Tomik read the following resolution:

Resolution # 34/2012

RE: AUTHORIZING PART-TIME EMPLOYEE FOR THE SENIOR RECREATION PROGRAM:

Whereas, the Recreation Director has identified the need to employ an Arts and Crafts Assistant for the Senior Program; and

Whereas, such a position will report directly to the Recreation Director; now therefore, be it

Resolved, the Town Board Town of Pleasant Valley authorizes Sharon Adler to serve in the position of part-time Recreation Assistant, which is in the Labor Class of the

Rules for the Classified Civil Service for Dutchess County for the Senior Recreation Program, at an hourly rate of \$10.00 per hour for two (2) days per month not to exceed 75 hours per year.

Motion by: Councilman Sagliano
Seconded by: Councilwoman Milicaj

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 3 – Authorize the Town Clerk to Advertise for Senior Recreation Leader:
Supervisor Tomik read the following resolution:

Resolution #35/2012

RE: AUTHORIZING THE ADVETISING FOR RECREATION LEADER POSITION:

Whereas, due to the resignation of the Senior Recreation Leader there is a vacancy existing in that position; and

Whereas, upon the recommendation of the Recreation Director the Town Board is desirous of filling that position with a part-time Senior Recreation Leader or Recreation Leader or both which are classified as non-competitive positions by the Rules of the Classified Civil Service of Dutchess County; now therefore, be it

Resolved, the Town Clerk is hereby authorized and directed to advertise for individuals for that position(s).

Motion by: Councilman Albrecht
Seconded by: Councilwoman Milicaj

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 4 – Authorize the Purchase of a Dump-Body for Recreation Dump Truck:
Supervisor Tomik read the following resolution:

Resolution #36/2012

RE: AUTHORIZING THE PURCHASE OF A DUMP-BODY FOR A FORD F-450 FOR THE BUILDING MAINTENANCE/RECREATION DEPARTMENT.

Whereas, the Town of Pleasant Valley Building Maintenance/Recreation Department uses a Town owned 2000 F-450 One/Ton Dump Truck; and

Whereas, the Recreation Department with assistance of the Highway Superintendent has considered the prospect of repair and/or replacement of the existing vehicle or the dump-body; and

Whereas, in accordance with the Town’s procurement policy written proposals were solicited by the Recreation Director who received three (3) written quotes by three (3) vendors; and

Whereas, two (2) of the quotes exceed the bid threshold and would otherwise require the project to be re-bid with formal sealed bids; and

Whereas, the Recreation Director with the assistance of the Highway Superintendent has recommended award of a contract for replacement for the dump-body in accordance with a proposal dated January 31, 2012 for \$9,885.00; now, therefore be it

Resolved, that the Town Board hereby authorizes the award of a contract for the replacement of the dump-body for the 2000 F-450 to Hudson River Truck & Trailer, 12 Commerce Street Ext., Poughkeepsie, New York 12603, in accordance with their proposal 26030-WB dated January 31, 2012; be it further

Resolved, that the Town Supervisor be and it hereby authorized to execute any documents necessary to effectuate the replacement of the Dump-Body as set forth therein.

Motion by: Councilman Sagliano

Seconded by: Councilman Albrecht

ROLL CALL

AYE

NAY

Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 5 – Bower Park/RFP:

Supervisor Tomik read the following resolution:

Resolution #37/2012

**RE: AUTHORIZING REQUEST FOR PROPOSALS FOR BOWER PARK
ENGINEERING/ARCHITECTURAL SERVICES FOR BOWER PARK**

Whereas, the Town of Pleasant Valley is eligible and has applied for a Community Development Block Grant by the County of Dutchess for a Handicap Accessibility Project to be located at Bower Park in the Town of Pleasant Valley; and

Whereas, the Town of Pleasant Valley will be eligible for reimbursement is part of the grant for qualified professional design services related to development of a handicap accessible playground at Bower Park; and

Whereas, in order to be eligible for reimbursement for such services the Town must solicit proposals from qualified engineering and architectural firms to provide professional services related to the proposed project; now therefore, be it

Resolved, that the Town Board hereby authorizes the Town Clerk to solicit proposals for qualified engineers or architectural firms to provide professional services related to the proposed development related to handicap accessible playground at Bower Park, with such proposals to be returned to the Town Clerk no later than March5, 2012 at 2:00PM.

Motion by: Councilman Albrecht

Seconded by: Councilman Campbell

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 6 – Open Space RFP:

Supervisor Tomik read the following resolution:

Resolution # 38/2012

RE: AUTHORIZING A REQUEST FOR PROPOSAL FOR A PLANNING CONSULTANT FOR THE PREPARATION OF AN OPEN SPACE AND FARMLAND PROTECTION PLAN:

Whereas, the Town of Pleasant Valley has an Open Space Committee; and

Whereas, the Open Space Committee has identified the need for the preparation of comprehensive Town-wide Open Space and Farmland Protection Plan; and

Whereas, the Town of Pleasant Valley's Open Space Committee received a grant to retain the services of a qualified planning consultant to assist in the preparation of plan; and

Whereas, the Open Space Committee has identified the need to obtain the service of a qualified consultant to prepare such a plan and has recommended the Town Board to authorize the solicitation of proposals for qualified planners to prepare such a plan; now, therefore, be it

Resolved, the Town of Pleasant Valley hereby authorizes the Town Clerk of the Town of Pleasant Valley to solicit proposals for a qualified planning consultant to provide professional services related to the preparation of an Open Space and Farmland Protection Plan with such proposals to be returned to the Town Clerk by March 5, 2012 at 2:00PM.

Motion by: Councilman Sagliano

Seconded by: Councilman Albrecht

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

DISCUSSION:

Councilwoman Milicaj noted that the RFP for Open Space done by Sandra Larkin was done very nicely. Councilwoman Milicaj noted she is for open space and is for clean water act but not if it hurts the residents.

Town Attorney, Volkman noted that this RFP is find a consultant so a plan can be brought forward to the Town Board for approval.

Item # 7 – Renew Auto Salvage Yard License:

Supervisor Tomik read the following resolution:

Resolution #39/2012

RE: AUTHORIZING THE RENEWAL OF AUTO SALVAGE YARD LICENSE FOR 2012 FOR 1913 ROUTE 44:

Whereas, there is a licensed auto salvage yard located at 1913 Route 44; and

Whereas, pursuant to Chapter 62 of the Town Code, there are no new auto salvage yards permitted in the Town; and

Whereas, the auto salvage yard is subject to a license which is renewed on an annual basis; and

Whereas, the Zoning Administrator has duly reviewed the application which was referred to that office by the Town Clerk for the year 2012 pursuant to Chapter 62 of the Town Code and had made a recommendation that the license be renewed by memorandum dated January 25, 2012; now, therefore be it

Resolved, that the Town Board of the Town of Pleasant Valley hereby concurs with the recommendation of the Zoning Administrator that the license should be renewed for an additional year to expire on December 31, 2012; and be it further

Resolved, that upon the payment of all applicable fees the Town Clerk is hereby authorized to issue such a license for 2012.

Motion by: Councilman Albrecht

Seconded by: Councilman Sagliano

ROLL CALL

Councilman Albrecht
Councilwoman Campbell
Councilwoman Milicaj
Councilman Sagliano
Supervisor Tomik

AYE

X
X
X
X
X

NAY

Carried.

Item # 8 – Advertise for Camp Directors, Camp Medical Director and Camp Counselors:
Supervisor Tomik read the following resolution:

Resolution #40/2012

**RE: AUTHORIZING ADVERTISING FOR SUMMER CAMP TEMPORARY
HELP POSITIONS:**

Whereas, the Town of Pleasant Valley Recreation Department anticipates conducting a 2012 summer camp program; and

Whereas, the Recreation Director is desirous of soliciting applications for employment for the positions of Camp Directors, Camp Medical Director and Camp Counselors; now, therefore be it

Resolved, that the Town Clerk is hereby authorized to advertise for candidates for such positions, with an application deadline for Camp Directors and Camp Medical Director of March 2, 2102 at 4:00PM and the deadline for Camp Counselors is March 30, 2102 at 4:00PM.

Motion by: Councilwoman Milicaj
Seconded by: Councilman Albrecht

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 9 – Advertise for Bids on Highway Equipment:
Supervisor Tomik read the following resolution:

Resolution #41/2012

**RE: AUTHORIZING BIDS FOR EQUIPMENT FOR THE HIGHWAY
DEPARTMENT:**

Whereas, the Highway Superintendent has requested the Town Board to solicit bids for the purchase of the following equipment to be used for the Highway Department of the Town of Pleasant Valley;

1. 15 inch Drum Steel Brush Chipper
2. Heavy Duty 2 Wheel Drive Tractor with 74 inch side Flare Mower
3. Stainless Steel combination Dump/Body Sander

;and

Whereas, it is expected that the Highway Capital Reserve Fund will be used for the acquisition of such equipment; now, therefore, be it

Resolved, the Town Board Town of Pleasant Valley does hereby authorize the Town Clerk to advertise for bids in accordance with the Bid Specifications as prepared by the Highway Superintendent for the following equipment:

1. 15 inch Drum Steel Brush Chipper
2. Heavy Duty 2 Wheel Drive Tractor with 74 inch side Flare Mower
3. Stainless Steel combination Dump/Body Sander

Motion by: Councilman Albrecht

Seconded by: Councilwoman Campbell

ROLL CALL

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj

X

Councilman Sagliano

X

Supervisor Tomik

X

Carried.

Item # 10 – Authorize the Selling of Recreation Pick-up Truck:

Supervisor Tomik read the following resolution:

Resolution # 42/2012

**RE: AUTHORIZING THE SALE OF BUILDING
MAINTENANCE/RECREATION DEPARTMENT SURPLUS VEHICLE:**

Whereas, the Building Maintenance/Recreation Department of the Town of Pleasant Valley has one surplus pick-up truck, which is not suitable for future usage; and

Whereas, the Recreation Director is recommending that “as-is” condition sale of the surplus 1997 Ford F-150 pick-up Truck; now, therefore, be it

Resolved, the Town Board of the Town of Pleasant Valley authorizes the sale of the surplus 1997 Ford F-150 vehicle; and, be it further

Resolved, that the Town Board hereby authorizes the sale at public auction to be conducted by Absolution Auction at no cost to the Town.

Motion by: Councilman Albrecht

Seconded by: Councilman Sagliano

ROLL CALL**AYE****NAY**

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj

X

Councilman Sagliano

X

Supervisor Tomik

X

Carried.

Item # 11 – Approve Highway Rental Rates:

Supervisor Tomik read the following resolution:

Resolution #43/2012**RE: ESTABLISHING RENTAL RATES FOR USE OF THE EQUIPMENT FOR THE HIGHWAY DEPARTMENT FOR 2012:**

Whereas, the Town of Pleasant Valley Highway Superintendent has recommended the establishment of rental equipment rates for use by the Highway Department for 2012; now therefore, be it

Resolved, the Town Board of the Town of Pleasant Valley does hereby authorize the Highway Department to rent equipment on an “as needed basis” as set forth within the limitations and appropriations set forth in the 2012 adopted Town Budget for equipment in the Highway Superintendent’s Memorandum and Recommendation dated January 18, 2012.

Motion by: Councilwoman Campbell

Seconded by: Councilman Albrecht

ROLL CALL**AYE****NAY**

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj

X

Councilman Sagliano

X

Supervisor Tomik

X

Carried.

Item # 12 – Authorize the Town Clerk to Advertise for A Special Meeting:

Supervisor Tomik read the following resolution.

Resolution #44/2012

RE: AUTHORIZING A SPECIAL MEETING TO BE HELD ON FEBRUARY 22, 2012:

Be It Resolved, that a Special Meeting of the Town Board of the Town of Pleasant Valley will be held on February 22, 2012 at 7:00PM at the Town Hall, 1554 Main Street, for the purposes of establishing a date for a referendum and related matters and for such other business as may duly come before the Board; and be it further

Resolved, that the Town Clerk is directed to notice the meeting in accordance with the requirements of Public Officers Law, Section 104.

Motion by: Councilman Sagliano
Seconded by: Councilwoman Milicaj

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item #13 - Authorizing the Appointment of Sole Assessor:
Resolution #45/2012 is being tabled this time. No action taken.

Item # 14 – Appoint Part-time Deputy Town Clerk:
Supervisor Tomik read the following resolution.

Resolution # 46/2012

RE: APPOINTMENT OF A DEPUTY TOWN CLERK:

Whereas, the Town Clerk is authorized to appoint a first Deputy Town Clerk; and

Whereas, the Town Clerk is authorized to appoint up to two (2) additional Deputy Town Clerks whose duties and responsibilities are established by the Town Board; and

Whereas, the Town Board has acknowledged the appointment of the first Deputy Town Clerk at the 2012 organizational meeting, by resolution 23-2012 and

Whereas, the 2012 adopted Town Budget authorized the Town Clerk to hire a part-time Deputy Town Clerk for a maximum of 500 hours per year at a rate of \$12.76 per hour; and

Whereas, Margaret Hart Town Clerk has appointed Kathi Miller as Deputy Town Clerk for the year 2012; now, therefore be it

Resolved, that the Town Board acknowledges the appointment of Kathi Miller as Deputy Town Clerk of the Town of Pleasant Valley for 2012 at the pay rate that has been established in accordance with the adopted 2012 Town Budget.

Motion by: Councilman Albrecht

Seconded by: Councilman Sagliano

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 15 – Appoint Part-time Clerk for the Town Board:

Supervisor Tomik read the following resolution.

Resolution #47/2012

RE: APPOINTMENT OF PART-TIME CLERK:

Whereas, the part-time position of Clerk is a non-competitive position pursuant to the Rules of the Classified Civil Service of Dutchess County; and

Whereas, there was such a position in the 2011 Budget; and

Whereas, that position was eliminated in 2012 Budget; and

Whereas, it has been determined by the Town Board that the part-time position of the Clerk necessary and appropriate to fulfill to assist the Town Board; now, therefore be it

Resolved, that the Town Board Town of Pleasant Valley authorizes Joyce Brower, to serve as Clerk, at the pleasure of the Town Board at an hourly rate of \$14.50 per hour in an amount not to exceed 780 hours for the year 2012.

Motion by: Councilwoman Milicaj

Seconded by: Councilman Albrecht

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	

Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 16 – Establish Library Payment Plan:
Supervisor Tomik read the following resolution.

Resolution #48/2012

RE: AUTHORIZING PAYMENT SCHEDULE TO THE PLEASANT VALLEY FREE LIBRARY:

Whereas, the Town of Pleasant Valley is obligated pursuant to Section 259 of the Education Law to collect and pay over to the Pleasant Valley Free Library an annual Library Tax, which was last authorized by referendum vote at the 2010 General Election in the amount of \$360,000.00; and

Whereas, the Town of Pleasant Valley is obligated to include that taxes part of the Annual Tax Levy of Town; and

Whereas, by resolution dated September 15, 2011 the Pleasant Valley Free Library duly requested in accordance with the Education Law that payments be turned over to the Library at in two installments of 25% on January 15th and 75% on April 15th ; and

Whereas, the Town is obligated to make payments to the Treasurer of the Library upon written demand of the Trustees; now therefore, be it

Resolved, the Town Board hereby authorizes at this time until further changed by the Town Board or upon mutual agreement with the Library Trustees that payments be made 25% on January 15th and the balance of 75% on April 15th, of each year, and be it further

Resolved, that for 2012 the first payment shall be made by February 15, 2012.

Motion by: Councilman Sagliano
Seconded by: Councilwoman Milicaj

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
Councilman Albrecht			X
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano	X		

Supervisor Tomik

X

Carried.

DISCUSSION:

Councilwoman Milicaj asked when the Town Board can review the Library's Budget.

Town Attorney, Volkman noted stated by Law the Town is obligated to pay the Library. Town Attorney, Volkman noted that in 2010 that a referendum was passed to increase their budget which the Town has no control over. The Town Board can request a copy of their budget.

Item # 17 – Approve Claims:

Supervisor Tomik read the following resolution.

Resolution #49/2012

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 2 OF 2012:

Whereas, the Town of Pleasant Valley Town Board has audited the bills presented by the Town Clerk, and an abstract has been compiled; now, therefore, be it

Resolved, that the Town Board hereby authorizes the Town Supervisor to pay all claims as follows:

1.	Abstract 2 of 2012	General Fund	#56-137	\$187,141.20
2.	Abstract 2 of 2012	Highway Fund	#21-36	\$ 60,475.24
3.	Abstract 2 of 2012	Capital Project/Roof	#1	\$ 4,737.65
4.	Abstract 2 of 2012	Con Light	#1	\$ 3,253.72

Motion by: Councilwoman Milicaj

Seconded by: Councilman Albrecht

ROLL CALL

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj

X

Councilman Sagliano

X

Supervisor Tomik

X

Carried.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Steve Albrecht, seconded by Councilman Don Sagliano the Town Board opened the meeting to the public, carried.

Rolando Ghedini – Arbor Hill Road – agrees with Councilwoman Milicaj that the Town needs a tax base.

Dennis Cahill – Hibernia Road- feels that the Town should rethink having an annual clean-up.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to close the meeting to the public, carried.

SUPERVISOR’S COMMENTS:

Supervisor Tomik noted that it is nice to see a good attendance at the meeting tonight. Supervisor Tomik noted that the Town Board plans to have a informational meeting before the referendum to discuss the purchase of 215 West Road.

Town Attorney, Scott Volkman noted that on January 4, 2012 a law was signed into effect for agenda’s and Town meeting information is to be posted onto the Town’s website before each meeting. Scott noted thanks to the Town Clerk’s Office, Joyce from the Supervisor’s Office and our webmaster all of tonight’s meeting information was posted to the web site before tonight’s meeting.

EXECUTIVE SESSION:

Motion by Councilman Sagliano, seconded by Councilman Albrecht the Town Board entered into Executive Session at 8:20 PM under Public Officers Law 1051.F Personnel Matter, carried.

No action taken.

Motion by Councilman Sagliano, seconded by Councilwoman Milicaj the Town Board came out of Executive Session at 9:00PM, carried.

ADJOURN:

Motion by Councilman Sagliano, seconded by Councilman Albrecht to adjourn the meeting at 9:01PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

SPECIAL TOWN BOARD MEETING

FEBRUARY 22, 2012

The Pleasant Valley Town Board held a Special Town Board Meeting on Wednesday, February 22, 2012 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomike	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

Item # 1 – Authorize Request for Proposals for Lawn Care/Maintenance Service:
Supervisor Tomik read the following resolution:

RESOLUTION NO. 50/2012

**RE: AUTHORIZING REQUESTS FOR PROPOSALS FOR
LAWN CARE AND MAINTENANCE SERVICES IN VARIOUS
LOCATIONS IN THE TOWN OF PLEASANT VALLEY**

WHEREAS, the Town of Pleasant Valley annually solicits proposals for lawn care maintenance services for certain specific locations throughout the Town of Pleasant; now therefore be it

RESOLVED, that the Town Board hereby authorizes the Town Clerk to solicit proposals for qualified lawn care and maintenance contractors to provide lawn care and maintenance services for the Town of Pleasant Valley for 2012, which such proposals to be returned no later than March 30, 2012 at 2:00 p.m.

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Milicaj

DATED: February 22, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X
Carried.	

Item # 2 – Authorizing the Appointment of Alternate Court Constable:
Supervisor Tomik read the following resolution:

RESOLUTION NO. 51/2012

RE: AUTHORIZING THE APPOINTMENT OF ALTERNATE COURT CONSTABLE.

Whereas, the Town Board of Town of Pleasant Valley held its annual organizational meeting and has appointed two Constables to serve in the Town of Pleasant Valley Justice Court; and

Whereas, the Town of Pleasant Valley Justices have requested that an alternate Constable be available; and

Whereas, when a Constable is unable to appear in Court, the Dutchess County Sheriff's Office fulfills that responsibly at a rate pursuant to contract with the County of Dutchess; and

Whereas, it is more economical and efficient for the Town to have an alternate Constable to serve when any of the two appointed Constables are unable to appear at their designated times; and

Whereas, the Constable positions are part-time positions that are paid hourly, and

Whereas, the attendance by an alternate constable would have no net Budgetary in an alternate Constable capacity; now therefore be it

Whereas, John McNair, a former Court Constable has expressed an interest in serving in an alternate Constable capacity; now, therefore be it

Resolved, that John McNair be and hereby appointed to the position of alternate constable if one of the two Constables are unable to be present in Town Justice Court; and be it further

Resolved, that the salary shall be 414.71 per hour; and be it further

Resolved, that the Town Supervisor and Town Bookkeeper are hereby authorized and directed to file any and all documents to effectuate the intent of this Resolution and to confirm that the minimum qualifications pursuant to Dutchess County Civil Service regulations are met and that proper certifications are current so as to ensure continued insurance coverage for the Town; and, and be it further

Resolved, that this resolution shall take effect immediately.

Motion by: Councilman Albrecht
Seconded by: Councilwoman Campbell

Discussion Councilman Sagliano asked a general question regarding Court Constable. Councilman Sagliano asked the Town Attorney if there is there a limit on the police authority that Court Constables have is it just limited to the building and the parking lot or are there areas around Town that they can serve.

Town Attorney, Scott Volkman noted that they are appointed as Court Constables and they are limited to the court room. Scott noted that they don't have the authority to serve outside the building.

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 3 – Authorize Appointment of Acting Assessor:
Supervisor Tomik read the following resolution:

RESOLUTION NO. 52/2012

RE: AUTHORIZING THE APPOINTMENT OF ACTING ASSESSOR

Whereas, the Town of Pleasant Valley has been without an Assessor since the resignation of the prior Assessor on or about November 11, 2011; and

Whereas, the Town Board has conducted a search for a qualified individual to fill that vacancy; and

Whereas, the Real Property Tax Law Section 314 authorizes the appointment of an Acting Assessor to serve at the pleasure of the Town Board for a period of up to six months; and

Whereas, the Town Board is desirous of appointing Paul Jonke, Acting Assessor; now, therefore, be it

Resolved, that the Town Board Town of Pleasant Valley hereby appoints Paul Jonke, Acting Assessor for a period ending August 22, 2012, at the pleasure of the Town Board; and, be it further

Resolved, that the Acting Assessor shall maintain regular office hours at Town Hall for at least two days per week, seven (7) hours per day; and, be it further

Resolved, that the Town Board establishes the salary, at a pro-rated annualized salary of \$28,000.00, which is within the amount of established by the 2012 adopted Town Budget; and be it further

Resolved, that this resolution shall take effect immediately.

Motion by: Councilman Sagliano

Seconded by: Councilman Albrecht

ROLL CALL

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj

X

Councilman Sagliano

X

Supervisor Tomik

X

Carried.

Item # 4 – Establish Date for Special Election Re: Financing of Acquisition of 215 West Road:

Town Attorney, Scott Volkman noted that the intent for the following resolution is to set the date for the referendum election. Scott noted that the Town Board has a time frame to have the election and that would be between March 12 and March 27. The Town Board has to set the date and time so there is enough time to have it published in the paper and have the ballots prepared. The resolution will set the time and date for the referendum. Scott also noted that the Town Board has had discussion regarding the Special Election on March 20, 2012 for the 103rd Assembly District and possibly having the referendum on the same date. The resolution also includes the three resolutions that were adopted in December and it also acknowledges that petition's were filed calling for the referendum. Scott noted that the Town Board has to set the date for the election, set the hours for the election, will need to establish the polling sites and if the Town Board wants to have the election with the Special Election they can still have one (1) polling site or at all the polling sites. Scott noted that the Town would have to have their own machines. The Town would have to pay for the machines and the election inspectors. Scott reviewed with the Town Board what would be on the ballot it would include the

resolutions that were adopted at the December 14, 2011 meeting. Scott also noted that the resolution also authorizes the Town Clerk to advertise in the Poughkeepsie Journal. The Town Board needs to decide tonight what day and polling places they want to do. Scott also talked about whether the Town Board wants to have absentee ballots and when they want to have registration. Scott noted that the absentee ballots would go through the Town Clerk's Office. Scott noted that if the Town Board wants residents to be able to vote by absentee ballot they have to have a date set for personnel registration. Scott noted that a resident doesn't have to be a registered voter but they would have to be an elector to be eligible to vote in the special election but they would need to register. Scott noted that if the Town Board chose to have the special election on March 20 the Town Board would have to have registration at each polling site, for 4 hours and the Town would have to pay the inspectors. Scott stated to the Town Board that they need to decide whether they want to have the referendum on March 20 or set another date.

Councilwoman Campbell - stated that there is 3 propositions and what happens if 2 passes 1 fails or 2 fail 1 passes and why are there 3 propositions and not as one.

Town Attorney, Volkman – noted that they are three (3) separate resolutions that were adopted and the petitions were set up as three (3) separate resolutions. Scott noted that if one (1) fails then the Town Board would have to decide how they would want to make up the difference.

Councilwoman Campbell – asked if the guidelines are the same for voting the person would have to be 18 years old to vote and would they have to show proof of residency.

Town Attorney, Volkman – noted that yes they would follow the same guidelines as a regular election.

Councilwoman Campbell – noted that the cost to have the referendum on March 20 is very high. Councilwoman Campbell would like to have the referendum on one day and at one polling site to help cut the cost.

Supervisor Tomik – stated that there is three (3) proposition, if one of the proposition's fail does it void the contract with the owner of the building.

Town Attorney, Volkman - noted that if any of the proposition failed the Town Board has the right to cancel the contract.

Councilwoman Milicaj – asked if a date has been set for the informational meeting.

Town Attorney, Volkman – noted that no date has been set.

Supervisor Tomik – feels that the informational meeting should be 1 to 2 weeks before the vote.

Councilman Sagliano – asked if the date for the referendum is limited to one day of the

week does it have to be Monday through Friday.

Town Attorney, Volkman – noted that the vote has to be during the week.

Councilman Sagliano – if the Town Board chose to have the referendum on the same day as the Special Election who would have to fill out an absentee ballot can be used for anyone who wants to vote or do they personnel have to register to vote to get an absentee ballot or is the special registration just for someone who wants to vote on the referendum.

Town Attorney, Volkman – noted that a special registration is held for people who want to vote just for the referendum. There is a special time frame and application for the absentee ballots not the same as a regular vote. Scott noted that the absentee ballot needs to be received by the day of the election.

Councilman Sagliano – asked if the absentee ballot for the referendum has to be returned on the day of the referendum what is the time frame for someone to obtain an application and to have enough time to return the ballot.

Town Attorney, Volkman – noted that there is enough time because it falls with the time frame. The registration date has to occur within 10 to 15 days. The special date has to be no less than 10 days no more than 15 days.

The Town Board had much discussion regarding when they should hold the referendum and if they want to have a special registration day.

Councilwoman Campbell – noted that the Town did not budget for a referendum but if the Town Board should hold a special informational meeting and have one place to vote with no absentee ballots. Set the date for the referendum and the special informational meeting.

Councilwoman Milicaj – noted that Councilwoman Campbell and Councilman Sagliano had some good points and 400 people signed the petitions so they must feel strongly about voting on the referendum.

Supervisor Tomik – doesn't feel it about how much you spend but what you are getting.

Councilman Sagliano – asked who has to register to vote in the referendum?

Town Attorney, Volkman – noted that you don't have to register for the referendum if you are a registered voter you are eligible to vote.

Councilman Sagliano – a registered voter can vote. Is there any requirements to hold a registration day.

Town Attorney, Volkman – noted that there are no requirements to hold a special registration day it optional.

Motion by Councilwoman Campbell to set the personal registration date for March 14, 2012 and the referendum date as March 21, 2012 with no absentee ballots,

Town Attorney, Volkman – noted that if you have a registration date than you have to absentee ballots.

Motion by Councilwoman Campbell set the referendum date for March 21, 2012, one (1) polling place with the hours from 12:00noon to 9:00PM with no personal registration and no absentee ballots, seconded by Councilman Albrecht.

The Town Board and the Town Attorney had discussion regarding when they would like to hold the referendum.

Councilwoman amended her motion from Wednesday, March 21, 2012 to Thursday, March 22, 2012 with one (1) location two (2) machines all polling places at Town Hall hours to be 12:00noon to 9:00PM, and have personal registration for March 9, 2012 from 9:00AM- 4:00PM at Town Hall, seconded by Councilman Albrecht

Motion by Councilman Sagliano, seconded by Councilwoman Campbell the Town Board authorized the Town Clerk to advertise for a Special Informational Meeting on Thursday, March 8, 2012 at 7:00PM, carried.

Supervisor Tomik read the following resolution:

RESOLUTION NO. 53/2012

**RE: ESTABLISHING MARCH 22, 2012 AS THE DATE FOR A
SPECIAL ELECTION REGARDING FINANCING OF
ACQUISITION OF 215 WEST ROAD**

WHEREAS, the Town Board of the Town of Pleasant Valley, Dutchess County, New York, duly adopted on December 14, 2011, a Bond Resolution, subject to permissive referendum, authorizing the issuance of \$550,000 Serial Bonds of the Town to pay part of the cost of the acquisition of property, known as 215 West Road, including the building located thereon; and

WHEREAS, the Town Board Town of Pleasant Valley, Dutchess County, New York, duly adopted on December 14, 2011, a Resolution, subject to permissive

referendum, authorizing the expenditure of \$250,000, of funds from the “Infrastructure Reserve Fund” from the Town of Pleasant Valley, Dutchess County, New York, to pay part of the cost of acquisition of 215 West Road; and

WHEREAS, the Town Board Town of Pleasant Valley, Dutchess County, New York, duly adopted on December 14, 2011, a Resolution, subject to permissive referendum, authorizing the expenditure of \$150,000, of funds from the “Parks and Recreation Reserve Fund” from the Town of Pleasant Valley, Dutchess County, New York, to pay part of the cost of acquisition of 215 West Road; and

WHEREAS, a Petition for a Referendum was duly filed pursuant to Article 7 of the New York State Town Law requiring a referendum on the three Resolutions described herein; now therefore, be it

RESOLVED, that the Town Board Town of Pleasant Valley, Dutchess County, State of New York, as follows:

Section 1: A Special Election of the Town of Pleasant Valley will be held on March 22, 2012, between the hours of 12:00p.m. and 9:00 p.m., prevailing time or as much longer as maybe necessary to enable voters then present to cast their votes, at which Special Town Election the propositions as set below shall be submitted to the qualified electors of the Town and must be approved by the affirmative vote of the majority voting on such a propositions.

Section 2: The polling places where such Special Town Election shall be held with purposes of voting on the propositions with respect to the Resolutions referred to above shall be Town Hall, Town of Pleasant Valley, 1554 Main Street, Pleasant Valley, New York, which polling shall be for the entire Town of Pleasant Valley.

Section 3: At said Special Election the following propositions are to voted upon:

PROPOSITION NO. 1

“SHALL THE BOND RESOLUTION ADOPTED BY THE PLEASANT VALLEY TOWN BOARD ON DECEMBER 14, 2011, AUTHORIZING THE ISSUANCE OF \$550,000.00 SERIAL BONDS OF THE TOWN OF PLEASANT VALLEY, COUNTY OF DUTCHESS, NEW YORK, TO PAY PART OF THE COST OF ACQUISITION OF THE PROPERTY, KNOWN AS 215 WEST ROAD, INCLUDING THE BUILDING LOCATED THEREON FOR USE BY SAID TOWN FOR TOWN PURPOSES, BE APPROVED?”

PROPOSITION NO. 2

“SHALL THE RESOLUTION ADOPTED BY PLEASANT VALLEY TOWN BOARD ON DECEMBER 14, 2011, AUTHORIZING THE TOWN BOARD OF THE TOWN OF PLEASANT VALLEY, DUTCHESS COUNTY, NEW YORK TO EXPEND \$250,000.00 OF FUNDS FROM THE “INFRASTRUCTURE RESERVE FUND” OF THE TOWN OF PLEASANT VALLEY, DUTCHESS COUNTY, NEW YORK, TO PAY PART OF THE COST OF ACQUISITION OF THE PROPERTY, KNOWN AS 215 WEST ROAD, IN AND FOR THE TOWN OF PLEASANT VALLEY, BE APPROVED?”

PROPOSITION NO. 2

“SHALL THE RESOLUTION ADOPTED BY PLEASANT VALLEY TOWN BOARD ON DECEMBER 14, 2011, AUTHORIZING THE TOWN BOARD OF THE TOWN OF PLEASANT VALLEY, DUTCHESS COUNTY, NEW YORK TO EXPEND \$150,000.00 OF FUNDS FROM THE “PARKS AND RECREATION RESERVE FUND” OF THE TOWN OF PLEASANT VALLEY, DUTCHESS COUNTY, NEW YORK, TO PAY PART OF THE COST OF ACQUISITION OF THE PROPERTY, KNOWN AS 215 WEST ROAD, IN AND FOR THE TOWN OF PLEASANT VALLEY, BE APPROVED?”

Section 4. The Town Clerk is hereby authorized and directed to publish at least once in the Poughkeepsie Journal the hereby designated official newspaper of the Town

for such publication, and to post on the signboard of the Town maintained pursuant to subdivision 6 of section 30 of the Town Law, notice that the Town Board will submit the propositions for the approval or disapproval of the resolutions as hereinabove referred to, so said publication and posting to be at least ten (10) days before such Special Town Election.

