

ORGANIZATIONAL MEETING

SPECIAL TOWN BOARD MEETING

WORKSHOP MEETING

JANUARY 2, 2013

The Pleasant Valley Town Board held their Organizational Meeting, Special Town Board Meeting and their regularly scheduled Workshop Meeting on Wednesday, January 2, 2013 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
 Carol Campbell Councilwoman
 Lisa Milicaj Councilwoman (Arrived at 7:10)
 Don Sagliano Councilman (Arrived at 7:04)
 Carl Tomik Supervisor

PRESINDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

Item # 1 – Employing Legal Services:
Supervisor Tomik read the following resolution:

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TOWN BOARD RESOLUTION NO.: 1/2013

RE: EMPLOYING LEGAL SERVICES

BE IT RESOLVED, that **Scott L. Volkman of Stenger, Roberts, Davis & Diamond, LLP**, is hereby appointed to the office of Attorney to the Town of Pleasant Valley, for the year 2013; 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 2013; 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, 2013; 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 2013.

BY BOARD MEMBER: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

Roll Call	Aye	Nay	Absent
Councilman Albrecht	X		
Councilwoman Campbell	X		
Councilwoman Milicaj			X
Councilman Sagliano			X
Supervisor Tomik	X		

Carried.

Item # 2 – Employing Engineering and Stormwater Management Services:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 2/2013

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

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 2013 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 2013; 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 2013.

BY BOARD MEMBER: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

Roll Call	Aye	Nay	Absent
Councilman Albrecht	X		

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

Carried.

Item # 3 – Establishment of Emergency Care Facility for Injured Animals:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 3/2013

**RE: ESTABLISHMENT OF EMERGENCY CARE FACILITY
FOR INJURED ANIMALS**

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 2013.

BY BOARD MEMBER: 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 # 4 – Appointing Dog Control Officer:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 4/2013

RE: APPOINTING DOG CONTROL OFFICER

BE IT RESOLVED, that **Dutchess County SPCA is hereby appointed as Dog**

Control Officer of the Town of Pleasant Valley for 2013.

BY BOARD MEMBER: 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 # 5 – Appointments of Fire Advisory Board:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 5/2013

RE: APPOINTMENTS TO FIRE ADVISORY BOARD

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, 2013.

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

BY BOARD MEMBER: Councilman 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 # 6 – Appointment of Constable/Court Officers

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 6/2013

RE: APPOINTMENT OF CONSTABLES/COURT OFFICERS

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 (John McNair, Alternate)** in the Town of Pleasant Valley Justice Court on behalf of the Town of Pleasant Valley.

BY BOARD MEMBER: 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 # 7 Appoint Building Inspector and Deputy Building Inspector:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 7/2013

RE: APPOINTMENT OF BUILDING INSPECTOR AND DEPUTY BUILDING INSPECTOR

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.

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 # 8 Appoint Fire Inspector and Deputy Fire Inspector:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 8/2013

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

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.

BY BOARD MEMBER: 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 # 9 – Appoint Zoning Administrator:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 9/2013

RE: APPOINTMENT OF ZONING ADMINISTRATOR

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.

BY BOARD MEMBER: 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 # 10 – Appoint Zoning Board of Appeals Member:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 10/2013

RE: APPOINTMENT TO THE ZONING BOARD OF APPEALS

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and reappoint **Ron Vogt**, to the Town of Pleasant Valley Zoning Board of Appeals for the term to expire on December 31, 2019.

BY BOARD MEMBER: Councilman Albrecht

SECONDED BY: Councilman Sagliano

Roll Call	Aye	Nay
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Councilman Albrecht	X
Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Carried.

Item # 11 – Appoint Zoning Board of Appeals Chairman:
Supervisor Tomik read the following resolution.

TOWN BOARD RESOLUTION NO.: 11/2013

**RE: APPOINTMENT OF ZONING BOARD OF APPEALS
CHAIRMAN**

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 2013.

BY BOARD MEMBER: Councilman Sagliano
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 # 12 – Appoint Planning Board Member:
Supervisor Tomik read the following resolution

TOWN BOARD RESOLUTION NO.: 12/2013

RE: APPOINTMENT OF PLANNING BOARD MEMBER

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

hereby designate and reappoint **Eileen Quinn** to the Town of Pleasant Valley Planning Board for the term to expire on December 31, 2019.

BY BOARD MEMBER: 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 # 13 Appoint Planning Board Chairman:
Supervisor Tomik read the following resolution.

TOWN BOARD RESOLUTION NO.: 13/2013

RE: APPOINTMENT OF PLANNING BOARD CHAIRMAN

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 2013.

BY BOARD MEMBER: 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 # 14 – Appointment to Board of Ethics:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 14/2013

RE: APPOINTMENT TO BOARD OF ETHICS

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does hereby designate and appoint **Rick Wilhelm** to serve on the Town of Pleasant Valley Board of Ethics for the term to expire on December 31, 2017; and

BY BOARD MEMBER: Councilwoman Campbell
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 #15 – Appointment of Accountant:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 15/2013

RE: APPOINTMENT OF ACCOUNTANT TO TOWN

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 2013.

BY BOARD MEMBER: 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 # 16 – Appoint Computer Consultants:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 16/2013

RE: APPOINTMENT OF COMPUTER CONSULTANTS

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 2013

BY BOARD MEMBER: 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 # 17 – Appoint Town Photographer and Media Specialist:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 17/2013

RE: APPOINTMENT OF TOWN PHOTOGRAPHER AND MEDIA SPECIALIST

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby appoint **Teddi Southworth**, to serve as Town Photographer for the Town of Pleasant Valley for the year 2013 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 2013 for an annual stipend of \$1,500.00.

BY BOARD MEMBER: 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 # 18 - Appoint Deputy Supervisor:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 18/2013

RE: APPOINTMENT OF DEPUTY SUPERVISOR

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 2013.

BY BOARD MEMBER: 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 # 19- Appoint Bookkeeper:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 19/2013

RE: APPOINTMENT OF BOOKKEEPER

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 **Bonnie Hall**, to serve as Bookkeeper for the year 2013.

BY BOARD MEMBER: 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 #20 – Appoint Clerk to the Town Board:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO. 20/2013

RE: APPOINTMENT OF CLERK TO THE TOWN BOARD

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does hereby appoint **Joyce Brower** to serve as Clerk to the Town Board for the year 2013.

BY BOARD MEMBER: 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 # 21 - Appoint Town Historian:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 21/2013

RE: APPOINTMENT OF TOWN HISTORIAN

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 2013, and there shall be no salary.

BY BOARD MEMBER: 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 # 22 – Appoint Interim Successors:

TOWN BOARD RESOLUTION NO.: 22/2013

RE: APPOINTMENT OF INTERIM SUCCESSORS

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.**

BY BOARD MEMBER: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

Roll Call	Aye	Nay
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Councilman Albrecht	X
Councilwoman Campbell	X
Councilwoman Milicaj	X
Councilman Sagliano	X
Supervisor Tomik	X

Discussion: Councilwoman Milicaj asked if this is the way it was done last year.

Councilman Sagliano stated yes.

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

TOWN BOARD RESOLUTION NO.: 23/2013

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

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 2013; 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 2013.

BY BOARD MEMBER: 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 #24 – Appointment of Deputy Town Clerk:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 24/2012

RE: APPOINTMENT OF DEPUTY TOWN CLERK,

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 **Kathi Miller as Deputy Town Clerk** of the Town of Pleasant Valley for 2013; 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 2013.

BY BOARD MEMBER: 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 # 25 – Appointment of Justice Court Clerks:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 25/2013

RE: APPOINTMENT OF TOWN JUSTICE COURT CLERKS

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 2013.

BY BOARD MEMBER: 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 # 26 – Establishing Mileage Reimbursement:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 26/2013

RE: ESTABLISHING MILEAGE REIMBURSEMENT RATE

BE IT RESOLVED, that the Town Board of the Town of Pleasant Valley, does hereby establish for 2013 the mileage reimbursement rate of \$.565 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
Recreation Department

BY BOARD MEMBER: Councilman Albrecht
SECONDED BY: Councilwoman Milicaj

Roll Call	Aye	Nay
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 27– Establishment of Town Board Meeting Schedule:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 27/2013

**RE: ESTABLISHMENT OF TOWN BOARD MEETING
SCHEDULE**

BE IT RESOLVED, that the regular meetings of the Pleasant Valley Town Board will take place throughout the year 2013 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 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.

BY BOARD MEMBER: Councilman Albrecht
SECONDED BY: Councilwoman Milicaj

Roll Call	Aye	Nay
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	
Supervisor Tomik	X	

Carried.

Item # 28 – Designation of Official Newspaper:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 28/2013

RE: DESIGNATION OF OFFICIAL NEWSPAPER

BE IT RESOLVED, that the **Poughkeepsie Journal** is designated as the official newspaper of the Town of Pleasant Valley for the year 2013; and

BY BOARD MEMBER: 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 # 29 – Designation of Official Depositories:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 29/2013

RE: DESIGNATION OF DEPOSITORIES

BE IT RESOLVED, that the following financial institutions shall be designated as depositories for all Town monies for the year 2013, pursuant to Section 64(I) 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 by General Municipal law:

- 1. JP Morgan Chase Manhattan Bank**
- 2. Citizens Bank**
- 3. First Niagara Bank**
- 4. M&T Bank**

BY BOARD MEMBER: Councilwoman Campbell
SECONDED BY: Councilwoman Milicaj

Roll Call	Aye	Nay
Councilman Albrecht	X	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	

Supervisor Tomik X

Carried.

Item # 30 – Establishment of Town Hall Hours:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 30/2013

RE: ESTABLISHMENT OF TOWN HALL HOURS

BE IT RESOLVED, that the regular hours of Town Hall and the following offices for the Town of Pleasant Valley for the year 2013 shall be **Monday through Thursday, from 9:00 AM to 4:00 PM, and Friday’s 9:00 AM to 1:00 PM for the Assessor, Building, Zoning, Recreation and the Town Supervisor’s office. The Justice Court hours will be 9:00 AM to 4:00 PM Monday through Thursday, closed on Friday; and**

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

BY BOARD MEMBER: 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 # 31– Establishing Salaries for Elected Officials:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 31/2013

RE: RESOLUTION ESTABLISHING SALARIES FOR ELECTED OFFICIALS

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>2013</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

BY BOARD MEMBER: 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 # 32 – Establishing Salaries for Appointed Positions and Employees (filed with the minutes):

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 32/2013

RE: ESTABLISHING SALARIES FOR APPOINTED POSITIONS AND EMPLOYEES

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 2013 Town budget, shall be paid to the holder of such offices and positions and in accordance to the schedule annexed hereto. (Salaries filed in the Town Clerk's Office)

BY BOARD MEMBER: 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 # 33 – Establishing Undertaking To Be Furnished by The Officers and Employees of The Town of Pleasant Valley:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 33/2013

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

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.

BY BOARD MEMBER: 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 #34 – Procurement Policy for the Town of Pleasant Valley:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 34/2013

RE: AUTHORIZING THE 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 2013. (file in the Town Clerk's Office)

BY BOARD MEMBER: 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 # 35 – Adopt the Town's Investment Policy:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 35/2013

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. (filed in the Town Clerk's Office)

BY BOARD MEMBER: Councilman Albrecht
SECONDED BY: Supervisor Tomik

Roll Call	Aye	Nay
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 Organizational Meeting at 7:20PM, carried.

SPECIAL TOWN BOARD MEETING:

The Special Town Board Meeting was called to order at 7:22PM.

Item # 1 – Approve Claims/December 2012:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO: 36/2013

Whereas, the Town of Pleasant Valley 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 12A of 2012	General Fund Claim #745- 768	\$40,631.26
2. Abstract 12A of 2012	Highway Fund Claim #250- 277	\$28,660.29
3. Abstract 12A of 2012	Ambulance District #12	\$ 6,410.28

Motioned by: Councilman Albrecht

Seconded by: Councilwoman Campbell

Dated: January 2, 2013

ROLL CALL:

Councilman Albrecht	<u>AYE</u>	
Councilwoman Campbell	X	
Councilwoman Milicaj	X	
Councilman Sagliano	X	

NAY

Supervisor Tomik

X

Carried.

Discussion:

Councilman Sagliano had questions on several vouchers that had no supporting documentation. Councilman Sagliano also questioned why the gutters weren't cleaned by our maintenance men.

ADJOURN:

Motion by Councilman Sagliano, seconded by Councilwoman Milicaj to adjourn the Special Town Board Meeting at 7:44PM, carried.

WORKSHOP MEETING

Item # 1 – Discuss Town Board Committee Assignments for 2013:

The Town Board had discussion on what committees they would like to be on. Town Board committee assignments are on file in the Town Clerks office.

Item # 2 – Discuss Openings for Planning & Zoning Boards and the Board of Assessment Review:

The Town Board discussed the openings and asked the Town Clerk to put a notice in the paper regarding these openings and have the openings put on the website.

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to adjourn the workshop meeting at 8:18PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

REGULAR TOWN BOARD MEETING

JANUARY 9, 2013

The Pleasant Valley Town Board held their regularly scheduled meeting on Wednesday, January 9, 2013 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

MINUTES: of 12/28/2013 Year End 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 & Fire Monthly Report
4. Recreation Monthly Report
5. Aboveground Storage Tank Report
6. Monthly Trial Balance Report

TOWN BOARD COMMITTEE REPORTS:

Personnel Committee Report – Councilwoman Campbell noted that the clerk in the Assessor's Office will be retiring and her last day will be January 18, 2013.

Councilwoman Campbell noted that she has met with Assessor, Paul Jonke to go over the requirements for the assessor clerk position. The Town Board will authorize the Town Clerk to advertise for the position.

Refuse Committee Report – Councilman Albrecht noted that the compactor is having a problem with a commercial business bringing in a truck load of cardboard every couple of weeks.

Highway Committee Report – Councilwoman Campbell noted that she met with the Highway Superintendent and the Town Engineer to discuss the Highway Garage.
Open Space Committee – Supervisor Tomik noted that the committee is starting to work on the master plan and they are happy that Councilman Sagliano is joining the committee.

COMMITTEE REPORTS:

County Legislature Peter Wilkinson noted that the County held their re-organization meeting on Tuesday, January 8, 2013. Pete spoke about the redrafting the lines in the voting districts in Pleasant Valley. Pete noted that the County was looking into having three (3) legislators represent the Town. Pete noted that they have relooked at it and have put Pleasant Valley back to having just two (2) legislators representing the Town.

Pete would like the Supervisor to write a letter to the County requesting that the Town stay at two (2) Legislators for the Town.

Councilwoman Campbell stated that she supports having only two (2) legislators representing the Town.

CORRESPONDENCE:

Supervisor Tomik noted that all correspondence is on file in the Town Clerk's Office.

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

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

Giovanni Rodriquez – LaGrange – asked if each of the board members were voted into office and can anyone run for these positions.

The Town Board explained the process of they were elected into office.

Tom Vasti – Patricia Drive- stated that he happy that the Town Board has agreed to write a letter to the County supporting only having two (2) Legislators representing the Town. Tom noted that if they County went with three (3) there is a good chance that no one from the Town would be a Legislator.
Tom asked about the MS4 Officer stating that was a new ruling regarding stormwater.

Giovanni Rodriquez – LaGrange – asked if the Town have events for the community. Giovanni asked several questions regarding committee events.

The Town Board replied that they do have a community day and there are several programs for residents of the Town.

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 – Appoint Wand Livigni MS4 Officer:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 37/2013

RE: APPOINTMENT OF MS4 COORDINATOR

BE IT RESOLVED, that Wanda Livigni is hereby appointed as MS4 Coordinator for the Town of Pleasant Valley for 2013 for the annual hours and at the hourly rate as established by the 2013 adopted budget and as further established by Town Board Resolution 32/2013.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilwoman Milicaj

DATED: January 9, 2013

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 # 2 - Appoint Bonnie Hall – Budget Officer:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 38/2013

RE: APPOINTMENT OF BUDGET OFFICER

WHEREAS, Town Law Section 103(2) establishes the position of Budget Officer which is defined as the Town Supervisor, or any person other than a member of the Town Board, as appointed by the Supervisor to serve at his pleasure; and

WHEREAS, the 2013 adopted budget appropriated funds for the position of Budget Officer; now therefore

BE IT RESOLVED, that Carl Tomik, Supervisor of the Town of Pleasant Valley, pursuant to Section 103(2) of the Town Law, does hereby appoint Bonnie Hall to the position of Budget Officer for the year 2013 at the annual salary of \$7,000.00.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilman Sagliano

DATED: January 9, 2013

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 # 3 – Accept Resignation from Bonnie Clark/Assessor Clerk:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 39/2013

RE: ACCEPTANCE OF RESIGNATION OF ASSESSOR’S CLERK

WHEREAS, Bonnie Clark has tendered her resignation as Assessor’s Clerk effective the end of business on January 18, 2013; now therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby acknowledges the resignation of Bonnie Clark and thanks her for her years of service to the Town of Pleasant Valley; and be it further

RESOLVED, that the Town Supervisor and the Town Clerk are hereby authorized to advertise for the position of a part time Assessor's Clerk.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilwoman Milicaj

DATED: January 9, 2013

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 # 4 – Appoint Joyce Brower Assistant Budget Officer:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 40/2013

RE: APPOINTMENT OF ASSISTANT BUDGET OFFICER

WHEREAS, the Town Board by Resolution dated January 13, 2010, created the position of Assistant Budget Officer, or such other title as deemed appropriate by the Dutchess County Personnel Department, to be appointed by, and to serve at the pleasure of, the Town Supervisor; and

WHEREAS, the 2013 adopted budget appropriated funds for the position of Budget Officer; now therefore

BE IT RESOLVED, that Carl Tomik, Supervisor of the Town of Pleasant Valley, does hereby appoint and designate Joyce Brower to serve as Assistant Budget Officer for the year 2013 at the salary of \$1,620.00.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilman Sagliano

DATED: January 9, 2013

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 # 5 – Renew Baroni Junkyard Permit:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 41/2013

**RE: AUTHORIZING THE RENEWAL OF AUTO SALVAGE YARD
LICENSE FOR 2013 FOR 1913 ROUTE 44 – BARONI
RECYCLING, INC.**

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 period of January 1, 2013 to December 31, 2013 pursuant to Chapter 62 of the Town Code and has made a recommendation that the license be renewed by memorandum dated December 26, 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, 2013; 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 2013.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Sagliano

DATED: January 9, 2013

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 – Approve Claims:

Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 40/2013

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 1 OF 2013

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 1 of 2013	General Fund Claim - 1-24	\$104,733.43
2. Abstract 1 of 2013	Highway Fund Claims - 1-3	\$ 90,747.23

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Milicaj

DATED: January 9, 2013

ROLL CALL:	<u>AYE</u>	<u>NAY</u>
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, Councilman Albrecht to open the meeting to the public, carried.

Tom Vasti – Patricia Drive – asked if the Town Board has put anything together for Pleasant Valley Weekend and where will Pleasant Valley weekend be held this year.

Councilwoman Campbell suggested that a list be compiled with concerns regarding Pleasant Valley Weekend and it should be given to Gary Aber.

The Town Board had much discussion regarding Pleasant Valley Weekend.

Supervisor Tomik noted that a survey was done on Election Day asking the residents where they would like Pleasant Valley Weekend held this year.

Councilman Sagliano noted that he was unaware that this survey was done and where are the results.

Tom Vasti stated that he would like to see the Town Board take over Pleasant Valley Weekend. Tom spoke about different ways as to how the weekend should be run.

Lexi DiBlasi – Main Street- asked why it was moved to Salt Point.

Councilwoman Campbell noted that it was moved to Salt Point the first year because of the flood. Councilwoman Campbell noted that she is not in favor of having Pleasant Valley Weekend in Salt Point, would like to move it back to Town.

John Achrbald – Oxford Road – feels that Pleasant Valley Weekend should be moved back to Town.

CLOSE THE MEETING TO THE PUBLIC:

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

SUPERVISOR'S COMMENTS:

Supervisor Tomik noted that the Town Board Members have a packet regarding the purchasing of a new copier.