Section 5. The Town Supervisor and the Town Clerk are hereby authorized and directed to execute any agreement necessary with the Dutchess County Board of Elections, including but not limited to the Dutchess County Board of Elections Voting Machine Release Form and Ballot Design form, which may be necessary to effectuate the intent of this referendum.

Section 6. This resolution shall take effect immediately.

Dated: February 22, 2012

MOTIONED BY: Councilwoman Campbell
SECONDED BY: Councilman Albrecht

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

ADJOURN:

Motion by Councilman Albrecht to adjourn the meeting at 9:00PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

WORKSHOP MEETING

MARCH 7, 2012

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting on March 7, 2012 at 7:00PM, at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

Item # CDBG – Flood Mitigation Plan:

Town Engineer, Greg Bolner reviewed with the Town Board the flood mitigation plan and stated that the County has agreed to the plan but the Town Board would have to decide which one they want to go with and let the County know.

Item # 2 – Recreation Summer Camp:

Recreation Director, Sandra Coe reviewed with the Town Board a proposal for the Summer Camp to be held at Rainbows End for the 11-15 years old since camp can not be held at Cady Park. Sandy talked about running the camp with the YMCA (who runs Rainbow Ends Daycare Program). Sandy noted that the sessions would be 3/2week sessions and it would be full day 9:00AM to 4:30PM, the cost would be \$350.00 for Residents/\$375.00 for Non-Residents. Sandy also spoke about paying the Counselors a stipend instead of an hourly rate.

Councilman Albrecht asked about the insurance.

Councilman Sagliano asked about how many campers would have to enroll to off set the cost and asked where the CIT's would be.

Recreation Director, Sandy Coe noted that the CIT's would be a West Road School.

Town Attorney, Scott Volkman stated that a tentative agreement would have to be drawn up and he would look into municipal camps being run on private property.

Recreation Director, Sandy Coe reviewed with the Town Board regarding running a Basketball program, to be run at Arlington Middle School, July 23-27 with the Magic Masters.

Sandy also spoke incorporating a field usage fee for field usage.

Item # 3 – Community Garden:

Mark Doctoroff, Gretna Woods Road – gave the Town Board an outline of how the community garden would be run (filed with the minutes).

Supervisor Tomik noted that his wife has volunteered to help with the garden. Supervisor Tomik feels that a steering committee should be put together to set the fees and oversee the user agreements. Supervisor Tomik noted that the Town of Ithaca has a community garden at one of their parks, so he will look into their policy.

Councilman Sagliano asked about the fencing around the garden.

Mark also gave the Town Board a copy of the resolution the Town of Ithaca adopted for their community garden (filed with the minutes).

Item # 4 - Recreation Committee Establishment:

Supervisor Tomik noted that the recreation committee is already established, the Town Board would have to appoint members.

Councilman Sagliano asked how many members can be appointed.

Town Attorney, Scott Volkman noted that in 1996 the recreation commission was abolished and it was then made into an advisory committee. The Town Board could appoint between 5-7 members, but should appoint 5 members then add more members at a later time. The Town Board would have to draw up a charge for the committee.

Item # 5 – Possible Change of Phone Support:

Councilman Sagliano noted that he would look into changing the phone company.

Item # 6 – Sidewalk Snow Removal/Zoning Administrator Mike White:
Tabled.

Item # 7 – Special Referendum Discussion:

It was noted that the Town Board would hold an informational meeting on Thursday, March 8, 2012 at 7:00PM at Town Hall.

Item # 8 – SPCA Contract:

Supervisor Tomik noted that he had spoken with the SPCA regarding the contract and he would like the Town Board to authorize him to sign the contract at the March 14, 2012 Regular Town Board Meeting.

Town Attorney, Scott Volkman will review the contract.

Item # 9 – Lehmkuhl Landscaping 2012 Contract/Mill Site:

The Town Board will authorize the Supervisor to sign the contract at the March 14, 2012 Regular Town Board Meeting.

Item # 10 – Adopt Procurement Policy:

The Town Board will adopt this at the March 14, 2012 Regular Town Board Meeting.

Item # 11 – Adopt Investment Policy:

The Town Board will adopt this at the March 14, 2012 Regular Town Board Meeting.

Item # 12 – Election Inspector Appointments for Special Referendum March 22, 2012:

The Town Board will appoint Election Inspectors for the March 22, 2012 Special Referendum at the March 14, 2012 Regular Town Board Meeting.

Item # 13 – Open Space RFP's:

The Open Space Committee will review the RFP's and will get back to the Town Board with their recommendation.

Item # 14 – Schedule Public Hearing for Flood Damage Prevention Law:

The Town Board will schedule the Public Hearing at the March 14, 2012 Regular Town Board Meeting.

Item # 15 – Increase Salary for Web Master:

The Town Board will adopt a salary increase for the web master at the March 14, 2012 Regular Town Board Meeting.

Item # 16 – Advertise for Changing Board Meeting Start Time:

Motion by Councilwoman Campbell, seconded by Councilwoman Milicaj the Town Board authorized the Town Clerk to advertise for the March 14, 2012 Regular Town Board Meeting to start at 6:30PM so the Town Board can go into Executive Session regarding Local 456 Teamsters, carried.

Item # 17 – Award Highway Bids:

The Town Board will award the Highway Bids at the March 14, 2012 Regular Town Board Meeting.

Item # 18 – Award Lawn Mowing Bids:

The Town Board will award the Lawn Mowing Bids at the March 14, 2012 Regular Town Board Meeting.

Item # 19 – Meet with Ron Gasparro:

Tabled at this time.

ADJOURN:

Motion by Councilman Steve Albrecht to adjourn the meeting at 8:50PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

REGULAR TOWN BOARD MEETING

MARCH 14, 2012

The Pleasant Valley Town Board held their regularly scheduled meeting on Wednesday, March 14, 2012 at 6:30PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Councilwoman Milicaj the Town Board entered into Executive Session at 6:33PM under Public Officers Law 104F.1 to discuss labor negotiations, carried.

Councilman Albrecht did not enter into Executive Session do to a conflict of interest.

Motion by Councilwoman Campbell, seconded by Councilwoman Lisa Milicaj the Town Board came out of Executive Session at 7:10PM, carried.

Boy Scout Troop #33 led in the salute to the flag.

The Town Board thanked Troop #33 for coming to the Town Board Meeting and leading us in the salute to the flag.

APPROVE MINUTES:

Motion by Councilwoman Campbell, seconded by Councilman Sagliano approved the Workshop Meeting minutes of February 1, 2012, carried.

Motion by Councilman Albrecht, seconded by Councilwoman Campbell approved the Special Town Board Meeting minutes of February 24, 2012, carried.

Motion by Councilman Albrecht, seconded by Councilman Sagliano approved the Bid Opening/Highway Equipment minutes of March 7, 2012, carried.

Motion by Councilman Albrecht, seconded by Councilwoman Campbell approved the Bid Opening/Lawn Mowing minutes of March 9, 2012, carried.

Motion by Councilman Albrecht, seconded by Councilman Sagliano approved the Special Town Board minutes of February 22, 2012, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Building, Zoning, Planning and Fire Monthly Report
4. Recreation Monthly Report
5. Monthly Trial Balance Report

COMMITTEE REPORTS:

Personnel Committee Report – Councilwoman Campbell noted that she and Recreation Director Sandy Coe will meet to review the applications for part-time recreation director.

Refuse Report – Councilman Albrecht noted that the Town Board will keep an eye on clean-up.

Highway Report:

Highway Superintendent, Butch Gardner – gave his monthly report for February and March. Councilwoman Campbell noted that the Highway Committee will be meeting March 28, 2012 at 5:30PM with the Highway Superintendent.

Legislative Report – Councilman Sagliano noted that the Town Board would be introducing a Local Law for the Town's Flood Damage Prevention.

Technology Report – Councilwoman Milicaj asked about the e-mail situation, she is not receiving e-mails from the Town.

ORAL REPORTS:

County Legislator, Pete Wilkinson – reviewed with the Town Board a resolution the County is working on regarding mandate relief with the respect to Board of Election costs (filed with the minutes). Pete also noted that a resolution was passed appointing William O'Niel as Deputy County Executive.

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

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

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

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

OLD BUSINESS:

Item # 1 – Recreation Programs/Rates:

Attorney, Pam Richardson noted that there is three (3) items for recreation that the Board may want to review. The rates for the Summer Camp, rates to pay the counselors, the agreement between the Town and Greater Newburgh YMCA to hold summer camp at Rainbow's End Child Development Center and the agreement between the Town of Pleasant Valley and Magic Masters to hold a one (1) week Summer Basketball Camp at Arlington Middle School. The Town Board chose to table the Agreement with Magic Masters at this time until further review.

Pam reviewed with the Town Board the agreement between the Town of Pleasant Valley and YMCA (agreement filed with the minutes). The agreement also has in it that the YMCA Rainbow's End would be assured that there is a before and after program. This is a two (2) year agreement the Town Board would have the option should you not want to continue next year the Town can pull out of the agreement.

Councilman Albrecht – asked about who have to clean the facility.

Attorney Richardson – noted that it would be the responsibility of the Town.

Councilman Sagliano – questioned about Paragraph 8 in the agreement safety training for the Town and its employees at the cost of \$50.00 for each student shouldn't it read for each employee?

Recreation Director, Sandra Coe – the cost would be for each employee and it would be up to the Town if we want it.

Councilman Sagliano – noted that it doesn't say that in the contract.

Attorney Richardson – noted that there are some minor changes to the language to the contract that has to be worked out. Pam noted that in Item # 8 it should read upon request of the Town Board to have the training.

Sandra Coe – spoke about asking Jeff Renihan to do the first aid training for the counselor's.

Attorney Richardson – noted that there are some minor changes for example Paragraph 3 there is a blank for the last session of the camp it should read July 23 – August 3. In Paragraph 4 should read 22 participants, if the program had less than 22 in any of the session's the Town had the option to cancel the program.

Councilwoman Milicaj – asked about Item # 9 states that the YMCA and Rainbow's End have obtained a valid license to run the day care and day camp. Would the Town have to obtain a license.

Attorney Richardson- the Town would have to obtain all the necessary paper work.

Sandra Coe – noted that she will obtain all the proper paper work from the Health Department.

Councilwoman Milicaj – asked about Item # 15 that each party indemnifies and releases the other from and against any and all actions why is the Town releasing.

Attorney Richardson – noted that the Town is utilizing their facility and if something happens from the result of a counselor's behavior and it would maybe effect a child in the care of Rainbow's End. The Town is providing the same comfort to Rainbow's End and the YMCA has they are providing to the Town.

Councilwoman Milicaj – asked if the employees from Rainbow's End interacting with our summer campers?

Attorney Richardson – they maybe under some circumstances.

Councilwoman Milicaj – asked about Item # 16.

Attorney Richardson – stated that she had left them blank until she was able to talk to the Insurance Company at what would be required.

Councilwoman Milicaj and Attorney Richardson spoke about what types of insurance should be provide for day camps/child care.

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION No.: 68/2012

RE: AUTHORIZE AN AGREEMENT WITH GREATER NEWBURGH YMCA AND RAINBOW'S END CHILD DEVELOPMENT CENTER, INC. WITH RESPECT TO 2012 TOWN OF PLEASANT VALLEY SUMMER CAMP

WHEREAS, The Town of Pleasant Valley desires and intends to operate a summer camp program for children entering grades 6 through 9 in the September 2012 and 2013; and

WHEREAS, the Town of Pleasant Valley has previously operated a similar camp for children in grades 6 through 9 at the Town of Pleasant Valley Recreation Park/Cady Field (the “Summer Camp”); and

WHEREAS, the Greater Newburgh YMCA, together with Rainbow’s End Child Development Center, operates a day care and day camp program at the Rainbow’s End Child Development Center located at 123 Hibernia Road, Pleasant Valley (the “Rainbow’s End Facility”); and

WHEREAS, the Greater Newburgh YMCA has represented to the Town Board that there is excess capacity at the Rainbow’s End Facility which could be used by the Town for its Summer Camp at a nominal fee; and

WHEREAS, the Town of Pleasant Valley Recreation Director has recommended relocating the Summer Camp to the Rainbow’s End Facility; now therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby authorize the relocation and reestablishment of the Summer Camp from the Pleasant Valley Recreation Park/Cady Field to the Rainbow’s End Facility for the 2012 and 2013 summer seasons; and be it further

RESOLVED, that the Supervisor is hereby authorized and directed to execute a contract, in substantially the same form as attached hereto, with the Greater Newburgh YMCA and Rainbow’s End Child Development Center for that purpose.

MOTIONED BY: Councilman Sagliano
SECONDED BY: Councilwoman Campbell

DATED: March 14, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 2 – Appointment of Recreation Committee:
Tabled at this time.

Item # 3 – Establishment of Community Garden Program:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 65/2012

RE: AUTHORIZING THE ESTABLISHMENT OF A COMMUNITY GARDEN PROGRAM:

WHEREAS, there are multiple benefits of community gardening including an effective use of public space with a low cost of maintenance while improving the value of adjacent properties; and

WHEREAS, community gardens provide spaces for both quiet retreat and heighten people's awareness and appreciation for living things; and

WHEREAS, the development of a community garden program is in keeping with the goals of the Town of Pleasant Valley's Recreation Department improving both the environment and providing a fulfilling recreational opportunity for residents who may choose to participate; and

WHEREAS, community gardens build neighborhoods and a sense of community, providing space for exercise and food production, addressing local and national issues such as food insecurity and obesity; and

WHEREAS, community gardens can serve as an outdoor classroom where youth and adults can learn valuable skills including communication, responsibility and cooperation; and

WHEREAS, community gardens offer a unique opportunity to establish relationships within and across physical and social boundaries improving people's sense of well being and community ownership; and

WHEREAS, the Town of Pleasant Valley will review the landscape of Redl Park to determine a location of one (1) acre of land, which is well suited for such program, such location will be reviewed annually by the Town Board; now, therefore, be it

PLEASANT VALLEY

WHEREAS, the Town of Pleasant Valley requires the services of a licensed landscaper to apply fertilizer and pesticides for the year 2012; and

WHEREAS, the Town has received a proposal from Lehmkuhl Landscaping for 2012 services; and

WHEREAS, Lehmkuhl Landscaping is authorized to apply pesticides and fertilizers and has and maintains an appropriate permit to do so; now therefore, be it

RESOLVED, that the Town Board Town of Pleasant Valley hereby authorizes the Town Supervisor to execute the Agreement in substantially the same form as that dated March 1, 2012 for the year 2012.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilman Albrecht

DATED: March 14, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj

X

Councilman Sagliano

X

Supervisor Tomik

X

Carried.

Item # 3 – Adopt the Town’s Procurement Policy:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 59/2012

RE: AUTHORIZING PROCUREMENT POLICY FOR THE TOWN OF

PLEASANT VALLEY

WHEREAS, the Town of Pleasant Valley has a Procurement Policy as contemplated by the General Municipal Law of the State of New York; and

WHEREAS, the Town Board annually reviews said policy; now, therefore be it

RESOLVED, that the Policy annexed hereto is hereby declared to be the Procurement Policy for the year 2012.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: March 14, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 4 – Adopt the Town’s Investment Policy:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 64/2012

**RE: AUTHORIZING THE INVESTMENT POLICY FOR THE TOWN
OF PLEASANT VALLEY**

WHEREAS, the Town of Pleasant Valley has heretofore adopted an Investment Policy;
and

WHEREAS, the Town reviews such Policy on a periodic basis in accordance with the

applicable provisions of law; now, therefore be it

RESOLVED, that the Town Board hereby adopts the Investment Policy annexed hereto.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

DATED: March 14, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 5 – Election Inspector Appointments for Town Referendum:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO. 60/2012

**RE: APPOINTING ELECTION INSPECTORS FOR THE MARCH 22,
2012 SPECIAL ELECTION**

WHEREAS, the Town Board of the Town of Pleasant Valley, Dutchess County, New York, duly adopted on December 14, 2011, a Bond Resolution, subject to permissive referendum, authorizing the issuance of \$550,000 Serial Bonds of the Town to pay part of the cost of the acquisition of property, known as 215 West Road, including the building located thereon; and

WHEREAS, the Town Board Town of Pleasant Valley, Dutchess County, New York, duly adopted on December 14, 2011, a Resolution, subject to permissive referendum, authorizing the expenditure of \$250,000, of funds from the “Infrastructure Reserve Fund” of the Town of Pleasant Valley, Dutchess County, New York, to pay part of the cost of acquisition of 215 West Road; and

WHEREAS, the Town Board Town of Pleasant Valley, Dutchess County, New York, duly adopted on December 14, 2011, a Resolution, subject to permissive referendum, authorizing the expenditure of \$150,000, of funds from the “Parks and Recreation Reserve Fund” of the Town of Pleasant Valley, Dutchess County, New York, to pay part of the cost of acquisition of 215 West Road; and

WHEREAS, a Petition for a Referendum was duly filed pursuant to Article 7 of the New York State Town Law requiring a referendum on the three Resolutions described herein; and

WHEREAS, by Resolution 53/2012 the Town Board duly established March 22, 2012 as the date for the Special Election between the hours of 12:00 p.m. and 9:00 p.m. prevailing time; and

WHEREAS, the Town Board designated a single polling place at the Town Hall Town of Pleasant Valley for purposes of conducting such election for the entire Town of Pleasant Valley; and

WHEREAS, the Town Board has established three (3) propositions for consideration at said Special Election; now therefore be it

RESOLVED, that the Town Board Town of Pleasant Valley hereby appoints the following Election Inspectors previously designated for general election purposes, pursuant to

Election Law to act as Election Inspectors and Ballot Clerks for said Special Election to be held on March 22, 2012 as follows:

1. Carol Ferolito
2. Leigh Toth
3. John Rugar
4. Joseph Toth
5. Annette Berger
6. Lucielle Gower
7. Wayne Soutworth
8. Wendy McCarthy

Alternates:

9. Mary Ann Julia
10. _____

; and be it further

RESOLVED, the above persons are to be paid the sum of \$150.00 for their services, for the day; be it further

RESOLVED, that this resolution shall take effect immediately.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Milicaj

DATED: March 14, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 6 – Schedule Public Hearing Re: Flood Damage Prevention Law:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 67/2012

**RE: RESOLUTION INTRODUCING LOCAL LAW NO. X OF 2012
REGARDING FLOOD DAMAGE PREVENTION AND ESTABLISHING A
PUBLIC HEARING THEREFORE**

WHEREAS, the Town Board of the Town of Pleasant Valley desires to adopt regulations designed to (a) promote the public health, safety and general welfare and (b) minimize public and private losses, due to flood conditions in flood prone areas within the Town; and

WHEREAS, the Town of Pleasant Valley currently has a “Flood Damage Prevention Law” which is codified at Chapter 50 of the Town of Pleasant Valley Code; and

WHEREAS, the Town Board of the Town of Pleasant Valley is considering repealing its existing Flood Damage Prevention Law in its entirety and replacing it with a new local law entitled, “Flood Damage Prevention”; and

WHEREAS, by this Resolution the Town Board has introduced a proposed Local Law known as Local Law X of 2012 entitled, “A Local Law of the Town of Pleasant Valley, Dutchess County, New York, repealing Chapter 50 of the Code of the Town of Pleasant Valley and adopting a new Flood Damage Prevention Law”, being Local Law X of 2012; and

WHEREAS, pursuant to the aforementioned the proposed Local Law is proposed; now, therefore, be it

RESOLVED, that a Public Hearing on proposed Local Law No.: X of 2012, entitled, “A Local Law of the Town of Pleasant Valley, Dutchess County, New York, repealing Chapter 50 of the Code of the Town of Pleasant Valley and adopting a new Flood Damage Prevention Law”, being Local Law X of 2012 will be held on the 11th day of April, 2012 at 7:00 p.m. at Town Hall,

located at 1554 Main Street, Pleasant Valley, New York, Notice of Public Hearing posted and published accordingly.

MOTIONED BY: Councilman Sagliano
SECONDED BY: Councilwoman Milicaj

DATED: March 14, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 7 – Increase Compensation for Webmaster/Tracy Heuer:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION No.: 56/2012

RE: AUTHORIZE APPOINTMENT FOR WEBMASTER

WHEREAS, the Town Board Town of Pleasant Valley has heretofore appointed Tracy Heuer, as Webmaster for the Town of Pleasant Valley and agreed to pay an annual stipend of \$1,000.00; and

WHEREAS, subsequent to the appointment, there have been a number of amendments to New York Public Officers Law, that requires substantial additional services on the part of the Webmaster; now, therefore, be

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby authorizes and increases the stipend from \$1,000.00 to \$1,500.00 for the year 2012, for webmaster services to be performed by Tracy Heuer.

MOTIONED BY: Councilwoman Campbell
SECONDED BY: Councilwoman Milicaj

DATED: March 14, 2012

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 8 – Award 2012 Lawn Mowing Contract:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 66/2012

**RE: AUTHORIZING CONTRACT FOR LAWN CARE AND
MAINTENANCE SERVICES IN VARIOUS LOCATIONS IN THE TOWN
OF PLEASANT VALLEY**

WHEREAS, the Town Board of the Town of Pleasant Valley solicited and received proposals from qualified lawn care and maintenance services in various locations throughout the Town of Pleasant Valley; and

WHEREAS, Lilac Landscape of Wingdale, New York submitted a proposal dated March 9, 2012; and

WHEREAS, the Town Board of the Town of Pleasant Valley has duly recommended an award of the contract to Lilac Landscape; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby intends to award a contract for lawn care and maintenance services in various locations throughout the Town of Pleasant Valley as specified in the proposal dated _____, from _____;

and be it further

RESOLVED, that the Town Supervisor is hereby authorized and directed to execute a contract in accordance with the proposal and modifications.

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Milicaj

DATED: March 14, 2012

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 9 – Award Highway Equipment Bids:
Supervisor Tomik read the following resolutions:

TOWN BOARD RESOLUTION NO.: 61\2012

RE: AUTHORIZATION TO PURCHASE HIGHWAY EQUIPMENT

WHEREAS, the Highway Superintendent has duly recommended the purchase of the following equipment for use by the Town of Pleasant Valley Highway Department pursuant to the provisions of Section 142 of the Highway Law:

1. Heavy duty two-wheel drive tractor with a 74" side mounted flail mower.

WHEREAS, sealed bids were opened on the 7th day of March, 2012 pursuant to Notice duly published and posted: and

WHEREAS, Keil Equipment has submitted the low bid for the heavy duty two-wheel drive tractor with a 74" side mounted flail mower and will further take, in-trade, the old tractor that the Town of Pleasant Valley Highway Department currently owns, for a final out of pocket cost of \$58,153.81; and

WHEREAS, the Town Board of the Town of Pleasant Valley has heretofore established the "Highway Equipment Reserve Fund (Fund HHR), a Capital Reserve Fund, pursuant to Section 6-c of the General Municipal Law of the State of New York, which may be used to purchase highway equipment; and

WHEREAS, it is anticipated that the purchase of the vehicle will be financed by the use of the "Highway Equipment Reserve Fund"; now, therefore be it

RESOLVED, that pursuant to Section 142 of the Highway Law, the Highway Superintendent is hereby authorized to purchase, in the accordance with the provisions of Article 5-A of the General Municipal Law, the following:

Heavy duty two-wheel drive tractor with a 74" side mounted flail mower, at a maximum price, after the trade-in, of \$58,153.81 to be delivered at the Town of Pleasant Valley Highway Garage and to be delivered within sixty (60) days of award of the bid; and, be it further

RESOLVED, that Terms of the payment will be as follows: The purchase price will be paid through the Highway Equipment Reserve Fund and that the amount of \$58,153.81 be appropriated therefore; and be it further

RESOLVED, that the Town Supervisor of the Town of Pleasant Valley be and hereby is authorized and directed to transfer from the Town of Pleasant Valley "Highway Equipment Reserve Fund" to an appropriate expense item in the 2012 adopted Annual Budget up to

\$58,153.81 of the principal and accumulated interest in said “Highway Capital Reserve Fund” to pay the cost of the aforementioned project; and be it further

RESOLVED, the Contract of Purchase for the items purchased shall be duly executed by the Superintendent of Highways and the vendor. When the Contract has been duly executed and approved, the Highway Superintendent is authorized to complete the purchase upon delivery of the item purchased in accordance with the terms of the Resolution and the Contract and to pay or have paid the above amounts specified to be paid ; and be it further

RESOLVED, this Resolution is subject to permissive referendum.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: March 14, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

TOWN BOARD RESOLUTION NO.: 62\2012

RE: AUTHORIZATION TO PURCHASE HIGHWAY EQUIPMENT

WHEREAS, the Highway Superintendent has duly recommended the purchase of the following equipment for use by the Town of Pleasant Valley Highway Department pursuant to

the provisions of Section 142 of the Highway Law:

2. 15" drum style brush chipper.

WHEREAS, sealed bids were opened on the 7th day of March, 2012 pursuant to Notice duly published and posted: and

WHEREAS, Westchester Tractor Inc. has submitted the low bid for the 15" drum style brush chipper and will further take, in-trade, the old chipper that the Town of Pleasant Valley Highway Department current has for a final out of pocket cost of \$34,000.00; and

WHEREAS, the Town Board of the Town of Pleasant Valley has heretofore established the "Highway Equipment Reserve Fund" (Fund HHR), a Capital Reserve Fund, pursuant to Section 6-c of the General Municipal Law of the State of New York, which may be used to purchase highway equipment; and

WHEREAS, it is anticipated that the purchase of the vehicle will be financed by the use of the "Highway Equipment Reserve Fund"; now, therefore be it

RESOLVED, that pursuant to Section 142 of the Highway Law, the Highway Superintendent is hereby authorized to purchase, in the accordance with the provisions of Article 5-A of the General Municipal Law, the following:

15" drum style brush chipper, at a maximum price after the trade-in, of \$34,000.00 to be delivered at the Town of Pleasant Valley Highway Garage and to be delivered within sixty (60) days of award of the bid; and, be it further

RESOLVED, that Terms of the payment will be as follows: The purchase price will be paid through the Highway Equipment Reserve Fund and that the amount of \$34,000.00 be appropriated therefore.

RESOLVED, that the Town Supervisor of the Town of Pleasant Valley be and hereby is

authorized and directed to transfer from the Town of Pleasant Valley “Highway Equipment Reserve Fund” to an appropriate expense item in the 2012 adopted Annual Budget up to \$34,000.00 of the principal and accumulated interest in said “Highway Equipment Reserve Fund” to pay the cost of the aforementioned project; and be it further

RESOLVED, the Contract of Purchase for the items purchased shall be duly executed by the Superintendent of Highways and the vendor. When the Contract has been duly executed and approved, the Highway Superintendent is authorized to complete the purchase upon delivery of the item purchased in accordance with the terms of the Resolution and the Contract and to pay or have paid the above amounts specified to be paid; and be it further

RESOLVED, this Resolution is subject to permissive referendum.

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Milicaj

DATED: March 14, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	Councilwoman
Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	
Carried.		

TOWN BOARD RESOLUTION NO.: 63\2012

RE: AUTHORIZATION TO PURCHASE HIGHWAY EQUIPMENT

WHEREAS, the Highway Superintendent has duly recommended the purchase of the following equipment for use by the Town of Pleasant Valley Highway Department pursuant to the provisions of Section 142 of the Highway Law:

3. For a heavy duty stainless steel combination dump body/material spreader.

WHEREAS, sealed bids were opened on the 7th day of March, 2012 pursuant to Notice duly published and posted: and

WHEREAS, Hudson River Truck has submitted the low bid for the a heavy duty stainless steel combination dump body/material spreader for the amount of \$38,594.00, which is derived by a base purchase price of \$35,607.00 for the vehicle itself, together with the installation of a new Del-air control for the additional amount of \$2,987.00, and will further take, in-trade, the old sander including the sandblasting and painting of chassis components on the existing Town truck that the Town of Pleasant Valley Highway Department current has for a final out of pocket cost of \$38,594.00; and

WHEREAS, the Town Board of the Town of Pleasant Valley has heretofore established the “Highway Equipment Reserve Fund (Fund HHR), Capital Reserve Fund pursuant to Section 6-c of the General Municipal Law of the State of New York, which may be used to purchase highway equipment; and

WHEREAS, it is anticipated that up the purchase of the vehicle will be financed by the use of the “Highway Equipment Reserve Fund”; now, therefore be it

RESOLVED, that pursuant to Section 142 of the Highway Law, the Highway Superintendent is hereby authorized to purchase, in the accordance with the provisions of Article 5-A of the General Municipal Law, the following:

A heavy duty stainless steel combination dump body/material spreader, at a maximum price after the trade-in, of \$38,594.00, which includes the vehicle and the

installation of the new Del-air controls therein, to be delivered at the Town of Pleasant Valley Highway Garage and to be delivered within sixty (60) days of award of the bid; and, be it further

RESOLVED, that Terms of the payment will be as follows: The purchase price will be paid through the Highway Equipment Reserve Fund and that the amount of \$38,594.00 be appropriated therefore; and be it further

RESOLVED, that the Town Supervisor of the Town of Pleasant Valley be and hereby is authorized and directed to transfer from the Town of Pleasant Valley “Highway Equipment Reserve Fund” to an appropriate expense item in the 2012 adopted Annual Budget up to \$38,594.00, of the principal and accumulated interest in said “Highway Equipment Reserve Fund” to pay the cost of the aforementioned project; and be it further

RESOLVED, the Contract of Purchase for the items purchased shall be duly executed by the Superintendent of Highways and the vendor. When the Contract has been duly executed and approved, the Highway Superintendent is authorized to complete the purchase upon delivery of the item purchased in accordance with the terms of the Resolution and the Contract and to pay or have paid the above amounts specified to be paid.

RESOLVED, this Resolution is subject to permissive referendum.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: March 14, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	

Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 11 – Approve Claims:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 55/2012

RE: AUTHORIZING PAYMENT OF ABSTRACT No. 3 OF 2012

WHEREAS, the Town of Pleasant Valley Town Board has audited the bills presented by the Town Clerk, and an abstract has been compiled; now therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to pay all claims as follows;

4.	Abstract 3 of 2012	General Fund Claim #139-223	\$144,955.58
5.	Abstract 3 of 2012	Highway Fund Claims #37-59	\$ 35,064.35
6.	Abstract 3 of 2012	Ambulance District #2	\$ 6,738.68
7.	Abstract 3 of 2012	Con Light #2	\$ 12,327.46

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

DATED: March 14, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht	X
Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 10 – Authorize the Town Clerk to Advertise for Special Town Board Meeting:

Motion by Councilman Sagliano, seconded by Councilman Albrecht the Town Board authorized the Town Clerk to advertise for a Special Town Board Meeting on Wednesday, March 28, 2012 at 7:00PM,

3 Ayes 1 Nay Councilwoman Milicaj
Carried.

OPEN THE MEETING TO THE PUBLIC:

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

Susan Tooker – Wigsten Road- asked about the resolution for the Community Garden.

Attorney Pam Richards – stated that the resolution was adopted under old business which was similar to the proposed resolution given to the Town Board by the committee.

Supervisor Tomik – noted that Town Attorney, Scott Volkman has more work to do.

Susan Tooker – Wigsten Road – stated that the committee has done a lot of work on this project and nothing is getting done.

Councilwoman Campbell – stated that it is unfair to say this Board is not working on this.

Supervisor Tomik – the Town Board is still working on how the Town is going to have an independent group run the community garden on Town property.

Buddy Femalli – Hibernia Road – stated why should the Town pay for the community garden.

Highway Superintendent, Butch Gardner – stated that there is three (3) new members on the Town Board and asked if they are fixing the ball field lights at Helen Aldrich Park in Salt Point. Butch would like a commitment from the Town Board that the lights would get fixed.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to close the meeting to the public, carried.

ADJOURN:

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

Respectfully Submitted,

Margaret Hart, Town Clerk

SPECIAL TOWN BOARD MEETING

MARCH 28, 2012

The Pleasant Valley Town Board held a Special Town Board Meeting on Wednesday 28, 2012 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

Item # 1 – Summer Recreation Programs:

Supervisor Tomik read the following resolutions:

TOWN BOARD RESOLUTION NO.: 69/2012

**RE: ESTABLISHING THE RATES FOR THE PLEASANT VALLEY
WEST ROAD SUMMER CAMP FOR THE 2012 SUMMER
SEASON**

WHEREAS, the Town Board of the Town of Pleasant Valley intends to operate a summer day camp known as the “West Road Summer Camp” during the 2012 summer season; and

WHEREAS, the West Road Summer Camp shall operate for two, three-week sessions running June 25, 2012 through July 13, 2012, and July 16, 2012 through August 3, 2012 Monday through Friday from 9:00 a.m. through 2:00 p.m., provided however that the West Road Summer Camp will not operate on July 4, 2012, a Federal holiday; and

WHEREAS, the Town Board hereby desires and intends to establish the tuition rates for the West Road Summer Camp; now therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby establishes the tuition rates for the West Road Camp for the 2012 summer season as follows:

\$150.00 per session for Pleasant Valley residents and
\$190.00 per session for non-residents of Pleasant Valley.

MOTIONED BY: D. SAGLIANO
SECONDED BY: S. ALBRECHT

DATED: March 28, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

TOWN BOARD RESOLUTION NO.: 70/2012

**RE: ESTABLISHING RENTAL RATES FOR USE OF THE TOWN OF
PLEASANT VALLEY PAVILION AND SPORT FIELDS**

WHEREAS, certain Town of Pleasant Valley recreation facilities are available for reserved use by members of the public; and

WHEREAS, the Town Board of the Town of Pleasant Valley desires to offset the cost of operating and maintaining such recreation facilities when said facilities are used for private sporting and recreational events; now therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby establishes the following rental rates for the following recreation facilities:

Pavilion	\$50.00 per day for residents \$75.00 per day for non-residents
Tournament Fields	\$250.00 for a two (2) day tournament \$150.00 for one (1) day (single day tournament)

and be it further,

RESOLVED, that the Town Supervisor and/or the Recreation Director are hereby authorized to execute individual rental agreements in the form approved by the Town.

MOTIONED BY: S. ALBRECHT

SECONDED BY: L. MILICAJ

DATED: March 28, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj

X

Councilman Sagliano

X

Supervisor Tomik

X

Carried.

TOWN BOARD RESOLUTION NO.: 71/2012

**RE: ESTABLISHING THE RATES FOR TOWN OF PLEASANT
VALLEY RAINBOW'S END SUMMER CAMP PROGRAMS FOR
THE 2012 SUMMER SEASON**

WHEREAS, the Town Board of the Town of Pleasant Valley intends to operate a summer day camp known as the "Pleasant Valley Summer Camp" during the 2012 summer season; and

WHEREAS, the Pleasant Valley Summer Camp shall operate for three, two-week sessions running June 25, 2012 -July 6, 2012; July 9 – July 20, and July 23 – August 3, 2012, Monday through Friday from 9:00 a.m. through 4:30 p.m.; and

WHEREAS, the Town Board hereby desires and intends to establish the tuition rates for the Pleasant Valley Summer Camp; now therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby establishes the tuition rates for the Pleasant Valley Summer Camp for the 2012 summer season as follows:

\$350.00 per session for Pleasant Valley residents and
\$400.00 per session for non-residents of Pleasant Valley.

MOTIONED BY: L. MILICAJ
SECONDED BY: S. ALBRECHT

DATED: March 28, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

TOWN BOARD RESOLUTION NO.: 72/2012

**RE: ESTABLISHING HOURLY RATES OF PAY FOR TOWN OF
PLEASANT VALLEY SUMMER CAMP STAFF**

WHEREAS, the Town of Pleasant Valley intends to operate various summer camp programs open to its residents and members of the public: and

WHEREAS, the Town Board of the Town of Pleasant Valley desires to establish the hourly rates of pay for 2012 summer camp counselors and other camp staff; now therefore be it

RESOLVED, that the Town of Pleasant Valley hereby establishes the following rates of pay for 2012 summer camp counselors and staff:

Counselors - \$ 7.30/hour
Health Director - \$12.00/hour
Camp Director - \$10.00/hour
Program Director - \$10.00/hour
Arts and Crafts Director - \$ 8.00/hour
Assistant Camp Director - \$ 8.50/hour

MOTIONED BY: D. SAGLIANO
SECONDED BY: L. MILICAJ

DATED: March 28, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	
Carried.		

Item # 2 – Appoint Part-time Recreation Leader:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 74/2012

**RE: AUTHORIZING APPOINTMENT OF RECREATION
LEADER**

WHEREAS, there has been a vacancy in the Recreation Department since the resignation of the Senior Recreation Leader; and

WHEREAS, the Town Board of the Town of Pleasant Valley has interviewed individuals for such a position; and

WHEREAS, in lieu of appointing someone to the position of Senior Recreation Leader, the Town Board believes it is in the best interest of the Town to appoint someone

to the position of Recreation Leader and to appoint someone to a position of Recreation Assistant; and

WHEREAS, a part-time Recreation Leader is considered to be in the non-competitive class pursuant to the Rules for the Classified Civil Service of Dutchess County; and

WHEREAS, the Town Board has conducted a search for someone to fill the position pursuant to the job description and who meets the qualifications of a Recreation Leader as determined by the Dutchess County Personnel Department; and

WHEREAS, Lori Nutting has expressed an interest in serving in such a capacity; now, therefore, be it

RESOLVED, that Lori Nutting is hereby appointed to the position of part-time Recreation Leader for the Town of Pleasant Valley; and, be it further

RESOLVED, that the salary shall be \$12.00 per hour a maximum of 1040 hours per annum to be pro-rated effective the date of appointment; and, be it further

RESOLVED, that the Town Supervisor and the Town Bookkeeper are hereby authorized and directed to file any and all documents necessary to effectuate the intent of this Resolution and to confirm that the minimum qualifications pursuant to Dutchess County Civil Service Regulations are met; and, be it further

RESOLVED, that this Resolution shall take effect immediately.

MOTIONED BY: D. SAGLIANO
SECONDED BY: S. ALBRECHT

DATED: March 28, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 3 – Appoint Part-time Recreation Assistant:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 73/2012

**RE: AUTHORIZING APPOINTMENT OF RECREATION
ASSISTANT**

WHEREAS, there has been a vacancy in the Recreation Department since the resignation of the Senior Recreation Leader; and

WHEREAS, the Town Board of the Town of Pleasant Valley has interviewed individuals for such a position; and

WHEREAS, in lieu of appointing someone to the position of Senior Recreation Leader, the Town Board believes it is in the best interest of the Town to appoint someone to the position of Recreation Leader and to appoint someone to the position of Recreation Assistant; and

WHEREAS, a part-time Recreation Assistant is considered to be in the labor class pursuant to the Rules of the Classified Civil Service of Dutchess County; and

WHEREAS, the Town Board has conducted a search to fill the position pursuant to the description of a Recreation Assistant as determined by the Dutchess County Personnel Department; and

WHEREAS, Barbara Spuehler has expressed an interest in serving in such a capacity; now, therefore, be it

RESOLVED, that Barbara Spuehler is hereby appointed to the position of Recreation Assistant for the Town of Pleasant Valley; and, be it further

RESOLVED, that the salary shall be \$10.00 per hour with a maximum of 1040 hours per annum to be pro-rated effective the date of appointment; and, be it further

RESOLVED, that the Town Supervisor and the Town Bookkeeper and hereby authorized and directed to file any and all documents necessary to effectuate the intent of this Resolution and to determine that the minimum qualifications pursuant to Dutchess County Civil Service Regulations are met; and, be it further

RESOLVED, that this Resolution shall take effect immediately.

MOTIONED BY: C. CAMPBELL
SECONDED BY: L. MILICAJ

DATED: March 28, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 4 – Appoint Recreation Committee Members:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 57/2012

**RE: RESOLUTION APPOINTING MEMBERS TO THE
RECREATION COMMITTEE**

WHEREAS, the Town of Pleasant Valley Town Board effective January 1, 1996 abolished the Recreation Commission and the powers previously vested in that Commission were vested with the Town Board; and

WHEREAS, the intent was for a Recreation Committee to be established to perform some of the functions of the former Commission as set forth in General Municipal Law Section 243, and that the Committee be an advisory committee only; and

WHEREAS, the Committee shall make recommendations to the Town Board with respect to the equipment, operation and maintenance of Town Playgrounds, Parks and Recreation Center and shall perform such other related duties as may be reasonably referred to it by the Town Board; and

WHEREAS, the Committee can consist of between five (5) to seven (7) members and is currently dormant; and

WHEREAS, the Committee is hereby reestablished with five (5) members who shall serve such that the term of one (1) committee member shall expire annually

BEGINNING ON December 31, 2012 and continuing through December 31, 2016, and ultimately following expiration of the initial terms, appointments and the committee shall be fully constituted with five (5) members, each appointed for a term of five (5) years, with one term expiring each year; and

WHEREAS, the Town Board shall annually appoint a Chairman of the Recreation Committee; now, therefore, be it

RESOLVED, that the following individuals are hereby appointed to the Recreation Committee for the terms set forth herein:

<u>Term to Expire</u>	
1. <u>Leigh Toth</u>	December 31, 2015
2. <u>Renae Cimillo</u>	December 31, 2014
3. <u>Michael Davis</u>	December 31, 2013
4. <u>Jeffrey Battisoni</u>	December 31, 2012

MOTIONED BY: D. SAGLIANO

SECONDED BY: S. ALBRECHT

DATED: March 28, 2012

ROLL CALL

AYE

NAY

Councilman Albrecht	X
Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 5 – Award Bower Park Handicap Accessible Playground RFP:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 77/2012

RE: AUTHORIZING AWARD OF CONTRACT FOR

HANDICAPPED ACCESSIBLE PLAYGROUND PLANS

WHEREAS, the Town Board Town of Pleasant Valley has heretofore, solicited proposals from experienced, qualified, Engineer/Architectural firms for the development of a handicapped accessible playground to be installed at Bower Park in the Town of Pleasant Valley; and

WHEREAS, the Town Board of the Town of Pleasant Valley has considered the proposals which were submitted in response to the solicitation by the Town Board; and

WHEREAS, the Town Board of the Town of Pleasant Valley is in receipt of a proposal from a qualified professional firm to perform such services as described herein; and

WHEREAS, the Town Board is desirous to take advantage of the consultant services offered by Clark Patterson Lee; and

WHEREAS, Section 64 subsection 6, of the Town Law authorizes the Town to enter into such contracts; and

WHEREAS, Clark Patterson Lee, has represented that they are qualified and willing to perform such services as set forth in the proposal dated March 5, 2012; and

WHEREAS, the consultants which shall be hired as an independent contracts shall be paid the contract amount in an amount not to exceed \$16,500.00, in accordance of 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 March 5, 2012, 2012, subject to final review of the contract by the Attorney for the Town.

MOTIONED BY: D. SAGLIANO
SECONDED BY: C. CAMPBELL

DATED: March 28, 2012

ROLL CALL

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj

X

Councilman Sagliano X

Supervisor Tomik X

Discussion:

Councilwoman Milicaj – stated that Greg Bolner of Clark, Patterson and Lee are very easy to work with.

Councilman Albrecht – asked if there is going to be a fence around the playground since it is so close to the creek.

Councilman Sagliano – stated that the Town has a good working relationship with Clark, Patterson and Lee.

Carried.

Item # 10 – Establishing Rates for Magic Masters “2012 Summer Basketball Camp Program” and Authorize the Town to Enter into Contract with Magic Masters:
Supervisor Tomik read the following resolutions:

TOWN BOARD RESOLUTION NO.: 79/2012

RE: ESTABLISHING THE RATES FOR TOWN OF PLEASANT VALLEY “MAGIC MASTERS” 2012 SUMMER BASKETBALL CAMP PROGRAM

WHEREAS, the Town Board of the Town of Pleasant Valley intends to operate a one week summer basketball camp program with the Harlem Magic Masters (“Magic Masters”) from July 23, 2012 through and including July 27, 2012; and

WHEREAS, the Magic Masters Camp Program shall operate each day from 9:00 a.m. through 4:00 p.m.; and

WHEREAS, recognizing that some families may require additional day care that extends beyond the Magic Masters’ Camp schedule, the Town may also provide “before” and “after” care services to children enrolled in the Magic Masters Camp Program; and

WHEREAS, the Town Board hereby desires and intends to establish the tuition rates for the 2012 Magic Masters Camp Program; and

WHEREAS the Town Board hereby desires and intends to establish the tuition rates for before and after care which may be provided to children enrolled in the Magic Masters Camp Program; now therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby establishes the tuition rates for the 2012 Magic Masters Camp Program as follows:

\$200.00 per week for Pleasant Valley residents and
\$225.00 per session for non-residents of Pleasant Valley and

be it further

RESOLVED, that tuition for the Magic Masters Camp Program shall be paid to the Magic Masters directly; and be it further

RESOLVED, that the rates for before and after care in connection with the Magic Masters Camp Program are hereby established as follows:

\$15 per week for before care (8:00 a.m. through 9:00 a.m.)
\$15 per week for after care (4:00 p.m. through 5:00 p.m.)

and be it further

RESOLVED, that before and after care rates shall be paid directly to the Town of Pleasant Valley.

MOTIONED BY: C. CAMPBELL
SECONDED BY: L. MILICAJ

DATED: March 28, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	
Carried.		

TOWN BOARD RESOLUTION NO.: 80/2012

**RE: AUTHORIZING THE TOWN OF PLEASANT VALLEY
RECREATION DEPARTMENT TO ENTER INTO A CONTRACT
WITH THE MAGIC MASTER BASKETBALL CAMP\CLINIC TO
BE HELD AT THE ARLINGTON MIDDLE SCHOOL GYM AS
TOWN OF PLEASANT VALLEY=S SUMMER CAMP PROGRAM**

WHEREAS, the Town Board of the Town of Pleasant Valley desires to offer a one week basketball camp/clinic to the public during the 2012 Summer season; and

WHEREAS, the Town Recreation Director has recommended that the Town enter into an agreement with the Harlem MagicMasters, a professional entertainment basketball organization, that brings basketball camp programs designed to develop basketball skills and provide positive motivation for children to local venues such as the Town of Pleasant Valley; now therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley desires and intends to enter into an agreement with the Harlem MagicMasters to provide a one week basketball camp/clinic for children ages 7-17 to be located at the Arlington Middle School; and be it further

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby authorize the Supervisor to execute a contract, in substantially the same form as attached hereto, subject to final review and approval by the Attorney for the Town, with the Harlem MagicMasters for that purpose.

MOTIONED BY: S. ALBRECHT
SECONDED BY: D. SAGLIANO

DATED: March 28, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 6 – Flood Mitigation RFP:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 75/2012

**RE: RESOLUTION AUTHORIZING AN AGREEMENT WITH
CLARK PATTERSON LEE WITH RESPECT TO TOWN HALL
FLOOD MITIGATION PLAN IMPLEMENTATION PROPOSAL**

WHEREAS, the Town of Pleasant Valley is preparing a Mitigation Plan to be presented to and accepted by the Dutchess County Department of Planning and Development; and

WHEREAS, Clark Patterson Lee, said engineers, submitted a proposal dated March 1, 2012 for the preparation of bid documents for various options as outlined therein for flood mitigation measures; the preparation of bid documents and the solicitation of bids and for the recommendation of a bid award; now, therefore, be it

RESOLVED, the Town Board Town of Pleasant Valley hereby authorizes Clark Patterson Lee, Town Engineer to provide the services for the Town Hall Flood Mitigation Plan Implementation as outlined in their proposal dated March 1, 2012 for tasks "1" through "4", in an amount not to exceed \$12,500.00 and additional amount set to not to exceed \$3,000.00 on a time and material basis for Task "5" if option "3" is selected; and be it further

RESOLVED, that the Town Supervisor be and hereby is authorized to execute any documents necessary to effectuate the intent of this Resolution.

MOTIONED BY: S. ALBRECHT
SECONDED BY: D. SAGLIANO

DATED: March 28, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 7 – Adopt Resolution to Cancel Contract for 215 West Road:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO: 82/2012

RE: 215 WEST ROAD

Whereas, pursuant to Resolution dated December 14, 2011, the Town Board of the Town of Pleasant Valley authorized the Town Supervisor to execute a Contract to acquire property commonly know as 215 West Road, in the Town of Pleasant Valley, which contract was dated December 23, 2011; and

Whereas, said Contract contained a number of contingencies including, the passage of any referendums pertaining to the financing of the acquisition of the subject property pursuant to Bond Resolution or Capital Reserve Resolution and the Contract included an option to cancel the transaction until April 5, 2012, to accommodate the time necessary to conduct the referendum;

Whereas, pursuant to the referendum, which occurred on March 22, 2012, the three (3) financing Resolutions adopted by the Town Board on December 14, 2011, were defeated; and

Whereas, without authorization of said financing the Town Board is not in a position to acquire the subject property pursuant to the terms of the Contract; now, therefore, be it

Resolved, that the Town Supervisor and the Attorney for the Town are hereby authorized and directed to cancel the Contract of Sale dated December 23, 2011 and that the Seller and/or the Seller's counsel shall be advised accordingly with the appreciation of the Town for their cooperation during this process.

Motion by: Councilman Sagliano
Seconded by: Councilman Albrecht

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 8 – Authorize the Town to Enter into Contract With The Dutchess County SPCA:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 78/2012

**RE: AUTHORIZING THE TOWN TO ENTER INTO A
CONTRACT WITH DUTCHESS COUNTY SPCA FOR DOG
CONTROL SERVICES PRUSUANT TO SECTION 114 OF
ARTICLE 7 OF THE AGRICULTURE AND MARKETS
LAW AND SECTION 64 OF THE TOWN LAW**

WHEREAS, the Town of Pleasant Valley is required by Town Code and Article 7 of the Agriculture and Markets Law of the State of New York to perform certain services with respect to dog control; and

WHEREAS, the Town, pursuant to Section 114 of Article 7 of the Agriculture and Markets Law of the State of New York, has the authority to contract for dog control services and pursuant to Section 64 of the Town Law to enter into such contracts; and

WHEREAS, the DUTCHESS COUNTY SPCA (“SPCA”) is an incorporated humane society as required by Section 114 of Article 7 of the Agriculture Markets Law of the State of New York; and

WHEREAS, the SPCA dog control is currently providing dog control services to

the Town pursuant to an agreement that expired December 31, 2011 and was converted to a month to month agreement; and

WHEREAS, the Town desires to enter into a new contract with the SPCA to provide for dog control services within the Town of Pleasant Valley; and

NOW THEREFORE BE IT

RESOLVED that the Supervisor of the Town of Pleasant Valley be, and he hereby is, authorized and empowered to execute an Agreement with the Dutchess County SPCA for dog control services provided for in the contract annexed hereto in substantially the same form as annexed hereto, subject to the review and approval of the Attorney for the Town.

And Be It Further

RESOLVED, that the Dutchess County SPCA is hereby designated a “dog control office” for purposes of Chapter 44 “dogs” of the Code of the Town of Pleasant Valley.

Dated: March 28, 2012

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Sagliano

ROLL CALL:

AYE

NAY

Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 9 – Authorize 30 Day Waiver for Madison’s Café:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 76/2012

**RE: JAY’S PIZZA CAFÉ INC. D\B\A MADISON’S PIZZA CAFÉ,
12-17 NORTH AVENUE LIQUOR LICENSE APPLICATION**

WHEREAS, Jason Kiggins as President of Jay’s Pizza Café, Inc. d\B\A Madison’s Pizza Café submitted a Notice of Intent to file a new application for an On-Premises Alcoholic Beverage License for liquor, wine and beer to be sold at a location in Milestone Square Plaza, 13-17 North Avenue, Pleasant Valley, New York; and

WHEREAS, pursuant to the applicable provisions of the Alcohol and Beverage Control Law Section 64, Subdivision 2(a), the Town has been notified of their intent to file an application for a liquor license with the New York State Liquor Authority; and

WHEREAS, a thirty (30) day hold before said application can be filed is mandated by New York Alcohol and Beverage Control Law, however, this time period may be waived by the municipality; and

WHEREAS, the Town Board wishes to assist the applicant in expediting the application process so as to allow a new business to achieve the greatest level of success by expediting this approval process; now, therefore, be it

RESOLVED, that to the extent permitted by the New York State Liquor Authority, the Town Board hereby waives the requirement that written notice of the application be given to the Town at least thirty (30) days prior to submitting this application; and be it further

RESOLVED, that the Town Clerk is hereby authorized to issue a letter to the applicant and to the New York State Liquor Authority to confirm the Town’s receipt of the Notice of Intent to file for the liquor license and a waiver of the thirty (30) day hold on the processing of said application.

MOTIONED BY: L.MILICAJ
SECONDED BY: D. SAGLINAO

DATED: March 28, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

OPEN THE MEETING TO THE PUBLIC:

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

Bill Kerns – Masten Road – asked the Town Board where are we heading about getting a new Town Hall.

Supervisor Tomik – noted that the Town is looking into ways to seal the building against future flooding.

Councilman Sagliano – noted that the Town should look at other ideas, the Town Board should solicit 5 residents to be on a committee to find space for the Town.

Steve MacNish- Valley View Road – stated that he, Rolando Ghedini and a neighbor of Steve's did some work on the 215 West Road Project and are willing to work with the Town Board if they chose to look for some space.

Susan Tooker – Wigsten Road – stated that she was opposed to buying the building, feels that the Town should make a Town Center. Susan asked about the community garden.

Councilman Albrecht – asked where is the garden going to be located, who is going to put up the fence and who is supplying the water.

Susan Tooker – Wigsten Road – stated that she took time off to come to this meeting, she wants an answer if the community garden is going to happen.

Councilman Albrecht – asked who is the leader of the community garden?

Susan Tooker – Wigsten Road – no one person will be the leader. Susan wants answers from the Town Board. She wants the Town Board to tell the community garden committee what they want them to do, what other information they need from them.

Town Attorney, Scott Volkman – noted that the Highway Department will not be supplying water.

CLOSE THE MEETING TO THE PUBLIC:

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

ADJOURN:

Motion by Councilman Sagliano, seconded by Councilwoman Milicaj to adjourn the meeting at 8:54PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

WORKSHOP MEETING

APRIL 4, 2012

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting on Wednesday, April 4, 2012 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

Item # 1 – Discuss Magic Masters Basketball Camp:

Recreation Director, Sandy Coe stated that she has spoken to a representative from Magic Masters regarding asking for further information regarding their insurance policy.

Councilman Sagliano – asked about what is schedule “A” on the contract.

Supervisor Tomik introduced the new recreation committee members to the Town Board, Supervisor Tomik and the Town Board thanked them for their commitment.

Item # 2 – Discuss Open Space RFP:

Sandra Larkin reviewed with the Town Board the Open Space’s recommendation as to who they would like to award the RFP to. Their recommendation is filed with the minutes.

The Town Board had discussion regarding two (2) of the proposals and it was agreed to have the two (2) companies come in for an interview. Supervisor Tomik will notify the companies to come to the Town Board meeting at 6:30PM for an interview.

Motion by Councilman Sagliano, seconded by Councilwoman Milicaj the Town Board authorized the Town Clerk to advertise that the Town Board Meeting will begin at 6:30PM to go into Executive Session to conduct interviews for the Open Space RFP, carried.

Item # 3 – Discuss Public Hearing for Flood Damage Prevention:

Town Attorney, Scott Volkman noted that he had given a copy of the Local Law for the Town Board for their review. Mr. Volkman noted that the Town has to update the Law to maintain their flood coverage. Mr. Volkman did note that the DEC had made some minor changes and the Law has to be filed by May 1st.

Item # 4 – A Donation of a Bench for Tom Reed’s Years of Service:

Supervisor Tomik noted that he has spoken with Tom Reed’s daughter and the family would like to donate a bench in honor of her father and grandfather for their years of service to the Town of Pleasant Valley.

Item # 5 – Maven Technologies – Electronic Recycling:

Supervisor Tomik noted that Maven Technologies had contacted him regarding putting containers at the compactor to collect our electronics. Supervisor Tomik noted that the Town Board would have to authorize him to sign the agreement.

Councilman Sagliano asked where the containers would be located at the compactor and what electronics would be accepted.

Supervisor Tomik noted that the containers would be located inside the building where the newspapers are located.

Item # 6- Discuss Cornerstone Phone Service:

Supervisor Tomik noted that he met with representatives from Cornerstone regarding the Town’s phone service. It was noted that the Town currently doesn’t have a contract with them but if we sign a contract with them our cost for phone service would be lowered.

Councilman Sagliano noted that he is looking into different companies to provide service to the Town.

It was noted that the phones at Town Hall need to be updated.

Item # 7 – Updates to Employee Handbook:

Supervisor Tomik noted that for better bookkeeping he would like to have vacation and sick time converted from days to hours. It would be amendments to section 802 and section 803 of the Employee Handbook.

The Town Board would adopt these amendments at the April 11, 2012 Regular Town Board Meeting.

EXECUTIVE SESSION:

Motion by Councilman Steve Albrecht, seconded by Councilman Don Sagliano the Town Board entered into Executive Session at 7:48PM under Public Officers Law section 105.1D Pending Litigation and section 105.1F Personnel Matter, carried.

No action taken.

Motion by Councilman Steve Albrecht, seconded by Councilwoman Campbell the Town Board came out of Executive Session at 9:26PM, carried.

ADJOURN:

Motion by Councilwoman Campbell to adjourn the meeting at 9:28PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

PUBLIC HEARING

REGULAR TOWN BOARD MEETING

APRIL 11, 2012

The Pleasant Valley Town Board held a Public Hearing and its regularly scheduled Regular Town Board Meeting on Wednesday, April 11, 2012 at 6:30PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
Carol Campbell Councilwoman
Lisa Milicaj Councilwoman
Don Sagliano Councilman
Carl Tomik Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

EXECUTIVE SESSION:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell the Town Board entered into Executive Session at 6:34PM under Public Officers Law Section 105.1F matters leading to an appointment of employment, carried.

No action taken.

Motion by Councilman Albrecht, seconded by Councilwoman Campbell the Town Board came out of Executive Session at 7:06PM, carried.

PUBLIC HEARING:

Adopting a Local Law 1/2012 entitled "A Local Law of the Town of Pleasant Valley, Dutchess County, New York repealing Chapter 50 of the code of the Town of Pleasant Valley adopting a New Flood Damage Prevention Law":

OPEN THE PUBLIC HEARING TO THE PUBLIC:

Motion by Councilwoman Campbell, seconded by Councilwoman Milicaj to open the meeting to the public, carried.

No comments heard.

CLOSE THE PUBLIC HEARING TO THE PUBLIC:

All residents having had ample time to speak the Public Hearing was closed to the public motion by Councilwoman Campbell, seconded by Councilman Albrecht, carried.

MINUTES: of 03/07/2012 Workshop Meeting
03/14/2012 Regular Town Board Meeting
03/28/2012 Special Town Board Meeting

were approved on motion by Councilwoman Campbell, seconded by Councilman Albrecht, carried.

TOWN BOARD COMMITTEE REPORTS:

Legislative Committee Report – Councilman Sagliano noted that the Town Board will be voting on a new Local Law under new business.

Recreation Committee Report – Supervisor Tomik stated that he has spoken with Recreation Director, Sandy Coe regarding canceling the basketball camp because Sandy hasn't heard back regarding the insurance.

Technology Report – Councilman Sagliano stated that he called Cornerstone but would like to get three (3) months of bills to review.

Insurance Report- Councilwoman Campbell noted that she had read something on face book regarding funds from the state for reimbursement from Hurricane Irene and Tropical Storm Lee. Supervisor Tomik will look into this.

Open Space Report – Still reviewing the RFP's.

ORAL/COMMITTEE REPORTS:

County Legislator, Peter Wilkinson – stated that the department of Planning and Development is having a workshop in April to begin the Urban County Qualification process for Community Block Grant Program for the fiscal year 2013-2015. Peter also noted that the County is looking into using serial bonds to offset the costs of buses, highway costs, bridge improvements and the purchase of motor vehicles for various departments in the County. Pete also noted that the Sheriff's Office would also be purchasing motor vehicles with the help of grant money.

Highway Superintendent, Butch Gardner – reviewed with the Town Board his monthly report. Butch noted that they have swept 110 road and they did the Helen Aldrich parking lot, the compactor parking lot and the Town Hall parking lot. Butch noted that the Highway Department helped the recreation department with the grading of the ball fields.

OPEN THE MEETING FOR AGENDA ITEMS ONLY:

Motion by Councilman Sagliano, seconded by Councilman Albrecht to open the meeting for agenda items only, carried.

No comments heard.

CLOSE THE MEETING FOR AGENDA ITEMS ONLY:

Motion by Councilman Sagliano, seconded by Councilwoman Milicaj to close the meeting to the public for agenda items only, carried.

Item # 1 – Adopt Local Law X of 2012 Flood Damage Prevention Law:

Town Attorney, Scott Volkman reviewed the resolution:

TOWN BOARD RESOLUTION NO.: 83/2012

RE: ADOPTING LOCAL LAW 1/2012 ENTITLED “A LOCAL LAW OF THE TOWN OF PLEASANT VALLEY, DUTCHESS COUNTY, NEW YORK REPEALING CHAPTER 50 OF THE CODE OF THE TOWN OF PLEASANT VALLEY AND ADOPTING A NEW FLOOD DAMAGE PREVENTION LAW

WHEREAS, the Flood Insurance Rate Map establishing 100 year base flood elevations for the Town of Pleasant Valley has been completed by the Federal Emergency Management Agency; and

WHEREAS, the Town Board recently received a recommendation from the New York State Department of Environmental Conservation to amend the Code of the Town of Pleasant Valley to correctly reference the revised Flood Insurance Rate Map; and

WHEREAS, the aforesaid amendment is required for the Town of Pleasant Valley’s continued eligibility in the National Flood Insurance Program; and

WHEREAS, the Town Board of the Town of Pleasant Valley has determined that it is necessary to rescind the current Chapter 50 entitled, “Flood Damage Prevention” to be replaced with a new Chapter 50 entitled, “Flood Damage Prevention” in order to be in compliance with the revised Flood Insurance Rate Map; and

WHEREAS, the Town Board has determined that it is in the best interest of the residents of the Town of Pleasant Valley to adopt such a local law; and

WHEREAS, the adoption of such a local law is a Type II action pursuant to 6 NYCRR Section 617.5(c)(20) and (27) and is otherwise exempt from the environmental review pursuant to the New York State Environmental Review Act; and

WHEREAS, a Resolution was duly adopted by the Town Board of the Town of Pleasant Valley introducing proposed Local Law 1 of 2012, Chapter 50 Flood Damage Prevention; and

WHEREAS, the Public Hearing was duly advertised in the Poughkeepsie Journal, the official newspaper of the Town; and

WHEREAS, the Public Hearing was held on April 11, 2012 and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law or any part thereof; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby repeals Chapter 50, "Flood Damage Prevention Law" of the Code of the Town of Pleasant Valley, Dutchess County, New York, being Local Law No. 1 of 1997, as amended; and be it further

RESOLVED, that the Town Board of the Town Pleasant Valley hereby adopts Local Law 1 of 2012, Chapter 50, "Flood Damage Prevention" a copy of which is attached hereto and made a part of this Resolution; and be it further

RESOLVED, that the Town Clerk is hereby authorized and directed to give due notice of the adoption of said Local Law and the Federal Emergency Management Agency, the Dutchess County Department of Planning and Development, the Secretary of State of New York, and the NYS Department of Environmental Conservation (Floodplain Management Section) and the Regional Office of the NYS Department of Environmental Conservation, as required by law.

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Milicaj

DATED: April 11, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 2 – Maven Technologies Recycling Contract:

Motion by Councilwoman Campbell, seconded by Councilwoman Milicaj to table resolution #84/2012 until further review of the contract, carried.

Highway Superintendent, Butch Gardner asked if Maven Technologies could pick up the containers that are already at the compactor before the contract is signed.

It was stated by the Town Board that the containers should stay until the contract is signed.

Item # 3 – Designation of Depositories:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 85/2012

RE: DESIGNATION OF DEPOSITORIES

WHEREAS, by Resolution 28/2012 the Town Board designated depositories for Town uses for the year 2012; and

WHEREAS, upon the recommendations of the Town Supervisor, the Town Board is desirous of adding additional depositories to the approval list; now, therefore, be it

BE IT RESOLVED, that the following financial institutions shall be designated as depositories for all Town monies for the year 2012, pursuant to Section 64(1) of Town Law and said depositories shall be utilized at the discretion of the Supervisor subject to approval by the Town Board of appropriate conduit agreements as required by General Municipal Law:

1. JP Morgan Chase Manhattan Bank
2. Citizens Bank
3. M & T Bank
4. First Niagra Bank, N.A.

MOTIONED BY: Councilwoman Milicaj
SECONDED BY: Councilman Albrecht

DATED: April 11, 2012

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	

Supervisor Tomik

X

Carried.

Item # 4 – Employee Handbook Update:

Town Attorney, Scott Volkman reviewed the following resolutions:

TOWN BOARD RESOLUTION NO 86/2012

**RE: AMENDMENT OF SECTION 802 OF THE TOWN OF
PLEASANT VALLEY EMPLOYEE HANDBOOK**

WHEREAS, Section 802 of the Town of Pleasant Valley Handbook sets forth the Town's policy with respect to "Vacation Leave"; and

WHEREAS, the Town Board of the Town of Pleasant Valley wishes to add new provisions to Section 802; now, therefore, be it

RESOLVED, that a new "Definition" paragraph of Section 802 of the Town of Pleasant Valley Employee Handbook shall be added between "Eligibility" and "Allowance" paragraphs to read as follows:

Definition: "Week" and "Day" shall mean the respective number of hours an employee is customarily scheduled to work for such period. For example, for an employee who is customarily scheduled to work 32 hours in a 5 day week, "Week" shall mean 32 hours and "Day" shall mean 6.4 hours.