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to adjourn the meeting at 7:50PM, carried.

Town Attorney, Scott Volkman introduced Attorney, Al Roberts and Attorney, Lisa Cobb to the Town Board who are two of the partners in the law firm that Scott is now with. Mr. Volkman gave a little background on each of the Attorney's.

Respectfully Submitted,

Margaret Hart, Town Clerk

WORKSHOP MEETING

FEBRUARY 6, 2013

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting on February 6, 2013 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 – Meet Candidates for ZBA:
The candidates were unable to attend.

Item # 2 – Discuss Appointment for Assessor Clerk:
Councilwoman Campbell recommended to the Town Board that Maureen Briccio be appointed as Assessor Clerk at the February 13, 2013 Regular Town Board Meeting.

Item # 3 – Meet with Gary Aber to discuss Pleasant Weekend.
Gary Aber gave an overview of Pleasant Valley Weekend to the Board. Councilwoman Campbell thanked Gary for coming and putting an outline for the Board. Councilwoman Campbell noted that the Town needs to make Pleasant Valley Weekend as good as we can and would like to bring it back to Town.

Item # 4 – Approve Highway Rental Rates for 2013:
The Town Board will approve the rental rates at the February 13, 2013 Regular Town Board Meeting.

Item # 5 – Appoint Dave Wise to Continue with Highway Negotiations:
The Town Board will appoint Dave Wise at the February 13, 2013 Regular Town Board Meeting.

Item # 14 – Appoint Cynthia Halupke as Recreation Assistant:
The Town Board will appoint Cynthia Halupke as recreation assistant effective February 7, 2013 at the Regular Town Board Meeting.

Item # 6 – Discuss Summer Camp Rates:

Recreation Leader, Sandy Coe discussed with the Town Board the new rates and dates for the 2013 summer camp program. The Town Board will adopt the rates at the February 13, 2013 Regular Town Board Meeting.

Item # 7 – Authorize the Supervisor to sign the ASCAP Music Contract:

The Town Board will authorize the Supervisor to sign the ASCAP Contract at the February 13, 2013 Regular Town Board Meeting.

Item # 8 – Tax Certiorari – Gearhart Realty/PV Animal Hospital:

Town Attorney, Scott Volkman have an overview of the Tax Certiorari and the Town Board will adopt the resolution regarding the settlement at the February 13, 2013 Regular Town Board Meeting.

Item # 9 – Proposed Upgrade to Phone System at Town Hall:

Moved to the March 6, 2013 Workshop Meeting.

Item #10 – Discuss Town Hall Flood Mitigation Plan/ Town Engineer Greg Bolner:

Town Engineer, Greg Bolner reviewed with the Town Board the bid specs for the Town Hall Flood Mitigation Plan and the Town Board will authorize the Town Clerk to advertise for proposals at the February 13, 2013 Regular Town Board Meeting.

Item # 11 - Dutchess County Transportation Council:

Councilwoman Campbell reviewed noted to the Town Board that New York State DOT is accepting applications for the State's Strategic Transportation Enhancement Program.

Item # 12 – LaGrange Senior Program:

Supervisor Tomik noted that the van that the Town of Pleasant Valley and the Town of LaGrange use for the seniors has to be replaced. Town Attorney, Scott Volkman noted that he would have to review the current contract with LaGrange.

Item # 13- Re-Appoint Planning Board Member and ZBA Member:

The Town Board will re-appoint Eileen Quinn, Planning Board Member and Ron Vogt as ZBA Member at the February 13, 2013 Regular Town Board Meeting.

Item # 15 – Accepting Property from Gilbert Family:

The Town Board discussed this matter at great length. The Town Board will look into this further.

Item # 16 – Request Signal Light at the Intersection of Route 82 and Route 44:

The Town Board decided not to proceed with this since New York State DOT has denied this request already.

Item # 17 – Authorize the Town to Purchase New Copier:

The Town Board will authorize the Supervisor to purchase a new copier for the Planning/Building Department at the February 13, 2013 Regular Town Board Meeting.

Respectfully Submitted,

Margaret Hart, Town Clerk

REGULAR TOWN BOARD MEETING

FEBRUARY 13, 2013

The Pleasant Valley Town Board held their regularly scheduled Town Board Meeting on Wednesday, February 13, 2013 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

EXECUTIVE SESSION:

Motion by Councilman Sagliano, seconded by Councilwoman Campbell the Town Board entered into Executive Session at 7:01PM under Public Officers Law 105.1F Personnel Matter and 105.1E Collective Bargaining, carried.

Councilman Albrecht recused himself from the Collective Bargaining portion of Executive Session at 7:10PM.

Motion by Councilman Sagliano, seconded by Councilwoman Campbell to come out of Executive Session at 7:20PM, carried.

MINUTES: of 12/28/2012 Year End Meeting
 01/02/2013 Organizational Meeting/Special Town Board
 Meeting/Workshop Meeting
 01/09/2013 Regular Town Board Meeting

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

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Aboveground Storage Monthly Report

4. Recreation Monthly Report
5. Building, Zoning, Planning and Fire Monthly Report
6. Monthly Trial Balance Reports

TOWN BOARD COMMITTEE REPORTS:

Personnel Committee Report – Councilwoman Campbell noted that there are two new appointments on tonight's agenda.

Highway Committee Report – Councilwoman Campbell noted that she and the Highway Superintendent are working with the Town Engineer regarding the replacement of the Salt Shed.

Open Space Committee Report- Councilman Sagliano noted that the Open Space Committee is working with the consultant.

ORAL/COMMITTEE REPORTS:

County Legislator, Peter Wilkinson spoke about the re-districting that is taking place with the County Legislator's. Peter noted that Pleasant Valley will stay with two Legislator's representing the Town of Pleasant Valley. Peter noted that there would be several bonds that the County will be voting on at their March meeting.

CORRESPONDENCE

Supervisor Tomik noted that all correspondence is on file with the Town Clerk.

OPEN THE MEETING TO THE PUBLIC FOR AGENDA ITEMS ONLY:

Motion by Councilman Steve 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 BUSINESS:

Item # 1 – Approve Highway Equipment Rental Rates:
Supervisor Tomik read the following resolution.

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 41/2013

RE: ESTABLISHING RENTAL RATES FOR USE OF THE EQUIPMENT FOR

THE HIGHWAY DEPARTMENT FOR 2013

WHEREAS, the Town of Pleasant Valley Highway Superintendent has recommended the establishment of rental equipment rates for use by the Highway Department for 2013; 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 established in the 2013 adopted Budget for equipment as itemized in the Highway Superintendent’s Memorandum and Recommendation dated January 23, 2013.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: February 13, 2013

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 # 2 – Appoint Clerk to the Assessor/Maureen Briccio:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 42/2013

RE: AUTHORIZING APPOINTMENT OF PART TIME ASSESSOR CLERK

WHEREAS, there is a vacancy in the Assessing Department in the position of Assessor Clerk; and

WHEREAS, there was such a position in the 2013 adopted Budget for a full time Clerk, which is currently vacant; and

WHEREAS, the Town Board is desirous of converting the position from a full time position to that of a part time position; and

WHEREAS, it has been determined by the Town Board that the part time position of the Assessor Clerk is necessary and appropriate; and

WHEREAS, the part time position of Assessor Clerk is a noncompetitive position 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 Assessor Clerk 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 Assessor Clerk for the Town of Pleasant Valley; and be it further

RESOLVED, that the salary shall be \$12.50 per hour, with a maximum of 1,300 hours per annum (25 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 are hereby directed and authorized 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: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: February 13, 2013

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 # 3 – Appoint David Wise as Attorney for Highway Negotiations:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 43/2013

RE: EMPLOYMENT OF LEGAL SERVICES

BE IT RESOLVED, that David R. Wise of Iseman, Cunningham, Riester & Hyde, LLP is hereby appointed as Special Counsel to the Town of Pleasant Valley for purposes of collective bargaining negotiations with Teamsters Local 456 (Highway Department employees) in accordance with a proposal dated January 28, 2013.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Milicaj

DATED: February 13, 2013

ROLL CALL:	<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.

Item # 4 – Appoint Cynthia Halupke Part-time Recreation Assistant:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 44/2013

RE: AUTHORIZING APPOINTMENT OF RECREATION ASSISTANT

WHEREAS, there is a vacancy in the Recreation Department in 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 had 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, Cynthia Halupke has expressed an interest in serving in such a capacity; now, therefore, be it

RESOLVED, that Cynthia Halupke 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 are 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 the 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 Sagliano

DATED: February 13, 2013

ROLL CALL:

AYE

NAY

Councilman Albrecht	<u> X </u>	_____
Councilwoman Campbell	X	_____
Councilwoman Milicaj	<u> X </u>	_____
Councilman Sagliano	<u> X </u>	_____
Supervisor Tomik	<u> X </u>	_____

CARRIED.

Item # 5 – Set Summer Camp Rates:
 Supervisor Tomik the read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 46/2013

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 2013 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 2013 summer camp counselors and staff:

- Counselors - \$8.30/hour
- Health Director - \$13.00/hour
- Camp Director - \$11.00/hour
- Program Director - \$11.00/hour
- Arts and Crafts Director - \$9.00/hour
- Assistant Camp Director - \$9.50/hour

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilman Albrecht

DATED: February 13, 2013

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

Carried.

Item # 7 – Authorize Supervisor to Sign CIT Grant:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 47/2013

RE: AUTHORIZE RECREATION DEPARTMENT 2013 COUNSELOR IN TRAINING PROGRAM:

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 Community and Family Services, 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 \$1,122.00 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 the 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 the 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 2013 New York State Office of Children and Family Services funding as administered by the Dutchess County Department of Community and Family Services for an amount up to \$1,122.00; 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 terms of this resolution and to accept the funding when it becomes available.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Milicaj

DATED: February 13, 2013

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

Carried.

Item # 8 – Re-Appoint Planning Board Member:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 48/2013

RE: REAPPOINTMENT TO THE PLANNING BOARD

WHEREAS, as there now exists a vacancy on the Town of Pleasant Valley Planning Board; and

WHEREAS, Eileen Quinn has expressed her desire to be reappointed to a position on the Planning Board; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby designate and reappoint Eileen Quinn to the Town of Pleasant Valley Planning Board, effective immediately, as follows:

<u>Reappointment</u>	<u>Term Expires</u>
Eileen Quinn	December 31, 2019

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilman Albrecht

DATED: February 13, 2013

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

Carried.

Item # 9 – Re-Appoint ZBA Member:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 49/2013

RE: REAPPOINTMENT TO THE ZONING BOARD OF APPEALS

WHEREAS, as there now exists a vacancy on the Town of Pleasant Valley Zoning Board of Appeals; and

WHEREAS, Ronald Vogt has expressed his desire to be reappointed to a position on the Zoning Board of Appeals; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby designate and reappoint Ronald Vogt to the Town of Pleasant Valley Zoning Board of Appeals, effective immediately as follows:

<u>Appointment</u>	<u>Term Expires</u>
Ronald Vogt	December 31, 2019

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilman Sagliano

DATED: February 13, 2013

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

CARRIED.

Item # 10 – Authorize Supervisor to Purchase New Copier:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 50/2013

RE: RESOLUTION AUTHORIZING THE PURCHASE OF COPIER

WHEREAS, in accordance with the Town's adopted procurement policy the Town Supervisor solicited written quotes from three vendors to purchase a copier as needed in the Zoning/Planning office; and

WHEREAS, three proposals were received; and

WHEREAS, Atlas Star submitted a proposal for a Sharp copier, MX-3115N and cabinet in the amount of Four Thousand Six Hundred Dollars (\$4,600.00); and

WHEREAS, this purchase is eligible for a New York State local government rebate as administered by the New York State Energy Research and Development Authority (NYSERDA) to pay 75% of the purchase price of eligible equipment (including copier); now, therefore, be it

RESOLVED, that the Town Supervisor be in hereby is authorized and directed to purchase the aforementioned copier through Atlas Star in the amount of Four Thousand Six Hundred Dollars (\$4,600.00); and, be it further

RESOLVED, that the Town Supervisor be and hereby is authorized and directed to file for the rebate being offered through NYSERDA.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Milicaj

DATED: February 13, 2013

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

Carried.

Item # 11 – Authorize Supervisor to Sign Agreement with ASCAP:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 51/2013

**RE: AUTHORIZING THE EXECUTION OF LICENSE AGREEMENT WITH
THE
AMERICAN SOCIETY OF COMPOSERS, AUTHORS AND PUBLISHERS
(ASCAP)**

WHEREAS, there are many instances in the Town of Pleasant Valley where copyrighted music is played in public buildings or at public functions that are sponsored by the Town of Pleasant Valley; and

WHEREAS, composers, authors and publishers of such music are protected by copyright laws of the United States; and

WHEREAS, the American Society of Composers, Authors and Publishers (ASCAP) offers a single License to municipalities to use such music; and

WHEREAS, the annual License fee for 2013 is \$327.00, which has been budgeted for in the 2013 adopted Budget by the Town Board of the Town of Pleasant Valley; now therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby authorizes and directs the Town Supervisor to execute the proposed 2013 License Agreement, which renews annually.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Sagliano

DATED: February 13, 2013

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 # 12 – Town Hall Flood Mitigation/Authorize Town Clerk to Advertise to Solicit Sealed Bids:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 52/2013

**RE: AUTHORIZING SOLICITATION OF A BIDS FOR
TOWN HALL FLOOD MITIGATION**

WHEREAS, the Town has been considering plans for a Town Hall Flood Mitigation Project in an attempt to prevent future flood damage to Town Hall; and

WHEREAS, the Town Engineer, Clark Patterson Lee has prepared bid specifications for the Town Hall Flood Mitigation Project which the Town Board has considered; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Clerk to solicit sealed bids for a Town Hall Flood Mitigation Project, in accordance with the plans and specifications dated December 2012, as prepared by Clark Patterson Lee, which such bids shall be submitted to the Town Clerk no later than March 5, 2013 at 2:00 p.m.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilwoman Campbell

DATED: February 13, 2013

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

Supervisor Tomik X

Carried.

Item # 13 –Meet and Appoint Alternates to the Zoning Board of Appeals:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 53/2013

RE: APPOINTMENT OF ZONING BOARD OF APPEALS ALTERNATE MEMBERS

WHEREAS, as there now exists two vacancies on the Town of Pleasant Valley Zoning Board of Appeals for alternates as authorized by Town code §98-95; and

WHEREAS, Kathleen Myers and Michael Schroeder have expressed interest in being appointed to the Zoning Board of Appeals as alternates; and

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby designate and appoint Kathleen Myers and Michael Schroeder as alternates to the Zoning Board of Appeals, effective immediately, as follows:

<u>Appointments</u>	<u>Term Expires</u>
Kathleen Myers, Alternate	December 31, 2014
Michael Schroeder, Alternate	December 31, 2014

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilman Sagliano

DATED: February 13, 2013

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

Supervisor Tomik X

Carried.

Item # 14 – Approve Tax Certiorari/Gearhart Realty/PV Animal Hospital:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 54/2013

**RE: RESOLUTION AUTHORIZING THE SETTLEMENT OF THE TAX
CERTIORARI PROCEEDING REGARDING GEARHART
REALTY, LLC**

WHEREAS, there is now pending in the Dutchess County Supreme Court a tax certiorari proceeding commenced in 2011 and 2012 by Gearhart Realty, LLC, regarding premises located at 18 Gretna Road, Grid # 6363-01-338998, seeking a reduction in the 2011 and 2012 assessments for those respective tax rolls; and

WHEREAS, the Town Assessor and the Town Attorney have recommended a settlement on 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 2011 and 2012, as it pertains to Grid # 6363-01-338998 as follows:

<u>Year of Assessment</u>	<u>Original Total Assessment</u>	<u>Revised Total Assessment</u>	<u>Reduction</u>
2011	375,000.00	350,000.00	25,000.00
2012	350,000.00	350,000.00	-0-

; and be it further

RESOLVED, that the Town Supervisor, Town Assessor and Stenger, Roberts, Davis & Diamond, LLP, Attorney 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: Councilman Sagliano

SECONDED BY: Councilwoman Campbell

DATED: February 13, 2013

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

Carried.

Item # 15 – Approve Claims:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 55/2013

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 2 OF 2013

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 2013 | General Fund Claim | \$309,267.74 |
| 2. Abstract 2 of 2013 | Highway Fund Claims | \$ 68,304.15 |
| 3. Abstract 2 of 2013 | Consolidated Light Claims | \$ 6,904.55 |

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilwoman Campbell

DATED: February 13, 2013

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

Carried.

Item # 16 – Authorize Supervisor to Sign NYPF Comprehensive Plan Award Nomination re: 2011 Pleasant Valley Recreation Master Plan:

Motion by Councilwoman Campbell, seconded by Councilman Sagliano the Town Board authorized the Supervisor to sign the New York Planning Federation Comprehensive Plan Award Nomination for the Pleasant Valley Recreation Master Plan, carried.

OPEN THE MEETING TO THE PUBLIC:

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

Harry Klemp – Pine Hill Road – asked when the items for the Town Board Meeting were discussed and asked why the Town was paying over \$4,000.00 for a copier.

Supervisor Tomik noted that it is to replace an existing copier.

Rolando Ghedini – Arbor Hill Drive- wanted to thank the Highway Department for a good job plowing the snow.

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 wanted to thank the Highway Department in doing a good job on the last major snow storm and thanked Deputy Supervisor, Sagliano for stepping up to help during the storm.

ADJOURN:

Motion by Councilwoman Campbell to adjourn the meeting at 8:05PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

WORKSHOP MEETING

MARCH 6, 2013

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting, Wednesday, March 6, 2013 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley, New York.

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 Sagliano, seconded by Councilwoman Campbell the Town Board entered into Executive Session at 7:01PM under Public Officers Law section 1051.F Personnel matter and 1051.E Collective Bargaining matter, carried.

At 8:05PM Councilman Albrecht came out of Executive Session because of a conflict with the Collective Bargaining matter.

Motion by Councilman Sagliano, seconded by Supervisor Tomik to come out of Executive Session at 8:15PM, carried.

Item # 2 – Recreation Matters/Sandy Coe:

Recreation Director, Sandy Coe discussed with the Town Board the resealing of the parking lot and the basketball court at Helen Aldrich Park. The Town Board will authorize the Town Clerk to advertise for bidders at the March 13, 2013 Regular Town Board Meeting.

Item # 3 – Recognition for Bower Park:

Councilman Sagliano would like to see recognition for the playground at Bower Park honoring former County Executive William Steinhaus who is also a resident of the Town.

Item # 4 – Review Phone Service Proposals:

Supervisor Tomik noted that he has contacted phone services regarding upgrading the phone system at Town Hall.

Item # 5 – Recreation Truck Tires:

Supervisor Tomik noted that the tires on the recreation truck need to be replaced.

Item # 6 – Property Maintenance Discussion:

Councilwoman Campbell noted that she is still reviewing this and would like to discuss it further in April.

Item # 7 – 2nd Amendment Discussion:

Councilwoman Milicaj stated that Governor Cuomo signed into law the NY Safe Act. Councilwoman Milicaj noted that she is against this new law and would like to have the Town Board adopt a resolution opposing this law. The Town Board will adopt a resolution regarding this matter at the March 13, 2013 Regular Town Board Meeting.

Item # 8 – Review Updated Voucher:

Supervisor Tomik noted that the current voucher needs to be updated. The Town Board will adopt the change to the voucher at the March 13, 2013 Regular Town Board Meeting.

Item # 9 – Discuss New Copier for Recreation Department:

The Town Board will have a Special Town Board Meeting on Friday, March 8, 2013 to authorize the purchasing of a copier for the Recreation Department.

Item # 10 – Lawn Mowing Proposals:

The Town Board will authorize the Town Clerk to advertise for proposals at the March 13, 2013 Regular Town Board Meeting.

Item # 11 – Tax Certiorari:

Tabled at this time.

Item # 12 – Appoint Member to Recreation Committee:

The Town Board will appoint Melissa Tesh to the Recreation Committee at the March 13, 2013 Regular Town Board Meeting.