; and, be it further

RESOLVED, that a new paragraph "Conversion of Days to Hours" shall be added to the Town of Pleasant Valley Employee Handbook at the end of Section 802 to read as follows:

Any accumulated vacation days in effect as of April 30, 2012, shall be converted from days to hours based upon the definition set forth in the "Definition" section above.

; and, be it further

RESOLVED, that this Resolution shall take effect as of May 1, 2012; and be it further

RESOLVED, that a copy of this Resolution shall be added and included in the Town of Pleasant Valley Employee Handbook, adopted April 11, 2007, as amended and that a copy of this Resolution be distributed to Town employees and elected officials.

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Milicaj

DATED: April 11, 2012

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	
Carried.		

TOWN BOARD RESOLUTION NO 87/2012

RE: AMENDMENT OF SECTION 803 OF THE TOWN OF PLEASANT VALLEY EMPLOYEE HANDBOOK

WHEREAS, Section 803 of the Town of Pleasant Valley Handbook sets forth the Town's policy with respect to "Sick Leave"; and

WHEREAS, the Town Board of the Town of Pleasant Valley wishes to a new provisions to the "Sick Leave" paragraph of Section 803; now, therefore, be it

RESOLVED, that a new "Definition" paragraph of Section 803 of the Town of Pleasant Valley Employee Handbook shall be added between "Eligibility" and "Allowance" paragraphs to read as follows:

Definition: "Week" and "Day: shall mean the respective number of hours an employee is customarily scheduled to work for such period. For example, for an employee who is customarily scheduled to work 32 hours

in a 5 day week, “Week” shall mean 32 hours and “Day” shall mean 6.4 hours.

; and, be it further

RESOLVED, that a new paragraph “Conversion of Days to Hours” shall be added to the Town of Pleasant Valley Employee Handbook at the end of Section 803 to read as follows:

Any accumulated sick days in effect as of April 30, 2012, shall be converted from days to hours based upon the definition set forth in the “Definition” section above

; and, be it further

RESOLVED, that this Resolution shall take effect as of May 1, 2012; and be it further

RESOLVED, that a copy of this Resolution shall be added and included in the Town of Pleasant Valley Employee Handbook, adopted April 11, 2007, as amended and that a copy of this Resolution be distributed to Town employees and elected officials.

MOTIONED BY: S. ALBRECHT

SECONDED BY: L. MILICAJ

DATED: April 11, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

TOWN BOARD RESOLUTION NO 88/2012

**RE: AMENDMENT OF SECTION 804 OF THE TOWN OF
PLEASANT VALLEY EMPLOYEE HANDBOOK**

WHEREAS, Section 804 of the Town of Pleasant Valley Handbook sets forth the Town's policy with respect to "Personal Leave"; and

WHEREAS, the Town Board of the Town of Pleasant Valley wishes to add new provisions to Section 804; now, therefore, be it

RESOLVED, that a new "Definition" paragraph of Section 804 of the Town of Pleasant Valley Employee Handbook shall be added between "Eligibility" and "New Employee Allowance" of those sections to read as follows:

Definition: "Week" and "Day: shall mean the respective number of hours an employee is customarily scheduled to work for such period. For example, to work for an employee who is customarily scheduled to work 32 hours in a 5 day week, "Week" shall mean 32 hours and "Day" shall mean 6.4 hours.

; and, be it further

RESOLVED, that a new paragraph "Conversion of Days to Hours" shall be added to the Town of Pleasant Valley Employee Handbook to read as follows:

Any accumulated personal days in effect as of April 30, 2012, shall be converted from days to hours based upon the definition set forth in the "Definition" section above.

; and, be it further

RESOLVED, that this Resolution shall take effect as of May 1, 2012; and be it further

RESOLVED, that a copy of this Resolution shall be added and included in the Town of Pleasant Valley Employee Handbook, adopted April 11, 2007, as amended and that a copy of this Resolution be distributed to Town employees and elected officials.

MOTIONED BY: L. MILICAJ

SECONDED BY: C. CAMPBELL

DATED: April 11, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

TOWN BOARD RESOLUTION NO. 89/2012

RE: AMENDMENT TO SECTION 807 OF THE TOWN OF PLEASANT VALLEY EMPLOYEE HANDBOOK

WHEREAS, Section 807 in the Town of Pleasant Valley Employee Handbook sets forth the Town's policy with respect to "Medical Insurance for Retirees"; and

WHEREAS, the Town Board of the Town of Pleasant Valley wishes to amend the "Disability Related Retirement" paragraph of Section 807; now therefore, be it

RESOLVED, that the "Disability Related Retirement" paragraph in Section 807 in the Town of Pleasant Valley Handbook shall be amended to read as follows:

Disability Related Retirement - a full-time employee or full-time Elected Official who must retire due to a non-job related disability and is unable to work, can elect to continue medical insurance coverage under the same premium payment provisions as shown in the "Premium Payment" paragraph of this section. When a full-time employee or a full-time Elected Official retires due to job related disability, the Town will pay 50% of the medical insurance premium of the plan the employee was covered under as of the last day of employment for individual and/or family medical coverage for the first twelve months immediately following the date of retirement. Following, that such employee may elect to continue such medical insurance coverage under the same premium payment provisions as shown in the "Premium Payment" paragraph of this section. The individual must have at least fifteen consecutive years of service with the Town and been granted an official disability related retirement by the New York State Retirement System. Coverage will also continue for eligible dependent(s). If such disabled employee or Elected Official should die before his or her dependent(s), the dependent(s) may continue medical insurance coverage provided they pay the full cost of the premium.

If the spouse of a disabled employee or Elected Official has medical insurance available through his or her place of employment, the family coverage must be taken by the employed spouse. If the employee or Elected Official has no other dependents, the spouse need only obtain medical insurance for him or herself through his or her place of employment.

; and, be it further

RESOLVED, that this Resolution shall take effect as of May 1, 2012; and be it further

RESOLVED, that a copy of this Resolution shall be added and included in the Town of Pleasant Valley Employee Handbook, adopted April 11, 2007, as amended and that a copy of this Resolution be distributed to Town employees and elected officials.

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Milicaj

DATED: April 11, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

*Motion by Supervisor Tomik, seconded by Councilwoman Campbell the Town Board chose to table Resolution #90/2012 until further review.

Item # 5 – Approve Claims:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 91/2012

RE: AUTHORIZING PAYMENT OF ABSTRACT No.4 OF 2012

WHEREAS, the Town of Pleasant Valley Town Board has audited the bills presented by the Town Clerk, and an abstract has been compiled; now therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to pay all claims as follows;

1.	Abstract 4 of 2012	General Fund Claim #224-301	\$ 341,780.30
2.	Abstract 4 of 2012	Highway Fund Claims #60-71	\$ 56,575.04
3.	Abstract 4 of 2012	Ambulance District #3	\$ 6,163.73
4.	Abstract 4 of 2012	Con Light #3	\$ 3,278.19
5.	Abstract 4 of 2012	PV Fire District #1	\$1,367,194.00

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Sagliano

DATED: April 11, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht	X
Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 6 Highway Equipment Fund Transfer:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION 92/2012

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 2011 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 Albrecht

Seconded by: Councilman Sagliano

Carried.

Item # 7 – Appoint Consultant for Open Space RFP:

A decision will not be made at tonight's meeting.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to open the meeting to the public, carried.

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to close the meeting to the public, carried.

SUPERVISOR'S COMMENTS:

Supervisor Tomik apologized for jumping the gun on the Maven Technologies contract.

ADJOURN:

Motion by Councilman Albrecht to adjourn the meeting at 8:20PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

WORKSHOP MEETING

MAY 2, 2012

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting on May 2, 2012 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
Carol Campbell Councilwoman
Don Sagliano Councilman
Carl Tomik Supervisor

ABSENT: Lisa Milicaj Councilwoman

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

Item # 1 – Audit Presentation/Rae D’Achille:

Town Account, Rae D’Achille gave an overview of the Town’s Audit. Rae noted that the Town still doesn’t keep a record of their fixed assets. (Audit on file in the Town Clerk’s Office).

Item # 2 – Donation of Bench from the Reed Family:

Supervisor Tomik noted that he waiting for a letter from the Reed Family regarding a donation of a bench honoring former Judge Thomas Reed and his father former Judge John A. Reed who both served as Judges for the Town of Pleasant Valley for several years.

Item # 3 – Mill Site Security Cameras:

Supervisor Tomik noted that he had met with Northeast Computer Service and they have given the Town Board a quote on security cameras. Supervisor Tomik also noted that he has spoken with two (2) people regarding repairing the fountain at the Mill Park.

Item # 4 – Discussion on Salt Shed:

Town Engineer, Greg Bolner is proposing to provide services at a budget of \$2,000.00 to provide a sketch plan for the proposed salt shed. The Town Board will approve this at the May 9, 2012 Regular Town Board Meeting.

Item # 5 – Maven Technology Contract:

Town Attorney, Scott Volkman reviewed the Maven Technology Contract with the Town Board. The Town Board will authorize the Supervisor to sign the Maven Technology Contract at the May 9, 2012 Regular Town Board Meeting.

Item # 6 – Community Garden:

Tabled at this time.

Item # 7 – Community Block Grant Funding Agreement:

The Town Board will authorize the Supervisor to sign the agreement at the May 9, 2012 Regular Town Board Meeting.

Item # 8 – Employees Handbook Update:

The Town Board will discuss this at the June’s Workshop Meeting.

Item # 9 – Open Space Discussion:

The Town Board agreed that they would allow the Open Space to review the update from Behan Consulting and they would address it again at the June Workshop Meeting.

Item # 10 – CVS Tax Certiorari:

The Town Board will vote on this at the May 9, 2012 Regular Town Board Meeting.

Teddi Southworth – discussed with the Town Board regarding getting a badge to use while taking pictures at Town functions and sign magnet for her car. The Town Board informed Teddi to purchase the items and submit a voucher for payment.

ADJOURN:

Motion by Councilwoman Campbell to adjourn the meeting at 8:20PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

REGULAR TOWN BOARD MEETING

MAY 9, 2012

The Pleasant Valley Town Board held their regularly scheduled Town Board Meeting on Wednesday, May 9, 2012 at 7:00PM, at Town Hall 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
Carol Campbell Councilwoman
Lisa Milicaj Councilwoman
Carl Tomik Supervisor

ABSENT: Don Sagliano Councilman

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

MINUTES: of 04/04/2012 Workshop Meeting
04/11/2012 Public Hearing/Regular Town Board Meeting
04/26/2012 Special Town Board Meeting

Were approved on motion by Councilwoman Campbell, seconded by Councilman Albrecht, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Tax Collector Monthly Report
4. Building, Zoning, Planning and Fire Monthly Report
5. Recreation Monthly Report
6. Assessor's Monthly Report
7. Above Ground Storage Report
8. Monthly Trial Balance Reports

TOWN BOARD COMMITTEE REPORTS:

1. Recreation Committee Report – Supervisor Tomik noted that Recreation Director, Sandy Coe is conducting interviews for summer counselors.

ORAL/COMMITTEE REPORTS:

County Legislator, Peter Wilkinson noted that the County Committees would be meeting Thursday, May 10, 2012. Peter noted a few items that the County would be discussing. Resolution to use Serial Bonds to repair Highway Bridges; Resolution to use Serial Bonds to do reconstruction of some buildings around the County; Resolution to authorize

work to be done at the Dutchess County Airport and a resolution to use Serial Bonds for the purpose of purchasing motor vehicles for the County.

CORRESPONDENCE:

Supervisor Tomik noted that the correspondence is on file in the Town Clerk's Office.

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

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

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to close the meeting to the public, carried.

NEW BUSINESS:

Item # 1 – Presentation by MS-4 Coordinator Walt Artus:

Walt Artus reviewed the MS-4 report that needs to be filed with the NYS DEC. Walt also stated that the Supervisor will need to sign the report. The report is filed in the Town Clerk's office.

TOWN BOARD RESOLUTION NO.: 99/2012

RE: ANNUAL MS4 REPORT

WHEREAS, the Town of Pleasant Valley is required to file an annual MS4 Report; and

WHEREAS, the Town of Pleasant Valley has retained the services of Stormwater Management Consultants, Inc., for purposes of assisting the Town in preparation of this annual report; and

WHEREAS, the Town of Pleasant Valley conducted a public meeting on May 9, 2012 to consider the report prepared by Stormwater Management Consultants Inc., for the period ending March 9, 2012 ; now, therefore, be it

RESOLVED, that the Town Supervisor be and hereby is authorized and directed to execute the certification for the MS4 Report for the period ending March 9, 2012; and, be it further

RESOLVED, that the Town Supervisor and Stormwater Management Consultants, Inc. are hereby directed to file the report with the New York State Department of Environmental Conservation; and, be it further

RESOLVED, that a copy of the report shall be filed in the Town Clerk's office where it shall be available for public inspection and that an electronic copy of the report shall be posted on the Town of Pleasant Valley website.

MOTIONED BY: ALBRECHT
SECONDED BY: MILICAJ

DATED: May 9, 2012

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano			X
Supervisor Tomik	X		

Carried.

Item # 2 – Approve Town Engineer to Review Plans for Proposed Salt Shed:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 94/2012

**RE: AUTHORIZING ENGINEERING SERVICE FOR
HIGHWAY SALT SHED CONCEPTUAL PLANNING**

WHEREAS, in 2006 the Town Board approved plans and specifications for the potential construction of a Highway Salt Storage Facility; and

WHEREAS, the project ultimately went out to bid but in 2007 the bids were all rejected and the project did not proceed; and

WHEREAS, there are potential opportunities for grants and funding for municipal projects that will potentially require updated plans and specifications; and

WHEREAS, the Town Highway Superintendent and the Town Engineer have

sought authority from the Town Board to allow the Town Engineer to review the status of the prior plans to determine whether they are suitable or require revisions before considering seeking funding for this or a revised project; and

WHEREAS, the Town Engineer submitted a proposal to the Town Board dated May 2, 2012; now, therefore, be it

RESOLVED, that Clark Patterson Lee be, and are hereby, authorized to perform services as outlined in their proposal dated May 2, 2012, to develop a conceptual plan and an engineering cost estimate in an amount not to exceed Two-Thousand Dollars.

MOTIONED BY: ALBRECHT
SECONDED BY: MILICAJ

DATED: May 9, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano			X
Supervisor Tomik	X		

Carried.

Item # 3 – Authorize the Supervisor to Sign Maven Technologies/Recycling:

Town Attorney, Scott Volkman noted that the contract with Maven Technologies is a 5 year contract and it can be canceled with 60 days notice by either party.

Councilwoman Milicaj noted that there was no environmental insurance included in the contract and feels that it should be included.

Town Attorney, Scott Volkman noted that he would look into this.

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 84/2012

RE: AUTHORIZING AWARD OF CONTRACT TO MAVEN TECHNOLOGIES, LLC, COMPUTER AND ELECTRONICS RECYCLING PROPOSAL

WHEREAS, the Town Board Town of Pleasant Valley operates a municipal transfer station to which residents bring their household trash and other items for disposal and recycling; and

WHEREAS, the Town Board of the Town of Pleasant Valley desires to provide residents with a convenient and environmentally safe method of disposing of computers and other electronic devices; and

WHEREAS, the Town Board Town of Pleasant Valley has received a proposal from Maven Technologies, LLC, for the collection and destruction of unused electronic devices and computers disposed by residents in the Town of Pleasant Valley; and

WHEREAS, the Town Board of the Town of Pleasant Valley has considered the proposal, which is not expected to result in the expenditure of any funds by the Town of Pleasant Valley and may in fact generate some income to the Town; and

WHEREAS, the Town Board is desirous to take advantage of the services offered by Maven Technologies, LLC; and

WHEREAS, Section 64 subsection 6, of the Town Law authorizes the Town to enter into such contracts; and

WHEREAS, Maven Technologies, LLC, has represented that they are qualified and willing to perform such services as set forth in the proposal dated March 8, 2012; 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 in substantially the same form as attached hereto and, subject to final review of the contract by the Attorney for the Town.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: May 9, 2012

6363-12-809581.

	Original	Reduction in	Final
<u>Tax Year</u>	<u>Assessment</u>	<u>Assessment</u>	<u>Assessment</u>
2011/2012	\$1,701,180	-0-	\$1,701,180

:and be it further

RESOLVED, that the Town Supervisor, Town Assessor and Gellert & Klein, P.C. Town Attorney to the Town of Pleasant Valley hereby authorize to take all action necessary and appropriate to effectuate the terms of this resolution.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilwoman Milicaj

DATED: May 9, 2012

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano			X
Supervisor Tomik	X		

Carried.

Item # 5 – Accept Audit Presented by Account Rae D’Achille:
Tabled until the June 13, 2012 Regular Town Board Meeting.

Item # 6 – Authorize Payment of Abstracts:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 95/2012

RE: AUTHORIZING PAYMENT OF ABSTRACT No.5 OF 2012

notifies Dutchess County by May 25, 2012, that it does not wish to continue to participate in the Community Development Grant Program for Fiscal Years 2013-2015; and

WHEREAS, if the Town does not elect to continue to participate, the Town will not be eligible to apply for grants under the State's Community Development Grant Program or as a part of the Urban County; and

WHEREAS, it is in the best interest of the Town to continue to participate in the Urban County Consortium for Fiscal Years 2013-2015; now, therefore, be it

RESOLVED, that the Town Supervisor be and hereby is authorized to execute the 2013-2015 Urban County Consortium ballot and advise the County of Dutchess of its intention to participate in the 2013-2015 Dutchess County Consortium.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

Councilwoman Milicaj asked Supervisor Tomik to explain what the Grant money is used for.

Supervisor Tomik explained that Grant money is used for upgrades to Town's and the Town of Pleasant Valley has gotten several in the past years.

DATED: May 9, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano			X
Supervisor Tomik	X		

Carried.

Town Engineer, Greg Bolner noted that he has spoken with Beth Doyle from Dutchess County Planning regarding the grant the Town has to upgrade the Town Hall bathrooms. Greg noted he is looking into maybe using the money to expand the project at Bower Park and put bathrooms there. Greg noted that he will continue to talk with Beth regarding this matter.

Item # 8 – Resignation of Laurie Fricchione in the Planning and Zoning Office:

Supervisor Tomik noted that Laurie Fricchione Secretary to the Planning and Zoning Office is resigning effective May 18, 2012. Supervisor Tomik noted that a help wanted ad has gone into the Poughkeepsie Journal.

Councilwoman Milicaj asked who will be doing the interviewing.

Supervisor Tomik noted that the personnel committee will be doing the interviewing.

Item # 9 – Accept Donation of a Bench from Jennifer Reed in Honor of Thomas A. Reed and John A. Reed:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO 98/2012

**RE: ACCEPTANCE OF A DONATION OF A BENCH FROM
JENNIFER REED IN HONOR OF THOMAS A. REED AND JOHN
A. REED**

WHEREAS, in honor of the contributions of John A. Reed the former Town Justice of the Town of Pleasant Valley from January 1, 1940 - December 31, 1971, and the contributions of Thomas A. Reed, former Town Justice of the Town of Pleasant Valley from January 1, 1972 - December 31, 2011, Jennifer Reed Carnecchia on behalf of the Reed family, has requested to make a donation to the Town of Pleasant Valley in the form of a bench; and

WHEREAS, Jennifer Reed has advised that the bench will contain a plaque in honor of John A. Reed and Thomas A. Reed; and

WHEREAS, the Town Board of the Town of Pleasant Valley is authorized by Town Law Section 64 to accept such a donation; now therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley on behalf of the all the residents in the Town of Pleasant Valley hereby gratefully accepts the donation of the bench in recognition of the dedicated service of John A. Reed and Thomas A. Reed to the Town of Pleasant Valley.

MOTIONED BY: ALBRECHT

SECONDED BY: CAMPBELL

DATED: May 9, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		

Councilman Sagliano
Supervisor Tomik

X

X

Carried.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to open the meeting to the public, carried.

Valentine Kochanowski – 738 Traver Road – stated that his neighbor is blocking his view when pulling out of his driveway. He would like the Town to put up a sign for no parking.

Highway Superintendent, Butch Gardner stated that the only time cars cannot park on Town Roads is from November 1st – April 15th. Butch noted that if the Town wants a no parking sign on a Town Road they would have to pass a resolution and forward onto the County DOT.

Mr. Kochanowski also spoke about a home on Parksville Road that needs to be cleaned up. The Town Board suggested that he contact the Zoning Administrator for him to look at it.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to close the meeting to the public, carried.

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to adjourn the meeting at 8:05PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

WORKSHOP MEETING

JUNE 6, 2012

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting on Wednesday, June 6, 2012 at 7:00, at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

Item # 2 – Community Garden Update:
Tabled at this time.

Item # 3 – Open Space RFP:

Open Space Chairperson, Sandra Larkin stated that the committee still feels that AKRF, Inc. should be hired as the consultant for the Farmland Protection and Open Space Plan.

Meta Poltnik, Open Space Committee Member stated that Peter Karis and Nina Peek did the work for the Recreation Master Plan and feels that they are more than qualified to be the consultants. Meta noted that recreation is part of the Open Space Plan.

Sandra Larkin asked the Town Board what their opinion is.

Councilwoman Milicaj noted that she was unable to review the second set of plans.

Supervisor Tomik asked the Open Space Committee who they would like the Town to hire.

Sandra Larkin stated that they would like to hire AKRF.

Councilwoman Campbell noted that she leans toward AKRF.

The Town Board will authorize the hiring a Farmland Protection and Open Space Consultant at the June 13, 2012 Regular Town Board Meeting.

Item # 1 – Recreation: Discuss Sponsor Fees/Program Fees:

The Town Board discussed increasing the sponsor fees for soccer and basketball.

Soccer \$100/\$125

Basketball \$75/\$100

Summer Basketball Drop In Program

\$10/\$20 non-resident \$25

Fall Basketball Grades 1-2:

\$50 resident \$60 non-resident

Fall Basketball Grades 3-12

1 child \$70/2 children \$65/3 or more \$60 resident

1 child \$80/ 2 children \$75/3 or more \$70 non-resident

The Town Board had discussion on giving employees a discount if their children participate in any of the Town's recreation programs.

Councilwoman Milicaj and Councilwoman Campbell not in favor of an employee discount.

Recreation Director, Sandy Coe talked about providing refreshments during the summer concerts.

The Town Board will be appointing the summer program staff and will authorize increasing sponsor fees and registration fees for basketball at the June 13, 2012 Regular Town Board Meeting.

The Town Board reviewed the proposed staff for the summer program 14 counselors for West Road and 4 counselors for Rainbow's End. CIT's are considered campers they will not have to be appointed.

The Recreation Committee gave the Town Board an update of their progress: Leigh Toth noted that Renee Cimillo has been nominated as the chairperson. The committee noted that they meet on a regular basis. Leigh noted that the committee has also met with Town Engineer, Greg Bolner and Peter Karis to review the proposed site for the handicap playground at Bower Park.

The committee feels that Helen Aldrich Park would be a better place for the bathrooms, since Pleasant Valley Weekend will be moving up there.

The Town Board had discussion with the committee regarding the grant money that the Town was awarded for the playground.

Item # 4 – Accept Audit from Rae D'Achille & Associates:

The Town Board will accept the audit at the June 13, 2012 Regular Town Board Meeting.

Item # 5 – NYCOMCO Contract:

The Town Board tabled this until the July 11, 2012 Regular Town Board Meeting.

Item # 6 – Authorize Town Clerk to Advertise for Highway Equipment:

The Town Board will authorize the Town Clerk to advertise for Highway Equipment at the June 13, 2012 Regular Town Board Meeting.

Item # 7 – Sheriff's Coverage Schedule:

Supervisor Tomik noted that he had a copy of the new schedule for the Sheriff's, but can't give an accurate dollar figure.

The Town Board discussed this matter at great length. The Town Board tabled this until the July 11, 2012 Regular Town Board Meeting.

Supervisor Tomik noted that he was contacted by a resident who was a former member of the Pleasant Valley Jaycees saying that there is a sign near Cooperfields that he made for the Jaycees. The resident asked Supervisor Tomik if he could remove the sign and keep it.

Highway Superintendent, Butch Gardner noted that the Town should take the sign down and bring it to the Mill Site museum.

Councilwoman Campbell discussed with the Town Board about passing a resolution regarding Indian Point Power Plant. Councilwoman Campbell noted that Clearwater would like to have Indian Point shut down. Councilwoman Campbell will have more information at the July 5, 2012 workshop meeting.

ADJOURN:

Motion by Councilman Albrecht to adjourn the meeting at 8:50PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

REGULAR TOWN BOARD MEETING

JUNE 13, 2012

The Pleasant Valley Town Board held their regularly scheduled Town Board Meeting on Wednesday, June 13, 2012 at 6:00PM, at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Mary Beth Muir, Deputy Town Clerk

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Councilman Sagliano the Town Board entered into Executive Session at 6:08PM under Public Officers Law section 105.1D pending litigation, carried.

No action taken

Motion by Councilman Albrecht, seconded by Councilwoman Campbell the Town Board came out of Executive Session at 7:02PM, carried.

MINUTES: of 05/12/2012 Workshop Meeting
05/09/2012 Regular Town Board Meeting

Were approved on motion by Councilman Albrecht, seconded by Councilwoman Campbell, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Recreation Monthly Report
4. Building, Zoning, Planning and Fire Monthly Report
5. Aboveground Storage Tank Report
6. Monthly Trial Balance Report

TOWN BOARD COMMITTEE REPORTS:

Public Safety – Councilman Albrecht called the County regarding the sign on West Road.

Personnel Committee – Councilwoman Campbell noted that the personnel committee has made a decision on the part-time secretary for Planning and Zoning. The appointment will be done this evening.

ORAL/COMMITTEE REPORT:

County Legislator, Peter Wilkinson - stated that the County is working on several resolutions.

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

Motion by Councilman Albrecht, seconded by Councilwoman Milicaj the Town Board opened the meeting to the public for agenda items only, carried.

Russ Sanders – Smith Road- spoke about changing the hours at the compactor. He feels that it should be opened on Monday's.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Milicaj to close the meeting to the public, carried.

NEW BUSINESS:

Item # 1 – Recreation: Appoint the 2012 Summer Camp Staff/Establishing Sponsor Rates and Registration Fees:

Supervisor Tomik read the following resolutions:

TOWN BOARD RESOLUTION NO.: 105\2012

RE: APPOINTMENT OF 2012 SUMMER CAMP STAFF

RESOLVED, that the Town Board of the Town of Pleasant Valley, hereby appoints the following 2012 Summer Camp Staff:

Directors:

Stephanie Brockway, Camp Director
Sarah Baker, Health Director
Lyndsey Reinheimer, Arts/Crafts
Kaylah Kennedy, Assistant Director
Alyssa Kennedy, Assistant Director

Counselors:

Buddy Kurdziel
Mike Larocca
Stan Rychcik
Alex Freeman
Tommy McKenna

Bertalina Spuehler
Melanie Battistoni
Scott Freeman
Kyle Goodhart
Charlie McCutcheon
Alex Shelleman
Mark Shelleman
Bryan Sweeney
Bridget Thomas
Katherine Muir
Kyle Taft

Call Out\Waiting List:

Connor McDonald
Briana DeLuca
Adam Brady
Simeon Beal
Elizabeth Warman
Cory Greenspan
Kristen Molina
Vincent Donatelli
Rebecca Newman

AND BE IT FURTHER RESOLVED, that the salary for said positions shall be as heretofore established by Resolution 72\2012.

MOTIONED BY: SAGLIANO
SECONDED BY: MILICAJ

DATED: June 13, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	
Carried		

TOWN BOARD RESOLUTION NO.: 106\2012

**RE: ESTABLISHING SPONSOR RATES AND REGISTRATION
FEES FOR RECREATION PROGRAMS**

BE IT RESOLVED, by the Town Board of the Town of Pleasant Valley that the following sponsor rates for 2012 are established as follows:

1. Sponsor Summer Staff Shirts - \$125.00
2. Soccer - \$125.00
3. Basketball - \$100.00

AND BE IT FURTHER RESOLVED, that Basketball registration fees for 2012 are hereby established:

for the Summer Basketball Drop-In programs for 6 weeks - \$20.00 for residents; and \$25.00.00 for non-residents; and

that the Fall Basketball Program - grades 1-2 - \$50.00 per resident and \$60.00 per non-resident; and

Fall Basketball Program - grades 3-12 - for residents with one child \$70.00; two children \$65.00 and for three or more children \$60.00; and

for non-residents with one child \$80.00; two children \$75.00 each and for three or more children \$70.00 each.

MOTIONED BY: Councilman Sagliano
SECONDED BY: Councilwoman Milicaj
DATED: June 13, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 2 – Appoint Open Space Consultant:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION 93/2012

RE: AUTHORIZING AWARD OF CONTRACT TO A PLANNING CONSULTANT FOR THE PREPARATION OF AN OPEN SPACE AND FARMLAND PROTECTION PLAN:

Whereas, the Town Board Town of Pleasant Valley had heretofore, solicited proposals from experienced, qualified, Planning Consultant firms for the preparation of a comprehensive Town-wide Open Space and Farmland Protection Plan in the Town of Pleasant Valley; and

Whereas, the Town Board of the Town of Pleasant Valley has considered the proposals which were submitted in response to the solicitation by the Town Board; and

Whereas, the Town Board of the Town of Pleasant Valley is in receipt of a proposal from a qualified professional firm to perform such services as described herein; and

Whereas, the Town Board is desirous to take advantage of the consultant services offered by **AKRF, Inc**; and

Whereas, Section 64 subsection 6, of the Town Law authorizes the Town to enter into such contracts; and

Whereas, **AKRF, Inc**, has represented that they are qualified and willing to perform such services as set forth in the proposal dated **March 5, 2012**; and

Whereas, the consultants which shall be hired as an independent contracts shall be paid the contract amount in amount not to exceed **\$22,500**, in accordance of 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 **March 5, 2012**, subject to final review of the contract by the Attorney for the Town.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

ROLL CALL

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj

X

Councilman Sagliano

X

Supervisor Tomik X

Carried.

Item # 3 – Appoint Planning/Zoning Secretary:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO. 107/2012

**RE: APPOINTMENT OF SECRETARY TO THE PLANNING
BOARD AND ZONING BOARD OF APPEALS**

WHEREAS, there now exists a vacancy in the position of Secretary to the Planning Board and Zoning Board of Appeals, which is considered as an exempt position pursuant to the Rules of the Classified Civil Service of Dutchess County; and

WHEREAS, the Town of Board Town of Pleasant Valley has advertised for qualified candidates to fill such a position; now therefore, be it

RESOLVED, the Town Board hereby appoints Maura A. Kennedy to a part-time position of Secretary to the Planning Board and Zoning Board of Appeals; and be it further

RESOLVED, that the position is considered a part-time position and the salary and hours shall be fixed for the designated position within the parameters of the 2012 Adopted Town Budget for twenty (20) hours per week plus Board Meetings, at a rate of \$13.50 per hour, commencing June 18, 2012; and, be it further

RESOLVED, that the Town Supervisor and Town Board are hereby authorized and directed to file any and all documents with the Dutchess County Personnel Department to effectuate the term of this resolution.

MOTIONED BY: Councilman Sagliano
SECONDED BY: Councilman Albrecht

DATED: June 13, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	

Councilman Sagliano X

Supervisor Tomik X

Carried.

Item # 4 – Accept Independent Audit for the Fiscal Year Ending December 2011:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 101\2012

**RE: ACCEPTING THE INDEPENDENT AUDIT REPORT FOR
THE FISCAL YEAR ENDING DECEMBER 31, 2011**

WHEREAS, in accordance with the applicable provisions of the Town Law, the Town Board of the Town of Pleasant Valley has heretofore retained the services of D’Achille & Associates, to perform an independent audit of the Town’s finances for the fiscal year ending December 31, 2011; and

WHEREAS, the Town Board received and reviewed said Auditor’s Report as well as the findings and recommendations set forth therein dated June, 2012; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby accepts the Independent Auditor’s Report prepared by D’Achille & Associates, dated June 2012 for the fiscal year ending December 31, 2011.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilwoman Milicaj

DATED: June 13, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht X

Councilwoman Campbell X

Councilwoman Milicaj X

Councilman Sagliano X

Supervisor Tomik X

Carried.

Item # 5- Authorize Town Clerk to Advertise for Highway Equipment:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 102\2012

RE: AUTHORIZATION BID FOR HIGHWAY EQUIPMENT

BE IT RESOLVED, the Town Board of the Town of Pleasant Valley does hereby authorize the Town Clerk to advertise for bids for Highway Equipment: (1) medium-duty cab and chassis truck; and (2) a nine (9) foot aluminum dump body with lift gate and plow assembly to be installed on the medium-duty cab and chassis; for the Town of Pleasant Valley Highway Department in accordance with the specifications prepared by the Highway Superintendent.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilman Albrecht

DATED: June 13, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 6 Budget Amendment:
Supervisor Tomik read the following resolution:

Resolution #103/12

Whereas, the Supervisor of the Town of Pleasant Valley determined that a budget amendment is necessary to update the 2012 adopted budget.