Item # 13- Planning Board Appointments:

The Town Board will appoint 2 alternates to the Planning Board at the March 13, 2013 Regular Town Board Meeting.

Item # 14 – Authorize Supervisor to Sign Contract with Lehmkul Landscaping for Mill Site:

The Town Board will authorize the Supervisor to sign the contract with Lehmkul Landscaping to do the pesticide application at the Mill Site at the March 13, 2014 Regular Town Board Meeting.

Item # 15 – Flood Mitigation/Bower Park Change Order/Salt Shed at Highway Garage:

Town Engineer, Greg Bolner gave an overview of the flood mitigation plan, Bower Park playground and the Salt Shed. The Town Board will authorize the Town Clerk to

advertise for proposals for the Flood Mitigation and authorize the Supervisor to sign the change order for Bower Park at the March 13, 2014 Regular Town Board Meeting.

Councilwoman Campbell discussed putting a bus shelter for residents waiting for the loop bus some where along Route 44/Main Street. Councilwoman Campbell also talked about placing garbage cans and bike racks in Town also. Councilwoman Campbell spoke about the recent robberies that have taken place in Town and that residents on Trillium Road would like to start a neighborhood watch program for their neighborhood. Councilwoman Campbell will notify the Sheriff's Office regarding this matter.

John Mackey – Pine Hill Road – asked the Town Board for help with the assessment regarding the Cell Towers located on his property. John noted he needs this information to receive a refund on his school and land taxes from the company who owns the Towers. Supervisor Tomik noted that he would obtain this information for John.

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilman Sagliano to adjourn the meeting at 9:30PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

SPECIAL TOWN BOARD MEETING

MARCH 8, 2013

The Pleasant Valley Town Board held a Special Town Board Meeting on March 8, 2013 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: Authorize Purchase of Copier:

Item # 1 – Authorize Purchase of Copier for Recreation:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION 56/2013

RE: AUTHORIZING THE PURCHASE OF A RECREATION DEPARTMENT COPIER:

Whereas, in accordance with the Town's adopted procurement policy the Recreation Director solicited written quotes from three vendors to purchase a copier as needed in the Recreation Department office; and

Whereas, three proposal were received; and

Whereas, Bell Copiers submitted a proposal for a Konica Minolta bizhub 36 with DK 511 copy stand in the amount of Two Thousand Seven Hundred Dollars (\$2,700.00); and

Whereas, the purchase is eligible for a New York State local government rebate as administered by the New York State Energy Research and Development Authority (NYSERDA) for up to 75% of the purchase price of eligible equipment; and

Whereas, the Recreation Director and Town Supervisor have recommended the purchase of the above referenced copier and stand; now, therefore, be it

Resolved, that the Town Supervisor be, and he hereby is, authorized and directed to purchase the aforementioned copier and stand through Bell Copiers in the amount of Two Thousand Seven Hundred Dollars (\$2,700.00); and, be it further

Resolved, that the Town Supervisor be and hereby is authorized and directed to apply for the rebate being offered through NYCERDA.

Motion By: Councilwoman Campbell

Seconded By: Councilman Albrecht

<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 Councilwoman Campbell, seconded by Councilwoman Milicaj to adjourn the meeting at 12:15PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

REGULAR TOWN BOARD MEETING

MARCH 13, 2013

The Pleasant Valley Town Board held their regularly scheduled Town Board Meeting on Wednesday, March 13, 2013 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

EXECUTIVE SESSION:

Motion by Councilman Sagliano, seconded by Councilwoman Campbell the Town Board entered into Executive Session at 7:28PM, under Public Officers Law section 1051.D Collective Bargaining and section 1051.F Personnel Matter, carried.

Councilman Albrecht recused himself from the Collective Bargaining portion of the Executive Session due to a conflict of interest.

Motion by Supervisor Tomik, seconded by Councilman Sagliano the Town Board came out of Executive Session at 8:02PM, 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. Monthly Trial Balance Report

TOWN BOARD COMMITTEE REPORTS:

Open Space Committee Report – Councilman Sagliano noted that committee is moving along.

ORAL/COMMITTEE REPORT:

County Legislator, Mike Kelsey spoke about several issues that the County Legislators are working on.

OPEN THE MEETING TO THE PUBLIC FOR AGEND ITEMS:

Motion by Councilman Albrecht, seconded by Councilman Sagliano the Town Board opened the meeting to the public for agenda items, 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 – Discuss Bower Park:

Town Engineer, Greg Bolner talked about the change order to the Bower Park Handicap Accessible Playground Contract and how things are moving along.

Item # 2 – Authorize Change Order to Bower Park Handicap Accessible Playground

Contract:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 57/2013

**RE: AUTHORIZING A CHANGE ORDER TO BOWER PARK
HANDICAP ACCESSIBLE PLAYGROUND CONTRACT**

WHEREAS, the Town of Pleasant Valley Town Board by Resolution No. 126/2012 authorized the execution of the Bower Park CDBG Handicap Accessible Playground project with Pat Corsetti, Inc., general contractor for the total contract amount of \$182,052.50; and

WHEREAS, Construction Contract Change Order No. 1 was proposed, which provided for additional plantings for a total cost of \$2,970.00 and for installation of a different fence than was contained in the original specifications for a total reduction of \$3,000.00, which resulted in a net reduction to the contract of \$30.00; and

WHEREAS, pursuant to the terms of the Contract a Change Order it must be authorized by the owner, in this case the Town of Pleasant Valley; and

WHEREAS, Clark Paterson Lee the Town’s Engineer has recommended the changes as identified in Construction Contract Change Order No. 1; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby authorize and direct the Town Supervisor to execute Change Order No. 1 for a decrease in the contract amount by \$30.00 to \$182,022.50.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Sagliano

DATED: March 13, 2013

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

Carried.

Item # 3 – Authorize Proposals for Helen Aldrich Park/Parking Lot & Basketball Court:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 58/2013

**RE: AUTHORIZING THE REQUEST FOR PROPOSALS
FOR THE HELEN ALDRICH PARK**

WHEREAS, the Recreation Director has recommended to the Town Board that the basketball court at Helen Aldrich Park be repaired and resurfaced; and

WHEREAS, the Recreation Director has recommended to the Town Board that the parking lot be resealed and restriped; and

WHEREAS, in accordance with the Town’s procurement policy the Recreation Director has suggested that the cost is likely not to exceed the bid threshold, but that formal request for proposals should be solicited; and

WHEREAS, the Town Engineer is preparing specifications for the work to be considered as a single proposal or two separate proposals; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Clerk to solicit proposals for improvements to Helen Aldrich Park in accordance with a request for proposal prepared by the Town Engineer, with such proposals to be returned to the Town Clerk no later April 2, 2013 at 12:00 PM.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilwoman Milicaj

DATED: March 13, 2013

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

Carried.

Item # 4 – Award Bid for Town Hall Flood Mitigation Project:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 59/2013

**RE: AUTHORIZING AWARD OF BID FOR TOWN HALL
FLOOD MITIGATION PROJECT**

WHEREAS, by Resolution 52/2013 dated February 13, 2012 the Town Board of the Town of Pleasant Valley authorized the solicitation of bids for the Town Hall Flood

Mitigation Project in accordance with bid specifications as prepared by Clark Patterson Lee, Town Engineers to the Town; and

WHEREAS, on March 5, 2013 sealed bids for the Town of Pleasant Valley Town Hall Flood Mitigation Project were publicly opened and read aloud pursuant to General Municipal Law § 103; and

WHEREAS, two bids were received and opened by the Town Clerk; and

WHEREAS, the Town Engineer, Clark Patterson Lee has reviewed the proposals and has recommended by letter dated March 8, 2013, that the bid be awarded for the base bid plus alternates #1 and #2 and based on the lowest bid be awarded to Baxter Building Corp., 54 Garden Street, Poughkeepsie, New York 12601; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby award the Pleasant Valley Town Hall Flood Mitigation Project contract to Baxter Building Corp., 54 Garden Street, Poughkeepsie, New York, 12601 for a cost not to exceed \$62,864.00 pursuant to their bid dated March 5, 2013; and, be it further

RESOLVED, that the Town Supervisor be and hereby is authorized and directed to execute the contract between the Town and the contractor and that the Town Engineer be and hereby is authorized to issue written notice to proceed as soon as practicable hereafter.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: March 13, 2013

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

Carried.

Item # 5 – Adopt Safe Act/Right of the People to Keep and Bear Arms:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 60/2013

RE: CALLING FOR THE PRESERVATION OF THE SECOND AMENDMENT TO THE UNITED STATES CONSTITUTION AND THE REPEAL OF THE NY SAFE ACT:

WHEREAS, the Right of the People to Keep and Bear Arms is guaranteed as an Individual Right under the Second Amendment to the United States Constitution of the State of New York; and

WHEREAS, the Right of the People to Keep and Bear Arms for defense of Life, Liberty and Property is regarded as an Inalienable Right by the People of the Town of Pleasant Valley, Dutchess County, New York; and

WHEREAS, the People of the Town of Pleasant Valley, Dutchess County, New York derive economic benefit from all safe forms of firearms recreation, hunting and shooting conducted within Pleasant Valley using all types of firearms allowable under the United States Constitution and the Constitution of the State of New York, and;

WHEREAS, the Pleasant Valley Town Board, being elected to represent the People of Pleasant Valley and being duly sworn by their Oath of Office to uphold the United States Constitution and the Constitution of the State of New York; and

WHEREAS, New York State Assembly and the New York State Senate, being elected by the People of the State of New York and being duly sworn by their Oath of Office to uphold the United States Constitution and the Constitution of the State of New York; and

WHEREAS, legislation passed by the New York State Assembly and the New York State Senate known as the New York SAFE Act infringes on the Right to Keep and Bear Arms and would ban possession and use of firearms now employed by individual citizens of the Town of Pleasant Valley, for defense of Life, Liberty and Property and would ban possession and use of firearms now employed for the safe forms of firearms recreation, hunting and shooting conducted within the Town of Pleasant Valley, Dutchess County, New York; and

WHEREAS, the Pleasant Valley Town Board believes there are many other less intrusive means available, other than rash, confusing, and inarticulately drafted firearms laws that would effectively, control, manage, and reduce violence in our society, such as mental health reforms, anti-bullying programs for schools, enforcement of existing firearms laws to the fullest extent possible, and proper psychological counseling for those in need or who request it; now, therefore, be it

RESOLVED, that the Pleasant Valley Town Board does hereby oppose the enactment of any legislation that would infringe upon the Right of the People to Keep and Bear Arms and consider such laws to be unnecessary and beyond lawful legislative authority granted to our State representatives, as there is no documented correlation between gun control measures and crime reduction and calls upon the New York State Legislature to repeal the New York SAFE Act; and be it further

RESOLVED, that a copy of this Resolution be sent to President Barack Obama, Vice President Joseph Biden, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Christopher Gibson, Governor Andrew Cuomo, Senator Terry Gipson and Assemblywoman Didi Barrett.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilwoman Campbell

DATED: March 13, 2013

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

Carried.

Item # 6 – Approve Updated Voucher for Claims:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 61/2013

RE: APPROVAL OF FORM OF VOUCHER FOR CLAIMS

WHEREAS, Town Law § 118 provides that a form for an itemized voucher be in a form as the Town Board shall prescribe; and

WHEREAS, Town Law § 118 also authorizes the Town Board to determine by Resolution that vouchers shall be certified or verified; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby prescribe a voucher in the form annexed hereto, it being appropriate and necessary for claims to be audited and allowed; and, be it, further

RESOLVED, that the Town Board hereby determines that claimant certification or verification shall not be required but shall be deemed optional.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilwoman Milicaj

DATED: March 13, 2013

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

Carried.

Item # 7 – Authorize the Town Clerk to Solicit Proposals for Lawn Care:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 62/2013

RE: AUTHORIZING REQUEST 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 and maintenance services for certain specified locations throughout the Town of Pleasant Valley; and 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 to the Town of Pleasant Valley for 2013, which such proposals are to be returned to the Town Clerk no later than March 29, 2013 at 12:00 PM.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilman Sagliano

DATED: March 13, 2013

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

Carried.

Item # 8 – Appoint Recreation Committee Member/Melissa Tesh:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 63/2013

RE: APPOINTMENT OF RECREATION COMMITTEE MEMBER

WHEREAS, there now exists a vacancy on the Town of Pleasant Valley Recreation Committee; and

WHEREAS, Melissa Tesh has expressed interest in being appointed to the Recreation Committee; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby designate and appoint Melissa Tesh as a member of the Town of Pleasant Valley Recreation Committee, effective immediately as follows:

<u>Appointment</u>	<u>Term Expires</u>
Melissa Tesh	December 31, 2016

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Milicaj

DATED: March 13, 2013

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

Carried.

Item # 9 – Appoint Two Alternates to the Planning Board:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 64/2013

RE: APPOINTMENT OF PLANNING BOARD ALTERNATE MEMBERS

WHEREAS, there are two vacancies on the Town of Pleasant Valley Planning Board for Alternates as authorized by Town Code § 98-92; and

WHEREAS, Norm MacKay and Janet Gross have expressed interest in being appointed to the Planning Board; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby designate and appoint Norm MacKay and Janet Gross as Alternates to the Planning Board, effective immediately, as follows:

<u>Appointments</u>	<u>Term Expires</u>
Norm Mackay, Alternate	December 31, 2014
Janet Gross, Alternate	December 31, 2014

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Milicaj

DATED: March 13, 2013

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

Supervisor Tomik X _____

Carried.

Item # 10 – Approve Lehmkuhl Contract/Pesticide Application Mill Site:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 65/2013

**RE: PESTICIDE APPLICATION AGREEMENT FOR
THE PLEASANT VALLEY MILL SITE**

WHEREAS, the Town of Pleasant Valley has heretofore determined that the application of certain pesticides is necessary and required for the maintenance of the Pleasant Valley Mill Site; and

WHEREAS, the Town of Pleasant Valley cannot perform the application of pesticides unless the Town employs a certified pesticide applicator and the Town registers as a New York State pesticide business licensed agency, as required by the New York State Environmental Conservation Law or the Town contracts with a certified or registered pesticide applicator/technician to perform the application of pesticides as required pursuant to the New York State Environmental Conservation Law; and

WHEREAS, the Town of Pleasant Valley has received a proposal from a certified pesticide application company, Lehmkuhl Landscaping of Pleasant Valley, New York, for a total of 6 commercial lawn applications in the amount \$615.00 in accordance with the proposal dated March 1, 2013; now, therefore, be it

RESOLVED, that the Town Supervisor be and hereby is authorized to execute the proposal dated March 1, 2013 with Lehmkuhl Landscaping for pesticide application for 2013.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Sagliano

DATED: March 13, 2013

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

Carried.

Item # 11 – Approve Local 456 Collective Bargaining Agreement:
Tabled at this time.

Item # 12 – Approve Abstract No. 3 of 2013:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 67/2013

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 3 OF 2013

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 3 of 2013	General Fund Claim	\$ 88,187.59
2. Abstract 3 of 2013	Highway Fund Claims	\$ 73,157.42
3. Abstract 3 of 2013	Consolidated Light Claims	\$ 3,555.32
4. Abstract 3 of 2013	Ambulance Claim	\$ 14,946.00

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Sagliano

DATED: March 13, 2013

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

Carried.

Motion by Councilman Sagliano, seconded by Councilman Albrecht to have the following page left blank in memory of Henry “Hank” Fischer, Jr., M.D. who passed away on March 5, 2013, carried.

IN MEMORY OF HENRY "HANK" FISCHER

OPEN THE MEETING TO THE PUBLIC:

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

County Legislator, Mike Kelsey noted that the Dutchess County Sheriff's Office have arrested the suspects in the burglaries that have been happening around the County.

Councilwoman Campbell noted that anyone who would like to start a neighborhood watch should contact the Sheriff's Office.

Highway Superintendent, Butch Gardner noted that there are trees at Helen Aldrich Park that have died. Butch suggests that if the Town is having tree work done at Bower Park the Town should have the same company do the tree work at Helen Aldrich Park.

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 to adjourn the meeting at 8:40PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

BID OPENING

APRIL 2, 2013

The Pleasant Valley Town Board had a Bid Opening for Helen Aldrich Park Sealing and Coating for the Parking Lot and Basketball Court on Tuesday, April 2, 2013 at 2:00PM, at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Margaret Hart Town Clerk

1)	Seal & Stripe	Base Bid Items 1-2
	27 Commerce Street	\$7,700.00
	Poughkeepsie, NY 12603	Alternate 1
		\$1,500.00
		Total Bid Items 1-2 plus Alternate 1
		\$9,200.00

Non-Collusive Bidding Certificate Included.

2)	Pleasant Valley Landscaping	Base Bid Items 1-2
	168 Gretna Road	\$7,650.00
	Pleasant Valley, NY 12569	Alternate 1
		\$2,400.00
		Total Bid Items 1-2 plus Alternate 1
		\$10,050.00

Non-Collusive Bidding Certificate and Certificate of Insurance Included.

3)	Avello Brothers Contracting	Alternate 1
	60 Fulton Street	\$1,200.00
	Poughkeepsie, NY 12601	

*Did not bid on Items 1-2

Non-Collusive Bidding Certificate Included.

4)	Hudson Valley Pavement	Alternate 1
	P.O. Box 1934	\$8,000.00
	Poughkeepsie, NY 12601	

*Did not bid on Items 1-2

Bids will be reviewed by the Town Board.

Respectfully Submitted,

Margaret Hart, Town Clerk

WORKSHOP MEETING

APRIL 3, 2013

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting on Wednesday, April 3, 2013 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

Item # 1 – Fire Department Recognition:

Supervisor Tomik noted that the Fire Department would like to recognize two members of the Sheriff's Office and a Pleasant Valley Volunteer Fireman who went above and beyond their duty during a house fire on Travis Road.

Item # 2 – Appoint Summer Camp Staff:

The Town Board will appoint the senior summer camp staff at the April 10, 2013 Regular Town Board Meeting.

Recreation Director, Sandy Coe also spoke with the Town Board regarding charging a field usage fee for travel teams. Sandy also spoke about the sign up for field usage and how it should be limited to 3hours per team.

Town Attorney, Scott Volkman is reviewing the Magic Masters contract.

Item # 3 – Compactor Summer Hours:

Supervisor Tomik noted that he would like to open the compactor on Monday's for the summer. Beginning the Monday after Memorial Day and would end the Monday after Labor Day. Supervisor Tomik noted that the Board will be looking at putting Town Clean-up back in the 2014 Budget.

Item # 4 – Lawn Mowing Bids:

Councilman Albrecht recommended VTC Landscaping stating that they had done a good job in 2011. Councilman Albrecht also noted that the Town had problems with Lilac Landscaping last year.

Item # 5 – Proposed Group Home/9 Teal Lane:

Town Attorney, Scott Volkman reviewed with the Town Board the process that needs to be followed and that the Town Board should set a date for a Public Hearing for May.

Item # 6 – Henry “Hank” Fischer Recognition:

Supervisor Tomik noted that the Planning Board is going to present Hank’s wife with a plaque. Supervisor Tomik noted that the Town Board will do a resolution in his honor.

Item # 7 – Parkinson Awareness Month:

The Town Board will do a resolution honoring Parkinson Awareness Month at the April 10, 2013 Regular Town Board Meeting.

Item # 8 – Autism Awareness Month:

The Town Board will do a resolution honoring Autism Awareness Month at the April 10, 2013 Regular Town Board Meeting.

Item # 9 – Proposed Bus Stop along Main Street:

Councilwoman Campbell reviewed with the Town Board a proposal for putting a bus stop along Main Street for residents who use the Dutchess County Loop Bus.

Item # 10 – Planning Board Appointments:

Supervisor Tomik noted that there are two (2) openings on the Planning Board. The Board had discussion on making the alternates members.

Item # 11 – Helen Aldrich Park – Resurfacing:

Town Engineer, Greg Bolner noted that bids were received for the resurfacing of the basketball court and the parking lot at Helen Aldrich Park. Greg noted that he would like to meet with the contractors to go over the site before awarding the bid.