Now, Therefore, be it resolved that the 2012 adopted budget of the Town of Pleasant Valley be amended as follows:

GENERAL FUND

DECREASE

7110.200	2000.00
1990.400	7885.00

INCREASE

7110.406	9885.00
----------	---------

Motion by: Councilman Sagliano
Seconded by: Councilwoman Campbell

Carried.

Item # 7 – Approve Claims:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 104/2012

RE: AUTHORIZING PAYMENT OF ABSTRACT No. 6 OF 2012

WHEREAS, the Town of Pleasant Valley Town Board has audited the bills presented by the Town Clerk, and an abstract has been compiled; now therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to pay all claims as follows;

1.	Abstract 6 of 2012	General Fund Claim #372-423	\$56,627.69
2.	Abstract 6 of 2012	Highway Fund Claims #95-115	\$40,608.42
3.	Abstract 6 of 2012	Ambulance District #6	\$ 7,400.13
4.	Abstract 6 of 2012	Con Light #6	\$ 3,105.35

MOTIONED BY: Councilman Sagliano
SECONDED BY: Councilwoman Milicaj

DATED: June 13, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht	X
Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

DISCUSSION:

Recreation Director, Sandy Coe noted that she has spoken with the Health Department regarding having refreshments at the summer concerts. Sandy noted that the Town would have to obtain a health permit to have pizza, but not for pre-packaged food.

Sandy spoke about children attending the camp at Rainbow's for just one (1) week and not advertise it and the cost would be \$200.00 for the one (1) week.

Councilman Sagliano doesn't agree with this, he would like it publicly known.

The Town Board decided to leave it the way it was originally advertised for.

Sandy also noted that Fire Inspector, Jeff Renihan will be doing the CPR Training. Sandy also asked if the Town pays the staff for the training?

Councilman Sagliano noted that they need to get paid. The Town will provide training but their hourly wage.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilwoman Campbell, seconded by Councilwoman Milicaj to open the meeting to the public, carried.

Russ Sanders – Smith Road – would like to see the hours of the dump changed.

Much discussion took place between Mr. Sanders and the Highway Superintendent, Butch Gardner regarding the days of operation of the compactor.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Milicaj to close the meeting to the public, carried.

ADJOURN:

Motion by Councilman Sagliano to adjourn the meeting at 7:55PM, carried.

Respectfully Submitted,

Mary Beth Muir, Deputy Town Clerk

SPECIAL TOWN BOARD MEETING

JUNE 18, 2012

The Pleasant Valley Town Board held a Special Town Board Meeting on June 18, 2012 at 8:30AM, at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Carol Campbell	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

<u>ABSENT:</u>	Steve Albrecht	Councilman
	Lisa Milicaj	Councilwoman

Item # 1 – Authorizing Appointment of Recreation Assistant:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 108/2012

RE: AUTHORIZING APPOINTMENT OF RECREATION ASSISTANT

WHEREAS, there is a vacancy in the Recreation Department in the position of Recreation Assistant; and

WHEREAS, the Town Board of the Town of Pleasant Valley has interviewed individuals for such a position; and

WHEREAS, a part-time Recreation Assistant is considered to be in the labor class pursuant to the Rules of the Classified Civil Service of Dutchess County; and

WHEREAS, the Town Board has conducted a search to fill the position pursuant to the description of a Recreation Assistant as determined by the Dutchess County Personnel Department; and

WHEREAS, Maureen Briccio has expressed an interest in serving in such a capacity; now, therefore, be it

RESOLVED, that Maureen Briccio is hereby appointed to the position of Recreation Assistant for the Town of Pleasant Valley; and, be it further

RESOLVED, that the salary shall be \$10.00 per hour with a maximum of 1040 hours per annum (20 hours per week) to be pro-rated effective the date of appointment; and, be it further

RESOLVED, that the Town Supervisor and the Town Bookkeeper and hereby authorized and directed to file any and all documents necessary to effectuate the intent of this Resolution and to determine that the minimum qualifications pursuant to Dutchess County Civil Service Regulations are met; and, be it further

RESOLVED, that this Resolution shall take effect immediately.

MOTIONED BY: TOMIK
SECONDED BY: SAGLIANO

DATED: June 18, 2012

<u>ROLL CALL</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht			X

Councilwoman Campbell	X	
Councilwoman Milicaj		X
Councilman	X	
Supervisor Tomik	X	

Carried.

ADJOURN:

Motion by Councilman Sagliano to adjourn the meeting at 8:35AM, carried.

Respectfully Submitted
Pleasant Valley Town Board

WORKSHOP MEETING

JULY 5, 2012

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting on Wednesday, July 5, 2012 at 7:00PM, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

Item # 1 – Bower Park Grant – Recreation Committee:

Town Engineer, Greg Bolner noted that he has met with the recreation committee and has reviewed with them as to where the playground will go at Bower Park. Greg will provide the specs for the Town Board to review and approve for the July 11, 2012 Regular Town Board Meeting.

Item # 2 – Residential Property Maintenance:

Supervisor Tomik noted that the Town's code lacks a property maintenance regulation on abandoned properties. The Town Code needs to be updated so the code can be more enforceable. Supervisor Tomik noted with the code being updated the Town would be able to hire a landscaping company to do the maintenance or have the Town's maintenance men do the work, the Town would then bill the owner for the work that has been done.

Item # 3 – Retirement Logs for New York State:

Supervisor Tomik noted that the Town needs to submit a standard work day and reporting resolution this can be approved at the July 11, 2012 Regular Town Board Meeting.

Item # 4 – Insurance Rider for Liability for Child Abuse:

Town Attorney, Pam Richards noted that it is being mandated that an insurance rider for liability for child abuse be carried for the Town's recreation programs. Pam noted that since the Town is in contract with Rainbow's End and the YMCA they needed to make sure that they both carried this rider. Pam noted upon reviewing the contracts both Rainbow's End and YMCA have an insurance rider it was noted that the Town of Pleasant Valley doesn't have the rider. Pam noted that the Town's agent is working on getting it for the Town but the Town would have to have a prevention procedure adopted. Pam noted that they will have a procedure for the Town Board to review at the July 11, 2012 Regular Town Board Meeting.

Item # 5 – NYCOMCO Contract:

The Town Board will authorize the Supervisor to sign the contract at the July 11, 2012 Regular Town Board Meeting.

Item # 6 – Award Highway Truck Bids:

On recommendation by Highway Superintendent, Butch Gardner the Town Board will award the Highway Truck bids at the July 11, 2012 Regular Town Board Meeting.

Item # 7 – Appoint Assistant Budget Officer:

The Town Board will appoint Joyce Brower as the Assistant Budget Officer at the July 11, 2012 Regular Town Board Meeting.

ADJOURN:

Motion by Supervisor Tomik to adjourn the meeting at 7:45PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

SECONDED BY: Councilwoman Milicaj

DATED: July 11, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano		X
Supervisor Tomik	X	

Carried.

Councilman Sagliano noted to Supervisor Tomik that he should contact Town Engineer. Greg Bolner that he needs to get any paper work that the Town Board needs to review to them in a timely fashion.

SUPERVISOR'S COMMENTS:

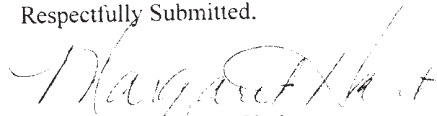
Supervisor Tomik noted that he attended the funeral for Town of LaGrange Supervisor Jon Wagner today. Supervisor Tomik stated that it was sad to see him go and all the best to his family.

Councilman Sagliano stated that his best goes out to the Town of LaGrange and the Town of Poughkeepsie. Councilman Sagliano also noted that the Town of Pleasant Valley has had a good working relationship with the Town of LaGrange. Supervisor Wagner will be missed by all.

ADJOURN:

Motion by Councilwoman Campbell to adjourn the meeting at 8:20PM, carried.

Respectfully Submitted.


Margaret Hart, Town Clerk

SECONDED BY: Councilwoman Milicaj

DATED: July 11, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilwoman Campbell, seconded Councilman Albrecht to open the meeting to the public, carried.

Rolando Ghedini – Arbor Hill Drive – asked why do we have to charge residents if they don't mow their lawns.

Supervisor Tomik stated that this law is not new it just has to be updated to give the Town a little more to work with.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht to close the meeting to the public, carried.

Town Attorney, Scott Volkman discussed with the Town Board the Bower Park playground project on how the project needs to be finished by the end of the year to receive the grant money. Mr. Volkman noted that if the Town Board tables this it would be another month or so before the project could get started.

Councilwoman Campbell noted that Town Engineer, Greg Bolner stated that the specs would be high.

Councilman Sagliano noted that he would be more comfortable waiting to see the specs before moving forward.

Item # 1 – Authorize the Town Clerk to Solicit Sealed Bids for Proposed Construction of Handicap Accessible Playground:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 109\2012

**RE: AUTHORIZING SOLICITATION OF BIDS FOR CDBG-
BOWER PARK HANDICAP PLAYGROUND**

WHEREAS, the Town of Pleasant Valley is eligible and has applied for a Community Development Block Grant by the County of Dutchess for a Handicap Accessibility Project to be located at Bower Park in the Town of Pleasant Valley; and

WHEREAS, Clark Patterson Lee has prepared bid specifications for the Handicap Accessibility project at Bower Park; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Clerk to solicit sealed bids for the proposed construction of a handicap accessible playground at Bower Park, in accordance with the bid documents prepared by Clark Patterson Lee dated July 2012, with such sealed bids to be returned to the Town Clerk no later than July 31, 2012 at 2:00 p.m.

MOTIONED BY: Councilwoman Campbell

Highway Reserve Fund 92153.81

5130.200 92153.81

To move money from Highway Equipment Reserve Fund into operating Highway Fund to pay for equipment purchased.

Motion by: Councilwoman Campbell

Seconded by: Councilman Albrecht

Carried.

Item # 8 – Appoint Assistant Budget Officer:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 112/2012

RE: APPOINTMENT OF ASSISTANT BUDGET OFFICER

BY BOARD MEMBER: Councilman Albrecht

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, pursuant to Section 42 of the Town Law, does hereby continue the position of Assistant Budget Officer, which position shall be filled by appointment of the Supervisor; and

BE IT FURTHER RESOLVED, that Carl Tomik, Supervisor of the Town of Pleasant Valley does hereby appoint and designate Joyce Bower to serve as Assistant Budget Officer for the year 2012 for the salary of \$4,200.00.; and

SECONDED BY: Councilwoman Campbell

DATED: July 11, 2012

ROLL CALL

AYE

NAY

Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 9 – Approve Claims:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 113/2012

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 7 OF 2012

WHEREAS, the Town of Pleasant Valley Town Board has audited the bills presented by the Town Clerk, and an abstract has been compiled; now therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to pay all claims as follows;

1. Abstract 7 of 2012	General Fund Claim #372-424	\$ 97,890.66
2. Abstract 7 of 2012	Highway Fund Claims #116-135	\$197,938.60
1. Abstract 7 of 2012	Ambulance District #5	\$ 6,410.28
2. Abstract 7 of 2012	Con Light #6	\$ 3,112.00

MOTIONED BY: Councilman Albrecht

RESOLVED, that Terms of the payment will be as follows: The purchase price will be paid through the Highway Equipment Reserve Fund and that the amount of \$39,810.00 to Maple Crest Ford and the amount of \$18,257.00 to Hudson River Sales, be appropriated therefore.

RESOLVED, that the Town Supervisor of the Town of Pleasant Valley be and hereby is authorized and directed to transfer from the Town of Pleasant Valley "Highway Equipment Reserve Fund" to an appropriate expense item in the 2012 adopted Annual Budget up to \$58,067.00 of the principal and accumulated interest in said "Highway Equipment Reserve Fund" to pay the cost of the aforementioned project; and be it further

RESOLVED, the Contract of Purchase for the items purchased shall be duly executed by the Superintendent of Highways and the vendor. When the Contract has been duly executed and approved, the Highway Superintendent is authorized to complete the purchase upon delivery of the item purchased in accordance with the terms of the Resolution and the Contract and to pay or have paid the above amounts specified to be paid; and be it further

RESOLVED, this Resolution is subject to permissive referendum.

MOTIONED BY: MILICAJ
SECONDED BY: ALBRECHT
DATED: July 11, 2012

ROLL CALL:

Councilman Albrecht
Councilwoman Campbell
Councilwoman Milicaj
Councilman Sagliano
Supervisor Tomik

AYE
X
X
X
X
X

NAY

Carried.

Item # 7 – Budget Amendment:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO: 116/2012

BUDGET AMENDMENT

Whereas, the Supervisor of the Town of Pleasant Valley determined that a budget amendment is necessary to update the 2012 adopted budget.

Now, Therefore, be it resolved that the 2012 adopted budget of the Town of Pleasant Valley be amended as follows:

HIGHWAY FUND

DECREASE

INCREASE

TOWN BOARD RESOLUTION NO.: 111\2012

**RE: AUTHORIZATION TO PURCHASE HIGHWAY
EQUIPMENT**

WHEREAS, the Highway Superintendent has duly recommended the purchase of the following equipment for use by the Town of Pleasant Valley Highway Department pursuant to the provisions of Section 142 of the Highway Law:

1. Medium-Duty Cab and Chassis; and
2. Dump Body with a Lift Gate and Plow Equipment.

WHEREAS, sealed bids were opened on the 2nd day of July, 2012, pursuant to Notice duly published and posted: and

WHEREAS, Maple Crest Ford has submitted the low bid and meeting the specification requirements in the Bid Packages for the Medium-Duty Cab and Chassis in the amount of \$41,810.00 and will further award a Fleet Discount of \$2,000.00 to the Town of Pleasant Valley Highway Department for a final cost of \$39,810.00; and

WHEREAS, Hudson River Sales has submitted the low bid meeting the specification requirements in the Bid Packages for the Dump Body with Lift Gate and Plow Equipment in the amount of \$18,257.00; and

WHEREAS, the Town Board of the Town of Pleasant Valley has heretofore established the "Highway Equipment Reserve Fund (fund HHR), Capital Reserve Fund pursuant to Section 6-c of the General Municipal Law of the State of New York, which may be used to purchase highway equipment; and

WHEREAS, it is anticipated that up the purchase of the vehicle will be financed by the use of the "Highway Equipment Reserve Fund"; now, therefore be it

RESOLVED, that pursuant to Section 142 of the Highway Law, the Highway Superintendent is hereby authorized to purchase, in the accordance with the provisions of Article 5-A of the General Municipal Law, the following:

Medium-Duty Cab and Chassis, at a maximum price after the fleet discount, of \$39,810.00; and

Dump Body with Lift Gate and Plow Equipment, at a maximum price of \$18,257.00; both to be delivered at the Town of Pleasant Valley Highway Garage in accordance with the bid specifications; and, be it further

the Town has adopted the policy and has updated the Town's Employee handbook before they can update the Town's insurance policy. The Town's insurance agent, Gerry Haight will get quotes to review with the Town Board.

Councilwoman Milicaj asked why the Town has to wait a month before adopting this.

Town Attorney, Volkman noted that the policy has been adopted tonight, just waiting for the insurance policy.

Item # 5 – Authorize Supervisor to Sign NYCOMCO Contract:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO: 110\2012

**RE: AUTHORIZING AGREEMENT BETWEEN NEW YORK
COMMUNICATION COMPANY, INC. (NYCOMCO) AND THE
TOWN OF PLEASANT VALLEY FOR THE LEASE AND
INSTALLATION OF COMMUNICATION EQUIPMENT FOR THE
TOWN OF PLEASANT VALLEY**

WHEREAS, the Town of Pleasant Valley requires the continuous services for communication equipment; and

WHEREAS, the Town has received a proposal from NYCOMCO for the rental of certain communication equipment for a period of sixty (60) months; and

WHEREAS, NYCOMCO will install and maintain communication equipment within the Town of Pleasant Valley; and

WHEREAS, the Lease will be for a period of 60 months at the rate of \$1,210.00 per month, for an annual rental of \$14,520.00; now therefore, be it

RESOLVED, that the Town Board Town of Pleasant Valley hereby authorizes the Town Supervisor to execute the Agreement in substantially the same form as that dated May 31, 2012 for a period of five (5) years.

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Milicaj

DATED: July 11, 2012

ROLL CALL:

	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 6 – Award Truck Bids:
Supervisor Tomik read the following resolution:

Supervisor Tomik noted that the elected officials are in the retirement system must keep a three (3) month log.

Councilwoman Milicaj asked if she can enroll at anytime.

Supervisor Tomik stated yes.

Item # 4 - Adopt Abuse and Molestation Prevention Policy:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 114/2012

RE: ADDITION OF NEW SECTION 909 TO THE TOWN OF PLEASANT VALLEY EMPLOYEE HANDBOOK

WHEREAS, Section 900 of the Town of Pleasant Valley Handbook sets forth the Town's Compliance policies; and

WHEREAS, the Town Board of the Town of Pleasant Valley wishes to amend Chapter 900 by the addition of a new compliance policy, entitled "Abuse and Molestation Prevention Policy and Procedures"; now, therefore, be it

RESOLVED, that a new Section, to be numbered Section 909, entitled "Abuse and Molestation Prevention Policy and Procedures" shall be added to the Town of Pleasant Valley Employee Handbook;

and, be it further

RESOLVED, that this Resolution shall take effect as of July 11, 2012; and be it further

RESOLVED, that a copy of this Resolution shall be added and included in the Town of Pleasant Valley Employee Handbook, adopted April 11, 2007, as amended and that a copy of this Resolution, together with a copy of the Abuse and Molestation Prevention Policy and Procedures be distributed to every Town employee, elected officials and volunteer, including summer camp counselors.

MOTIONED BY: MILICAJ

SECONDED BY: ALBRECHT

DATED: July 11, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Discussion:

Town Attorney, Scott Volkman noted that the Town's insurance carrier needs to see that



Office of the New York State Comptroller
New York State and Local Retirement System
Employees' Retirement System
Police and Fire Retirement System
111 State Street, Albany, New York 12244-0001

Standard Work Day and Reporting Resolution RS 2417-A

(12/12)

BE IT RESOLVED that the Town of Pleasant Valley, Location code 39-32 hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the time keeping system records or the record of activities maintained and submitted by these officials to the clerk of this body.

Title	Name	Social Security Number (Last 4 digits)	Registration Number	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)	Tier 1 (Check only if member is in Tier 1)	Not Submitted (Check box if no record of activities completed or timekeeping system)
Elected Officials									
Town Clerk	M. Hart			6.5	01/12-12/15	N	29		
Councilwoman	C. Campbell			6.5	01/12-12/15	N	3.54		
Councilman	D. Sagliano			6.5	01/10-12/13	N	4.63		
Highway Superintendent	K. Gartner			8	01/12-12/15	N	20		
Appointed Officials									
Assistant	P. Jonke			6.5	02/12-05-12	Y			

If additional rows are needed, please use form RS2417-B and attach.

On this 11 day of July, 2012, Margaret Hart, Clerk of the governing body of the Town of Pleasant Valley, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board, at a legally convened meeting held on the 11 day of July, 2012, on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

I further certify that the full board consists of 5 members, and that 5 of such members were present at such meeting and that 5 of such members voted in favor of the above resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Pleasant Valley, (Name of Employer)

This document consists of 2 page(s) (see additional RS2417-B forms attached).



Workday continuation for Town Justices Caltagirone and Sears:

Title	Name	Standard Work/Day (Hrs/Day)	Term Begins/End	Participates in Employer's Time Keeping System Y/N	Days/Months (based on Record of Activities)
Town Justice	P. Caltagirone	6.5	01/10-12/13	N	3.95
Town Justice	D. Sears	6.5	01/12-12/15	N	3.70

MOTION BY: Councilwoman Campbell

SECONDED BY: Councilwoman Milicaj

DATED: July 11, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht	X
Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

DISCUSSION:

Councilwoman Milicaj asked who is eligible for the retirement system.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht to close the meeting to the public, carried.

Item # 1 – Bower Park Bids:

Tabled at this time since the Town Board has not seen the specs for the playground construction and Town Engineer, Greg Bolner is not present at this time to discuss the specs.

Item # 2 – Residential Property Maintenance:

Town Attorney, Scott Volkman discussed with the Town Board about updating the code regarding residential property maintenance and the nuisance ordinance. Scott suggested to the Town Board that the legislative committee, Zoning Administrator, Mike White and himself sit down and review both of the ordinances.

Councilwoman Milicaj asked what the Town could do about foreclosures since they can take months and even years to resolve.

Town Attorney, Scott Volkman noted that updating the law the Town would be able to bill the resident for the any work that is done to the home, if not paid the bill can be put on the homeowners tax bill.

Item # 3 – Retirement Logs:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 115/2012

**RE: ESTABLISHING STANDARD WORK DAY FOR ELECTED
AND APPOINTED OFFICIALS EFFECTIVE JANUARY 2012**

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employee's Retirement System, based on the record of activities maintained and submitted by these officials to the Clerk of the Town of Pleasant Valley: See attached schedule:

REGULAR TOWN BOARD MEETING

JULY 11, 2012

The Pleasant Valley Town Board held their regularly scheduled meeting on Wednesday, July 11, 2012 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
Carol Campbell Councilwoman
Lisa Milicaj Councilwoman
Don Sagliano Councilman
Carl Tomik Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

*Supervisor Tomik asked for a moment of silence in remembrance of Town of LaGrange Supervisor, Jon Wagner who passed away last week.

MINUTES: of 06/06/12 Workshop Meeting
06/13/12 Regular Town Board Meeting
06/18/12 Special Town Board Meeting
07/02/12 Bid Opening/Highway Equipment
07/05/21 Workshop Meeting

Were approved on motion by Councilman Albrecht, seconded by Councilwoman Campbell, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Building, Zoning, Planning and Fire Department Monthly Reports
4. Assessor's Monthly Report
5. Above Ground Storage Tank Report
6. Monthly Trial Balance Report

TOWN BOARD COMMITTEE REPORTS:

No committee reports this month.

ORAL REPORTS:

County Legislator, Peter Wilkinson noted that the County is doing an online survey regarding the County Budget. Peter noted that they are getting a good response about 1,600 survey's have been returned with a great return from the residents of Pleasant Valley.

Peter noted that funds are to allocated for the Community Block Grant and Pleasant Valley is to receive \$100,000.00 Grant.

Peter also noted that Dutchess County has sent out information regarding Re-Building Together for the 2013 program.

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

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

No comments heard.

Carried.

ADJOURN:

Motion by Councilman Albrecht to adjourn the meeting at 6:15PM, carried.

Respectfully Submitted
Pleasant Valley Town Board

1

SPECIAL TOWN BOARD MEETING

JULY 19, 2012

The Pleasant Valley Town Board held a Special Town Board Meeting on Thursday, July 19, 2012 at 6:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
Carol Campbell Councilwoman
Lisa Milicaj Councilwoman
Carl Tomik Supervisor

ABSENT: Don Sagliano Councilman

PRESIDING OFFICER: Carl Tomik, Supervisor

Item # 1 – Authorize Town Clerk to Advertise for Bids for “Bower Park Handicap Accessibility Playground”:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 117\2012

**RE: AMENDING RESOLUTION 109\2012 AUTHORIZING
SOLICITATION OF BIDS FOR CDBG-BOWER PARK
HANDICAP PLAYGROUND**

WHEREAS, the Town of Pleasant Valley is eligible and has applied for a Community Development Block Grant by the County of Dutchess for a Handicap Accessibility Project to be located at Bower Park in the Town of Pleasant Valley; and

WHEREAS, Clark Patterson Lee has prepared bid specifications for the Handicap Accessibility project at Bower Park; and

WHEREAS, the Town Board previously authorized the solicitation of bids by Resolution No.: 109\2012, however, the bid return date must be modified; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Clerk to solicit sealed bids for the proposed construction of a handicap accessible playground at Bower Park, in accordance with the bid documents prepared by Clark Patterson Lee dated July 2012, with such sealed bids to be returned to the Town Clerk no later than August 6, 2012 at 2:00 p.m.

MOTIONED BY: Supervisor Tomik
SECONDED BY: Councilman Albrecht

DATED: July 19, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano			X
Supervisor Tomik	X		

WORKSHOP MEETING

AUGUST 1, 2012

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting on Wednesday, August 1, 2012 at 6:30PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board entered into Executive Session at 6:32PM under Public Officer Law section 1051.D pending litigation and section 1051.F personnel matter, carried.

No action taken.

Motion by Councilman Sagliano, seconded by Councilman Albrecht the Town Board came out of Executive Session at 7:12PM, carried.

Item # 1 – Discuss Sheriff's Office Contract:

Councilwoman Campbell discussed with the Town Board the information she has gathered regarding the contract with the Sheriff's Office. Councilwoman Campbell noted that the Town has been working off of the 2004 contract.

Councilwoman Campbell asked the Town Board if they would like the Sheriff's Office to cover Pleasant Valley Weekend.

Councilman Sagliano would like to have the Sheriff's at Pleasant Valley Weekend. Councilman Sagliano also suggested maybe looking into seeing if the 2012 Budget had them only patrolling on Friday's.

The Town Board had much discussion regarding the contract with the Sheriff's Office.

Item # 2 – Assessor's Appointment:

No discussion took place regarding this matter.

Item # 3 – ARC Proposed Group Home/1435 Route 44:

Town Attorney, Scott Volkman discussed how the process is when a group home has been proposed in the Town. Mr. Volkman noted that the Town Board has 40 days to respond to ARC regarding the proposed group home located on 1435 Route 44 (letter filed with the minutes). Mr. Volkman also noted that it has been the practice of this Town to hold a Public Hearing on proposed group homes it gives the residents a chance to discuss the home.

Councilwoman Campbell is in favor of having a Public Hearing.

Mr. Volkman noted that the Town Board can authorize the Town Clerk to advertise for a Public Hearing at the August 8, 2012 Town Board Meeting for the September 12, 2012 Town Board Meeting. Mr. Volkman also noted since the September meeting is past the 40 days the Supervisor should write a letter to ARC to ask for an extension.

Item # 4 – Authorize Supervisor to Sign Contract for Firework/PV Weekend:

Supervisor Tomik noted that he has received the quotes for fireworks for Pleasant Valley weekend and Legion Fireworks was the lowest quote. Supervisor Tomik noted that Legion Fireworks has been doing the fireworks for the Town for many years. The Town Board will authorize the Supervisor to sign the contract at the August 8, 2012 Regular Town Board Meeting.

Councilwoman Milicaj also would like to make sure that they file a certificate of insurance and a copy of their Workmen Compensation. The Supervisor will notify Legion Fireworks to let them know to have a copy of file.

Item # 5 – Electrical Hookups for Pleasant Valley Weekend/Helen Aldrich Park:

Supervisor Tomik noted that he contacted three (3) Electrical Companies asking for quotes for electrical hookups for Helen Aldrich Park for Pleasant Valley Weekend. Supervisor Tomik noted that he has only received one quote back and that was from Veith Electric in the amount of \$4,250.00.

Item # 6 - Authorize Supervisor to Sign Contract for Community Block Grant/Bower Park Playground:

The Town Board will authorize the Supervisor to sign the contract at the August 8, 2012 Regular Town Board Meeting.

Item # 7 – Appoint Attorney for Dutchess Quarry Matter/Michael Moore:

Town Attorney, Scott Volkman reviewed with the Town Board that his law firm Gellert & Klein has a conflict of interest with regards to Dutchess Quarry. Mr. Volkman gave the Town Board a letter stating this conflict (filed with the minutes).

The Town Board will appoint Attorney, Michael Moore to be special counsel for the Dutchess Quarry matter at the August 8, 2012 Regular Town Board Meeting.

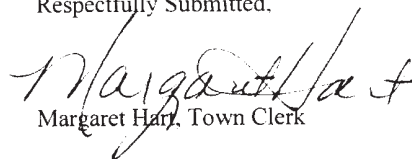
Item # 8 – Approve Settlement for Con Ed Tax Certiorari:

The Town Board will approve settlement for Con Ed Tax Certiorari at the August 8, 2012 Regular Town Board Meeting.

ADJOURN:

Motion by Councilman Albrecht to adjourn the meeting at 8:05PM. carried.

Respectfully Submitted,


Margaret Hart, Town Clerk

Carried.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded Councilwoman Campbell to open the meeting to the public. carried.

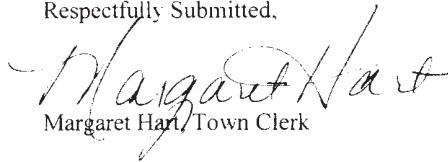
Rolando Ghedini – Arbor Hill Drive – asked with the Con Ed settlement is it at a reasonable level or are we way out.

Town Attorney, Scott Volkman stated yes we are at a reasonable level.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht to adjourn the meeting at 8:35PM. carried.

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Margaret Hart".

Margaret Hart, Town Clerk

RESOLVED, that the Town Supervisor, Town Assessor and Gellert & Klein.

P.C. Town Attorneys to the Town of Pleasant Valley are hereby authorized to take all action necessary and appropriate to effectuate the terms of this resolution.

MOTIONED BY: Supervisor Tomik
SECONDED BY: Councilwoman Milicaj

DATED: August 8, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano			X
Supervisor Tomik	X		
Carried.			

Item # 9 – Approve the Claims:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 125/2012

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 8 OF 2012

WHEREAS, the Town of Pleasant Valley Town Board has audited the bills presented by the Town Clerk, and an abstract has been compiled; now therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to pay all claims as follows;

1.	Abstract 8 of 2012	General Fund Claim #425-486	\$ 77,018.19
2.	Abstract 8 of 2012	Highway Fund Claims #136-151	\$ 79,442.72
3.	Abstract 8 of 2012	Ambulance District # 6	\$ 6,410.28
4.	Abstract 8 of 2012	Con Light # 7	\$ 3,432.56
5.	Abstract 8 of 2012	Community Block Grant # 1	\$ 5,971.28

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Milicaj

DATED: August 8, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano			X
Supervisor Tomik	X		

RESOLVED, that the full fair market value of Petitioner's Property commencing in 2012 and continuing through 2014 shall be:

13-6363-02-515520-00 - GENERATING STATION:

Land	Improvements	Total
\$2,275,000	\$22,655,566	\$24,930,566

13-6363-04-760181 (a/k/a PV TO DUNWOODIE, D LINE and PV TO MILLWOOD, K LINE)

Land	Improvements	Total
\$550,000	\$2,901,872	\$3,451,872

13-6463-03-266131 (a/k/a PV TO FROST RIDGE, L LINE)

Land	Improvements	Total
\$600,000	\$683,402	\$1,283,402

and it is further

RESOLVED, that the assessments of Petitioner's Property for the assessment rolls for the Post-Proceeding Years shall be reduced by an amount necessary to result in a total credit to Petitioner of Five Hundred Sixty-Six Thousand Six Hundred and Sixty-Seven (\$566,667.00) Dollars per annum against taxes owing for each of the 2012, 2013 and 2014 assessment years; and it is further

RESOLVED, that the 2012, 2013 and 2014 assessments shall be reduced as follows:

13-6363-02-515520-00 - GENERATING STATION:

Land	Improvements	Total
\$2,275,000	\$5,249,126	\$7,524,126

13-6363-04-760181 (a/k/a PV TO DUNWOODIE, D LINE and PV TO MILLWOOD, K LINE)

Land	Improvements	Total
\$550,000	\$2,901,872	\$3,451,872

13-6463-03-266131 (a/k/a PV TO FROST RIDGE, L LINE)[FIRST OR FROST?]

Land	Improvements	Total
\$600,000	\$683,402	\$1,283,402

(notwithstanding, said assessments can be adjusted either upward or downward in the event that additional new construction, improvements, alterations, modifications or deletions are made by Petitioner on its property or Petitioner retires any property based upon the application of the RCNLD approach to value based upon Petitioners property report to the New York State Office of Real Property Services) and it is further

2006 Assessment Year

Section/Block/Lot	Final Assessment	Correct Assessment	Reduction in Assessment
13-6363-04-760181	\$ 4,009,700	\$ 4,009,700	0
13-6463-03-266131	\$ 944,300	\$ 944,300	0
TOTAL	\$4,954,000	\$ 4,954,000	0

2007 Assessment Year

Section/Block/Lot	Final Assessment	Correct Assessment	Reduction in Assessment
13-6363-02-515520-00	\$25,100,000	\$21,890,449	\$3,209,551
13-6363-04-760181	\$ 4,009,700	\$ 4,009,700	0
13-6463-03-266131	\$ 944,300	\$ 944,300	0
TOTAL	\$30,054,000	\$26,844,449	\$3,209,551

2008 Assessment Year

Section/Block/Lot	Final Assessment	Correct Assessment	Reduction in Assessment
13-6363-02-515520-00	\$25,100,000	\$22,189,893	\$2,910,107
13-6363-04-760181	\$ 4,009,700	\$ 4,009,700	0
13-6463-03-266131	\$ 944,300	\$ 944,300	0
TOTAL	\$30,054,000	\$27,143,893	\$2,910,107

2009 Assessment Year

Section/Block/Lot	Final Assessment	Correct Assessment	Reduction in Assessment
13-6363-02-515520-00	\$25,100,000	\$22,285,081	\$2,814,919
13-6363-04-760181	\$ 4,009,700	\$ 4,009,700	0
13-6463-03-266131	\$ 944,300	\$ 944,300	0
TOTAL	\$30,054,000	\$27,239,081	\$2,814,919

2010 Assessment Year

Section/Block/Lot	Final Assessment	Correct Assessment	Reduction in Assessment
13-6363-02-515520-00	\$25,100,000	\$22,365,892	\$2,734,108
13-6363-04-760181	\$ 4,009,700	\$ 4,009,700	0
13-6463-03-266131	\$ 944,300	\$ 944,300	0
TOTAL	\$30,054,000	\$27,319,892	\$2,734,108

2011 Assessment Year

Section/Block/Lot	Final Assessment	Correct Assessment	Reduction in Assessment
13-6363-02-515520-00	\$44,403,200	\$40,014,347	\$4,388,853
13-6363-04-760181	\$ 7,004,100	\$ 7,004,100	0
13-6463-03-266131	\$ 1,930,800	\$ 1,930,800	0
TOTAL	\$53,338,100	\$48,949,247	\$4,388,853

and it is further

Attorney Volkman stated no they have to answer to the State.

Councilwoman Milicaj asked if there has to be a resolution to authorize the Assessor to go and inspect the property each year. Councilwoman Milicaj asked how the Town would get a 3rd party to do an appraisal every three (3) years.

Attorney Volkman noted that there is a process that the Town would follow.

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 124\2012

**RE: RESOLUTION AUTHORIZING THE SETTLEMENT OF THE TAX
CERTIORARI PROCEEDING REGARDING CONSOLIDATED EDISON
COMPANY OF NEW YORK**

WHEREAS, there is now pending in the Dutchess County Supreme Court tax certiorari proceeding commenced in 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011 and 2012 by Consolidated Edison Company of New York, Inc., located in the Town of Pleasant Valley and designated as 13-6363-02-515552-00 (Pleasant Valley Substation); 13-6363-04-760181 (Pleasant Valley to Dunwoodie, D Line); and 13-6463-03-266131 (Pleasant Valley to Frost Ridge, LLC) on the Official Assessment Map of the Town of Pleasant Valley collectively referred to as "Petitioner's Property", seeking a reduction in the 2004 through and including 2011 tax assessments for those respective tax rolls; and

WHEREAS, the Town Assessor and 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 2004 through and including 2012, as it pertains to the following:

2004 Assessment Year

Section/Block/Lot	Final Assessment	Correct Assessment	Reduction in Assessment
13-6363-02-515520-00	\$25,100,000	\$21,518,723	\$3,581,277
TOTAL	\$25,100,000	\$21,518,723	\$3,581,277

2005 Assessment Year

Section/Block/Lot	Final Assessment	Correct Assessment	Reduction in Assessment
13-6363-02-515520-00	\$25,100,000	\$21,868,669	\$3,231,331
TOTAL	\$25,100,000	\$21,868,669	\$3,231,331

WHEREAS, the Town of Pleasant Valley has been without an Assessor since the resignation of the prior Assessor on or about November 11, 2011; and

WHEREAS, the Town Board has conducted a search for a qualified individual to fill that vacancy; and

WHEREAS, the Real Property Tax Law Section 314 authorizes the appointment of an Acting Assessor to serve at the pleasure of the Town Board for a period of up to six months; and

WHEREAS, the Town Board appointed Paul Jonke, Acting Assessor on February 22, 2012; and

WHEREAS, the term of acting Assessor will expire on August 22, 2012; and

WHEREAS, the Town Board is desirous of making a permanent appointment to fill the unexpired term of the sole Assessor; now therefore, be it

RESOLVED, that The Town Board Town of Pleasant Valley hereby appoints Paul Jonke, Assessor for a term ending September 30, 2013, and, be it further

RESOLVED, that the Assessor shall maintain regular office hours at Town Hall for at least two days per week, seven (7) hours per day; and, be it further

RESOLVED, that the Town Board establishes the salary, at a pro-rated annualized salary of \$28,000, which is within the amount established by the 2012 adopted Town Budget; and be it further

RESOLVED, that the Town Supervisor and the Town Bookkeeper are authorized and directed to execute any documents necessary to comply with the intent of this Resolution; and be it further

RESOLVED, that this resolution shall take effect immediately.

MOTIONED BY: Councilwoman Milicaj
SECONDED BY: Councilwoman Campbell

DATED: August 8, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano	.		X
Supervisor Tomik	X		

Carried.

Item # 8 – Accept Con Ed Tax Certiorari Settlement:

Town Attorney, Scott Volkman reviewed with the Town Board the process of the settlement with Con Ed (letter filed with the minutes).

Councilwoman Milicaj asked if Con Ed adds more equipment to the property do go through the Town.

The Town Board had much discussion regarding this matter. Supervisor Tomik noted that the Zoning Administrator, Mike White will be using special counsel to help determine parts of the zoning code related to Quarry issues.

Town Attorney, Scott Volkman has noted to the Town Board that he would not be able help Mike with this matter do to a conflict.

Councilwoman Milicaj noted that Zoning Administrator, Mike White is a very bright person is very capable of interrupting the code, but if he needs legal advise she has no problem hiring special counsel.

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 122\2012

RE: APPOINTMENT OF SPECIAL COUNSEL

WHEREAS, Dutchess Quarry has recently been acquired by Peckham Industries;
and

WHEREAS, Peckham Industries has communicated with the Zoning Administrator with respect to certain Zoning related matters involving the Quarry property; and

WHEREAS, the Zoning Administrator requires certain legal advice with respect to this issue; and

WHEREAS, the attorneys to the Town have advised the Town Board of a conflict with respect to Dutchess Quarry\Peckham Industries; now, therefore, be it

RESOLVED, that Young\Sommer, LLC, be retained as Special Counsel to the Town of Pleasant Valley to consult with the Zoning Administrator with respect to Quarry related matters pursuant to their proposal dated July 26, 2012 in an amount not to exceed \$1,000.00 without further authorization of the Town Board.

MOTIONED BY: MILICAJ

SECONDED BY: CAMPBELL

DATED: August 8, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
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Councilman Albrecht		X	
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano			X
Supervisor Tomik	X		

Carried.

Item # 7 – Appoint Assessor/Paul Jonke:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 123\2012

RE: AUTHORIZING THE APPOINTMENT OF SOLE ASSESSOR

TOWN BOARD RESOLUTION NO.: 120\2012

**RE: AWARDING A CONTRACT FOR FIREWORKS DISPLAY
FOR PLEASANT VALLEY WEEKEND**

WHEREAS, the Town of Pleasant Valley intends to conduct its annual Pleasant Valley Weekend on September 15th and 16th, 2012; and

WHEREAS, the Town intends contract for a fireworks display for September 16, 2012; and

WHEREAS, the Town Board is in receipt of three (3) proposals for fireworks from qualified vendors; and

WHEREAS, the Town Board has duly considered each of the proposals; now, therefore be it

RESOLVED, the Town Board of the Town of Pleasant Valley hereby authorizes a contract with Legion Fireworks Co., Inc., 10 Legion Lane, Wappinger Falls, NY 12590, for a fireworks display for September 16, 2012, Pleasant Valley Weekend in accordance with a proposed contract dated June 28, 2012; be it further

RESOLVED, that the Town Supervisor be and is hereby authorized to execute the aforesaid contract in the amount of \$4,000.00.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: August 8, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano			X
Supervisor Tomik	X		

Carried.

Discussion:

Councilwoman Milicaj and Town Attorney, Scott Volkman has had conversation with the Town's insurance agent to make sure that a certificate of insurance and workmen's compensation is on file with the contract.

Town Attorney, Scott Volkman noted that the insurance coverage is more than adequate. Mr. Volkman has a concern about the Fireworks being done on private property not Town property the Town should have written consent from the property owner. Mr. Volkman will draft a letter so the Town of Pleasant Valley wouldn't have to get a written consent each year from the property owner.

Item # 5 – Award Bid for Electrical Work at Helen Aldrich Park for Pleasant Valley Weekend:

Supervisor Tomik noted that he had requested quotes from three (3) Electricians and have only had one response, he is waiting to hear back from the other two.

Item # 6 – Appoint Special Counsel to Consult with Zoning Administrator/Dutchess Quarry:

TOWN BOARD RESOLUTION No.: 119\2012

**RE: SETTING A PUBLIC HEARING REGARDING PROPOSED
DUTCHESS ARC INDIVIDUAL RESIDENTIAL ALTERNATIVE AT
1435 ROUTE 44**

WHEREAS, the Town of Pleasant Valley has received a Notice on July 30, 2012 from Dutchess ARC located at 1435 Route 44, Pleasant Valley, New York 12569, which is a letter of intent to develop a home as an Individual Residential Alternative at 1435 Route 44, Grid No.: 6363-04-578298, for eleven (11) adult individuals with developmental disabilities; and

WHEREAS, the Town Board of the Town of Pleasant Valley has forty (40) days pursuant to Section 41.34 of the New York State Mental Hygiene Law to approve the site recommended by the sponsoring agency; suggests one or more suitable sites within its jurisdiction which could accommodate such a facility or object to the establishment of the above mentioned facility or the kind described by the sponsoring agency because to do so would result in such a concentration of community residential facilities for the disabled in the municipality or in the area in proximity to the site selected that the nature in character of the areas within the municipality would be substantially altered; and

WHEREAS, pursuant to New York State Mental Hygiene Law Section 41.34 (c)(2), the Town is authorized to conduct a Public Hearing before making such a determination; and

WHEREAS, the Town Board of the Town of Pleasant Valley believes it is in the best interest of the Town, its residents and the sponsoring agency to conduct a Public Hearing to address any questions or concerns with respect to the intended use of the property; now, therefore be it

RESOLVED, a Public Hearing regarding the Notice of Intent by Dutchess ARC to establish an individual residential alternative facility at 1435 Route 44, will be held in the 12th day of September, 2012 at 6:30 p.m. at the Town Hall located at 1554 Main Street, Pleasant Valley, New York 12569; and, be it further

RESOLVED, that the Town Clerk shall post and publish this Notice for the Public Hearing accordingly.

MOTIONED BY: Councilwoman Milicaj
SECONDED BY: Councilwoman Campbell

DATED: August 8, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano			X
Supervisor Tomik	X		

Carried.

Councilwoman Campbell noted that she and Supervisor Tomik met with Crys McCuin, Executive Director of Dutchess ARC to discuss the proposed group home.

Item # 4 – Authorize Supervisor to Sign Firework Contract for Pleasant Valley Weekend:
Supervisor Tomik read the following resolution:

Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano		X
Supervisor Tomik	X	

Carried.

Item # 2 - Authorize Supervisor to Sign CDBG Grant for Handicap Playground/Bower Park:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 118\2012

**RE: AUTHORIZING THE TOWN SUPERVISOR TO EXECUTE
CONTRACT WITH THE COUNTY OF DUTCHESS FOR
COMMUNITY DEVELOPMENT BLOCK GRANT FOR THE
HANDICAPPED ACCESSIBILITY PROJECT AT BOWER PARK**

WHEREAS, the Town of Pleasant Valley is party to a Cooperation Agreement with Dutchess County for grant funding from the United States Department of Housing and Urban Development (HUD) under the Housing and Community Development Act of 1974 (ACT); and

WHEREAS, the Town of Pleasant Valley has been awarded \$100,000.00 for the Bower Park Handicapped Accessibility Project for the 2011 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 2011 Community Development Block Grant Program; and, it is 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 Development Block Grant Program Agreement.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: August 8, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano			X
Supervisor Tomik	X		

Carried.

Item # 3 – Set Public Hearing for Proposed Group Home 1435 Route 44:

Supervisor Tomik read the following resolution:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to close the meeting to the public, carried.

NEW BUSINESS:

Item # 1 – Review and Award Bid for Handicap Playground/Bower Park:

Town Engineer, Greg Bolner reviewed with the Town Board the August 6, 2012 bid results for the Handicap Playground. Greg noted that only one (1) bid was submitted and it was received from Pat Corsetti, Inc. in the amount of \$182,052.80. Greg recommends that the Town Board award the bid to Pat Corsetti, Inc. in the amount of \$182,052.50.

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 126/2012

**RE: AWARDING BOWER PARK HANDICAPPED ACCESSIBLE
PLAYGROUND CONTRACT**

WHEREAS, on August 6, 2012 sealed bids for the Bower Park CDBG Handicapped Accessible Playground project were publicly opened and read aloud pursuant to General Municipal Law Section 103; and

WHEREAS, one (1) bid was received and opened by the Town; and

WHEREAS, the Town Engineer, Clark Paterson Lee, P.C. has reviewed the proposal and has determined that the sole qualified bidder for the construction of the handicapped accessible playground is Pat Corsetti, Inc., General Contractors; and

WHEREAS, the Pleasant Valley Recreation Committee met on August 7, 2012 and reviewed the proposed bid and recommended that the base bid and alternate 1, 2, and 3 be awarded; and

WHEREAS, Clark Patterson Lee, Town Engineers by letter dated August 8, 2012, has recommended award of the base bid plus alternates 1-3; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby award the Pleasant Valley CDBG Bower Park Handicapped Accessible Playground contract to Pat Corsetti, Inc., General Contractor, located at P.O. Box 466, Mamoroneck, NY 10543, for a cost not to exceed \$182,052.50, pursuant to their bid proposal dated August 3, 2012; and it is further

RESOLVED, that the Town Supervisor is authorized and directed to execute a Contract between the Town and the contractor; and the Town Engineer is authorized to issue a written notice to proceed as soon as practical thereafter; and be it further

RESOLVED, THAT THE AWARD OF THE BID AND EXECUTION OF THE CONTRACT BY THE TOWN SUPERVISOR BE WHOLLY, ENTIRELY AND UNEQUIVOCALLY CONDITIONED UPON CONSENT AND APPROVAL BY DUTCHESS COUNTY AS REQUIRED BY THE TERMS OF THE CDBG CONTRACT.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilwoman Milicaj

DATED: August 8, 2012

ROLL CALL:

AYE

NAY

ABSENT

Councilman Albrecht

X

REGULAR TOWN BOARD MEETING

AUGUST 8, 2012

The Pleasant Valley Town Board held their regularly scheduled meeting on Wednesday, August 8, 2012 at 7:00PM, at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
Carol Campbell Councilwoman
Lisa Milicaj Councilwoman
Carl Tomik Supervisor

ABSENT: Don Sagliano Councilman

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

MINUTES: of 07/11/2012 Regular Town Board Meeting
07/19/2012 Special Town Board Meeting
08/06/2012 Bid Opening/Bower Park Handicap Playground

Were approved on motion by Councilwoman Campbell, seconded by Councilman Albrecht, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Building, Zoning, Planning and Fire Monthly Report
4. Aboveground Storage Tank Report
5. Monthly Trial Balance Report

TOWN BOARD COMMITTEE REPORTS:

Highway Report – Councilwoman Campbell noted the Highway Department has a new chipper and has oiled and stoned some roads in Town.

Recreation Report – Supervisor Tomik noted that Summer Camp is over and Recreation Director, Sandy Coe will meet with the recreation committee to discuss how camp went this year. Supervisor Tomik noted that soccer registration has started.

Buildings Report – Supervisor Tomik noted that the Town is not satisfied with the landscaping company. Supervisor Tomik noted that they are not weedwacking and not coming as often as they should.

Town Attorney, Scott Volkman noted that if the Town Board has concerns about the work that is being done by the current landscaping company it should be documented so there is a record established for next year when the Town goes out to re-bid the lawn mowing contract.

Insurance Report – Supervisor Tomik noted that all the employees have signed the notification regarding child molestation and they are filed in their personnel files.

Open Space Report – Supervisor Tomik noted that the open space committee is waiting to here back from the consultant before moving ahead.

CORRESPONDENCE:

Supervisor Tomik noted that all correspondence in on file in the Town Clerk's Office.

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

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

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

Councilwoman Campbell X

Councilwoman Milicaj X

Councilman Sagliano X

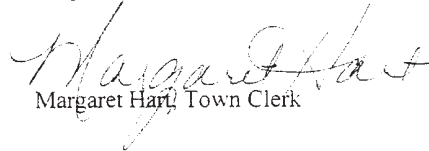
Supervisor Tomik X

Carried.

ADJOURN:

Motion by Councilwoman Campbell to adjourn the meeting at 12:07PM, carried.

Respectfully Submitted,


Margaret Hart, Town Clerk

SPECIAL TOWN BOARD MEETING

AUGUST 10, 2012

The Pleasant Valley Town Board held a Special Town Board Meeting on Friday, August 10, 2012 at 12:00 noon at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
Carol Campbell Councilwoman
Carl Tomik Supervisor

ABSENT: Don Sagliano Councilman
Lisa Milicaj Councilwoman (arrived at 12:06)

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

Item # 1 – Award Contract for Electric Work for Pleasant Valley Weekend/Helen Aldrich Park:

Supervisor Tomik explained that the power boxes will be installed along the fence and will be able to be removed at the end of Pleasant Valley Weekend. The Town will then store them so they can be reused each year.

Councilwoman Campbell has concerns on how the boxes would be secured during Pleasant Valley Weekend so they can not be removed.

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 121\2012

RE: AWARDING A CONTRACT FOR ELECTRICAL WORK FOR PLEASANT VALLEY WEEKEND

WHEREAS, the Town of Pleasant Valley intends to conduct its annual Pleasant Valley Weekend on September 15th and 16th, 2012 at Helen Aldrich Park; and

WHEREAS, the Town has solicited proposals for certain necessary electrical work for Pleasant Valley Weekend from three vendors; and

WHEREAS, the Town Board is in receipt of proposals from two qualified vendors to perform such electrical work; now, therefore, be it

RESOLVED, the Town Board of the Town of Pleasant Valley hereby authorizes a contract with Veith Electric, at 100 Parker Avenue, Poughkeepsie, NY 12601, for certain electrical work to be performed at the Helen Aldrich Park in accordance with a proposal dated August 8, 2012; be it further

RESOLVED, that the Town Supervisor be and is hereby authorized to execute the aforesaid proposal in the amount of \$4,250.00.

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Campbell

DATED: August 10, 2012

ROLL CALL: AYE NAY ABSENT

Councilman Albrecht X

WHEREAS, the Town Board has conducted a search to fill the position pursuant to the description of a Sports Official as determined by the Dutchess County Personnel Department; and

WHEREAS, Renae Cimillo has expressed an interest in serving in such a capacity; now, therefore, be it

RESOLVED, that Renae is hereby appointed to the position of Sports Official/Soccer Director for the Town of Pleasant Valley; and, be it further

RESOLVED, that the salary shall be \$1,225.00 per annum to be pro-rated effective the date of appointment; and, be it further

RESOLVED, that the Town Supervisor and the Town Bookkeeper and hereby authorized and directed to file any and all documents necessary to effectuate the intent of this Resolution and to determine that the minimum qualifications pursuant to Dutchess County Civil Service Regulations are met; and, be it further

RESOLVED, that this Resolution shall take effect immediately.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Sagliano

DATED: September 6, 2012

ROLL CALL

AYE

NAY

ABSENT

Councilman Albrecht

Councilwoman Campbell

Councilwoman Milicaj

Councilman Sagliano

Supervisor Tomik

DISCUSSION:

Councilwoman Campbell doesn't know if Renae is qualified to be the soccer director, she would like to meet her and would like to see her qualifications. Councilwoman Campbell would like this moved to the September 12, 2012 Regular Town Board Meeting.

Councilwoman Milicaj noted that the appointment was discussed at the recreation meeting.

Councilman Sagliano asked if the soccer program would if the director isn't appointed.

Motion by Councilwoman Campbell, seconded by Councilman Albrecht to table this resolution until the September 12, 2012 Town Board Meeting.

ADJOURN:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht to adjourn the Special Town Board Meeting at 8:46PM, carried.

Respectfully Submitted,


Margaret Hart, Town Clerk

**RE: AWARDING A CONTRACT FOR TENT RENTAL FOR
PLEASANT VALLEY WEEKEND**

WHEREAS, the Town of Pleasant Valley intends to conduct its annual Pleasant Valley Weekend on September 15th and 16th, 2012; and

WHEREAS, the Town intends contract for the rental of tents for September 15th and 16th, 2012; and

WHEREAS, the Town Board is in receipt of two (2) proposals for tent rentals from qualified vendors; and

WHEREAS, the Town Board has duly considered each of the proposals; now, therefore be it

RESOLVED, the Town Board of the Town of Pleasant Valley hereby authorizes a contract with Matt Cantele Tent Rentals, Inc., 104 Smith Road, Pleasant Valley, New York 12569, for the tent rentals for September 15th and 16th, 2012, Pleasant Valley Weekend in accordance with a proposal dated August 22, 2012; be it further

RESOLVED, that the Town Supervisor be and is hereby authorized to execute the aforesaid proposal in the amount of \$5,515.00.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: September 6, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 2 – Appoint Soccer Director:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.:127/2012

RE: AUTHORIZING APPOINTMENT OF SOCCER DIRECTOR

WHEREAS, there is a vacancy in the Recreation Department in the position of Soccer Director; and

WHEREAS, the Town Board of the Town of Pleasant Valley has interviewed individuals for such a position; and

WHEREAS, a Soccer Director is considered to be in the labor class pursuant to the Rules of the Classified Civil Service of Dutchess County as a Sports Official; and

Item # 6 – ASCAP License Agreement:

Town Attorney, Scott Volkman reviewed with the Town Board this proposed license agreement.

The Town Board will authorize the Supervisor to sign the agreement at the September 12, 2012 Town Board Meeting.

Item # 8 – Con Ed Appraisal Fees:

Town Attorney, Scott Volkman noted that there is an outstanding bill for services of one of the appraisers.

The Town Board will authorize payment at the September 12, 2012 Town Board Meeting.

Item # 9 – Royal Carting Disposal Fee:

Town Attorney, Scott Volkman reviewed with the Town Board an outstanding invoice with Royal Carting.

Item # 10 – Soccer Director Discussion:

The Town Board will appoint a new soccer director at the Special Town Board Meeting tonight.

Item # 11 – Beautification Committee Discussion:

No discussion on this matter.

Item # 12- Bower Park Discussion:

Supervisor Tomik noted that the County has given the contractor approval to start working on the playground at Bower Park.

Item # 13 – Board of Elections Charges:

The Town Board had much discussion on this matter. Councilman Sagliano noted that he will find out more information regarding this matter.

The Town Board will act on this at the September 12, 2012 Town Board Meeting.

Item # 14 – Maven Technologies:

Supervisor Tomik noted that Maven Technologies is offering to pay the Town more per pound for residential computers and electronics.

The Town Board will authorize the Supervisor to sign the contract at the September 12, 2012 Town Board Meeting.

ADJOURN:

Motion by Councilman Albrecht to adjourn the Workshop Meeting at 8:40PM, carried.

SPECIAL TOWN BOARD MEETING

The Pleasant Valley Town Board held a Special Town Board Meeting on September 5, 2012 at 8:41PM.

Item # 1 – Award Contract for Tent Rental for Pleasant Valley Weekend:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.:128/2012

WORKSHOP MEETING

SPECIAL TOWN BOARD MEETING

SEPTEMBER 5, 2012

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting and held a Special Town Board Meeting on September 5, 2012 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
Carol Campbell Councilwoman
Lisa Milicaj Councilwoman
Don Sagliano Councilman
Carl Tomik Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

Item # 1 – KVS Software Presentation/Bookkeeping Software:

Frank Garguiolo of KVS Information Systems gave a presentation on upgrading the software in the bookkeeping office.

Item # 3 – Accounting Software Discussion:

Supervisor Tomik noted that the current software company the Town uses will not be compatible with the Town in 2013 that is why the Town needs to do an upgrade.

Item # 7 – Steeplecase Acres/Fox Run Extension of Road Improvement Agreement:

Town Attorney, Scott Volkman reviewed with the Town Board the subdivision that was approved in 2007. Mr. Volkman noted with the market conditions the developer is looking to extend their road improvement agreement until 2014.

Richard Rand representative from Steeplechase Acres gave an overview of the subdivision which is located on Fox Run, Salt Point. Richard noted that the subdivision is a 7 lot subdivision which will have a private road and the driveways will be off the private road. Richard would like to expand the road bond for another two (2) years.

The Town Board will vote on this at the September 12, 2012 Town Board Meeting.

Item # 2 – Local Law Code Enforcement Discussion:

Town Attorney, Scott Volkman noted to the Town Board that Chapter 7 was adopted several years ago and the Zoning Administrator has made some recommendations to update the code. Mr. Volkman suggested that the Town Board set a Public Hearing for October 10, 2012 Town Board Meeting.

The Town Board had much discussion on this matter.

The Town Board will set a Public Hearing for October at the September 12, 2012 Town Board Meeting.

Item # 4 – Discuss the Rental of Tents for Pleasant Valley Weekend/September 15 & 16, 2012:

Supervisor Tomik noted that he sent letters to three (3) tent rental companies to get quotes to rent tents for Pleasant Valley Weekend. Supervisor Tomik noted that he received two (2) proposals; Matt Cantele Tent Rentals in the amount of \$5,515.00; Rhinebeck Rentals in the amount of \$7,309.25.

The Town Board will award the quote at the Special Town Board Meeting tonight.

Item # 5 – Film/Movie Permit Discussion:

The Town Board chose to table the Film/Movie Permit at this time.

Councilman Albrecht	X
Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

OPEN THE MEETING TO THE PUBLIC:

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

Rolando Ghedini – Arbor Hill Road – noted when hiring a accounting service the staff should be involved and keep the program easy.

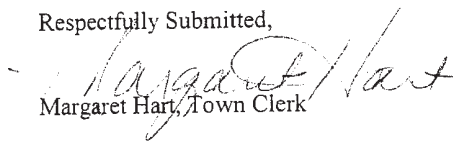
CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Sagliano, seconded by Councilwoman Campbell to close the meeting to the public, carried.

ADJOURN:

Motion by Councilman Sagliano, seconded by Councilwoman Campbell to adjourn the meeting at 8:30PM, carried.

Respectfully Submitted,


Margaret Hart, Town Clerk

Item # 6 – Award Accounting Software:

Resolution #135/2012 was tabled at this time.

Item # 7 – Budget Amendment:

Supervisor Tomik read the following resolution:

Resolution #132/12

Budget Amendment

Whereas, the Supervisor of the Town of Pleasant Valley determined that budget amendments are necessary to update the 2012 adopted budget.

Now, Therefore, be it resolved that the 2012 adopted budget of the Town of Pleasant Valley be amended as follows:

GENERAL FUND

DECREASE ACCOUNTS

1980.400	MTA Payroll	\$5,000.00
1990.400	Contingency	2,000.00
3120.400	Law Enforce	10,000.00

TOTAL	\$17,000.00
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INCREASE ACCOUNTS

1440.451	Engineer	\$10,000.00
8010.451	Zoning Code	2,611.00
8540.400	MSF Stormwater	3,565.00
9080.800	Unemployment	824.00

TOTAL	\$17,000.00
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MOTION BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

Carried.

Item # 8 – Approve Claims:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 129\2012

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 9 OF 2012

WHEREAS, the Town of Pleasant Valley Town Board has audited the bills presented by the Town Clerk, and an abstract has been compiled; now therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to pay all claims as follows:

1.	Abstract 9 of 2012	General Fund Claims #487-544	\$72,687.73
2.	Abstract 9 of 2012	Highway Fund Claims #152-169	\$87,073.24
3.	Abstract 9 of 2012	Ambulance District # 7	\$ 6,410.28
4.	Abstract 9 of 2012	Con Light # 8	\$ 3,366.52

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilwoman Milicaj

DATED: September 12, 2012

ROLL CALL:

AYE

NAY

Item # 5 – Appoint Soccer Director:

Supervisor Tomik read the following resolution:

Town Attorney, Scott Volkman noted that this resolution was tabled at the Special Town Board Meeting, September 5, 2012 and there would have to be a motion to remove it from the table. Motion by Councilwoman Campbell, seconded by Supervisor Tomik to remove Resolution #127/2012 from the table, carried.

TOWN BOARD RESOLUTION NO.:127/2012

RE: AUTHORIZING APPOINTMENT OF SOCCER DIRECTOR

WHEREAS, there is a vacancy in the Recreation Department in the position of Soccer Director; and

WHEREAS, the Town Board of the Town of Pleasant Valley has interviewed individuals for such a position; and

WHEREAS, a Soccer Director is considered to be in the labor class pursuant to the Rules of the Classified Civil Service of Dutchess County as a Sports Official; and

WHEREAS, the Town Board has conducted a search to fill the position pursuant to the description of a Sports Official as determined by the Dutchess County Personnel Department; and

WHEREAS, Renae Cimillo has expressed an interest in serving in such a capacity; now, therefore, be it

RESOLVED, that Renae is hereby appointed to the position of Sports Official/Soccer Director for the Town of Pleasant Valley; and, be it further

RESOLVED, that the salary shall be \$1,225.00 per annum to be pro-rated effective the date of appointment; and, be it further

RESOLVED, that the Town Supervisor and the Town Bookkeeper and hereby authorized and directed to file any and all documents necessary to effectuate the intent of this Resolution and to determine that the minimum qualifications pursuant to Dutchess County Civil Service Regulations are met; and, be it further

RESOLVED, that this Resolution shall take effect immediately.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: September 12, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano	X		
Supervisor Tomik	X		
Carried.			

Discussion: Supervisor Tomik noted that he had spoken with Recreation Director, Sandy Coe and received Renae's resume, job application and the background check was done.

RESOLVED, that the Town Board hereby consents to the extension of the current agreement with the Developer to complete construction by September 24, 2014; and be it further

RESOLVED, that the Town Supervisor is authorized to execute the amended Road Improvement Agreement dated September 12, 2012.

MOTIONED BY: Councilwoman Milicaj
SECONDED BY: Councilman Albrecht

DATED: September 12, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 4 – Maven Technologies Amendment:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 133/2012

RE: AUTHORIZING AMENDMENT OF CONTRACT WITH MAVEN TECHNOLOGIES, LLC, FOR COMPUTER AND ELECTRONICS RECYCLING SERVICES.

WHEREAS, by resolution No. 84/2012, the Town Board Town of Pleasant Valley authorized a contract with Maven Technologies, LLC ("Maven") for collection and recycling of residential computer and electronics materials; and

WHEREAS, pursuant to the contract, Maven pays a fee the Town based upon the weight of the qualifying items collected by Maven; and

WHEREAS, Maven has amended their original proposal the Town so that Maven will now pay the Town more per pound for all working personal computers and laptops collected by Maven; and

WHEREAS, the Town Board desires to take advantage of the additional revenue being offered by Maven Technologies, LLC; and 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 an amended contract in substantially the same form as attached hereto and, subject to final review of the contract by the Attorney for the Town.

Motion by: Councilwoman Campbell
Seconded by: Councilman Sagliano

Carried.

Item # 3 – Amendment To Fox Run Subdivision Road Improvement

Agreement(Steeplechase):

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 130\2012

**RE: AMENDMENT TO FOX RUN SUBDIVISION ROAD
IMPROVEMENT AGREEMENT**

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 by Town Law Section 280-a by an open development area by 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 , as amended on August 31, 2010, a Performance Bond on March 11, 2008 as amended on August 31,2010, and a Hold Harmless Agreement on June 19, 2008 (referred to as the “Agreements”); and

WHEREAS, the Road Improvement Agreement authorized the agreements to be assigned by Capell to another party on 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 been 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, as security for the Performance Bond, Steeplechase Acres, LLC., posted an Irrevocable Letter of Credit No. SB912734001 issued by M&T Bank; 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

Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 2 – Authorize Payment for 2011 Appraisal for Con Ed Tax Certiorari:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.:131/2012

**RE: AUTHORIZING PAYMENT OF 2011 UNENCUMBERED VOUCHER
FROM 2012 FUNDS AMERICAN PROPERTY COUNSELORS.**

WHEREAS, the submission of an invoice following the close of the 2011 budget year has shown that there is an outstanding payment invoice in the sum of \$700.00 for services rendered to the Town; and

WHEREAS, American Property Counselors provided appraisal services with respect to the Consolidated Edison vs. Town of Pleasant Valley tax certiorari proceeding; and

WHEREAS, pursuant to an agreement with the Arlington Central School District, the Arlington Central School District was responsible for and has now paid for 80% of the \$3,500.00 invoice for a total of \$2,800.00 leaving a balance due for the Town portion of \$700.00; and

WHEREAS, the charge on said bill remains unpaid; and

WHEREAS, the State Comptroller has expressed the opinion that claims for services rendered to a municipality in an earlier year may be paid in a later year if subject to certain conditions (Opinion 69-66 and Opinion 81-193); now, therefore, be it

RESOLVED, that payment from 2012 funds in the amount of \$700.00 is hereby approved.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilman Albrecht

DATED: September 12, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Councilman Sagliano noted that the Town Board received a letter from the County Executive (filed with the minutes) stating that there would be a change in sales tax disbursement for the local municipalities' and to reduce the cost of Board of Elections charges. The letter offered two plans for the Town to choose from Councilman Sagliano recommends that the Town use plan "A" which would be two equal payments of \$9,711.00.