Town Attorney, Scott Volkman reviewed with the Town Board what monies can be used to pay for the resurfacing at the Helen Aldrich Park.

Town Engineer, Greg Bolner talked a little about the proposed new salt shed at the Highway Garage. Greg noted that it would be too late to start the project now but he would get the different prices for fabric structures with concrete bottom and an all wood structure. Greg will put together figures for the Town Board.

Item # 16 – Carrington Heights Performance Bond:

Town Attorney, Scott Volkman noted that the performance bond is due to expire; the contractor would like a one (1) year extension. Scott noted that the contractor is working on the easement and drainage problems in the subdivision. The Town Board will vote on this at the April 10, 2013 Regular Town Board Meeting.

Item 13 – Tax Certiorari/Widmer Realty:

Town Attorney, Scott Volkman noted that Widmer Realty has withdrawn their petition for a reduction in their assessment. The Town Board will vote on this at the April 10, 2013 Regular Town Board Meeting.

Item # 14 – Tax Certiorari/Pleasant Valley Gardens:

Town Attorney, Scott Volkman noted the Pleasant Valley Gardens has withdrawn their petition for a reduction in their assessment. The Town Board will vote on this at the April 10, 2013 Regular Town Board Meeting.

Item # 17 – Neighborhood Watch/Trillium Road:

Councilwoman Campbell noted that the neighbor's on Trillium Road would like to start a neighborhood watch and they would need a sign for the neighborhood. Carol also noted that the Sheriff's Office has guidelines for residents who would like to start a neighborhood watch.

Item # 12 – Albrecht Estates Road Bond Refund:

*Councilman Albrecht recused himself and has left the meeting room due to a conflict of interest.

Town Attorney, Scott Volkman reviewed with the Town Board that the developer has requested that their \$25,000.00 Road Bond be released. Scott did note that the all the lots are not developed in the sub-division, but most of the lots have been sold to other builders. Scott did note that the Highway Superintendent has agreed to releasing the funds. The Town Board will vote on releasing the funds at the April 10, 2013 Regular Town Board Meeting.

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Councilwoman Milicaj the Town Board entered into Executive Session at 8:30 PM under Public Officers Law section 105.1E Collective Bargaining and section 105.1F Personnel Matter, carried.

*Councilman Albrecht recused himself from the Collective Bargaining portion of the Executive Session due to a conflict of interest.

Motion by Councilwoman Campbell, seconded by Councilwoman Milicaj to come out of Executive Session at 9:30PM, carried.

ADJOURN:

Motion by Councilman Albrecht, seconded by Supervisor Tomik to adjourn the meeting at 9:32PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

REGULAR TOWN BOARD MEETING

APRIL 10, 2013

The Pleasant Valley Town Board held their regularly scheduled Town Board Meeting on Wednesday, April 10, 2013 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

SPECIAL PRESENTATION:

Pleasant Valley Assistant Fire Chief, Matt Cady presented Dutchess County Sheriff Deputies, Nick Lamonicia and Jared Griffith and Pleasant Valley Volunteer Fire Fighter, Jeff Cady each with an award for their heroic action taken during a recent house fire at 28 Travis Road.

MINUTES: of 02/06/2013 Town Board Workshop
 02/13/2013 Regular Town Board Meeting
 03/06/2013 Town Board Workshop
 02/28/2013 Bid Opening/Lawn Mowing
 04/02/3013 Bid Opening/Paving Helen Aldrich Park

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

TOWN BOARD COMMITTEE 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 Monthly Report
6. Monthly Trial Balance Report

TOWN BOARD COMMITTEE REPORTS:

Technology Report – Supervisor Tomik is looking to upgrading the Town Hall phone system.

Insurance Report – Supervisor Tomik noted that the Town is seeking a refund from New York State Disability because the Town over paid them. Councilman Sagliano stated that if checks have to be cut before the Workshop Meeting they should be reviewed by the Town Board before the checks are sent out.

Open Space Report – Councilman Sagliano noted that the Open Space Committee is setting up a meeting with about 36 landowners.

ORAL REPORTS:

County Legislator, Pete Wilkinson noted that the County will be spending around \$5.6 million in serial bonds to cover the purchase of vehicles for the County, Bridge and Highway improvements and maintenance equipment. Pete also noted that Thomas Murphy of Pleasant Valley was named to the County Safety and Fire Board.

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

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

Kathy Meyers – Malone Road- questioned the two (2) tax certiorari's figures in the revised total assessment and the reduction.

It was noted that there was a typo which will be corrected the figures were put in the wrong sections.

CLOSE THE MEETING TO THE PUBLIC:

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

PROCLAMATION:

Supervisor Tomik read the following proclamations:

PROCLAMATION: APRIL IS AUTISM AWARENESS MONTH

The Town Board of the Town of Pleasant Valley offers the following and moves its adoption:

WHEREAS, the Town of Pleasant Valley recognizes the need to fully understand complex health issues and, as our society is increasingly aware of the difficulties faced by individuals with autism and autism spectrum disorders (ASDs), the Town is committed to helping ensure they have access to necessary services that can help them and their families manage the effects; and

WHEREAS, autism and autism spectrum disorders can encompass a broad range of developmental impairments that may cause significant social, communication and behavior challenges exhibited by deficits in social interaction and communication and delays in cognitive and learning abilities; as “spectrum disorders,” ASD’s can affect people in similar or different ways, with the nature and degree of symptoms and behavioral patterns ranging from very mild to severe; and

WHEREAS, it is estimated that more than two million Americans currently live with an ASD; the incidence of ASD diagnoses has been rising rapidly in recent decades, and the National Centers for Disease Control and Prevention report that approximately 1 in every 88 children in the United States may have an ASD; and

WHEREAS, the effects of ASDs present significant challenges to an increasing number of New Yorkers and their families as they seek to enjoy productive, healthy and fulfilling lives; the New York State Office For People With Developmental Disabilities (OPWDD) serves over 24,000 diagnosed individuals, about 60 percent of whom are 21 years of age or younger; the Department of Health serves 4,000 children under the age of 3 with ASDs through its Early Intervention Programs; and

WHEREAS, early diagnosis and treatment are essential for those affected by autism spectrum disorder and the Town of Pleasant Valley understands the importance of improving access to earlier, appropriate treatment; in order for families to better afford health care related to treating loved ones with autism spectrum disorder; and

WHEREAS, it is important that we, as a society, support families and individuals as they respond to the challenges of ASDs and likewise support initiatives related to autism research, training, information and availability of services; and now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby proclaim April 2013 as Autism Awareness Month.

Motion by: Councilwoman Milicaj
Seconded by: Councilwoman Campbell
Carried.

PROCLAMATION: APRIL IS PARKINSON'S AWARENESS MONTH

The Town Board of the Town of Pleasant Valley offers the following and moves its adoption:

WHEREAS, Parkinson's disease is a progressive neurological disorder of the central nervous system, which has a unique impact on each patient; and

WHEREAS, according to the Parkinson's Action Network, the Parkinson's Disease Foundation, the American Parkinson's Disease Association and the National Institutes of Health, there are over one million Americans diagnosed with Parkinson's disease; and

WHEREAS, symptoms include slowness, tremor, difficulty with balance and speaking, rigidity, cognitive and memory problems; and

WHEREAS, although new medicines and therapies may enhance life for some time for people with Parkinson's more work is needed for a cure; and

WHEREAS, increased education and research are needed to help find more effective treatments with fewer side effects and ultimately a cure for Parkinson's disease; and

WHEREAS, a multidisciplinary approach to Parkinson's disease care includes local wellness, support and caregiver groups; and

WHEREAS, in Dutchess County the Parkinson's Disease Support Group of the Mid-Hudson Valley, Inc. promotes quality of life for people with Parkinson's disease through sharing, advocacy and education since 1985 with their mission first, to provide moral support and fellowship to people with Parkinson's disease, their families and caregivers; second, to raise awareness and disseminate information regarding Parkinson's

disease; and third, to act as a resource center for members and others who would like to know more about Parkinson's disease; and

WHEREAS, April has been proclaimed as World Wide Parkinson's Awareness Month for all to recognize the need for more research and help in dealing with the devastating effects of Parkinson's disease; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby recognize and proclaim April as Parkinson's Awareness Month and does offer its endorsement to the efforts of the Parkinson's Action Network, the Parkinson's Disease Foundation, the American Parkinson's Disease Association, the National Institutes of Health and the Parkinson's Disease Support Group of the Mid-Hudson Valley, Inc.

Motion by: Councilwoman Milicaj

Seconded by: Councilman Sagliano

Carried.

NEW BUSINESS:

Item # 1 – Appoint 2013 Summer Camp Staff:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 67/2013

RE: APPOINTMENT OF 2013 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, there are vacancies on the Town of Pleasant Valley 2013 summer camp staff for the positions of Health Director, Day Camp Director, Assistant Day Camp Director and Program Director; and

WHEREAS, Sarah Baker has expressed interest in being appointed as the Health Director, Stephanie Brockway has expressed an interest in being appoint as Day Camp Director, Alyssa Kennedy has expressed interest in being appointed as Assistant Day Camp Director and Kaylah Kennedy has expressed an interest in being appointed as Program Director; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby designate and appoint Sarah Baker as Health Director, Stephanie Brockway as Day Camp Director, Alyssa Kennedy as Assistant Day Camp Director and Kaylah Kennedy as Program Director for the 2013 the Town of Pleasant Valley summer camp at the rates established by Resolution No. 46/2013.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Milicaj

DATED: April 10, 2013

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

Carried.

Item # 3 – Set Public Hearing for Proposed Group Home/9 Teal Lane:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 69/2013

**RE: SETTING A PUBLIC HEARING REGARDING PROPOSED
OCCUPATIONS, INC. INDIVIDUALIZED RESIDENTIAL ALTERNATIVE
AT 9 TEAL LANE**

WHEREAS, the Town of Pleasant Valley received a notice on March 25, 2013 from Occupations, Inc., 15 Fortune Road West, Middletown, New York 10941, which is a letter of intent to develop a home as an individualized residential alternative at 9 Teal Lane, Grid # 6363-02-749644, for five adult individuals with developmental disabilities; and

WHEREAS, the Town Board of the Town of Pleasant Valley has forty days pursuant to §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 mention facility or 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 and character of the areas within the municipality would be substantially altered; and

WHEREAS, pursuant to New York State Mental Hygiene Law §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 any use of the subject property; and

WHEREAS, because of scheduling matters Occupations, Inc. has consented to an extension of the forty day period in which to conduct the Public Hearing and make a recommendation; now, therefore, be it

RESOLVED, that a Public Hearing regarding the notice of intent by Occupations, Inc. to establish an individualized residential alternative facility at 9 Teal Lane, will be held on the 1st day of May, 2013 at 8:00 PM 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 the Notice of Public Hearing accordingly.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Sagliano

DATED: April 10, 2013

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

Carried.

Item # 5 – Authorizing Release of Additional Security for Albrecht Estates II Subdivision:

*Councilman Albrecht left the meeting at this time due to a conflict of interest.

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 70/2013

RE: AUTHORIZING RELEASE OF ADDITIONAL SECURITY FOR ALBRECHT ESTATES II SUBDIVISION

WHEREAS, the Town Board of the Town of Pleasant Valley accepted dedication of public improvements to the Albrecht Estates II Subdivision on December 12, 2007; and

WHEREAS, the Town Board accepted at that time a Maintenance Bond, which was subsequently released by the Town Board by Resolution on or about May 13, 2009; and

WHEREAS, on December 12, 2007 the developer issued a Security Agreement as additional security for potential damage to the top course of the road, which was secured by a cash deposit of \$25,000.00; and

WHEREAS, the original developers Robert S. Albrecht and Stephen B. Albrecht, Sr. no longer own any of the lots in the subdivision and the last Certificate of Occupancy that was issued in the subdivision was in 2009; and

WHEREAS, notwithstanding the fact that eighty percent of the homes in the subdivision have not received a Certificate of Occupancy the developer has requested the return of the \$25,000.00 cash security that was deposited in December of 2007; and

WHEREAS, the Highway Superintendent has considered the request and has concurred with said request; and

WHEREAS, individual property owners who secure building permits and driveway permits in the future would be responsible for any damage to public improvements pursuant to the terms of the permits; and

WHEREAS, the Town Board has determined that there is no longer a need to hold the cash security, which they have held since 2007 for which there have been no claims made by the Town against that security; and now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby authorizes the release of the \$25,000.00 cash security; and, be it further

RESOLVED, that the Town Supervisor and the Town Bookkeeper are hereby directed and authorized to take any and all action necessary to effectuate the terms of this Resolution.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilwoman Campbell

DATED: April 10, 2013

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

Carried.

Item # 6 – Authorizing Settlement of the Tax Certiorari/Widmer Realty Corp:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 71/2013

**RE: AUTHORIZING THE SETTLEMENT OF THE TAX CERTIORARI
PROCEEDING REGARDING WIDMER REALTY CORP.**

WHEREAS, there is now pending in the Dutchess County Supreme Court a tax certiorari proceeding commenced in 2012 by Widmer Realty Corp. regarding premises located at 160-168 West Road, Grid # 6363-01-453785 seeking a reduction in their 2012 assessment before the 2012/2013 tax year; and

WHEREAS, the owner of the above referenced parcel has agreed to withdraw the petition; and

WHEREAS, the Town Assessor and the Town Attorney have recommend a settlement of this tax review proceeding; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby approve a settlement on behalf of the Town of Pleasant Valley of the tax certiorari proceeding for the year 2012/2013 as it pertains to:

Grid # 6464-04-910071

<u>Assessment Year</u>	<u>Original Total Assessment</u>	<u>Revised Total Assessment</u>	<u>Reduction</u>
2012/2013	2,400,000.00	2,400,000.00	0

; and, be it further

RESOLVED, that the Town Supervisor, Town Assessor and Stenger, Roberts, Davis & Diamond, LLP, attorneys to the Town of Pleasant Valley are hereby authorized to take any and all action necessary to effectuate the terms of this Resolution.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Milicaj

DATED: April 10, 2013

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

Carried.

Item # 7 – Authorizing the Settlement of the Tax Certiorari/Pleasant Valley Gardens:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 72/2013

**RE: AUTHORIZING THE SETTLEMENT OF THE TAX CERTIORARI
PROCEEDING REGARDING PLEASANT VALLEY GARDENS CORP.**

WHEREAS, there is now pending in the Dutchess County Supreme Court a tax certiorari proceeding commenced in 2012 by Pleasant Valley Gardens Corp. regarding premises located at 2038 Route 44, Grid # 6464-04-910071 seeking a reduction in their 2012 assessment before the 2012/2013 tax year; and

WHEREAS, the owner of the above referenced parcel has agreed to withdraw the petition; and

WHEREAS, the Town Assessor and the Town Attorney have recommend a settlement of this tax review proceeding; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby approve a settlement on behalf of the Town of Pleasant Valley of the tax certiorari proceeding for the year 2012/2013 as it pertains to:

Grid # 6464-04-910071

<u>Assessment Year</u>	<u>Original Total Assessment</u>	<u>Revised Total Assessment</u>	<u>Reduction</u>
2012/2013	1,452,000.00	1,452,000.00	0

; and, be it further

RESOLVED, that the Town Supervisor, Town Assessor and Stenger, Roberts, Davis & Diamond, LLP, attorneys to the Town of Pleasant Valley are hereby authorized to take any and all action necessary to effectuate the terms of this Resolution.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Campbell

DATED: April 10, 2013

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

Carried.

Item # 8 – Extension of Letter of Credit for Carrington Construction
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 73/2013

RE: EXTENSION OF LETTER OF CREDIT FOR CARRINGTON CONSTRUCTION CORP.

WHEREAS, the Town of Pleasant Valley Planning Board granted final subdivision approval for the subdivision known as Carrington Heights through Carrington Construction Corp.; and

WHEREAS, the Town Board accepted and the developer posted a Performance Bond and a Letter of Credit to secure work to be completed, and the Performance Bond was issued most recently by M&T Bank bearing Letter of Credit #SB9114950001, which expires on April 10, 2013; and

WHEREAS, the developer has requested an extension from the Town to complete performance; and

WHEREAS, the developer has posted an extension of said Letter of Credit issued by M&T Bank for an additional year to expire on April 10, 2014; now, therefore, be it

RESOLVED, that the Town Board hereby consents to the extension of the current Performance Bond as secured by the above referenced Letter of Credit issued by M&T Bank bearing Letter of Credit #SB9114950001.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilman Albrecht

DATED: April 10, 2013

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

Carried.

Item # 11- Approve Claims:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 74/2013

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 4 OF 2013

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 2013	General Fund Claim	\$ 325,336.82
2. Abstract 4 of 2013	Highway Fund Claims	\$ 58,628.43
3. Abstract 4 of 2013	Ambulance Claim	\$ 7,473.00
4. Abstract 4 of 2013	Bower Park Grant	\$ 1,476.00
5. Abstract 4 of 2013	Pleasant Valley Fire District	\$1,428,298.00

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Milicaj

DATED: April 10, 2013

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

Carried.

EXECUTIVE SESSION:

Motion by Supervisor Tomik, seconded by Councilman Sagliano the Town Board entered into Executive Session at 7:45PM under Public Officers Law 105.1E Collective Bargaining and 105.1F Personnel Matter and Attorney/Client Privilege, carried.

Councilman Albrecht recused himself from the Collective Bargaining portion of the Executive Session.

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board came out of Executive Session at 8:54PM, carried.

Item # 10 – Local 456 Collective Bargaining Agreement:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 66/2013

**RE: RATIFYING THE COLLECTIVE BARGAINING AGREEMENT
BETWEEN THE TOWN OF PLEASANT VALLEY AND
LOCAL 456, INTERNATIONAL BROTHERHOOD OF TEAMSTERS
EFFECTIVE APRIL 10, 2010 THROUGH DECEMBER 31, 2015**

WHEREAS, negotiating Teams for the Town of Pleasant Valley and the International Brotherhood of Teamsters, Local 456 have negotiated, subject to ratification, a proposed Collective Bargaining Agreement regarding the terms and conditions of employment for the Town Highway Department employees, effective April 10,2010 through December 31,2015; and

WHEREAS, the proposed Agreement is attached hereto and made a part hereof; now, therefore, be it

RESOLVED, that the proposed Agreement between the Town of Pleasant Valley and Local 456 of the International Brotherhood of Teamsters, in substantially the same form as annexed hereto, be and the same is hereby ratified; and be it further

RESOLVED, that the Town Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Sagliano

DATED: April 10, 2013

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

Councilwoman Milicaj	<u> X </u>	_____	_____
Councilman Sagliano	<u> X </u>	_____	_____
Supervisor Tomik	<u> X </u>	_____	_____

Carried.

Item # 2 – Award Lawn Mowing Contract:
Resolution #68/2013 has been tabled at this time.

Item # 4 – Award Contract for Helen Aldrich Park Resurfacing:
Supervisor Tomik read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD
TOWN BOARD RESOLUTION 75/2013**

**RE: AUTHORIZING CONTRACT FOR HELEN ALDRICH PARK
RESURFACING CONTRACT:**

Whereas, the Town Board of the Town of Pleasant Valley solicited and received proposals on April 2, 2013 from qualified contractors for the Helen Aldrich Park basketball resurfacing project and parking lot resurfacing and sealing project; and

Whereas, the Town Board received four sealed proposals; and

Whereas, Seal & Stripe , Poughkeepsie, New York, submitted a proposal on April 2, 2013 in response to the Town Board request for proposals; and

Whereas, Seal & Stripe submitted a proposal including base bid items 1-2 in the amount of \$7,700.00 and alternate 1 for \$1,500.00 for a total bid of items 1-2 plus alternate 1 at the lowest amount of \$9,200.00; and

Whereas, the Town Engineer, upon review of the bids, has recommended the award of the bid for base bid items 1-2 and alternate 1 to Seal & Stripe , Poughkeepsie, New York;

Whereas, the Town Board of the Town of Pleasant Valley is desirous of awarding the base bid items 1-2 and alternate 1 to Seal & Stripe, the lowest responsible bidder; now, therefore be it

Resolved, that the Town Board of the Town of Pleasant Valley hereby intends to award a contract for the basketball court resurfacing and parking lot resurfacing and sealing as specified in the proposal dated April 2, 2013 from Seal & Stripe, Poughkeepsie, New York; and, be it further

Resolved, that the Town Supervisor be and hereby is authorized and directed to execute a contract in accordance with the proposal dated April 2, 2013; and, be it further

Resolved, that the basketball court resurfacing portion of the project be funded by use of the Town Recreation Trust Fund and that a Capital Account be established for said purpose.

Motion: Councilwoman Campbell

Seconded: Councilman Albrecht

Dated: April 10, 2013

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

SUPERVISOR'S COMMENTS:

Supervisor Tomik noted that the Baxter Construction has been here to look at Town Hall for the flood mitigation project.

Item # 12 – Henry “Hank” Fischer Recognition:

CONDOLENCE: HENRY J. FISCHER, JR. M.D.

The Town Board of the Town of Pleasant Valley offers the following and moves its adoption:

WHEREAS, the Town Board of the Town of Pleasant Valley has learned with sadness and regret of the recent death of Henry “Hank” J. Fischer, Jr., M.D., on March 5, 2013 after a courageous battle with cancer; and

WHEREAS, Hank was born in New York City and he graduated from Holy Cross College in 1962 and received a medical degree from the State University of New York-Downstate in 1966; and

WHEREAS, in 1972 he married Elizabeth “Tibby” Mahoney and they had two children together Tara and Henry III; and

WHEREAS, Dr. Fischer began a dedicated 40 year career in radiology in Poughkeepsie, New York in 1972 building a large radiology practice, which became known as Dutchess County Radiology Associates; and

WHEREAS, Hank was a member of the Town of Pleasant Valley Planning Board for 23 years after being appointed on April 11, 1990; and

WHEREAS, Hank was a member of St. Stanislaus Kostka Church, the American Board of Radiology and Nuclear Radiology, American Board of Nuclear Medicine, American Institute of Ultrasound in Medicine, Society of Nuclear Medicine, and

American College of Radiology, Radiological Society of North America, Federal, State and Local Medical and Radiology Societies, and Porsche Club of America (PCA); and

WHEREAS, Hank was a man of many passions from driving on a track to taking care of his farmland and spending time with his family; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley and on behalf of all the residents of Pleasant Valley does hereby extend its deep sympathy and sincere condolences to the family and friends of Henry “Hank” J. Fischer, Jr., M.D.; and be it, further

RESOLVED, that a copy of this be forwarded to the family of Hank Fischer; and, be it further

RESOLVED, that the meeting of the Town Board of the Town of Pleasant Valley be adjourned in memory of the late Henry “Hank” J. Fischer, Jr.

The meeting adjourned at 9:05PM

Respectfully Submitted,

Margaret Hart, Town Clerk

WORKSHOP MEETING

PUBLIC HEARING

SPECIAL TOWN BOARD MEETING

MAY 1, 2013

The Pleasant Valley Town Board held their Workshop Meeting, Public Hearing and a Special Town Board Meeting on Wednesday, May 1, 2013 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 – Interview Planning Board Member Candidates:

The Town Board interviewed Janet Gross and Norm MacKay to fill the two vacancies that are currently on the Planning Board. Janet and Norm are now serving as alternates to the Planning Board. Each candidate gave the Town Board some background information on themselves.

Item # 7 – Highway Salt Shed/Above Ground Storage Tanks/Building Repair:

Town Engineer, Greg Bolner gave an overview on a proposed fabric roof salt shed (filed with the minutes). Greg also spoke about Bower Park on how the playground is finished and they are now working on the landscaping.

Greg also reviewed with the Town Board the repairs that need to be done on the above ground storage tanks at the Highway Garage. Greg noted that paint samples had to be sent out to Smith Labs to check for lead in the paint. Greg also noted some repairs that need to be done to the Highway Garage. Greg noted that the building itself is sound but they need to have gutters put on the building and the garage needs to be painted. Greg noted that the repairs would cost around \$60,000.00.

Item # 2 – Mill Site Preparation for Memorial Day:

Supervisor Tomik noted that there have been volunteers at the Mill Site cleaning up for the Memorial Day Services. Supervisor Tomik is getting prices on how much it would cost to repair the gazebo.

Item # 3 – Bower Park Dedication:

Councilman Sagliano noted that he is working on this and should have something in June.

Item # 4 – Nuisance Law:

Councilwoman Campbell and Councilman Albrecht are working on this should have something for the Town Board soon.

Item # 6 – Recreation (Bleachers/Summer Camps/Sponsor Fees):

Recreation Director, Sandy Coe noted that the cost to replace the bleachers at Cady Park would be around \$1,200.00 to \$1,500.00. Sandy also spoke about the Town running the Soccer Camp this year. Sandy also noted that she would like to have a generic resolution for sponsorship fees so she doesn't have to come to the Board each year.

Item # 5 – Internet Banking:

On recommendation from the Town's Accountant the Town should have an Internet Banking Policy in effect. The Town Board will adopt the policy at the Mazy 8, 2013 Regular Town Board Meeting.

Item # 8 – Summer Hours at the Transfer Station:

Supervisor Tomik noted that several residents have come in and have requested that the compactor should be open on Monday's. Supervisor Tomik suggests that the compactor be open from May 28 – September 3, 2013.

Councilman Sagliano noted that he is opposed of having the compactor open on Monday's stating that if you have a private hauler they only come once a week.

The Town Board will vote on this at the May 8, 2013 Regular Town Board Meeting.

Item # 9 – Appoint Jeff Battistoni to the Recreation Committee:

The Town Board will appoint Jeff Battistoni to the Recreation Committee at the May 8, 2013 Regular Town Board Meeting.

Councilwoman Campbell noted that the Town will not be getting the Bus Shelters at this time.

PUBLIC HEARING

Purpose: Proposed Group Home on 9 Teal Lane, Pleasant Valley.

Supervisor Tomik introduced Jim DeStefano, President of Occupations, Inc.

Jim gave an overview of the proposed Group Home on 9 Teal Lane and the programs run by Occupations, Inc.. Jim noted that that there would be four (4) young men with developmental disability would be living in the home they would be coming from a facility in Wassaic and they would be around the clock supervision. Jim also noted that the men would be gone during the day 1 resident has a job and the other 3 residents attend a day program.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to open the Public Hearing to the public, carried.

Gerry Conklin – Conklin Hill Road- asked how many residents will reside in the home.

James DeStefano – noted that there would be 4 young men with developmental disability.

Gerry Conklin – asked if the Group Home would affect his property value.

James DeStefano – stated that the property value doesn't go down.

Gerry Conklin- noted that the Group Home on Hurley Road had a recent problem. Gerry asked what happens if one of the residents leaves the home and comes on his property who is responsible.

James DeStefano- stated that the liability is no different than if someone else came on your property.

Steve Kish – Carey Road- asked about the house coming off the tax rolls.

James DeStefano- stated that they do have budget and if they can they will put some money in to give to the local Fire Department and Police Department.

Councilman Albrecht – asked how many Group Homes there are in Pleasant Valley and why was Pleasant Valley chosen.

James DeStefano – stated that Teal Lane was the right price and they have been looking for a home for several months. Jim believes that there are 9 Group Homes in Pleasant Valley.

Councilman Sagliano – asked what the current taxes are on the property.

Town Attorney, Scott Volkman – asked if there is any commitment at this time for the Town to receive any money from Occupations, Inc.

James DeStefano – stated no not at this time.

Town Attorney, Scott Volkman – asked what the price of the home is.

James DeStefano – stated that the price for the house is about \$244,000.00.

Town Attorney, Scott Volkman – asked if they are satisfied with the home. Will there be any updating to the home.

James DeStefano- stated that there would be some upgrading and will work with the Building Inspector to obtain the proper permits.

Town Attorney, Scott Volkman- what is the target date for the closing on the home?

James DeStefano – stated that they plan on closing in July and don't anticipate any problems with the State.

Supervisor Tomik – asked if they would be using local contractors to do the renovations on the home.

James DeStefano – noted that they have to use contractors off the State list and they would have to be certified with the State.

Councilwoman Milicaj – asked what the features are when they are looking for a home.

James DeStefano – they try to find home that are one (1) level or have the minimal set of stairs, privacy and within their price range.

Councilman Sagliano – asked what the expenditures would be on the renovations on the home.

Jackie Freeman – Creek Road – asked if all the funding is provided by the State.

James DeStefano – stated no some of the funding will come from the County.

Councilwoman Campbell – concern about so many homes since the closing of Wassaic. Councilwoman Campbell also asked if one of the residents leaves will someone else move in, and also if you no longer need the home what will happen to it?

James DeStefano – stated that if a resident moves out another resident would move in.

Councilwoman Campbell – stated there is going to be another home on Route 44 for residents who need 24 hour care.

Town Attorney, Scott Volkman – asked if there would always be 4 residents living in the home. Can at some time more residents be placed in the home?

James DeStefano – no they have to follow the Homestead Act, which states that there can only be four (4) residents in the home.

All residents having had ample time to speak the Public Hearing was closed to the public on motion by Councilman Albrecht, seconded by Councilwoman Milicaj, carried.

SPECIAL TOWN BOARD MEETING

Item # 1 – Authorize Contract for Lawn Care Maintenance Services:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 68/2013

RE: AUTHORIZING CONTRACT FOR LAWN CARE 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 maintenance service contractors for various locations throughout the Town of Pleasant Valley; and

WHEREAS, the Town Board received 6 sealed proposals; and

WHEREAS, the apparent low bid was submitted by Lilac Landscaping, Wingdale, New York with a base bid of \$420 per mow plus four alternates; and

WHEREAS, the apparent low bidder was the successful bidder in 2012; and

WHEREAS, based upon performance related issues that were not satisfactorily resolved in 2012, the Town Board does not consider the apparent low bidder, the lowest responsible bidder pursuant to the terms of the Town's adopted procurement policy and the applicable provisions of the General Municipal Law; and

WHEREAS, multiple complaints were received during 2012 and performance issues were raised by the Recreation Director, Highway Superintendent, Maintenance Department and a Town Councilman; and

WHEREAS, Lilac Landscaping was sent a letter by the Attorney to the Town, advising them of the Town Board's intent to not award them the contract for lawn care

maintenance services and giving them an opportunity to respond before the noted May 1, 2013 contract award date and there has been no response; and

WHEREAS, VTC Enterprise, Town of Pleasant Valley, New York submitted a proposal on March 28, 2013 in response to the Town Board request for proposals which was the second lowest base bid at \$535 per mow plus four alternates; and

WHEREAS VTC Enterprise was the successful low bidder in 2011 and the Town was satisfied with their work; and

WHEREAS, the Town Board of the Town of Pleasant Valley has duly recommended the award of the contract to VTC Enterprise; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby rejects the lowest sealed bid received on March 28, 2013 from Lilac Landscaping, based upon past performance and therefore not being the lowest responsible bidder, and that it would not be in the best interest of the the Town and its taxpayers to make the award to the apparent low bidder; and, be it further

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby awards a contract for lawn care and maintenance services for various locations throughout the Town of Pleasant Valley as specified in the request for proposal and the response dated March 28, 2013 from VTC Enterprise; and, be it further

RESOLVED, that the Town Supervisor be and hereby is authorized and directed to execute a contract in accordance with the proposal dated March 28, 2013.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: May 1, 2013

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

Supervisor Tomik X _____

Carried.

Discussion: Town Attorney, Scott Volkman noted that the Pleasant Valley Town Board solicited bids for lawn care and six (6) bids were received. Lilac Landscaping was the lowest the bidder but the Town Board was not satisfied with their performance. Mr. Volkman did note that he did send them a certified letter and a letter was sent 1st class mail and as of tonight's meeting he has not heard back from Lilac Landscaping.

EXECUTIVE SESSION:

Motion by Councilman Sagliano, seconded by Councilman Albrecht to enter into Executive Session under Public Officers Law section 105.1D current and pending litigation at 8:45PM, carried.

No action taken.

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to come out of Executive Session at 9:30PM, carried.

ADJOURN:

Motion by Councilman Albrecht to adjourn the meeting at 9:32PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

REGULAR TOWN BOARD MEETING

MAY 8, 2013

The Pleasant Valley Town Board held their regularly scheduled meeting on Wednesday, May 8, 2013 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

MINUTES: of 03/13/13 Regular Town Board Meeting
 04/03/13 Workshop Meeting

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

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Assessor's Monthly Report
4. Recreation Monthly Report
5. Building, Zoning, Planning & Fire Monthly Report
6. Aboveground Storage Tank Report
7. Monthly Trial Balance Report

TOWN BOARD COMMITTEE REPORTS:

Public Safety Report – Councilman Albrecht noted that the Town is meeting with the Town of Millbrook to discuss the ambulance service the Town uses and maybe it could be a shared service with Millbrook.

Buildings Report – Supervisor Tomik noted that Baxter Construction is working on the sealing of Town Hall.

Open Space Report – Councilman Sagliano noted that the Open Space Committee is working on their Master Plan and they will be having a stake holders meeting this month.

OPEN THE MEETING TO THE PUBLIC AGENDA ITEMS ONLY:

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

No comments heard.

CLOSE MEETING TO THE PUBLIC:

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

NEW BUSINESS:

Item # 1 – Set Summer Hours for the Compactor:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 76/2013

RE: COMPACTOR AND RECYCLING FACILITY SUMMER HOURS

WHEREAS, the Town of Pleasant Valley Compactor and Recycling Facility is open Friday and Saturday from 7:30 am till 5:00 pm; and

WHEREAS, the Town Board is desires of offering expanded hours of an additional day over the summer; and

WHEREAS, the Town Board has determined that for the summer the addition of Monday to the schedule would be beneficial to the Town and its residents except when Monday is a holiday in which case it would be Tuesday; now, therefore be it

RESOLVED, that effective May 28, 2013 through September 3, 2013 that the Compactor and Recycling Facility will be open on Mondays from 7:30 am till 5:00 pm, in addition to the scheduled time on Friday and Saturday.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: May 8, 2013

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 # 2 – Adopt Internet Banking Policy:
 Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 77/2013

RE: ADOPTING INTERNET BANKING POLICY FOR THE TOWN OF PLEASANT VALLEY

WHEREAS, it has been recommended that the Town of Pleasant Valley have in place an Internet Banking Policy; and

WHEREAS, the Town Board has reviewed such policy; now, therefore be it

RESOLVED, that the Town Board hereby adopts the Internet Banking Policy in the form annexed hereto.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

DATED: May 8, 2013

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

Councilman Sagliano X _____

Supervisor Tomik X _____

Carried.

INTERNET BANKING POLICY

Introduction

Internal controls are essential for “good” management and specific to Internet Banking can be defined as activities (safeguards) that are in place to provide reasonable assurance that Internet Banking transactions will not be intercepted (hacked) and taxpayer dollars stolen in the process.

Overview

The Town of Pleasant Valley routinely engages in Internet Banking (also included are Direct Deposit of Employee Payroll(s); and direct deposit of funds via ACH) during the normal course of business. The funds contained in ALL bank accounts maintained by the Town are the property of the taxpayers and must be safeguarded. Recent thefts and attempted thefts from bank accounts maintained by governmental agencies, point toward the need for enhanced security.

Enhanced Security

Internet Banking is defined as access to any accounts maintained by Town through the use of the Internet. Access through the internet for any banking purpose including simply checking balances is defined as “Internet Banking”.

The ONLY computers that are permitted to access “Internet Banking” are those of the Supervisor, Bookkeeper, Secretary to the Town Board, Town Clerk and two Justice Court Clerks for access by the following individuals:

- Supervisor;
- Bookkeeper;
- Secretary to the Town Board;
- Town Clerk;
- Deputy Town Clerk; and
- Two Justice Court Clerks.

Currently “Internet Banking” can occur through banks annually designated as depositories for all Town monies. Enhanced security equipment which may be provided by designated depository banks should be installed prior to using any computer for Internet Banking.

The device (if provided) by designated banks should be in place for every time that “Internet Banking” is done. Absolutely no “Internet Banking” should take place unless the enhanced security equipment is installed, operational and being utilized.

Failure to Adhere to the Policy and Proper Procedures

Employees who fail to adhere to this policy or procedures may:

- be responsible for any missing or unaccounted for funds; and
- be subject to disciplinary proceedings up to and including dismissal and/or criminal proceedings.

DATED: May 8, 2013

Item # 3 – Approve Sponsor Rates for Recreation Programs/Appoint Recreation Committee Member/Jeff Battistoni;

Supervisor Tomik read the following resolutions:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 78/2013

RE: ESTABLISHING SPONSOR RATES FOR RECREATION PROGRAMS

BE IT RESOLVED, by the Town Board of the Town of Pleasant Valley that the following sponsor rates for 2013 are established as follows:

- Drop in Summer Camp - \$125.00
- Soccer - \$125.00
- Basketball - \$100.00

;and, be it further

RESOLVED, that the foregoing sponsor rates shall remain in effect annually until such time as the Town Board takes affirmative action to modify said rates.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Sagliano

DATED: May 8, 2013

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

Supervisor Tomik

X

Carried.

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 79/2013

RE: REAPPOINTMENT TO THE RECREATION COMMITTEE

WHEREAS, there now exists a vacancy on the Town of Pleasant Valley Recreation Committee due to the expiration of the term of Jeffrey Battistoni; and

WHEREAS, Jeffrey Battistoni has expressed his desire to be reappointed to a position on the Recreation Committee; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby designate and reappoint Jeffrey Battistoni to the Town of Pleasant Valley Recreation Committee, effective immediately, as follows:

Reappointment

Term Expires

Jeffrey Battistoni

December 31, 2017

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilman Albrecht

DATED: May 8, 2013

ROLL CALL:

AYE

NAY

Councilman Albrecht

 X

Councilwoman Campbell

 X

Councilwoman Milicaj

 X

Councilman Sagliano

 X

Supervisor Tomik

 X

Carried.

Item # 4 - Adopt 2013 Annual MS4 Report:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 80/2013

RE: 2013 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 the purposes of assisting the Town in preparation of this annual report; and

WHEREAS, the Town of Pleasant Valley conducted a public meeting on May 8, 2013 to consider the report prepared by Stormwater Management Consultants, Inc., for the period ending March 9, 2013; 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, 2013; 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: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: May 8, 2013

ROLL CALL: AYE NAY

Councilman Albrecht	<u> X </u>	_____
Councilwoman Campbell	<u> X </u>	_____
Councilwoman Milicaj	<u> X </u>	_____
Councilman Sagliano	<u> X </u>	_____
Supervisor Tomik	<u> X </u>	_____

Carried.

Discussion:

Councilman Sagliano noted that he hasn't seen a copy of the MS4 Report.

Walt Artus, MS4 Coordinator noted that he had given the Supervisor a copy of the report for the Town prior to the Workshop Meeting.

Item # 5 – Budget Amendment:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 81/2013

RE: AUTHORIZING AMENDMENT TO THE 2013 ADOPTED BUDGET (FLOOD MITIGATION)

WHEREAS, the Town of Pleasant Valley Town Board has adopted and approved the 2013 budget; and

WHEREAS, the Town of Pleasant Valley needs to have a balanced budget; and

WHEREAS, the Town Board recognizes the need to amend said budget because of a project that is being completed in 2013 and there are no additional funds in the general budget; and

WHEREAS, the general fund has an unappropriated fund balance; now, therefore be it

RESOLVED, that the Town of Pleasant Valley Town Board authorizes the increase in the 2013 budget by \$86,227.84, expenditure line A.8760.450 (flood mitigation) and the funding will come from the general unappropriated fund balance which was increased by the receipt of monies on December 21, 2012 from FEMA.

MOTIONED BY: Councilwoman Sagliani

SECONDED BY: Councilwoman Campbell

DATED: May 8, 2013

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

Carried.

Discussion: Councilman Sagliano noted that he hasn't seen a trial balance report since April. Councilman Sagliano asked if this is the money will have already received from FEMA?

Supervisor Tomik noted that it is the money from FEMA.