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 134/2012

RE: REIMBURSEMENT OF DUTCHESS COUNTY BOARD OF ELECTION COSTS

WHEREAS, Dutchess County pursuant to the applicable provisions of the New York State Election Law instituted a cost sharing system with local municipalities for certain authorized Board of Election expenses; and

WHEREAS, there is a statutory lag time before Election expenses are certified and then charged back to the municipalities; and

WHEREAS, the Dutchess County Executive has submitted a proposal to the Town by which the County of Dutchess would assume 50% of the potential of the projected charge backs for 2011 and 2012; and

WHEREAS, the County for budget purposes provided estimates to the Town of Pleasant Valley for election expenses to be charged back to the Town for 2011 and 2012 in the amount of \$39,844.00; and

WHEREAS, the Town budgeted for charge backs in 2012 for the 2010 election cycle the amount of \$12,666.00; and

WHEREAS, the County is proposing to eliminate a charge back commencing with the 2013 election cycle; and

WHEREAS, due to the number of Special Elections and Primaries that occurred in 2012 it is conceivable that the actual costs for 2011 and 2012 combined could exceed the estimate as originally set forth by the County; and

WHEREAS, the County is willing to accept payment of 50% of the estimated costs in lieu of the full amount or to accept payment in two (2) installments, one in the fiscal year 2012 and one in fiscal year 2013; now, therefore, be it

RESOLVED, that the Town Board, Town of Pleasant Valley hereby authorizes and directs the Town Supervisor to execute the September 4, 2012 letter agreement opting for "Plan A" with **two equal payments 2012 and 2013 of \$9,711.00 per payment.**

MOTIONED BY: Councilman Sagliano
SECONDED BY: Councilman Albrecht

DATED: September 12, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	

REGULAR TOWN BOARD MEETING

MINUTES: of 08/01/2012 Workshop Meeting
08/08/2012 Regular Town Board Meeting
08/10/2012 Special Town Board Meeting

Were approved on motion by Councilman Albrecht, seconded by Councilwoman Campbell, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Recreation Monthly Report
4. Building, Zoning, Planning and Fire Department Reports
5. Aboveground Storage Tank Report
6. Monthly Trial Balance Report

TOWN BOARD COMMITTEE REPORTS:

Public Safety Report- Councilman Albrecht noted that he is trying to get a hold of Ed Hoxie regarding trees in the creek.

Personnel Report – Councilwoman Campbell noted that they would be appointing a Soccer Director under new business.

Refuse Report – Councilman Albrecht asked how the Town is doing with the removal of the electronics. Supervisor Tomik noted that this will be discussed under new business.

Supervisor Tomik also noted that the Town Clerk's Office has been receiving many compliments on what a great job that Bill and Tom are doing at the compactor.

Recreation Report – Supervisor Tomik noted that Greg will give an update on Bower Park on Friday. Supervisor Tomik also noted that recreation director Sandy Coe has given an update on the Summer Program in her report.

Insurance Report - Supervisor Tomik noted that he is looking into another Health Insurance carrier for the employees.

Open Space Report – It was noted that Attorney, Pam Richardson is working on the contract.

COMMITTEE REPORTS:

County Legislator, Peter Wilkinson noted that there would be a walk for Prevention of Suicide on October 13, 2012. Peter also noted that there will be an auction on properties due to unpaid taxes.

The Town Board had discussion with County Legislator Wilkinson and County Legislator Kelsey regarding a letter from County Executive, Molinaro regarding the charge backs for elections and having a cap on sales tax for municipalities.

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

Motion by Councilman Sagliano, seconded by Councilman Albrecht to open the meeting to the public on agenda items only, carried.

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht to close the meeting to the public, carried.

NEW BUSINESS:

Item # 1 – Reimbursement of Dutchess County Board of Election Costs:

PUBLIC HEARING

REGULAR TOWN BOARD MEETING

SEPTEMBER 12, 2012

The Pleasant Valley Town Board held a Public Hearing and its regularly scheduled Town Board Meeting on Wednesday, September 12, 2012 at 6:30PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

PUBLIC HEARING:

PURPOSE: ARC Proposed Group Home/1435 Route 44

Supervisor Tomik noted that he was in receipt of the Affidavit of Publication by Poughkeepsie Journal dated August 30, 2012 and the Affidavit of Posting by the Town Clerk dated August 27, 2012.

Crys McCuin, Executive Director, Dutchess ARC gave an overview on what the Group Home would entail. Crys noted that the proposed group is currently housing offices for ARC and those offices would be moved to another location. Crys noted the residents would be coming from the Wassaic facility and there would be around 11 residents ranging in age from 46 – 94. Crys noted that most of the residents are severely handicap and there would be between 5-6 employees during the day and about 4 employees during the evening hours with at 24 hour nursing staff and there would also be a medical director to over see the facility.

Crys also noted that the building is currently off the tax roll so there would be no further burden on the tax payers of Pleasant Valley and the septic system would have to be upgraded.

Town Attorney, Scott Volkman stated that the building is an 11 thousand square foot building and not going to be used as a day care facility also.

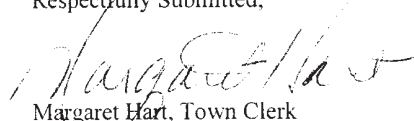
Crys noted that must of the residents use oxygen and most have IV poles attached to their beds. Crys stated that no other residents will be brought to the facility.

Town Attorney, Scott Volkman stated that the building could not be used as a mixed use building.

CLOSE THE MEETING TO THE PUBLIC:

All residents having had ample time to speak the Public Hearing was closed to the public at 6:50PM motion by Councilman Sagliano, seconded by Councilwoman Campbell, carried.

Respectfully Submitted,



Margaret Hart, Town Clerk

Supervisor Tomik noted that the Town's current Ambulance Service sent in a proposal with a significant increase in the amount they would be charging the Town for Ambulance Service.

Town Attorney, Scott Volkman noted that he prepared a RFP for the Board to approve and to release the RFP for publication at the October 10, 2012 Regular Town Board Meeting. Mr. Volkman suggested that someone talk to the Pleasant Valley Rescue Squad to get their input.

Councilwoman Campbell noted that one of the other Towns had turned over their Ambulance Contract to their Fire District.

Mr. Volkman noted that if the Fire District took over the Ambulance Service the Town would have to dissolve the Ambulance Agreement.

Councilwoman Milicaj noted that under the insurance part of the RFP they Ambulance Company should have an umbrella policy.

Mr. Volkman noted that the proposals should come back in early November so the contract could be awarded at the December Town Board Meeting.

Item # 8 – Authorize the Supervisor to Sign a Court Grant:

Supervisor Tomik noted that the Court is applying for this grant to upgrade the furniture in the Judge's Chamber.

The Town Board will authorize the Supervisor to sign the grant at the October 10, 2012 Regular Town Board Meeting.

Item # 9 – Advertise for Planning and Zoning Board Alternates:

The Town Board will authorize the Town Clerk to advertise for alternates for the Planning Board and Zoning Board at the October 16, 2012 Regular Town Board Meeting.

Item # 10 – Carrington Heights Discussion:

Town Attorney, Scott Volkman gave a letter to the Town Board (filed with the minutes) outlining the outstanding issues with Carrington Heights Subdivision.

It was noted that the Highway Superintendent would like to meet with the Town Board at the November Workshop Meeting to discuss this matter.

Item # 11 – Health Insurance for Town Employees:

Supervisor Tomik noted that he has been speaking with the Town's insurance broker to get quotes on health insurance for the Town Employees.

Item # 12 – Organizational Chart:

Supervisor Tomik noted that he would mail the organizational chart to the Board Members.

Item # 13 – Expansion of Brookside Meadows Water/Sewer District:

Town Attorney, Scott Volkman noted that he has been notified that Brookside Meadows is looking into extending their sewer lines to the house next door of New Horizon's office building. Mr. Volkman did note that the New Horizon building is already hooked up to Brookside Meadows sewer lines.

Mr. Volkman noted that if they chose to extend the lines they would have to get consent from the Town Board.

Item # 5 – Discuss Nuisance Ordinance:

Town Attorney, Scott Volkman and the Town Board had much discussion regarding this matter. The Town Board will set a date for a Public Hearing at the October 10, 2012 Regular Town Board Meeting.

ADJOURN:

Motion by Councilwoman Milicaj to adjourn the meeting at 9:05PM, carried.

WORKSHOP MEETING

OCTOBER 3, 2012

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting on Wednesday, October 3, 2012 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

Item # 1 – Appoint Basketball Director:

Councilwoman Campbell noted that she and Recreation Director, Sandy Coe met with Matt LeinWeaver and who has been involved with the basketball program for several years.

Councilwoman Campbell recommends that the Town Board appoint Matt LeinWeaver has basketball director at the October 10, 2012 Regular Town Board Meeting.

Item # 2 – Indoor Baseball Clinic:

Recreation Director, Sandy Coe explained that the Pleasant Valley Little League would like to hold a baseball clinic at Arlington Middle School. It would be a four (4) week program.

The Town Board will approve this at the October 10, 2012 Regular Town Board Meeting.

Item # 3- Quaker Hill Cemetery:

Supervisor Tomik noted that he has received a letter from Robert B. Suter regarding the Pleasant Valley Cemetery located at 9 Quaker Hill. Mr. Suter noted that Bulls Head-Oswego Friends would like to transfer ownership of the Cemetery to the Town of Pleasant Valley. They would include a gift of \$5,000.00 toward the maintenance of the property.

Town Attorney, Scott Volkman noted that there are several types of cemeteries under New York State. Mr. Volkman noted that if the cemetery is a religious cemetery the Town is not obligated to take over.

At this time the Town Board is not interested in taking over the Quaker Hill Cemetery. Supervisor Tomik will notify Mr. Suter regarding this matter.

Item # 4 – Financial Software Discussion:

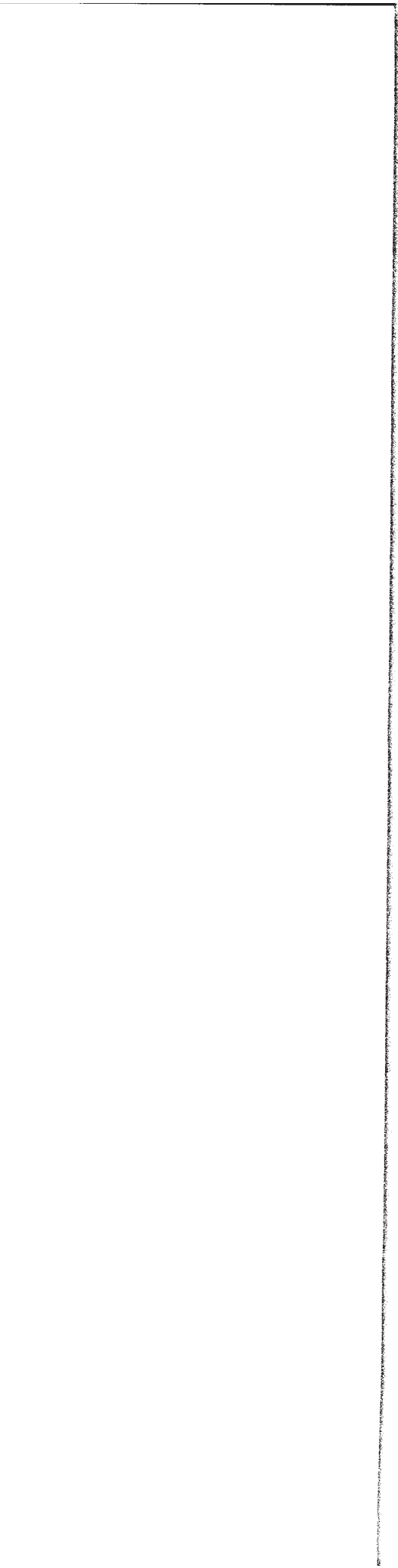
The Town Board has agreed to hire KVS has the Town's financial software company. The Town Board will authorize the Supervisor to sign the contract at the October 10, 2012 Regular Town Board Meeting.

Item # 6 – Payment to Royal Carting:

Town Attorney, Scott Volkman noted that the amount that is owed to Royal Carting is \$6,084.27 which has been lowered from the previous amount. Mr. Volkman noted that Highway Superintendent, Butch Gardner would like to see this taken care of.

The Town Board will authorize this payment at the October 10, 2012 Regular Town Board Meeting.

Item # 7 – Ambulance RFP:



SPECIAL TOWN BOARD MEETING

OCTOBER 5, 2012

The Pleasant Valley Town Board held a Special Town Board Meeting for the purpose of presenting the 2013 Tentative Budget on Friday, October 5, 2012 at 12:00 Noon at Town Hall, 1554 Main Street. Pleasant Valley.

<u>PRESENT:</u>	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

<u>ABSENT:</u>	Steve Albrecht	Councilman
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<u>PRESIDING OFFICER:</u>	Carl Tomik, Supervisor
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<u>RECORDING SECRETARY:</u>	Margaret Hart, Town Clerk
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PURPOSE: Present the 2013 Tentative Budget:

The Town Clerk presented the Town Board with the 2013 Tentative Budget

Supervisor Tomik noted there are some large items this year in the budget. The Town will have to pay back money to Con Ed from the results of the tax certiorari and will have an increase in our ambulance service. The current ambulance company has increased their bill to \$200,000 up from \$77,000.00 this year.

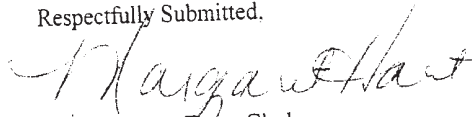
Councilwoman Milicaj asked about the budget's for each department.

Councilman Sagliano noted that Court, Assessor and Planning, Zoning and Building have a very little budget. Town Clerk's Office is a little larger and the Highway Department has a much bigger budget.

ADJOURN:

Motion by Councilman Sagliano, seconded by Councilwoman Campbell to adjourn the meeting at 12:11PM, carried.

Respectfully Submitted.


Margaret Hart, Town Clerk

presented by the Town Clerk. and an abstract has been compiled; now therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to pay all claims as follows;

1. Abstract 10 of 2012	General Fund Claim #545-611	\$94,523.11
2. Abstract 10 of 2012	Highway Fund Claims #170-192	\$55,225.27
3. Abstract 10 of 2012	Ambulance District #8	\$ 6,410.28
4. Abstract 10 of 2012	Con Light # 9	\$ 3,448.18

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: October 10, 2012

ROLL CALL: **AYE** **NAY**

Councilman Albrecht	X
Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

OPEN THE MEETING TO THE PUBLIC:

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

No comments.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilwoman Campbell, seconded by Councilwoman Milicaj to close the meeting to the public, carried.

SUPERVISOR'S COMMENTS:

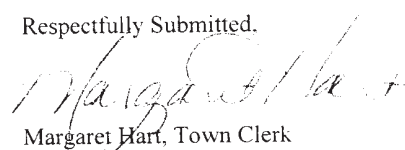
Supervisor Tomik noted that the Town Board will be start working on the 2013 Budget. Supervisor Tomik did note that the Fire Department preliminary budget exceeds the 2% cap.

Town Attorney, Scott Volkman noted to the Town Board that they could pass a Local Law if they feel that the budget would exceed the 2% cap.

ADJOURN:

Motion by Councilwoman Campbell, seconded by Councilwoman Milicaj to adjourn the meeting at 8:05PM, carried.

Respectfully Submitted,


Margaret Hart, Town Clerk

PUBLIC HEARING DATE FOR PRELIMINARY BUDGET

WHEREAS, the Town Supervisor has timely filed the Tentative 2013 Budget for the Town of Pleasant Valley pursuant to Section 106 of the Town Law on September 28, 2012; and

WHEREAS, the Town Clerk delivered the tentative Budget to the Town Board in accordance with Town Law Section 106 on October 5, 2012; and

WHEREAS, Town Law Section 108, requires the Town Board to hold a Public Hearing on a Preliminary Budget on or before the Thursday immediately following General Election and to adopt a final Budget by November 20, 2012; and

WHEREAS, the Town Board is authorized and required to conduct budget review sessions to consider the Tentative Budget before adopting the Preliminary Budget; now, therefore be it

RESOLVED, the Town Board hereby schedules Budget Review Sessions on October 11, 15, 16, and 18, 2012 at 6:00 p.m. at the Town Hall located at 1554 Main Street, Pleasant Valley, New York; be it, further

RESOLVED, that the Town Board reserves the right to change, alter, or add to the schedule of meetings as stated; be it, further

RESOLVED, that the Town Board hereby establishes Wednesday, November 7, 2012, at 7:00 p.m. as the date and time for a Public Hearing at Town Hall located at 1554 Main Street, Pleasant Valley, New York, for purposes of conducting a Public Hearing on the Preliminary Budget; be it, further

RESOLVED, the Town Clerk is hereby directed and authorized to post and publish notice of these meeting dates and the Public Hearing accordingly.

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Campbell

DATED: October 10, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 11 – Approve Claims:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.:144\2012

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 10 OF 2012

WHEREAS, the Town of Pleasant Valley Town Board has audited the bills

published accordingly.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: October 10, 2012

ROLL CALL:

AYE

NAY

Councilman Albrecht

Councilwoman Campbell

Councilwoman Milicaj

Councilman Sagliano

Supervisor Tomik

Discussion:

Councilwoman Campbell noted that she and Councilman Albrecht discussed the proposed Local Law and they have a few concerns. Councilwoman Campbell asked Town Attorney, Volkman if the Nuisance Ordinance would also reference the proposed Maintenance Ordinance.

Town Attorney, Volkman noted that there is cross references in both laws. Mr. Volkman noted this is how the Zoning Administrator wanted it to read. Mr. Volkman noted that the Town Board could hold the Public Hearing for the Nuisance Ordinance and they could wait on the Maintenance Ordinance.

Councilwoman Campbell noted that she would like have a clean copy and thinks it can be done in house.

Town Attorney, Volkman noted that the Nuisance Ordinance was updated by the Zoning Administrator. Mr. Volkman noted that the Maintenance Ordinance is being done from scratch.

Councilwoman Campbell doesn't feel the Town Board should move forward on the Nuisance Ordinance since it piggy backs to the Maintenance Ordinance, she feels that the Board needs more time to review both Ordinances.

Town Attorney, Scott Volkman reviewed with the Town Board how the Public Hearing would go. Mr. Volkman noted that the Town Board doesn't have to close the Public Hearing.

Councilwoman Milicaj would like both Ordinances revised by the November Meeting.

Town Attorney, Volkman noted that the Town Board should meeting with the Zoning Administrator to review both Ordinances.

Motion by Councilwoman Campbell, seconded by Councilman Albrecht to table this resolution at this time and do a follow up with the Zoning Administrator, carried.

Items # 9 & 10 – Set Public Hearing for 2013 Budget and Authorize the Town Clerk to Advertise Budget Meetings:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 145\2012

RE: ESTABLISHING BUDGET REVIEW SESSIONS AND

SECONDED BY: Councilwoman Milicaj

DATED: October 10, 2012

ROLL CALL: **AYE** **NAY**

Councilman Albrecht	X
Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Discussion:

Councilwoman Milicaj asked if any of the members were paid.

Supervisor Tomik noted that only the chairperson's receive a salary.

Councilwoman Campbell noted that a member from each board their term will expire at the end of the year. Councilwoman Campbell suggest that the secretary from Planning and Zoning contact the two (2) members to see if they are still interested in being on the Boards.

Item # 8 – Set Public Hearing for Nuisance Ordinance:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO: 139/2012

**RE: INTRODUCING PROPOSED LOCAL LAW NO.: *
OF 2012 PROPOSING THE REPEAL AND ADOPTION
OF A NEW CHAPTER 70 OF THE CODE OF THE
TOWN OF PLEASANT VALLEY, ENTITLED
“NUISANCES”**

WHEREAS, the Town Board of the Town of Pleasant Valley is authorized by Article 2, Section 10 of the Municipal Home Rule Law of the State of New York to adopt Local Laws pertaining to the safety, health and well-being of persons or property therein, and

WHEREAS, THE Town Board in the Town of Pleasant Valley has proposed the repeal and the adoption of a new Chapter 70 of the Code of the Town of Pleasant Valley entitled “Nuisances”; and

WHEREAS, by this Resolution the Town Board introduces the proposed Local Law to be known as Local Law No.: * of 2012, Chapter 70 of the Code of the Town of Pleasant Valley entitled “Nuisances”; now, therefore, be it

RESOLVED, that the Town Board schedules a Public Hearing on the proposed Local Law No.: * of 2012 for the 14th day of November, 2012 at 7:00 p.m. at Town Hall, located at 1554 Main Street, Pleasant Valley, New York, Notice of Public Hearing posted and

Councilwoman Milicaj noted even if the Town is going to lease the employees from the Ambulance Company they would still need to have insurance.

Item # 6 – Authorize Supervisor to Sign Court Grant:

Supervisor Tomik read the following resolution:

RESOLUTION #136/2012

RESOLUTION RE: JUSTICE COURT ASSISTANCE PROGRAM

Whereas, the Town of Pleasant Valley intends to submit an application for grant funds under the 2012 Justice Court Assistance Program; and

Whereas, said application has been prepared, has been signed by both Town Justices and requires an authorizing resolution from the Town Board;

Now, therefore, Be It Resolved, that the Town Board hereby authorizes the submission of said application; and be it further

Resolved, that the Town Supervisor is authorized to execute the certification on said application, to have the application submitted immediately and to have any supplementary materials supplied which were necessary.

Motion by: Councilman Albrecht

Seconded by: Councilwoman Milicaj

Aye	Nay:	Absent:
5		

Carried.

Item # 7 – Authorize the Town Clerk to Advertise for ZBA and Planning Board

Members:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 143/2012

RE: AUTHORIZING TOWN CLERK TO SOLICIT APPLICANTS FOR POSITIONS TO THE ZONING BOARD OF APPEALS AND PLANNING BOARD

WHEREAS, pursuant to Town Code Section 98-95 the Zoning Board of Appeals is eligible for two alternate members; and

WHEREAS, pursuant to Town Code Section 98-92 the Planning Board is eligible for two alternate members; and

WHEREAS, there are currently no alternate members for either Board; and

WHEREAS, beginning January 1, 2013, there may be a vacancy for a regular member on the Zoning Board of Appeals and/or Planning Board; now, therefore, be it

RESOLVED, that the Town Clerk is hereby authorized to solicit candidates to fill the respective vacancies on those Boards by advising local newspapers of the vacant positions and by posting a notice on the Town website.

MOTIONED BY: Councilman Albrecht

Carried.

Councilwoman Campbell thanked Town Attorney, Scott Volkman for working on this matter and getting it resolved.

*Councilman Sagliano arrived at 7:22PM

Item # 5 – Authorize the Town Clerk to Solicit Proposals for Ambulance Service Providers:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 141/2012

**RE: AUTHORIZING REQUEST FOR PROPOSALS FOR
AMBULANCE SERVICES FOR PLEASANT VALLEY
AMBULANCE DISTRICT**

WHEREAS, the Town of Pleasant Valley is desirous of obtaining the services of a qualified and professional Ambulance Service, which includes the provision of Advanced Life Support Care (ALS) and Basic Life Support Care (BLS), to the Pleasant Valley Ambulance District in the Town of Pleasant Valley and the Quaker Lane Ambulance District in the Town of Hyde Park, which is the territory served by the Pleasant Valley Fire District commencing January 1, 2013; and

WHEREAS, the Town Board of the Town of Pleasant Valley has prepared a request for proposals dated October 2012, for the services to be provided by the Ambulance Service Providers to the Town of Pleasant Valley, to provide services in the Pleasant Valley Ambulance District and the Quaker Lane Ambulance District; now therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Clerk to solicit proposals for Ambulance Service Providers to provide professional and qualified services related to the Request for Proposals dated October 2012, with such proposals to be returned to the Town Clerk no later than November 7, 2012 at 12:00 noon.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: October 10, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Discussion:

Councilman Albrecht talked about hiring part-time EMT's from the Ambulance Company and have them stay at the Firehouse and use the Pleasant Valley Ambulance.

where the Dutchess County Resource Recovery Agency did not charge disposal fees for commingled recyclables; and

WHEREAS, thereafter the Resource Recovery Agency reinstituted tipping fees for commingled recyclables effective December 1, 2008; and

WHEREAS, Royal Carting invoiced the Town for hauling services pursuant to the State Contract, but inadvertently failed to re-institute charges for disposal of commingled recyclables; and

WHEREAS, in 2011 Royal Carting submitted an invoice for disposal fees for commingled recyclables for December 1, 2008 through December 31, 2010 and for the period commencing January 1, 2011; and

WHEREAS, the 2011 invoices for hauling and disposal of other waste, were paid with 2011 appropriated funds; and

WHEREAS, the previous balance for disposal of commingled recyclables remained unpaid and unencumbered from 2011; and

WHEREAS, the Highway Superintendent, as Supervisor for the Transfer Station, has confirmed the fact that the hauling services were provided but the tipping fees were not previously billed and remain unpaid; and

WHEREAS, the State Comptroller has opined that paying for services rendered to a municipality in an earlier year may be paid in a later year if the contracts were valid when made and if there are monies legally available to be used for such purposes (Opinion 69-66 and Opinion 81-193); now, therefore, be it

RESOLVED, the Town Board of the Town of Pleasant Valley hereby authorizes and ratifies New York State Office of General Services Contract #PS62049, effective May 1, 2007, through the New York State Office of General Services Contract end date of December 14, 2013 for the fees set forth pursuant to the New York State Contract as modified by the April 16, 2007 proposal; now, be it further

RESOLVED, that the Town Supervisor of the Town of Pleasant Valley be and hereby is authorized and directed to enter into a contract through the New York State Office of General Services and to execute an appropriate agreement with Royal Carting Company to perform such services pursuant to the State Contract as modified by the April 16, 2007 proposal, subject to the final review and approval of the Attorney to the Town;

RESOLVED, that payment from 2012 funds in the amount of \$6084.27 is hereby approved.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: October 10, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano			X
Supervisor Tomik	X		

Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano		X
Supervisor Tomik	X	

Discussion:

Councilman Albrecht asked if Pat and Joyce from the bookkeeping office are comfortable with the new software program.

Councilwoman Campbell asked where the backup is being done?

Supervisor Tomik noted that the disaster recovery is included in the package.

The Town Board discussed the financing with the Town Attorney.

Carried.

Item # 4 – Authorize Payment to Royal Carting for Prior Services from 2007:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 140\2012

**RE: AUTHORIZING PAYMENT OF 2011 UNENCUMBERED
VOUCHER FROM 2012 FUNDS TO ROYAL CARTING
COMPANY AND RATIFYING STATE BID CONTRACT**

WHEREAS, the Town of Pleasant Valley operates a Transfer Station for waste disposal purposes; and

WHEREAS, the Town contracts out for hauling and disposal of waste that is deposited at the Transfer Station; and

WHEREAS, prior to April 2007 such services were performed by Dyal Carting;
and

WHEREAS, on or about April 2007 Dyal Carting advised the Town it would no longer be able to provide such services without notice; and

WHEREAS, on or about April 16, 2007, Royal Carting Service Company Inc. provided a proposal to perform such services for the hauling and disposal of waste and recyclable materials in accordance with New York State Office of General Services Contract #PS62049, as modified by their April 16, 2007 proposal, following which on or about May 1, 2007, Royal Carting commenced providing such services and continues to do so to date; and

WHEREAS, the State Bid Contract was originally for a period that expired December 14, 2009, however, New York State Office of General Services extended that contract period through December 14, 2013; and

WHEREAS, notwithstanding the State bid as modified by their proposal, Royal Carting billed the actual disposal fee for commingled recyclables charged by Dutchess County Resource Recovery Agency; and

WHEREAS, there was a period of time from March 2008 to November 30, 2008,

Councilman Sagliano X
Supervisor Tomik X

Carried.

Item # 2 – Authorize Indoor Baseball Clinic:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 138/2012

**RE: ESTABLISHING THE TOWN OF PLEASANT VALLEY FALL
BASEBALL CLINIC AT ARLINGTON MIDDLE SCHOOL**

WHEREAS, the Town of Pleasant Valley desires to offer a fall baseball clinic to children ages 7-12 through the Town Recreation Department; and

WHEREAS, the Arlington Middle School is available to the Town for this purpose; and

WHEREAS, the Town Board of the Town of Pleasant Valley desires to establish the registration rates and program parameters; now therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby establishes a baseball clinic for children ages 7 through 12 and, be it further

RESOLVED, that the cost to register for the program is forty (\$40) per child if a Town of Pleasant Valley resident and if registered on or before the registration deadline established by the Recreation Director and be it further

RESOLVED, that the cost for eligible non-residents to register for the program on or before the established registration deadline, is fifty (\$50) dollars per child; and be it further

RESOLVED, that all registrations received after the established registration deadline shall be subject to an additional ten (\$10) dollar late fee.

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Milicaj

DATED: October 10, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano			X
Supervisor Tomik	X		

Carried.

Item # 3 – Authorize the Supervisor to Sign KVS Contract/Software for Bookkeeping:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 135\2012

**RE: AUTHORIZING PURCHASE AND IMPLEMENTATION OF
SOFTWARE AND SUBSCRIPTION SERVICE FROM KVS
INFORMATION SYSTEMS, INC.**

WHEREAS, the Town Board of the Town of Pleasant Valley has investigated the implementation of a conversion of town bookkeeping services software with respect to general ledger, bank reconciliation, positive pay, accounts payable, fixed assets, general receipts and payroll; and

WHEREAS, the Town Board considered a presentation with respect to this project at a meeting of the Town Board held on September 5, 2012 and September 26, 2012; and

WHEREAS, the proposal reflects a long term savings through the conversion from RDA\ADP to KVS Information Services, Inc.; and

WHEREAS, the Town has considered the proposal from KVS dated August 1, 2012 and revised October 1, 2012, to purchase the software at a cost not to exceed \$17,230.00; installation, databases, project management, training and remote backup not to exceed \$10,633.00; and a conversion of the ledger, accounts payable and payroll in an amount not to exceed \$6,500.00, with an initial total cost not to exceed \$34,863.00, exclusive of out-of-pocket expenses identified in the contract, with an initial annual support including payroll and disaster recovery in an initial amount of \$6,113.00; and

WHEREAS, the services offered by KVS Information Systems, Inc. is available on a State Bid Contract, which will expires on July 22, 2017, being Contract No.: PT63243, pursuant to Section 104 of the General Municipal Law; and

WHEREAS, KVS has offered a three year financing assignment at 3.25% payable quarterly with a \$4,000.00 deposit; now therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley authorizes the Town Supervisor to contract for software services pursuant to State Contract No.: PT63243, and further pursuant to the August 1, 2012 proposal revised as of October 1, 2012, at a cost not to exceed \$17,230.00; installation, databases, project management, training and remote backup not to exceed \$10,633.00; and a conversion of the ledger, accounts payable and payroll in an amount not to exceed \$6,500.00, with an initial total cost not to exceed \$34,863.00 exclusive of out-of-pocket expenses identified in the contract, with an initial annual support including payroll and disaster recovery in an initial amount of \$6,113.00; be it further

RESOLVED, that the Town Supervisor is hereby authorized to execute a contract with KVS Information Systems Inc., in accordance with the State Contract Bid and the proposal dated August 1, 2012, revised October 1, 2012, subject to final approval by Attorney to the Town; and be it further

RESOLVED, that the Town Board hereby directs the Town Supervisor and Town Bookkeeper to implement the payroll function effective January 1, 2013; be it further

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to discontinue any external payroll services contract upon successful implementation of this internal payroll function.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: October 10, 2012

ROLL CALL:

AYE

NAY

ABSENT

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

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

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to close the meeting to the public, carried.

NEW BUSINESSES:

Item # 1 – Appoint Basketball Director:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.:137/2012

RE: AUTHORIZING APPOINTMENT OF BASKETBALL DIRECTOR

WHEREAS, there is a vacancy in the Recreation Department in the position of Basketball Director; and

WHEREAS, the Town Board of the Town of Pleasant Valley has interviewed individuals for such a position; and

WHEREAS, a Basketball Director is considered to be in the labor class pursuant to the Rules of the Classified Civil Service of Dutchess County as a Sports Official; and

WHEREAS, the Town Board has conducted a search to fill the position pursuant to the description of a Sports Official as determined by the Dutchess County Personnel Department; and

WHEREAS, Matthew Leinweaver has expressed an interest in serving in such a capacity; now, therefore, be it

RESOLVED, that Matthew Leinweaver is hereby appointed to the position of Sports Official/Basketball Director for the Town of Pleasant Valley; and, be it further

RESOLVED, that the salary shall be \$1,225.00 per annum to be pro-rated effective the date of appointment; and, be it further

RESOLVED, that the Town Supervisor and the Town Bookkeeper and hereby authorized and directed to file any and all documents necessary to effectuate the intent of this Resolution and to determine that the minimum qualifications pursuant to Dutchess County Civil Service Regulations are met; and, be it further

RESOLVED, that this Resolution shall take effect immediately.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

DATED: October 10, 2012

ROLL CALL: **AYE** **NAY** **ABSENT**

Councilman Albrecht X

Councilwoman Campbell X

Councilwoman Milicaj X

REGULAR TOWN BOARD MEETING

OCTOBER 10, 2012

The Pleasant Valley Town Board held their regularly scheduled Town Board Meeting on Wednesday, October 10, 2012 at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
 Carol Campbell Councilwoman
 Lisa Milicaj Councilwoman
 Carl Tomik Supervisor

ABSENT: Don Sagliano Councilman (Arrived at 7:22PM)

MINUTES: of 09/05/2012 Special Town Board Meeting & Workshop Meeting
 09/12/2012 Public Hearing & Regular Town Board Meeting

Were approved on motion by Councilman Albrecht, seconded by Councilwoman Milicaj, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Recreation Report
4. Building, Zoning, Planning and Fire Department Report
5. Monthly Trial Balance Report
6. Aboveground Storage Tank Report

TOWN BOARD COMMITTEE REPORTS:

Public Safety Report – Councilman Albrecht noted that he is still working with Ed Hoxie to get the creek cleaned up.