Item # 6 – Appoint Planning Board Members:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 82/2013

RE: APPOINTMENTS TO THE PLANNING BOARD

WHEREAS, there now exists vacancies on the Town of Pleasant Valley Planning Board due to the recent resignation of Kay Bramson and the death of Henry Fischer; and

WHEREAS, Norm Mackay and Janet Gross are both currently serving as alternate members to the Planning Board, and have expressed their desire to be appointed to a position on the Planning Board; now, therefore, be it

RESOLVED, that the Town Board of Pleasant Valley hereby designates and appoints Norm Mackay and Janet Gross to the Town of Pleasant Valley Planning Board, effective immediately, as follows:

<u>Appointment</u>	<u>Term Expires</u>
Norm Mackay (filling the unexpired term of Kay Bramson)	December 31, 2013
Janet Gross (filling the unexpired term of Henry Fischer)	December 31, 2017

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Milicaj

DATED: May 8, 2013

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

Carried.

Discussion: Councilman Sagliano asked the Town Clerk if she would be contacting the two (2) members to sign the oath book.

The Town Clerk will notify them.

Item # 7 – Appoint Assessment Review Member:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 83/2013

RE: APPOINTMENT TO THE BOARD OF ASSESSMENT REVIEW

WHEREAS, there now exists on the Town of Pleasant Valley Board of Assessment Review a vacancy due to the resignation of Elaine Weglinski; and

WHEREAS, William Connors has expressed an interest in being appointed to a position on the Board of Assessment Review; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby designate and appoint William Connors to the Board of Assessment Review, effective immediately as follows:

<u>Appointment</u>	<u>Term Expires</u>
William Connors (filling the unexpired term of Elaine Weglinski)	September 30, 2017

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: May 8, 2013

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

Carried.

Item # 8 – Approve Claims:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 84/2013

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 5 OF 2013

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 5 of 2013 General Fund Claim \$ 120,527.16

2. Abstract 5 of 2013	Highway Fund Claims	\$ 29,389.87
3. Abstract 5 of 2013	Con Light	\$ 3,519.39
4. Abstract 5 of 2013	Bower Park Grant	\$ 70,150.38

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilman Albrecht

DATED: May 8, 2013

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

Carried.

Town Engineer, Greg Bolner reviewed with the Town Board the repairs to the aboveground storage tanks. The Town Board will have advertise for the repairs.

Item # 9 – Authorize the Town Clerk to Advertise for Proposals for Restoration of Aboveground Fuel Storage Tanks:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 85/2013

RE: AUTHORIZING REQUEST FOR PROPOSALS FOR RESTORATION OF ABOVEGROUND FUEL STORAGE TANKS AT THE PLEASANT VALLEY HIGHWAY GARAGE

WHEREAS, the Town Engineer of the Town of Pleasant Valley, in consultation with the Town of Pleasant Valley Highway Superintendent and the Town of Pleasant Valley Fire Inspector, has recommended the repainting and reinforcing of a 4,000 gallon

(gasoline) and a 2,000 gallon (diesel) steel aboveground fuel storage tanks which are located at the Town Highway Garage; and

WHEREAS, the Town Board of the Town of Pleasant Valley, in accordance with the Town's adopted procurement policy, intends to issue a request for proposals; and

WHEREAS, the Town Engineer has prepared specifications for the request for proposal; now, therefore be it

RESOLVED, the Town Board of the Town of Pleasant Valley hereby authorizes the Town Clerk to issue a request for proposals for the improvements specified herein; be it further

RESOLVED, that the proposals shall be required to be returned to the Town Clerk by 2:00 PM on June 4, 2013.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Campbell

DATED: May 8, 2013

ROLL CALL:	<u>AYE</u>	<u>NAY</u>
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 by Councilman Albrecht to open the meeting to the public, carried.

John Mackey – Pine Hill Road – asked who determines the budget for the Library?

Councilman Sagliano noted that the dollar amount is in the Town's Budget.

CLOSE THE MEETING TO THE PUBLIC:

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

SUPERVISOR'S COMMENTS:

Supervisor Tomik noted that after 20 years battling with Time Warner the residents on Clinton Corners Road maybe getting cable with Cable Vision.

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board entered into at 7:32PM under Public Officers Law 105.1F Personnel Matter, carried.

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board came out of Executive Session at 8:19PM, carried.

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

Motion by Councilwoman Campbell, seconded by Councilman Sagliano the Town Board authorized the Town Clerk to advertise for a Special Town Board Meeting, Monday, May 15, 2013 at 5:00PM to discuss a personnel matter, carried.

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to adjourn the meeting at 8:30PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

WORKSHOP MEETING

JUNE 5, 2013

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting on Wednesday, June 5, 2013 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
 Carol Campbell Councilwoman
 Lisa Milicaj Councilwoman (Arrived Late)
 Don Sagliano Councilman
 Carl Tomik Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

Item # 1 – Discuss Redl Park (Driveway, Sale of Acreage, and Consultant):

Town Engineer, Greg Bolner noted that the driveway into Redl Park would come in off of VanWagner Road. Greg noted that the recreation committee would like to see the driveway in so they can get into the park to trim some trees.

Town Attorney, Scott Volkman noted that the Town acquired two (2) parcels and some can be sold and the money has to be used for the park. Mr. Volkman reviewed with the Town Board the process that would have to be followed if they chose to sell some of the land.

Item # 2 – Storage Tank Bids:

Town Engineer, Greg Bolner noted that only one bid was received and he suggested to the Town Board not to reject the bid at this time.

Item # 3 – Bower Park – Playground:

Town Engineer, Greg Bolner reviewed with the Town Board what is left to complete the Bower Park Project. Greg noted that the path from the parking lot needs to be upgraded. Greg showed the Town Board three options for the pathway (filed with the minutes). The Town Board will authorize the change order at the June 12, 2013 Regular Town Board Meeting.

Item # 4 – Siding for Town Hall:

Town Engineer, Greg Bolner reviewed with the Town Board the proposed siding to go around Town Hall as part of the flood mitigation project. The Town Board will authorize a change order at the June 12, 2013 Regular Town Board Meeting.

Item # 6 – Appoint Summer Camp Counselors and Soccer Camp Counselors:

Recreation Leader, Sandy Coe reviewed with the Town Board the appointment of counselors for the summer camp and the soccer camp. The Town Board will appoint these counselors at the June 12, 2013 Regular Town Board Meeting.

Recreation Leader, Sandy Coe also noted that camp that is held at Rainbow's End will be cancelled due to low enrollment. Sandy noted that the Town will have to terminate the agreement between Newburgh YMCA and Rainbows End. The Town Board will authorize the termination at the June 12, 2013 Regular Town Board Meeting.

Item # 7 – Library Yard Sale at Town Hall/September:

The Town Board had discussion regarding the Library having a yard sale at Town Hall. The Library will be contacted to let them know that they would need to fill out a facility use permit and each vendor would have to show proof of insurance.

Item # 9 – Muncicity Software (Update Planning/Zoning Software) Shared Service Grant:

Councilwoman Campbell noted that she and Zoning Administrator, Mike White attended at meeting in Hyde Park on upgrading the software in the Planning and Zoning Department. Carol noted that this would be a shared service within the County and it would be a great improvement in the Planning and Zoning Office. The Town Board had much discussion regarding this and will approve the application at the June 12, 2013 Regular Town Board Meeting.

Item # 5 – Property Maintenance/Nuisance Law:

Councilwoman Campbell presented the Town Board a copy of the Property Maintenance Law that she and Councilman Albrecht have been working on. The Town Board reviewed the document at great length. The Town Attorney will review the document further and make the necessary changes for the Town Board to review at a later date.

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board entered into Executive Session at 9:05PM under Public Officers Law section 1051.F Personnel Matter/Update, carried.

No action taken.

Motion by Councilman Albrecht, seconded by Councilwoman Campbell the Town Board came out of Executive Session at 9:57PM, carried.

ADJOURN:

Motion by Councilman Albrecht the Town Board adjourned the meeting at 10:00PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

REGULAR TOWN BOARD MEETING

JUNE 12, 2013

The Pleasant Valley Town Board held their regularly scheduled Town Board Meeting on Wednesday, June 12, 2013 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: Mary Beth Muir, Deputy Town Clerk

MINUTES: of 05/01/13 Special Town Board Meeting/Workshop Meeting
 05/08/13 Regular Town Board Meeting
 05/13/13 Special Town Board Meeting
 05/28/13 Special Town Board Meeting
 06/04/13 Bid Opening/Aboveground Storage Tanks

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 Tank Report
6. Monthly Trial Balance Report

TOWN BOARD COMMITTEE REPORTS:

Public Safety Report – Councilman Albrecht noted he is working on getting the tree removed out of the creek.

Refuse Report – Councilman Albrecht noted that the compactor is open on Monday's through out the summer and about 35 residents have taken advantage of the extra day.

Building Report – It was noted that the doors for Town Hall have been ordered.

Legislative Report – Councilwoman Campbell noted that the Town Board is working on updating the property maintenance law.

Technology Report- Supervisor Tomik noted that the Town Board will authorize the application for shared services to upgrade the program in Planning and Zoning.

Open Space Report - Councilman Sagliano noted that the Open Space Committee is holding a Community Engagement Meeting on June 25, 2013 at Town Hall at 7PM.

ORAL/COMMITTEE REPORT:

County Legislator's Mike Kelsey and Peter Wilkinson spoke at great length about the Dutchess County Jail. It was noted that the County passed a bond in the amount of \$1.2 million dollars to move forward on upgrading the jail. The County will be installing pods at the County Jail and this will enable the County to bring the inmates back that are being housed in other Counties. This will help the County save money.

There was much discussion between the Town Board Member and the County Legislator's regarding the County Jail.

CORRESPONDENCE:

Supervisor Tomik noted that all correspondence is 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 the Town Board opened 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 the Town Board closed the meeting to the public, carried.

NEW BUSINESS:

Item # 1 – Authorizing Change Order No. 2 for Bower Park Handicap Accessible Playground Contract:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 88/2013

**RE: AUTHORIZING CHANGE ORDER NO. 2 TO BOWER PARK
HANDICAP ACCESSIBLE PLAYGROUND CONTRACT**

WHEREAS, the Town of Pleasant Valley Town Board by Resolution No. 126/2012 authorized the execution of the Bower Park CDBG Handicap Accessible

Playground project with Pat Corsetti, Inc., general contractor for the total contract amount of \$182,052.50; and

WHEREAS, the Town of Pleasant Valley Town Board by Resolution No. 57/2013 authorized Construction Contract Change Order No. 1 at the Bower Park CDBG Handicap Accessible Playground project with Pat Corsetti, Inc., for a revised total contract amount \$182,022.50; and

WHEREAS, Construction Contract Change Order No. 2 has been proposed, which provides for the acquisition and installation of 525 plus or minus square feet of Unilock Brussel Block to increase handicap accessibility for a total contract increase of \$8,500.00; and

WHEREAS, pursuant to the terms of the contract the change order must be authorized by the owner, the Town of Pleasant Valley; and

WHEREAS, Clark Paterson Lee, the Town's Engineer is recommending the changes as identified in Construction Contract Change Order No. 2; now therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby authorize and direct the Town Supervisor to execute Change Order No. 2 for an increase in the contract amount of \$8,500.00 to \$190,522.50; and be it further

RESOLVED, that the funding necessary for this Change Order that exceeds the total amount of the CDBG funding shall be available from the Town of Pleasant Valley Recreation Trust Fund and that the Town Supervisor and Town Bookkeeper are hereby authorized and directed to take any and all steps necessary to effectuate the terms and intent of the resolution.

MOTIONED BY: Councilman Sagliano
SECONDED BY: Councilwoman Milicaj

DATED: June 12, 2013

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

Carried.

Item # 2 – Authorizing Change Order No.1 to Town Hall Flood Mitigation Project Contract:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD
TOWN BOARD RESOLUTION NO.: 89/2013

RE: AUTHORIZING CHANGE ORDER NO. 1 TO TOWN HALL FLOOD MITIGATION PROJECT CONTRACT

WHEREAS, the Town of Pleasant Valley Town Board by Resolution No. 59/2013 authorized the execution of the Town Hall Flood Mitigation Project with R.L. Baxter Building Corporation with a total contract amount of \$62,864.00; and

WHEREAS, Construction Contract Change Order No. 1 was proposed, which provided for the furnishing and installation of a stucco finish approximately 3 feet high around the entire perimeter of the building to cover the water proofing material for a total cost of \$12,000.00; and

WHEREAS, pursuant to the terms of the contract a change order must be authorized by the Town of Pleasant Valley; and

WHEREAS, Clark Paterson Lee, the Town's Engineer has recommended the changes as identified in Construction Contract Change Order No. 1; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby direct the Town Supervisor to execute Change Order No. 1 for an increase in the contract amount by \$12,000.00 to \$74,864.00.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: June 12, 2013

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

Item # 3 – Appointment of 2013 Town of Pleasant Valley Summer Camp Staff:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 90/2013

**RE: APPOINTMENT OF 2013 TOWN OF PLEASANT VALLEY SUMMER
CAMP STAFF**

RESOLVED, that the Town Board of the Town of Pleasant Valley, hereby appoints the following 2013 Summer Camp Staff:

Director

Lyndsey Reinheimer, Arts and Crafts

Counselors

Melanie Battistoni

Alex Freeman

Scott Freeman
Kyle Goodhart
Jason Skiba
Elizabeth Warman
Shawn Zehnacker
Cassidy Scharff
Julie Battistoni
Amanda Fastiggi
Jackie Rywalt
Danielle Sagliano
Bertalina Spuehler
Danielle Viana

Waiting List

Justin Miroff
Eric Molina
Kara Mariani

AND BE IT FURTHER RESOLVED, that the salary for said positions shall be as heretofore established by Resolution 46/2013.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

DATED: June 12, 2013

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

Carried.

Item # 4 – Appointment of 2013 Town of Pleasant Valley Soccer Camp Staff:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 91/2013

**RE: APPOINTMENT OF 2013 TOWN OF PLEASANT VALLEY SOCCER
CAMP STAFF**

RESOLVED, that the Town Board of the Town of Pleasant Valley, hereby appoints the following 2013 Soccer Camp Staff:

Directors

Michael Davis, Director
Christine Lewis, Assistant Director

Counselor

Brady Battistoni

RESOLVED, that the salary for said positions shall be as heretofore established by Resolution 46/2013.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: June 12, 2013

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

Carried.

Item # 5- Establishing Rates for Pleasant Valley Soccer Camp for The Summer of 2013:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 91/2013

RE: ESTABLISHING RATES FOR PLEASANT VALLEY SOCCER CAMP FOR THE SUMMER OF 2013

WHEREAS, the Town Board of the Town of Pleasant Valley intends to operate a soccer summer day camp known as “PV Soccer Camp”; and

WHEREAS, the PV Soccer Camp shall operate for a one week session running August 5, 2013 through August 9, 2013, Monday through Friday from 8:30 am through 11:30 am at Bower Park; and

WHEREAS, the Town Board of the Town of Pleasant Valley hereby desires and intends to establish the tuition rates for the 2013 PV Soccer Camp; now therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby establishes the tuition rates for the 2013 PV Soccer Camp as follows:

Pleasant Valley Residents

\$55.00 per session prior to July 22, 2013

\$65.00 per session after July 22, 2013

Non-Residents of Pleasant Valley

\$60.00 per session prior to July 22, 2013

\$70.00 per session after July 22, 2013.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: June 12, 2013

ROLL CALL:

	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	<u> X </u>	_____
Councilwoman Campbell	<u> X </u>	_____
Councilwoman Milicaj	<u> X </u>	_____
Councilman Sagliano	<u> X </u>	_____

Supervisor Tomik

 X _____

Carried.

Item # 6 – Authorizing Application to the Municipal Consolidation and Shared Services Grant Program for the Purchase of Muncity Software:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 93/2013

RE: AUTHORIZING APPLICATION TO THE MUNICIPAL CONSOLIDATION AND SHARED SERVICES GRANT PROGRAM FOR THE PURCHASE OF MUNCITY SOFTWARE

WHEREAS, the Town’s Zoning, Planning and Building Departments requires a well-functioning and well-managed computer operating system to handle the business and regulatory affairs of those departments; and

WHEREAS, the Town has identified software provided by Software Consulting Associates (“SCA”) known as “Muncity” software which would greatly improve operations throughout the Town’s departments; and

WHEREAS, Dutchess County is offering a “Municipal Consolidation and Shared Services Grant Program” pursuant to which municipalities may be awarded grant money to improve efficiencies and stream line government service; and

WHEREAS, the Town of Hyde Park is initiating a joint application on behalf of any and all Dutchess County municipalities that are interested in being part of the application for the purchase of the Muncity software; and

WHEREAS, it is expected that the Muncity software will contribute to greater government efficiency; and

WHEREAS, the collective purchase of Muncity software will result in cost savings for all municipalities and 100% of the purchase price of the software and specified hardware will be provided by the County of Dutchess; and

WHEREAS, the Town of Pleasant Valley has been asked to provide evidence of their intent to participate in the grant program; now therefore, be it

RESOLVED, that the Town of Pleasant Valley does hereby declare its intent to participate in the said grant application and consents that the Town of Hyde Park be the applicant in the grant application and to join with any other municipality in the application for the Municipal Consolidation of Shared Services Grant Program for the procurement of Muncity software; 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: Carl Tomik

SECONDED BY: Carol Campbell

DATED: June 12, 2013

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 # 7 – Budget Resolutions/Amendment to 2013 Highway Budget/Amendment 2013 Adopted Budget:

Supervisor Tomik read the following resolutions:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 94/2013

RE: AUTHORIZING AMENDMENT TO THE 2013 ADOPTED HIGHWAY BUDGET

WHEREAS, the Town Board of the Town of Pleasant Valley has expenditures for the Highway 2013 Adopted Budget line items that will exceed the amount available in such budget lines; and

WHEREAS, the Town of Pleasant Valley has received a notice from the NYS Department of Transportation increasing the amount of Chips money available to the Town; now therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby amends the below budget lines for the Highway 2013 Adopted Budget as follows:

Expenditure

<u>Account</u>	<u>Department</u>	<u>Increase</u>	<u>Decrease</u>
DA.5112.201	CHIPS	\$30,837.52	

Revenue

<u>Account</u>	<u>Department</u>	<u>Increase</u>	<u>Decrease</u>
DA.3501	CHIPS	REVENUE	\$31,024.52

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilman Albrecht

DATED: June 12, 2013

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

Carried.

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 95/2013

RE: AUTHORIZING AMENDMENTS TO THE 2013 ADOPTED BUDGET

WHEREAS, the Town Board of the Town of Pleasant Valley has expenditures for the General 2013 Adopted Budget line items that will exceed the amount available in such budget lines; and

WHEREAS, the Town of Pleasant Valley has funds available in other lines and needs to transfer such funds to provide for such expenditures; now therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby amends and transfers from and to the attached budget lines for the General 2013 Adopted Budget as follows:

Expenditures

<u>Account</u>	<u>Department</u>	<u>Increase</u>	<u>Decrease</u>
A.1110.201	Court Grant Equipment	\$2,677.89	
A.1620.424	Oil/Garage	\$ 525.00	
A.1620.428	Software Town Wide		\$2,400.00
A.1620.499	Buildings Misc.		\$ 525.00
A.7020.428	Software – My Rec	\$2,400.00	
A.8010.499	Zoning – Maps	\$ 140.00	
A.8010.451	Zoning – General		\$140.00
A.8020.414	Planning – Dues	\$ 50.00	\$ 50.00
A.8020.413	Planning – School		
	TOTAL	\$5,792.89	\$3,115.00

Revenue

<u>Account</u>	<u>Department</u>	<u>Increase</u>
		<u>Decrease</u>
A.3089	Court Grant	\$2,677.89

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilman Sagliano

DATED: June 12, 2013

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

Carried.

Item # 8 – Authorizing Payment of Abstract No. 6 of 2013:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 96/2013

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 6 OF 2013

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 2013	General Fund Claims	\$ 78,811.87
2. Abstract 6 of 2013	Highway Fund Claims	\$ 33,409.54
3. Abstract 6 of 2013	Con Light	\$ 6,466.35
4. Abstract 6 of 2013	Bower Park Grant	\$ 1,197.00
5. Abstract 6 of 2013	Ambulance	\$ 14,946.00

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

DATED: June 12, 2013

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

Carried.

Item # 9 – Authorization to Terminate the Agreement with The Greater Newburgh YMCA and Rainbow’s End Child Development Center:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 97/2013

RE: AUTHORIZATION TO TERMINATE THE AGREEMENT WITH THE GREATER NEWBURGH YMCA AND RAINBOW’S END CHILD DEVELOPMENT CENTER

WHEREAS, the Town of Pleasant Valley entered into an Agreement on June 25, 2012 with the Greater Newburgh YMCA and Rainbow’s End Child Development Center to use their facility at 123 Hibernia Road, Pleasant Valley for the Town’s Summer Camp for the 2012 and 2013 summer seasons; and

WHEREAS, the Town authorized entering into such Agreement by Resolution No. 68/2012; and

WHEREAS, due to insufficient enrollment of less than twenty-two (22) for any session, as per the Agreement the Town is authorized to cancel each session and terminate the Agreement for 2013; and

WHEREAS, the Town now wishes to terminate such Agreement effective immediately; now therefore, be it

RESOLVED, that the Town Board authorizes the termination of the June 25, 2012 Agreement; and be it further

RESOLVED, that the Town Board authorizes the Town Supervisor and the Recreation Director to take any and all actions necessary to terminate such Agreement, including notifying the parties.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilman Sagliano

DATED: June 12, 2013

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

Carried.

Item # 10 – Authorizing Payment of Abstract No. 6A of 2013:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 98/2013

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 6A OF 2013

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 6A of 2013 General Fund Claims \$13,465.00

(Justice Court Fund)

MOTIONED BY: Carl Tomik

SECONDED BY: Carol Campbell

DATED: June 12, 2013

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

Carried.

Councilman Albrecht noted that he has spoken with Matthew Durling has concerns about the fireworks this year because he keeps his horses at his Bertha Howe's house on South Ave. who is his Matthew's grandmother.

Supervisor Tomik noted that he has spoken with Legion Fireworks and they will try to work with the resident. Supervisor Tomik noted that he has heard back from them.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Milicaj the Town Board opened the meeting to the public, carried.

Rolando Ghedni – Arbor Hill Drive – is concerned about the water coming in through the doors.

Jessica Bathrick – Pine Hill Road- asked who is responsible in maintaining the cemetery located at 1773 Route 44. Jessica noted that the Maura in the Building Department was very helpful and was able to tell her that the cemetery is owned by the Methodist Church on Martin Road. Jessica noted that Pastor Steve told her the church doesn't have the funds to maintain the cemetery.

Town Attorney, Volkman noted that since it is a religious cemetery and on private property they Town has no responsibility to maintain it.

Supervisor Tomik suggested contacting the American Legion to see if they might be able to help. Supervisor Tomik also noted that the Town Board would not stop residents from volunteering.

John Mackey – 366 Pine Hill Road – gave a letter to the Town Board and Town Attorney regarding the cell towers on his property (filed with the minutes).

Supervisor Tomik noted to the Town Board that he and the Assessor Paul Jonke met with John regarding this matter and the assessment had been changed.

Town Attorney, Volkman noted that the Town Board has no jurisdiction over this matter.

CLOSE THE MEETING TO THE PUBLIC:

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

SUPERVISOR' COMMENTS:

Supervisor Tomik noted that he will be donating an air conditioner to the Town to be used at the recreation office.

Town Employee, Maura Kennedy donated a TV and a CD Player to the recreation department.

Councilman Sagliano asked if they need to make a resolution for the items that have been donated to the Town.

EXECUTIVE SESSION:

Motion by Councilman Sagliano, seconded by Councilwoman Campbell the Town Board entered into Executive Session at 8:25PM under Public Officers Law Section 105.1D pending litigation, carried.

The Town Board asked Town Engineer, Greg Bolner to be part of the Executive Session.

No action taken.

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board came out of Executive Session at 9:23PM, carried.

ADJOURN:

Motion by Councilwoman Milicaj, seconded by Councilman Albrecht the Town Board adjourned the meeting at 9:25, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

WORKSHOP MEETING

JULY 3, 2013

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting on Wednesday, July 3, 2013 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 – Open Space Committee Update Presentation:

The Open Space Committee gave an update presentation on the current survey that is on the Town's website and the out come of the community input session.

Item # 2 – Aboveground Storage Tank Re-Bid:

Town Engineer, Greg Bolner noted that he spoke with the Highway Superintendent and he will put together a new RFP to just have the legs on the tank fixed. The Town Board will authorize the Town Clerk to advertise for bids and they will reject the one bid that was received from the previous RFP for the aboveground storage tanks at the July 10, 2013 Regular Town Board Meeting

Item # 3 – Firework Quotes for Pleasant Valley Weekend:

The Town Board will award the firework quote for Pleasant Valley Weekend at the July 10, 2013 Regular Town Board Meeting.

Item # 4 – Tent Rental Quotes for Pleasant Valley Weekend:

The Town Board will award the tent rental quote for Pleasant Valley Weekend at the July 10, 2013 Regular Town Board Meeting.

Item # 5 – Helen Aldridge Park Light Repair Quotes:

The Town Board will award the quote for the light repair at Helen Aldridge Park at the July 10, 2013 Regular Town Board Meeting.

Item # 6 – Property Maintenance Law:

The Town Board had much discussion regarding how the law would be enforced and who will be doing the enforcement. The Town Board will set a date for a Public Hearing at the July 10, 2013 Regular Town Board Meeting.

Item # 7 – Uniform Notice of Claim Act:

Supervisor Tomik noted this is coming from the State designating the Secretary of State to act as an agent for service of a notice of claim. The Town will need to designate someone to receive the notice of claims. The Town Board will appoint the Town Clerk at the July 10, 2013 Regular Town Board Meeting.

OPEN THE MEETING TO THE PUBLIC:

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

John Mackey – Pine Hill Road – questioned about the sealant put on at Town Hall. He feels it is not put on properly.

Supervisor Tomik noted that it is a sealant and it will be fixed.

Councilman Sagliano stated that the money to do the work on Town Hall is coming from a federal grant.

Rolando Ghedini – Arbor Hill Drive – asked who would mow the laws if the owners don't?

Supervisor Tomik noted that the Town has received a lot of complaints regarding certain properties.

Councilman Sagliano noted that the Town would be able to charge the home owner if they Town has to step in and do any maintenance or it can be attached their property tax.

Councilman Albrecht noted that the cemetery on Route 44 has been cleaned up and it looks great.

CLOSE THE MEETING TO THE PUBLIC:

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

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board entered into Executive Session at 8:27PM under Public Officers Law section 105.1F personnel matter, carried.

No action taken.

Motion by Councilman Albrecht, seconded by Councilwoman Milicaj the Town Board came out of Executive Session at 9:10PM, carried.

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to adjourn the meeting at 9:15PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

REGULAR TOWN BOARD MEETING

JULY 10, 2013

The Pleasant Valley Town Board held their regularly scheduled meeting on Wednesday, July 10, 2013 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

MONTHLY REPORTS:

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

TOWN BOARD COMMITTEE REPORTS:

Public Safety Report – Councilwoman Milicaj noted that she and Councilman Albrecht will be setting up a meeting with John McNair regarding the constables.

Refuse Report – Councilman Albrecht noted that between 40 to 60 residents are taking advantage of using the compactor on Monday's.

Buildings Report – Supervisor Tomik noted that Baxter Construction is working on Town Hall.

Legislative Report – Councilwoman Campbell noted that the Town Board would be setting the Public Hearing for the Property Maintenance Local Law.

Recreation Report – Supervisor Tomik noted that Summer Camp has started and is going well.

Technology Report – Supervisor Tomik noted that he is looking into upgrading phones at Town Hall.

Open Space Report – Supervisor Tomik noted that the Open Space Committee presented a rough draft of their proposal to the Town Board at the July 3, 2013 Workshop Meeting.

CORRESPONDENCE:

Supervisor Tomik noted that all correspondence is on file in the Town Clerk's Office.

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

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

Steve Kish – Cary Road – asked how the Open Space

CLOSE THE MEETING TO THE PUBLIC:

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

Item # 1 – Authorizing the Rejection of Bids and For a Request for Quotes for Tank Repair:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 106/2013

RE: AUTHORIZING THE REJECTION OF BIDS AND FOR A REQUEST FOR QUOTES FOR TANK REPAIR

WHEREAS, the Town of Pleasant Valley did heretofore authorize the solicitation of bids by Resolution No. 85/2013, for the repainting and reinforcing of a 4,000 gallon (gasoline) and 2,000 gallon (diesel) steel aboveground fuel storage tanks which are located at the Town Highway Garage; and

WHEREAS, one (1) bid was received; and

WHEREAS, the Town Board is desirous of changing the scope of the work; and

WHEREAS, the Town Engineer has prepared a revised scope of work to repair the tank legs only at this time; now therefore, be it

RESOLVED, that the Town Board respectfully rejects the one (1) bid received by Triad Painting & Waterproofing, Inc., which was submitted in response to the prior request for proposals; and be it further

RESOLVED, that the Town Clerk of the Town of Pleasant Valley is hereby authorized and directed to advise Triad Painting & Waterproffing, Inc. of the rejection of all bids; and be it further

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby authorizes the Town Supervisor to request quotes for the repairs in accordance with the Town's adopted procurement policy.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman

DATED: July 10, 2013

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

Carried.

Item # 2 – Authorizing Contract for Fireworks Display for Pleasant Valley Community Day:

Supervisor Tomik read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD
TOWN BOARD RESOLUTION NO.: 99/2013**

**RE: AUTHORIZING CONTRACT FOR FIREWORKS DISPLAY FOR
PLEASANT VALLEY COMMUNITY DAY**

WHEREAS, the Town Board of the Town of Pleasant Valley solicited and received proposals from qualified contractors for fireworks for the Town of Pleasant Valley Community Day; and

WHEREAS, the Town Board received three (3) proposals; and

WHEREAS, Legion Fireworks Co., Inc., submitted a proposal dated June 17, 2013 in response to the Town Board request for proposals; and

WHEREAS, Legion Fireworks Co., Inc. submitted a proposal in the amount of \$4,000.00; and

WHEREAS, the Town Board of the Town of Pleasant Valley is desirous of awarding the contract to Legion Fireworks Co., Inc.; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby intends to award a contract for the fireworks for the Town of Pleasant Valley Community Day on September 15, 2013 to Legion Fireworks Co., Inc.; and, be it further

RESOLVED, that the Town Supervisor be and hereby is authorized and directed to execute a contract in accordance with the proposal dated June 17, 2013.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Milicaj

DATED: July 10, 2013

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

Carried.

Item # 3 – Authorizing Contract for Tent Rental for Pleasant Valley Community Day:
Supervisor Tomik read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD
TOWN BOARD RESOLUTION NO.: 100/2013**

**RE: AUTHORIZING CONTRACT FOR TENT RENTAL FOR PLEASANT
VALLEY COMMUNITY DAY**

WHEREAS, the Town Board of the Town of Pleasant Valley solicited and received proposals from qualified contractors for the rental of tents and other necessary items for the Town of Pleasant Valley Community Day; and

WHEREAS, the Town Board received two (2) proposals; and

WHEREAS, Matt Cantele Tent Rentals Inc., submitted a proposal dated June 23, 2013 in response to the Town Board request for proposals; and

WHEREAS, Matt Cantele Tent Rentals Inc. submitted a proposal in the amount of \$5,610.00; and

WHEREAS, the Town Board of the Town of Pleasant Valley is desirous of awarding the contract to Matt Cantele Tent Rentals Inc.; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby intends to award a contract for the rental of tents and other necessary items for the Town of Pleasant Valley Community Day on September 14, 2013 and September 15, 2013 to Matt Cantele Tent Rentals Inc.; and, be it further

RESOLVED, that the Town Supervisor be and hereby is authorized and directed to execute a contract in accordance with the proposal dated June 23, 2013.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

DATED: July 10, 2013

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

Carried.

Item # 4 – Authorizing Contract for Light Repairs at Helen Aldrich Ball Field:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD
TOWN BOARD RESOLUTION NO.: 101/2013
RE: AUTHORIZING CONTRACT FOR LIGHT REPAIRS AT HELEN
ALDRICH BALL FIELD

WHEREAS, the Town Board of the Town of Pleasant Valley solicited and received proposals from qualified contractors for lamp/reballast work on the lights at Helen Aldrich Ball Field; and

WHEREAS, the Town Board received three (3) proposals; and

WHEREAS, Veith Electric submitted a proposal in response to the Town Board request for proposals; and

WHEREAS, Veith Electric submitted a proposal in the amount of \$3,638.00; and

WHEREAS, the Town Board of the Town of Pleasant Valley is desirous of awarding the contract to Veith Electric.; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby intends to award a contract for lamp/reballast work on the lights at Helen Aldrich Ball Field to Veith Electric; and, be it further

RESOLVED, that the Town Supervisor be and hereby is authorized and directed to execute a contract in accordance with the proposal dated April 5, 2013.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: July 10, 2013

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

Carried.

Item # 5 – Re-Appointment of Sole Assessor:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 102/2013

RE: REAPPOINTMENT OF SOLE ASSESSOR

WHEREAS, Paul Jonke, the Assessor for the Town of Pleasant Valley current term expires on September 30, 2013; and

WHEREAS, Paul Jonke has expressed his desire to be reappointed as Assessor for the Town of Pleasant Valley; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby designate and reappoint Paul Jonke as the Assessor for the Town of Pleasant Valley as follows:

Appointment

Paul Jonke

Term

October 1, 2013 - September 30, 2019

MOTIONED BY: Councilman Albrecht
SECONDED BY: Councilwoman Milicaj

DATED: July 10, 2013

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

Carried.

Item # 6 – Authorize the Town Clerk to Advertise for a Public Hearing Re: Property Maintenance:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 103/2013

**RE: A LOCAL LAW ADDING A NEW CHAPTER TO THE TOWN CODE OF THE TOWN OF PLEASANT VALLEY ENTITLED, “PROPERTY MAINTENANCE” FOR THE TOWN OF PLEASANT VALLEY, DUTCHESS COUNTY,
NEW YORK, LOCAL LAW X OF 2013**

WHEREAS, the Town Board of the Town of Pleasant Valley is considering adoption of an amendment to the Town of Pleasant Valley Code and adding a new Chapter, entitled, “Property Maintenance” to provide for the health, safety, appearance and general welfare of the public, the residents of the Town of Pleasant Valley, and the owners of real property located within the Town of Pleasant Valley; and

WHEREAS, by this Resolution the Town Board has introduced a proposed Local Law known as Local Law X of 2013 entitled, “A Local Law Adding a New Chapter to the Town Code of the Town of Pleasant Valley Entitled, “Property Maintenance” for the Town of Pleasant Valley, Dutchess County, New York, Local Law X of 2013”; and now, therefore, be it

RESOLVED, that a Public Hearing on proposed Local Law No.: X of 2013, entitled, “A Local Law Adding a New Chapter to the Town Code of the Town of Pleasant Valley Entitled, “Property Maintenance” for the Town of Pleasant Valley, Dutchess County, New York, Local Law X of 2013” will be held on the 14th day of August 2013 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: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

DATED: July 10, 2013

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

Carried.

Item # 7 – Authorizations to Accept Service on Behalf of the Town Pursuant to Uniform Notice of Claim Act:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 105/2013

RE: AUTHORIZATION TO ACCEPT SERVICE ON BEHALF OF THE TOWN PURSUANT TO UNIFORM NOTICE OF CLAIM ACT

WHEREAS, General Municipal Law, §53 requires Towns to file a certificate with the Secretary of State designating the Secretary of State as an agent for service of a Notice of Claim; and

WHEREAS, General Municipal Law, §53 requires the certificate to include the applicable time limit for filing the Notice of Claim and the name, post office address and electronic mail address, if available, of an officer, person, for the transmittal of Notices of Claim served upon the Secretary as the Town's agent; and

WHEREAS, pursuant to General Municipal Law, §50-e(1)(a), the applicable time limit for the filing of a Notice of Claim upon a Town is 90 days after the claim arises, or in the case of a wrongful death action, 90 days from the appointment of a representative of the decedent's estate; now therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley, County of Dutchess designates Margaret Hart in her capacity as Town Clerk, to receive Notices of Claim served upon the Secretary of State by mail at 1554 Main Street, Pleasant Valley, New York 12569 and email at mhart@pleasantvalley-ny.gov; and be it further

RESOLVED, that the Town Board hereby directs the Town Clerk to file the required certificate with the Secretary of State informing him of the Town's designation and applicable time limitation for filing a Notice of Claim with the Town on or before July 14, 2013.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: July 10, 2013

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

Carried.

Item # 8 – Authorizing Payment of Abstract No. 7 of 2013:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 104/2013

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 7 OF 2013

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 2013	General Fund Claim	\$ 67,412.00
2. Abstract 7 of 2013	Highway Fund Claims	\$ 45,277.56
3. Abstract 7 of 2013	Ambulance	\$ 7,473.00

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Milicaj

DATED: July 10, 2013

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

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilwoman Campbell, seconded by Councilwoman Milicaj the Town Board opened the meeting to the public, carried.

No comments heard.

CLOSE THE MEETING TO THE PUBLIC:

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

SUPERVISOR'S COMMENTS:

Supervisor Tomik would like to thank Town resident Peter Brower for cleaning up the cemetery on Route 44.

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board went into Executive Session at 7:30PM under Public Officers Law section 105.1D, pending litigation, carried.

No action taken.

Motion by Councilman Albrecht, seconded by Councilwoman Milicaj the Town Board came out of Executive Session at 8:38PM, carried.

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell the Town Board adjourned the meeting at 8:40PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

SPECIAL TOWN BOARD

JULY 23, 2013

The Pleasant Valley Town Board held a Special Town Board Meeting on Tuesday, July 23, 2013 at 5:30PM, 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

Supervisor Tomik called the meeting to order at 5:30PM.

EXECUTIVE SESSION:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell the Town Board entered into Executive Session at 5:31PM pursuant to Public Officers Law 105.1D for purpose of resolving and settling disciplinary proceedings commenced against a Town Employee, carried.

Motion by Councilwoman Campbell, seconded by Supervisor Tomik the Town Board came out of Executive Session at 6:07PM, carried.

Item # 1 – Town Employee Personnel Issue:
Supervisor Tomik read the following resolution:

RESOLUTION 107/2013

At a special meeting of the Town Board of the Town of Pleasant Valley, Dutchess County, New York, held at Town Hall, 1554 Main Street, Pleasant Valley, New York on the 23rd day of July, 2013, at 5:30 P.M.

The meeting was called to order by Carl Tomik, Supervisor, and upon roll being called, the following were present:

PRESENT: Supervisor - Carl Tomik

Council Members - Stephen Albrecht
Carol Campbell
Donald Sagliano
Lisa Milicaj

ABSENT:

After the meeting was called to order by Supervisor Carl Tomik, a motion was made and a majority of the Town Board voted to enter into Executive Session pursuant to Public Officers Law § 105(1)(d) for purposes of resolving and settling disciplinary proceedings commenced against a Town employee.

Following the conclusion of the Executive Session, the following Resolution was adopted by the Town Board:

The following Resolution was introduced by **Councilman Albrecht** and seconded by **Councilwoman Campbell**.