Personnel Report – Councilwoman Campbell noted that the Town Board will be appointing a Basketball Director tonight under new business

Highway Report – Supervisor Tomik noted that the Town Board will be meeting with the Highway Superintendent to go over his budget.

Technology Report – Supervisor Tomik noted that the Town Board will be authorizing him to sign the contract with KVS (software company) tonight under new business.

Insurance Report – Councilman Albrecht asked the health insurance for the employees. Supervisor Tomik noted that he has spoken with the employees and they have checked with health care providers to see if they use CDPHP. Supervisor Tomik noted that more needs to be done by November.

Open Space Report – Supervisor Tomik asked Town Attorney, Scott Volkman if the contract has been signed for the consultant to work with the Open Space Committee. Mr. Volkman noted that they are waiting to get the signed contract back from the consultant.

ORAL REPORTS:

Town Attorney, Scott Volkman noted that the County Legislators are holding their monthly meeting tonight.

CORRESPONDENCE:

Supervisor Tomik noted that the Quaker Hill Cemetery Committee notified the Town regarding taking over the cemetery. Supervisor Tomik noted that he notified the committee and let them know the Town is not interested in taking over the cemetery. Supervisor Tomik stated that the CAC might be interested in taking the cemetery over.

SPECIAL TOWN BOARD MEETING

OCTOBER 31, 2012

The Pleasant Valley Town Board held a Special Town Board Meeting on October 31, 2012 at 12:00 noon at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
 Carol Campbell Councilwoman
 Lisa Milicaj Councilwoman
 Carl Tomik Supervisor

ABSENT: Don Sagliano Councilman

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

PURPOSE: Adopt 2013 Preliminary Budget/Elected Officials Salaries:

Supervisor Tomik and the Town Board discussed salary increases for full-time Town Employees along with two (2) part-time Employees and the two (2) Court Officers.

Item # 1 – Adopt the Preliminary Budget for Fiscal Year 2013/Set Public Hearing:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 146\2012

RE: ADOPTION OF PRELIMINARY BUDGET FOR FISCAL YEAR 2013

WHEREAS, pursuant to Town Law Section 106(2), the Town Supervisor of the Town of Pleasant Valley on September 30, 2012, did file a tentative Budget for said Town for the Fiscal year beginning January 1, 2013, with the Town Clerk of the Town of Pleasant Valley; and

WHEREAS, pursuant to Town Law Section 106 (3), the Town Clerk of the Town of Pleasant Valley duly presented said tentative Budget to the Town Board at a special meeting held on October 5, 2012; and

WHEREAS, pursuant to Town Law Section 109, a Final Budget must be adopted by November 20, 2012; and

WHEREAS, the tentative Budget has been considered, discussed and reviewed; now, be it

RESOLVED, that said tentative Budget be, and hereby is, revised pursuant to the **annexed schedule**; and, be it further

RESOLVED, that as so revised and modified that said tentative Budget is hereby approved as and shall become the Preliminary Budget of the Town of Pleasant Valley commencing the fiscal year January 1, 2013; and be it further

RESOLVED, that the Town Board of the Town of Pleasant Valley shall meet at the Town Hall, 1554 Main Street, Pleasant Valley, New York on November 7, 2012 at 7:00 p.m. then and there to conduct the Public Hearing upon such Preliminary Budget; and be it further

RESOLVED, that the Town Clerk shall give notice of such Public Hearing by publishing and posting notice therefore in accordance with Town Law Section 108.

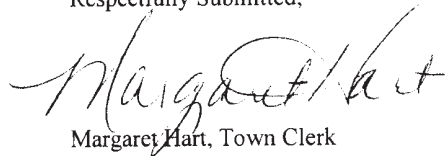
MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Campbell
DATED: October 31, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj	X		
Councilman Sagliano			X
Supervisor Tomik	X		
Carried.			

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to adjourn the meeting 12:11PM, carried.

Respectfully Submitted,



Margaret Hart, Town Clerk

PUBLIC HEARING

WORKSHOP MEETING

NOVEMBER 7, 2012

The Pleasant Valley Town Board held a Public Hearing on the proposed 2013 Budget and its regularly scheduled Workshop Meeting on Wednesday, November 7, 2012 at 7:00PM, at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

PUBLIC HEARING

Purpose: On the proposed 2013 Town Budget.

Supervisor Tomik noted that he was in receipt of the Affidavit of Publication from the Poughkeepsie Journal dated November 2, 2012 and the Affidavit of Posting by the Town Clerk dated October 30, 2012.

Motion by Councilman Sagliano, seconded by Councilman Albrecht to open the Public Hearing to the public, carried.

Due to the inclement weather the Town Board is going to adjourn the Public Hearing until the November 14, 2012 Regular Town Board Meeting.

Motion by Councilman Sagliano, seconded by Councilman Albrecht to adjourn the Public Hearing on the proposed 2013 Budget until the November 14, 2012 Regular Town Board Meeting, carried.

WORKSHOP MEETING

Item # 1 – Town Employee Health Insurance/David Melby:

Supervisor Tomik noted due to the inclement weather David Melby wasn't able to attend will be able to attend the Regular Town Board Meeting on November 14, 2012.

Supervisor Tomik noted that the Town Board Members did have the rates to review.

Item # 2 – Ambulance RFP:

Supervisor Tomik noted that RFP's were received by the Town Clerk on Wednesday, November 7, 2012 at 12:00 noon and the Town Board Members have received copies to review.

Item # 3 – Advertise for Highway Materials:

The Town Board will authorize the Town Clerk to advertise for Highway Materials at the November 14, 2012 Regular Town Board Meeting.

Item # 4 – Discuss 2% Tax Cap Override:

The Town Board noted that they would not have to adopt a resolution for an override since they were able to stay under the 2% tax cap.

Item # 5 – Set Final Date for Budget Workshop Meeting/Set Date to Adopt 2013 Budget:

The Town set the final Budget Workshop Meeting for Thursday, November 15, 2012 at 6:00PM at Town Hall. The Town Board will set the date to adopt the 2013 Budget at the November 14, 2012 Regular Town Board Meeting.

Item # 6 – Discuss Town Hall Hours:

Supervisor Tomik spoke about changing the Town Hall hours. Supervisor Tomik suggested that the Town Hall be open Monday – Wednesday 9AM-4PM; Thursday 10AM-5PM and Friday 9AM-1PM.
The Town Board discussed these hours.

Item # 7 – Organization Chart:

The Town Board will adopt the proposed organization chart at the November 14, 2012 Regular Town Board Meeting.

Town Attorney, Scott Volkman gave the Town Board an update on the Carrington Heights Subdivision. Mr. Volkman noted that he would have to contact the Highway Superintendent to review this matter.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to open the meeting to the public, carried.

Rolando Ghedini – Arbor Hill Drive – noted that the Highway Department is out plowing and doing a wonderful job, Arbor Hill is already done.

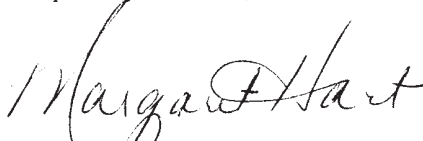
CLOSE THE MEETING TO THE PUBLIC:

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

ADJOURN:

Motion by Councilman Sagliano, seconded by Councilman Albrecht to adjourn the meeting at 7:26PM, carried.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Margaret Hart". The signature is written in dark ink and is positioned above the printed name.

Margaret Hart, Town Clerk

PUBLIC HEARING

REGULAR TOWN BOARD MEETING

NOVEMBER 14, 2012

The Pleasant Valley held a Public Hearing and their regularly scheduled Town Board Meeting on Wednesday, November 14, 2012 at 7:00PM, at Town Hall 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Carol Campbell	Councilwoman
	Lisa Milicaj	Councilwoman
	Don Sagliano	Councilman
	Carl Tomik	Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

PUBLIC HEARING:

Supervisor Tomik noted that this Public Hearing on the proposed 2013 Town Budget is a continuation from the November 7, 2012 Public Hearing.

Motion by Councilman Albrecht, seconded by Councilwoman Milicaj to reopen the Public Hearing on the proposed 2013 Town Budget, carried.

Supervisor Tomik noted that there were not a lot of changes in the budget. Supervisor Tomik noted that there was a tax certiorari with Con Ed that was settled this year, some money was taken out of the fund balance to help pay the settlement.

Rolando Ghedini – Arbor Hill Drive asked if the full time employees hours will be staying the same.

The Town Board noted that no hours were cut.

CLOSE THE PUBLIC HEARING:

All residents have had ample time to speak the Public Hearing was closed to the public motion by Councilman Albrecht, seconded by Councilwoman Campbell, carried.

REGULAR TOWN BOARD MEETING

<u>MINUTES:</u>	of	October 3, 2012	Workshop Meeting
		October 5, 2012	Special Town Board Meeting
		October 10, 2012	Regular Town Board Meeting

Were approved on motion by Councilman Albrecht, seconded by Councilwoman Milicaj, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report

2. Refuse Monthly Report
3. Building, Zoning, Planning and Fire Monthly Report
4. Recreation Monthly Report
5. Aboveground Storage Report
6. Monthly Trial Monthly Report

COMMITTEE REPORTS:

Buildings Report – Councilman Albrecht noted that a berm was put about around the Town Hall during hurricane Sandy.

Technology Report- Supervisor Tomik noted that the bookkeeping office is moving forward the software from KVS.

COUNTY LEGISLATOR REPORT:

County Legislator, Michael Kelsey spoke at great lengths with the Town Board on the proposed 2013 County Budget. Legislator Kelsey spoke about the buy out for some County Employees. County Legislator Kelsey and County Legislator Wilkinson spoke about the County Jail and that it would need to be expanded within the next couple of years. The County is losing money each year since some inmates are being housed in other Counties through out New York Sate.

Councilwoman Campbell stated that there a lot of things that are in the County Budget that are being put back on the Town's. Councilwoman Campbell noted that Pleasant Valley is in good shape but some of the smaller Town's aren't.

Councilman Sagliano asked if there would be salary increases.

County Legislator, Peter Wilkinson noted that there would be a rate increase for Water and Sewer usage for the residents who live in Valley Dale Water and Sewer District.

CORRESPONDENCE:

Supervisor Tomik noted that the Town was awarded the New York Excellence Award for assessments recognition.

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

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

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht to close the meeting to the public, carried.

Item # 1 – Authorize Town Clerk to Advertise for Highway Materials:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 147/2012

RE: AUTHORIZING THE TOWN CLERK TO ADVERTISE FOR BIDS FOR VARIOUS HIGHWAY SUPPLIES AND SERVICES FOR 2013

WHEREAS, by memo dated October 18, 2012, Highway Superintendent, Kurt Gardner, has requested authorization for the Town Clerk to solicit bids for various supplies and services to be used by the Town of Pleasant Valley Highway Department in

calendar year 2013; and

WHEREAS, the bid request shall include, but not be limited to, such items as stone, gravel, sand, liquid calcium, latex bituminous mix, bituminous mix hot and cold, plow blades and guide rails; now, therefore, be it

RESOLVED, that the Town Clerk is hereby authorized to solicit bids for various supplies and services needed to provide the Town of Pleasant Valley Highway Department for calendar year 2013, with responses due by November 30, 2012 at 12:00 noon.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilman Albrecht

DATED: November 14, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 2 – Set Final Date for Budget Meetings/Set Date for Special Town Board Meeting:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board set the date for the final budget meeting for Thursday, November 15, 2012 at 6:00PM, the Town Board also set the date for a Special Town Board Meeting to adopt the 2013 Town Budget for Tuesday, November 20, 2012 at 12:00 noon. carried.

Item # 3 – Authorize the Town Clerk to Solicit Proposals for Septic Tank Service:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 148\2012

RE: AUTHORIZING THE TOWN CLERK TO SOLICIT PROPOSALS FOR SEPTIC TANK SERVICE

WHEREAS, the Town of Pleasant Valley requires septic tanks at the Town Hall and the Town Highway Garage to be emptied by qualified septic hauler on a periodic basis;

WHEREAS, the Town Board is desirous of soliciting proposals for the provision of such services for calendar year 2013; now therefore, be it

RESOLVED, that the Town Clerk be and is hereby authorized to solicit such proposals pursuant to a written RFP to be prepared by the Town Supervisor for septic removal services for the Town Hall and the Town Highway Garage with responses due by December 5, 2012 at 12:00 noon; and, be it further

RESOLVED, that the request for a proposal must include a requirement that the contractor provide insurance as is reasonably and as customarily necessary, subject

approval by the Town's insurance agent and that a Waiver of Claims and Indemnification and Hold Harmless Agreement be a condition of the contract, which shall be included with the RFP.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilman Sagliano

DATED: November 14, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 4 – Approve Organization Chart:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 149\2012

**RE: AMENDMENT TO SECTION 103 OF THE TOWN OF
PLEASANT VALLEY EMPLOYEE HANDBOOK**

WHEREAS, Section 103 of the Town of Pleasant Valley Employee Handbook sets forth "Definitions" with respect to key terms and phrases that are referenced throughout the Employee Handbook; and

WHEREAS, during a recent review and amendment of certain provisions of the Employee Handbook, it was determined that an Organizational Chart of Town Employees and Elected Officials would be necessary and appropriate; now therefore, be it

RESOLVED, that a new Subsection in Section 103 of the Employee Handbook, entitled "Organizational Chart" should be added at the end of Section 103 of the Town of Pleasant Valley Employee Handbook and shall read as follows:

"Organizational Chart - for purposes of this Employee Handbook the Town has adopted an Organizational Chart for purposes of demonstrating, among other things, the supervisory chain of authority with respect to the various departments in the Town of Pleasant Valley and shall refer to the Organizational Chart in effect as adopted by the Town Board, as may be amended from time to time"

: and be it, further

RESOLVED, that the Town Board hereby adopts the Town of Pleasant Valley Organizational Chart which shall be denominated with an adoption date on the Chart of November 14, 2012; be it further

RESOLVED, that this resolution shall take effect as of December 1, 2012; and be it further,

RESOLVED, that a copy of this resolution shall be included into the Town of Pleasant Valley Employee Handbook adopted on April 11, 2007, as amended, and a copy of this resolution be distributed to Town Employees and Elected Officials.

MOTIONED BY: Councilwoman Milicaj
SECONDED BY: Councilwoman Campbell
DATED: November 14, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 5 – Budget Amendment:
Supervisor Tomik read the following resolution:

Resolution # 153/2012

NOVEMBER 2012

BUDGET AMENDMENTS

<u>DECREASE</u>		<u>INCREASE</u>		
9060.8 Medical	\$18,000	1420.4	Attorney	\$11,000
(General)		1440.4	Engineer	\$ 1,000
		1450.4	Elections	\$ 1,722
		1620.2	Bldgs.	\$ 4,278
	\$18,000			\$18,000

Motion by: Councilman Sagliano
Seconded by: Councilman Albrecht

Carried.

Item # 6 – Health Insurance/David Melby:
David Melby, Health Insurance Broker for the Town reviewed the new health care coverage with the Town Board. The Town will be using CDPHP this year.

Supervisor Tomik noted that there will be a meeting to review the new health insurance coverage with the Town employees.

Item # 7 – Approve Claims:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.:142\2012

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 11 OF 2012

WHEREAS, the Town of Pleasant Valley Town Board has audited the bills presented by the Town Clerk, and an abstract has been compiled; now therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to pay all claims as follows;

1. Abstract 11 of 2012	General Fund Claim #612-675	\$77,736.09
2. Abstract 11 of 2012	Highway Fund Claims #193-212	\$84,702.60
3. Abstract 11 of 2012	Ambulance District # 9	\$ 6,410.28
4. Abstract 11 of 2012	Con Light # 10	\$ 3,367.69
5. Abstract 11 of 2012	Equipment Reserve # 1-2	\$58,067.00
6. Abstract 11 of 2012	Sewer Fund #1	\$18,048.18

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilman Sagliano

DATED: November 14, 2012

ROLL CALL: **AYE** **NAY**

Councilman Albrecht X

Councilwoman Campbell X

Councilwoman Milicaj X

Councilman Sagliano X

Supervisor Tomik X

Carried.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to open the meeting to the public, carried.

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to close the meeting to the public, carried.

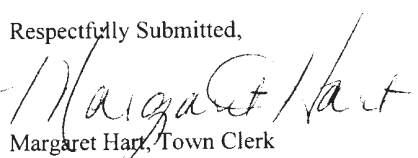
SUPERVISOR'S COMMENTS:

Supervisor Tomik noted that the 2013 Town Budget is coming along and will be adopted on November 20, 2012.

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to adjourn the meeting at 8:20PM, carried.

Respectfully Submitted,


Margaret Hart, Town Clerk

SPECIAL TOWN BOARD MEETING

NOVEMBER 20, 2012

The Pleasant Valley Town Board held a Special Town Board Meeting on Tuesday, November 20, 2012 to adopt the 2013 Town Budget and Designate a Health Insurance Provider for the Town, at 12:00 noon, at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
Carol Campbell Councilwoman
Don Sagliano Councilman (Arrived at 12:10)
Carl Tomik Supervisor

ABSENT: Lisa Milicaj Councilwoman

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

PURPOSE: 1) Designate Health Insurance Provider for Town Employees
2) Adopt the 2013 Annual Budget

Item # 1 – Designating Health Insurance Provider for Town Employees for 2013:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 150/2012

**RE: DESIGNATING HEALTH INSURANCE PROVIDER FOR
TOWN EMPLOYEES FOR 2013**

WHEREAS, the Town Board retained services of Rose and Kieran, Inc. as their health insurance consultant; and

WHEREAS, the insurance consultant solicited bids from qualified insurance carriers for health insurance coverage for Town Employees; and

WHEREAS, the Town Board of the Town of Pleasant Valley has received bids for health coverage for Town Employees; and

WHEREAS, the Town Board has reviewed said bids for the compatibility for the needs of the Town; and

WHEREAS, the Town Board of the Town of Pleasant Valley has determined that the CDPHP HDHP Plan is best suitable for the needs of the Town while decreasing the cost of healthcare coverage; now therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby designates the CDPHP HDHP Plan for Town healthcare coverage for 2013; be it further

RESOLVED, that the Town Supervisor be and hereby is authorized to take any and all steps necessary to contract for the aforesaid CDPHP HDHP Plan for 2013.

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Campbell

DATED: November 20, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj			X
Councilman Sagliano			X
Supervisor Tomik	X		
Carried.			

Item # 2 – Adopt 2013 Annual Town Budget:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO. 151\2012

RE: ADOPTING ANNUAL TOWN BUDGET FOR 2013

WHEREAS, pursuant to Town Law Section 106 (2), on September 30, 2012, the Town Supervisor and Budget Officer filed in the Town Clerk's office the 2013 tentative Budget; and

WHEREAS, pursuant to Town Law Section 106 (3), the Town Clerk presented the tentative Budget to the Town Board at a Special meeting held on October 5, 2012; and

WHEREAS, the Town Board modified the Tentative Budget and approved a 2013 Preliminary Budget on October 31, 2012; and

WHEREAS, this Town Board on November 7, 2012, commencing at 7:00 p.m., which was continued on November 14, 2012, commencing at 7:00 p.m., duly held a public hearing on the preliminary budget approved by this Board and filed with the Town Clerk for the fiscal year commencing January 1, 2013, including the Fire District, Street Lighting District, Valley Dale Sewer District and Pleasant Valley Ambulance District, and having heard all persons desiring to be heard in the matter, and the matter of the budget for this Town for such fiscal year having been fully discussed and considered they closed the public hearing; and

WHEREAS, the Town Board has considered certain changes, alterations and revisions to the preliminary budget, and

WHEREAS, the preliminary budget approved and filed as aforesaid is hereby changed, altered and revised to establish a net **reduction/increase** in the 2013 total operating budget by \$57,933 as set forth in Schedule "A" annexed hereto, now, therefore, be it

RESOLVED, pursuant to Town Law Section 109, that said preliminary budget approved and filed as aforesaid as changed, altered and revised is hereby adopted and established as the annual budget for this Town for the fiscal year beginning January 1, 2013, and that such annual budget as so adopted is detailed in the minutes of the proceedings of this Town Board, and, be it further

RESOLVED, that the 2013 Preliminary Budget, as changed, altered and revised as herein set forth, is adopted by the Town Board for the Town of Pleasant Valley as the 2013 Operating Budget in the amount of \$5,752,739, with a tax levy imposed at \$4,095,839, be it further

*** **RESOLVED**, that the 2013 tax rate is \$ _____ per thousand of assessed valuation, and be it further ****

RESOLVED, that the Town Clerk of this Town shall prepare and certify as provided by law, duplicate copies of the said annual budget as so changed, altered and revised and as hereby adopted, and deliver one of such copies to Supervisor of the Town, and that he shall present such copy to the Dutchess County Legislature as required by law.

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Campbell

DATED: November 20, 2012

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj			X
Councilman Sagliano	X		
Supervisor Tomik	X		

CARRIED.

***DISCUSSION:**

Councilman Sagliano noted that there is a 12% increase in the Fire Tax.

The Town Board discussed removing section ** "Resolved, that the 2013 tax rate per thousand of assessed valuation, and be it further"*** they feel it doesn't need to be included.

Motion by Councilman Sagliano, seconded by Councilwoman Campbell to amend the resolution and have section ***Resolved, that the 2013 tax rate per thousand of assessed valuation, and be it further*** removed.

4 Ayes 1 Absent (Councilwoman Milicaj)

Carried.

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to adopt the amended following resolution with section ***Resolved, that the 2013 tax rate per thousand of assessed valuation, and be it further removed from the resolution, carried.

TOWN BOARD RESOLUTION NO. 151\2012

RE: ADOPTING ANNUAL TOWN BUDGET FOR 2013

WHEREAS, pursuant to Town Law Section 106 (2), on September 30, 2012, the Town Supervisor and Budget Officer filed in the Town Clerk's office the 2013 tentative Budget; and

WHEREAS, pursuant to Town Law Section 106 (3), the Town Clerk presented the tentative Budget to the Town Board at a Special meeting held on October 5, 2012; and

WHEREAS, the Town Board modified the Tentative Budget and approved a 2013 Preliminary Budget on October 31, 2012; and

WHEREAS, this Town Board on November 7, 2012, commencing at 7:00 p.m., which was continued on November 14, 2012, commencing at 7:00 p.m., duly held a public hearing on the preliminary budget approved by this Board and filed with the Town Clerk for the fiscal year commencing January 1, 2013, including the Fire District, Street Lighting District, Valley Dale Sewer District and Pleasant Valley Ambulance District, and having heard all persons desiring to be heard in the matter, and the matter of the budget for this Town for such fiscal year having been fully discussed and considered they closed the public hearing; and

WHEREAS, the Town Board has considered certain changes, alterations and revisions to the preliminary budget, and

WHEREAS, the preliminary budget approved and filed as aforesaid is hereby changed, altered and revised to establish a net **reduction/increase** in the 2013 total operating budget by \$57,933 as set forth in Schedule "A" annexed hereto, now, therefore, be it

RESOLVED, pursuant to Town Law Section 109, that said preliminary budget approved and filed as aforesaid as changed, altered and revised is hereby adopted and

established as the annual budget for this Town for the fiscal year beginning January 1, 2013, and that such annual budget as so adopted is detailed in the minutes of the proceedings of this Town Board, and, be it further

RESOLVED, that the 2013 Preliminary Budget, as changed, altered and revised as herein set forth, is adopted by the Town Board for the Town of Pleasant Valley as the 2013 Operating Budget in the amount of \$5,752,739, with a tax levy imposed at \$4,095.839, be it further

RESOLVED, that the Town Clerk of this Town shall prepare and certify as provided by law, duplicate copies of the said annual budget as so changed, altered and revised and as hereby adopted, and deliver one of such copies to Supervisor of the Town, and that he shall present such copy to the Dutchess County Legislature as required by law.

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Campbell

DATED: November 20, 2012

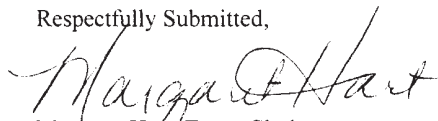
<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj			X
Councilman Sagliano	X		
Supervisor Tomik	X		

CARRIED.

ADJOURN:

Motion by Councilman Sagliano, seconded by Councilman Albrecht to adjourn the meeting at 12:25Pm, carried.

Respectfully Submitted,


Margaret Hart, Town Clerk

BID OPENING

HIGHWAY MATERIALS

NOVEMBER 30, 2012

The Pleasant Valley Town Board held a Bid Opening for Highway Materials on Friday, November 30, 2012 at 12:00 noon, at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Margaret Hart, Town Clerk

1. NY Bituminous Products Corp.
P.O. Box 577,
1297 Craigville Road
Chester, NY 10918

Latex Emulsion
\$2.45 per gallon applied
Latex Primer & Sealer
\$2.65 per gallon applied

Non-Collusive Bidding Certificate included.

2. K & A Trucking Inc.
89 Cronomer Hts. Dr.
Newburgh, NY 12550

Washed Sand
\$16.95 per Ton Delivered
Dry Screened Sand
\$16.95 per Ton Delivered
Quarry Item # 4
\$14.00 per Ton Delivered

Non-Collusive Bidding Certificate included.

3. Red Wing
P.O. Box 408
Stormville, NY 12582

ROB Gravel per Cubic Yard
\$8.10 F.O.B Plant/
\$14.70 Delivered
Washed Sand per Cubic Yard
\$11.40 FOB Plant/
\$18.00 Delivered

Washed Grave Per Ton
¼ \$9.50 FOB Plant/
\$15.00 Delivered
3/8 \$11.00 FOB Plant/
\$16.50 Delivered
¾ \$9.75 FOB Plant/
\$15.25 Delivered
1½ \$9.75 FOB Plant/
\$15.25 Delivered

Tailings Per Ton
\$9.00 FOB Plant/
\$14.50 Delivered

Quarry Item-4 Per Ton
\$10.50 FOB Plant/
\$16.00 Delivered

Non-Collusive Bidding Certificate included.

4. Route 82 Sand & Gravel, Inc.
17 Canoe Hill Road
Millbrook, NY 12545

Washed Sand per Cubic Yard
\$16.00 FOB Plant/
\$21.00 Delivered
Dry Screened Sand
\$16.00 FOB Plant/

\$21.00 Delivered

Washed Gravel Per Ton

¼ \$16.25 FOB Plant/
\$20.25 Delivered

3/8 \$16.25 FOB Plant/
\$20.75 Delivered

½ \$16.75 FOB Plant/
\$20.75 Delivered

5/8 \$17.25 FOB Plant/
\$21.25 Delivered

¾ \$17.25 FOB Plant/
\$21.25 Delivered

1½ \$17.25 FOB Plant/
\$21.25 Delivered

Tailings Per Ton

\$16.25 FOB Plant/
\$20.25 Delivered

Bank Run Item-4 Per Ton

\$16.25 FOB Plant/
\$20.25 Delivered

Non-Collusive Bidding Certificate included.

5. Daley Enterprise
797 North Ave.
Pleasant Valley, NY 12569

Bank Run Item-4 per Cubic

Yard

\$14.00 FOB Plant/
\$17.00 Delivered

Non-Collusive Bidding Certificate included.

6. J.D. von der Lieth & Sons, Inc.
410 White School House Road
Rhinebeck, NY 12572

Dry Screen Sand-Per Cubic

Yard

\$15.50 FOB Plant

Tailings per Cubic Yard

\$15.50 FOB Plant

Non-Collusive Bidding Certificate included.

7. Package Pavement
P.O. Box 408
Stormville, NY 12582

Bituminous Mix (Cold)

\$78.00 FOB price per Ton

Non-Collusive Bidding Certificate included.

8. Gorman Brothers
200 Church Street
Albany, NY 12202

Latex Bituminous Road Mat.

CRS2- \$2.38/Gallon

CRS2P- \$2.60/Gallon

CMS2 - \$2.72/Gallon

MS2ST - \$2.52/Gallon

Liquid Calcium Chloride

\$1.00/Gallon

Flake Calcium
\$525/Ton FOB

Bituminous Mix (Cold)
\$95.86/Ton FOB
\$102.86/Ton Delivered

Non-Collusive Bidding Certificate included.

9. Tilcon New York, Inc.
162 Mill Road
West Nyack, NY 10994

Crushed Stone per Ton
¼ - \$20.65 FOB Plant/
\$26.45 Delivered
3/8-\$20.80 FOB Plant/
\$26.60 Delivered
½- \$20.80 FOB Plant/
\$26.60 Delivered
5/0-\$17.75 FOB Plant/
\$23.55 Delivered
¾- \$17.75 FOB Plant/
\$23.55 Delivered
1½-\$18.60 FOB Plant/
\$24.40 Delivered
2½-\$18.60 FOB Plant/
\$24.40 Delivered

Quarry Item-4 per Ton
\$14.25 FOB Plant/
\$20.05 Delivered

Non-Collusive Bidding Certificate included.

10. Tilcon New York, Inc.
162 Mill Road
West Nyack, NY 10994

Bituminous Mix (Hot)
\$67.50 FOB Price per Ton

Sand Mix (Hot)
\$72.50 FOB Price per Ton

Non-Collusive Bidding Certificate included.

11. Peckham Materials Corp.
445 Route 28
Kingston, NY 12401

Latex Emulsion
\$2.61 Per Gallon

Bituminous Material
CRS-S \$2.04 per gallon
CMS-2 \$2.61 per gallon
CRS-2P \$2.61 per gallon

Non-Collusive Bidding Certificate included.

12. Peckham Materials Corp.
Union Street
Athens, NY 12015

Liquid Calcium Chloride
\$1.04 per gallon

Non-Collusive Bidding Certificate included.

13. Dutchess Quarry & Supply

Crushed Stone per Ton

P.O. Box 651
Pleasant Valley, NY 12569

¼ - \$14.00 FOB Plant/
\$16.00 Delivered
3/8-\$14.00 FOB Plant/
\$16.00 Delivered
¾ - \$14.00 FOB Plant
\$16.00 Delivered
1½-\$14.00 FOB Plant
\$16.00 Delivered

Quarry Item-4 per Ton
\$13.50 FOB Plant/
\$15.50 Delivered

Bituminous Mix (Hot)
\$66.00 per Ton

Bituminous Mix (Cold)
\$85.00 per Ton

Sand Mix (Hot)
\$72.00 per Ton

Non-Collusive Bidding Certificate included.

14. Chemung Supply Corp.
P.O. box 527
Elmira, NY 14902

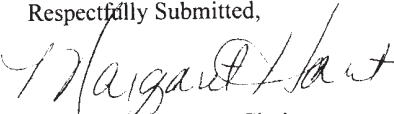
Blades (see bid form)
Guard Rails (see bid form)
*Filed with Town Clerk

Flake Calcium Chloride
50lb bags \$12.25 Delivered

Non-Collusive Bidding Certificate included.

Bids will be reviewed by the Highway Superintendent.

Respectfully Submitted,



Margaret Hart, Town Clerk

BID OPENING

DECEMBER 5, 2012

The Town Board received proposals for Septic Removal Services on December 5, 2012 at 12:00 noon at Town Hall, 1554 Main Street, Pleasant Valley.

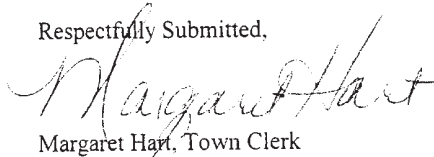
PRESENT: Margaret Hart, Town Clerk

On November 21, 2012 the Supervisor sent out letters for proposals to three (3) companies for pumping out two (2) septic systems. The septic systems are located at Town Hall and the Highway Department. The following companies sent in proposals.

- | | | |
|----|---|--|
| 1) | Herring Sanitation Service Inc.
1072 Route 9 Suite 1
Fishkill, NY 12524 | \$240.00 for up to and
including 1000 gallons
for Town Hall &
Highway Dept. |
| 2) | Daley Septic Service
49 Rossway Road
Pleasant Valley, NY 12569 | \$190.00 each pumping
Town Hall & Highway Dept. |
| 3) | Jones Septic Service
271 Cream Street
Poughkeepsie, NY 12601 | \$197.00 per 1000 gallons for
Town Hall & Highway Dept. |

Proposals will be reviewed by the Town Board.

Respectfully Submitted,



Margaret Hart, Town Clerk