WHEREAS, by Resolution dated and adopted on May 13, 2013, the Town Board approved Specifications charging a Town employee with various acts of misconduct and insubordination; and

WHEREAS, the Specifications were subsequently served upon that employee and a hearing date was scheduled and then adjourned to July 15, 2013; and

WHEREAS, that employee retained counsel in the matter; and

WHEREAS, a settlement of the Specifications and all charges against that employee was discussed and the terms of a Severance Agreement and General Release were negotiated between the Attorney to the Town and that employee's counsel; and

WHEREAS, the Severance Agreement and General Release has been approved by that employee's counsel; and

WHEREAS, that employee has signed the Severance Agreement, indicating acceptance of same; and

WHEREAS, the Attorney to the Town recommends that it is in the best interests of the Town to enter into the Severance Agreement and General Release, thus avoiding the burdens, uncertainties and expense of litigation.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. The recitations above set forth are incorporated in this Resolution as if fully set forth and adopted herein.
2. The Town Board Members hereby confirm that they have read, understand and approved the terms and conditions of the Severance Agreement and General Release and determine that it is in the best interests of the citizens of the Town of Pleasant Valley to enter into the Agreement.
3. The Town Supervisor, Carl Tomik, is hereby authorized to execute the Severance Agreement and General Release by and on behalf of the Town and the Town Board Members as set forth in said Agreement.
4. The Town Supervisor, Carl Tomik, is further authorized to execute any additional documents and take any steps necessary to effectuate the terms of the Agreement.

The foregoing was put to a vote which resulted as follows:

ROLL CALL:	AYE	NAY	ABSTAIN	ABSENT
SUPERVISOR TOMIK	<u> X </u>	_____	_____	_____
COUNCILMAN ALBRECHT	<u> X </u>	_____	_____	_____
COUNCILWOMAN CAMPBELL	<u> X </u>	_____	_____	_____
COUNCILMAN SAGLIANO	<u> X </u>	_____	_____	_____

COUNCILWOMAN MILICAJ X

Carried.

Dated: Pleasant Valley, New York
July 23, 2013

The Resolution is hereby duly declared adopted.

MARGARET HART, TOWN CLERK

ADJOURN:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board adjourned the meeting at 6:11PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

WORKSHOP MEETING

AUGUST 7, 2013

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting on Wednesday, August 7, 2013 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

Item # 1 – Accept Final Draft of Open Space Plan:

Chairwoman, Sandra Larkin handed to the Town Board the final draft of the Open Space and Farmland Plan (on file in the Town Clerk's Office). The Town Board will accept the final draft of the Open Space and Farmland Plan at the August 14, 2013 Regular Town Board Meeting.

Item # 2 – Property Rights Presentation:

Lynn Teger from Rockland County gave a presentation on property rights (paper work filed with the minutes).

Item # 3 – Building and Fire Clerk/Secretary:

Supervisor Tomik noted that the position of clerk in the Building and Zoning Department has been vacated. The Town Board would like to change that position from full-time to part-time. Supervisor Tomik noted that he is checking with the County regarding this change.

Councilwoman Campbell noted that she was able to sit in the Building and Zoning office for about a week to see what the job entails. Councilwoman Campbell would like the position to be part-time and change it from clerk to secretary. Councilwoman Campbell discussed what she has in mind for the job duties for that position.

Item # 4- Discuss Property Maintenance Local Law:

Councilwoman Campbell noted that she and Councilman Albrecht worked on the proposed Property Maintenance Local Law and that there will be a Public Hearing on Wednesday, August 14, 2013 at 7:00PM for the public to give their input.

Item # 5 – Unfunded Mandates:

Supervisor Tomik noted that he had received a letter from Senator, Terry Gipson unfunded mandates. Mr. Gipson is asking municipalities to adopt a resolution supporting a bill he has brought forth regarding establishing a constitutional ban on new unfunded mandates.

The Town Board noted that they are in support of this.

Item # 6 – Amend Highway Union Contract Re: Work Boots:

Councilwoman Campbell noted she and the Highway Superintendent have had discussions regarding the type of boots the highway workers are to wear. Councilwoman Campbell noted that in the contract it states that the men are to buy pesh certified boots. Councilwoman Campbell noted that there are no such boots.

The Town Board will pass a resolution amending the contract at the August 14, 2013 Regular Town Board Meeting.

Item # 7 – Farmers Market at Town Hall Parking Lot:

Supervisor Tomik noted that Nevin Curtin is willing to start up a Farmers Market on Fridays 3PM-8PM at Town Hall Parking lot. The Town Board will authorize the Farmers Market to be at Town Hall Parking Lot on Fridays 3PM-8PM at the August 14, 2013 Regular Town Board Meeting.

The Town Board also noted that all permits must be filled out before they can start.

Item # 8 – Central Hudson Temporary Easement/Field 2:

Supervisor Tomik noted that he received a letter from Central Hudson asking the Town to grant Central Hudson a temporary easement at Field 2 so they can access their lines. The Town Board noted that they had no problem with the Supervisor signing the easement.

Councilman Albrecht noted that there is still graffiti on concrete wall by the creek.

Supervisor Tomik noted that he met with Town Engineer, Greg Bolner to discuss the temporary fencing for Pleasant Valley Weekend. Supervisor Tomik noted that there was a problem with the change order for Bower Park that has been fixed and the playground will be complete shortly. Supervisor Tomik also noted that Baxter Construction will be back to finish up at Town Hall and Peter Karis will put together a plan for the landscaping around Town Hall would like to see it done before Pleasant Valley Weekend.

Mrs. Johnson – Masten Road – asked if the taxpayers pay for the boots.

Supervisor Tomik said yes it is in their contract.

Mark Figliozzi – Pleasant View Road – stated that the Town should make sure that Central Hudson leaves Field 2 the way they found it.

ADJOURN:

Motion by Councilwoman Campbell the Town Board adjourned the meeting at 7:58PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

PUBLIC HEARING

REGULAR TOWN BOARD MEETING

AUGUST 14, 2013

The Pleasant Valley Town Board held a Public Hearing and their regularly scheduled Town Board Meeting on Wednesday, August 14, 2013 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

PUBLIC HEARING: Proposed Property Maintenance Law

Supervisor Tomik noted that he was in receipt of the Affidavit of Publication from the Poughkeepsie Journal dated July 31, 2013 and the Affidavit of Posting by the Town Clerk dated August 14, 2013.

Supervisor Tomik noted that the Property Maintenance Law is a law that is already on the books. The Town Board wanted to update the law so we had a little more to work with.

Town Attorney, Scott Volkman that the Town Board would not be taking any action at tonight's meeting.

OPEN THE PUBLIC HEARING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell the Town Board opened the Public Hearing to the Public, carried.

Steve MacNish – Valley View Road – is in favor of the proposed law, but has a concern about the swamp he has in his yard where trees have fallen in over the years is the Town going to make him remove the trees.

Jackie Freeman – Creek Road – stated that she is very opposed to the law she feels that the Town is dictating to the residents.

John Biamonte – Gretna Road – is in favor of the proposed law. Mr. Biamonte noted that there are several homes in the area that have stopped mowing their lawns why should the neighbors suffer because of this. Mr. Biamonte is very glad that the Town Board brought this up.

Gary Veeder – Salt Point Tpke. – stated that this proposed law is the worse proposal ever for the Town of Pleasant Valley he is not in favor of it. Mr. Veeder noted that there are no 2 people to enforce this law.

Mike White – Zoning Administrator – noted that he has reviewed the law and has given his updates to Councilwoman Campbell and Councilman Albrecht. Mr. White noted that this law is an attempt to have more teeth. The law is not intended to dictate to the residents.

Don Johnson – Masten Road- noted that he is not in favor of this law. Mr. Johnson suggested that the Town remove the land tax and make it an income tax maybe that would help the residents keep up with their property. Mr. Johnson noted that the Town did away with clean-up now the residents have no way of getting rid of their junk. Mr. Johnson feels that the law can grow when you leave office and a new Town Board can change it again.

Sharon Johnson – Masten Road – stated that she thought that this law was for homes that were in foreclosure or abandoned. Mrs. Johnson asked if vacant land will fall under this law. Mrs. Johnson noted that she is not in favor of this law it is infringing on our rights.

All residents having had ample time to speak the Town Board adjourned the Public Hearing to September 11, 2013 on motion by Councilman Albrecht, seconded by Councilwoman Campbell, carried.

Councilwoman Campbell noted that she and Councilman Albrecht had met with Zoning Administrator, Mike White to review the law and have made some changes. Councilwoman Campbell reviewed with the Town Board the changes (changes filed with the minutes).

Councilwoman Milicaj noted that there were several complaints about resident's yards and at that time she thought it was a great idea for the Town Board to adopt this law. However after hearing from the residents Councilwoman Milicaj has had a change of heart she doesn't want the law to be so restrictive.

Councilman Sagliano asked about section 6A/page 4 of the Local Law are they keeping the Building Inspector has an enforcer along with Zoning Administrator.

Mike White noted that yes they would leave the Building Inspector in because he is more aware of the structures.

REGULAR TOWN BOARD MEETING:

<u>MINUTES:</u>	of	06/05/2013	Workshop Meeting
		06/12/2013	Regular Town Board Meeting
		07/03/2013	Workshop Meeting
		07/10/2013	Regular Town Board Meeting
		07/23/2013	Special Town Board Meeting
		08/07/2013	Workshop Meeting

Were approved on motion by Councilman Albrecht, seconded by Councilwoman Campbell, Councilman Sagliano abstained from voting for the July 10, 2013 Regular Town Board Meeting and August 7, 2013 Workshop Meeting since he had not attended those meetings, carried.

MONTHLY REPORT:

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

TOWN BOARD COMMITTEE REPORTS:

Public Safety Committee Report – Councilwoman Milicaj noted that she and Councilman Albrecht met with a resident who would like to see Town Constables reinstated in Town. Councilwoman Milicaj and Councilman Albrecht noted that as of right now is not a good time or is it economically fit for the Town to move forward on this.

Personnel Committee Report- Councilwoman Campbell noted that she is continuing to look at the Building, Zoning and Fire Office. Councilwoman Campbell noted that she will make her recommendations to Councilman Sagliano and then will make their recommendations to the Town Board.

Highway Committee Report – Councilman Albrecht noted that the Highway Department has been oil and stoning roads.

Buildings Committee Report – Supervisor Tomik noted that Town Hall is almost complete just have to clean-up around the building.

Open Space Committee Report- Councilman Sagliano noted that there are items on the agenda regarding Open Space.

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

Motion by Councilman Sagliano, seconded by Councilwoman Campbell the Town Board opened the meeting to the public for agenda items only, carried.

Don Johnson – Masten Road- asked if the Town Board had a report on the crimes in Pleasant Valley.

The Town Board suggested to Mr. Johnson to contact the New York State Police and the Sheriff's Office for any reports.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Sagliano, seconded by Councilman Albrecht the Town Board closed the meeting to the public, carried.

NEW BUSINESS:

Item # 1 – Accept Final Draft for Open Space:

Town Attorney, Scott Volkman noted that there are three (3) resolutions that the Town Board will vote on; Accept the Final Draft of 2013 Open Space and Farmland Plan, State Environmental Quality Review Act and Set the Public Hearing.

Supervisor Tomik read the following resolutions:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 107/2013

RE: ACCEPTANCE OF FINAL DRAFT OF 2013 OPEN SPACE AND FARMLAND PLAN

WHEREAS, the Town Board of the Town of Pleasant Valley by Resolution No. 93/2012 dated June 15, 2012, awarded the contract for preparation of the Open Space and Farmland Plan to AKRF, Inc. and Taconic Site Design and Landscape Architecture; and

WHEREAS, AKRF, Inc. and Taconic Site Design and Landscape Architecture have prepared and delivered the proposed Open Space and Farmland Plan, in accordance with the contract, on August 7, 2013; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby acknowledges receipt, and accepts for review the proposed 2013 Open Space and Farmland Plan; and be it further

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby set the 9th day of September 2013 as the date of the Public Hearing to be held at 7:00 PM

at Town Hall, located at 1554 Main Street, Pleasant Valley, New York and that notice of such Public Hearing shall be posted and published accordingly by the Town Clerk.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Campbell

DATED: August 14, 2013

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

CARRIED.

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 108/2013

**RE: STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA)
REVIEW OF 2013 OPEN SPACE AND FARMLAND PLAN**

WHEREAS, the Town Board of the Town of Pleasant Valley on August 7, 2013 received copy of the final draft of the 2013 Open Space and Farmland Plan; and

WHEREAS, the Town Board of the Town of Pleasant Valley by Resolution No. 107/2013 has accepted the report for review and scheduled a Public Hearing to be held on September 11, 2013; and

WHEREAS, prior to final adoption of the plan the it must undergo review under the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Town Board is in receipt of a proposal from Clark, Patterson and Lee to perform SEQRA review services; and

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

WHEREAS, §64 (6) of the Town Law authorizes the Town to enter into such contract; and

WHEREAS, the consultants, which shall be hired as an independent contractor, shall be paid the contract amount not to exceed \$2,500.00 plus expenses in accordance with the terms of the proposal; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby authorizes the Town Supervisor to enter into and execute the contract with the consultant in accordance with the proposal date August 13, 2013, subject to final review and approval by the Attorney for the Town.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Campbell

DATED: August 14, 2013

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

CARRIED.

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 109/2013

**RE: OPEN SPACE AND FARMLAND PLAN CONTRACT GRANT
EXTENSION**

WHEREAS, on August 7, 2013 the Town received the final draft of the Open Space and Farmland Plan for the Town of Pleasant Valley Open Space Committee with assistance from AKRF, Inc. and from Taconic Site Design and Landscape Architecture; and

WHEREAS, the cost of the plan is being funded through a Hudson River Estuary Grant and the contract requires that the project be completed by September 19, 2013 to be followed by a final report and deliverables 30 days after that date; and

WHEREAS, a No Cost Time Extension Amendment to the contract date is available provided such a request is made by August 16, 2013, if the project cannot be completed by September 11, 2013; and

WHEREAS, notwithstanding the delivery of the Open Space and Farmland Plan, the Plan still is subject to review under the State Environmental Quality Review Act (SEQRA) before final adoption; and

WHEREAS, a Public Hearing needs to be held on the proposed Plan; and

WHEREAS, it is not certain that the project can be fully completed by the grant deadline of September 19, and therefore a request for an extension should be made; now, therefore, be it

RESOLVED, that the Town Supervisor be and hereby is authorized to request a No Cost Time Extension Amendment to the contract and that such extension requirement must be made no later than August 16, 2013.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Campbell

DATED: August 14, 2013

ROLL CALL:	<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.

Item # 2 – Authorize the Amendment to the Bargaining Agreement Between Local 456, I.B.T. and the Town of Pleasant Valley:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 110/2013

RE: AUTHORIZING THE AMENDMENT TO THE BARGAINING AGREEMENT BETWEEN LOCAL 456, I.B.T. AND THE TOWN OF PLEASANT VALLEY

WHEREAS, the Town of Pleasant Valley and Local 456, I.B.T. on behalf of the Town of Pleasant Valley Highway Department are parties to a Collective Bargaining Agreement effective April 14, 2010 until December 31, 2015; and

WHEREAS, the parties are desirous of amending Article XIV entitled “Uniforms”, Section 2 thereof; and

WHEREAS, Section 2 shall be amended, effective immediately upon execution of a Memorandum of Understanding between the Town and Local 456, I.B.T.; now, therefore be it

RESOLVED, that Article XIV, Section 2 should read substantially as follows: “Effective January 1, 2013 and each January 1 thereafter, each employee shall be eligible for reimbursement up to one hundred fifty (\$150.00) dollars per year to offset the cost of buying work shoes or work boots. Employees shall be reimbursed, to the maximum of \$150.00, upon receipt of proof of purchase of work shoes or work boots. In the event an employee arrives to work without such work shoes or work boots, he shall be required to leave work to change into such shoes and the time incurred in doing so shall not be compensable.”; and, be it further

RESOLVED, the Town Supervisor be and hereby is authorized to execute a Memorandum of Understanding reflecting the change as specified herein.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Milicaj

DATED: August 14, 2013

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

Carried.

Discussion: Councilman Sagliano noted that this is something the Highway Department already had.

Item # 3 – Proposed Farmers Market:
 Tabled at this time.

Item # 4 – Memorialization Urging the Passage of Senate Bill S5126:
 Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 111/2013

RE: MEMORIALIZATION URGING THE PASSAGE OF SENATE BILL S5126

WHEREAS, Senate Bill S5126 has been introduced proposing amendments to Article 9 of the New York State Constitution in relation to prohibiting unfunded mandates; and

WHEREAS, the proposed Bill will make compliance with new State mandates, once determined to be unfunded, voluntary; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby urges the New York State Senate to approve Senate Bill S5126; and be it further

RESOLVED, that a copy of this Resolution be forwarded to Governor Andrew M. Cuomo, Senator Terry Gipson and Assemblywoman Didi Barrett.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: August 14, 2013

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

Discussion: Councilman Sagliano not sure of the purpose of this resolution there is no merit or creditably to this proposed bill. The bill has to go through both houses for approval and it will have to be re-introduced in January.

Councilwoman Campbell agrees that a lot of mandates are being shifted to the Towns, but she also agrees with Councilman Sagliano comments.

Motion by Councilman Sagliano, seconded by Councilwoman Campbell the Town Board tabled resolution 111/2013 at this time, carried.

Item # 5 – Authorize the Supervisor to Sign a Temporary Easement to Central Hudson/Field 2:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 112/2013

RE: AUTHORIZING TEMPORARY EASEMENT TO CENTRAL HUDSON

WHEREAS, Central Hudson Gas & Electric Corporation intends to rebuild the A & C electric transmission lines with vehicles, poles, conductors and related equipment; and

WHEREAS, Central Hudson Gas & Electric Corporation is requesting Town of Pleasant Valley grant them Temporary Easement to access said transmission lines from the Town of Pleasant Valley ball field off of South Avenue; and

WHEREAS, the Temporary Easement will allow Central Hudson Gas & Electric Corporation access and require them to restore any physical damage to the property to equal or better condition than what currently exists; now, therefore be it

RESOLVED, that the Town Supervisor be and hereby is authorized to execute the Temporary Easement in substantially the same form as annexed hereto.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Sagliano

DATED: August 14, 2013

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

Discussion: Councilman Sagliano noted that there is no time frame on when the project will be complete.

Town Attorney, Scott Volkman was not sure when the project would be complete.

Supervisor Tomik noted that they aren't starting until Winter or early Spring.

Councilwoman Milicaj asked if the resolution should reference Field 2.

Councilman Sagliano asked if Central Hudson would have to apply for a building permit.

Town Attorney, Volkman noted that he wasn't sure about the building permit. Mr. Volkman stated that the Town doesn't have to approve the building permit they have to get all their approvals from the State.

Councilwoman Campbell asked if we gave them a year do we know what the impact would be.

Motion by Councilwoman Campbell, seconded by Councilman Sagliano the Town Board tabled resolution 112/2013 at this time, carried.

Item # 6 – Approve Claims:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 113/2013

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 8 OF 2013

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 2013	General Fund Claim	\$ 175,749.92
2. Abstract 8 of 2013	Highway Fund Claims	\$ 105,561.06
3. Abstract 8 of 2013	Ambulance	\$ 7,473.00
4. Abstract 8 of 2013	Consolidated Light	\$ 6,524.77
5. Abstract 8 of 2013	CD Grant-Bower Park	\$ 21,686.75

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: August 14, 2013

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

Carried.

OPEN THE MEETING TO THE PUBLIC:

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

Rolando Ghedini – Arbor Hill Drive- stated that the Town should let the State know that we don't like the mandates being pushed off to the Towns.

Andrea Serra – Masten Road – asked who wrote the letter about the mandates.

The Town Board noted that Senator Terry Gibson wrote the letter.

Sandra Larkin – Davis Road (is Chairperson of the Open Space Committee) – asked what the Open Space Committee's roll will be now.

Town Attorney, Volkman – noted that it is now up to the Town Board to either accept it or reject it.

Sandra Larkin – asked if the committee should get letters of support.

Town Attorney, Volkman – noted that the letters of support would be helpful.

Councilman Sagliano – thanked the Open Space Committee for all their hard work and dedication.

Gary Veeder – Salt Point Turnpike- spoke about the Town Board using the microphone.

Don Johnson – Masten Road – spoke about agenda 21. Mr. Johnson feels that the money spent on the rail trail is a waste and is opposed to building walk ways.

CLOSE THE MEETING TO THE PUBLIC:

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

SUPERVISOR' COMMENTS:

Supervisor Tomik asked the Town Board Members to let him know what days they are available to start working on the 2014 Budget. Supervisor Tomik thanked the residents for coming to the meeting and looks forward to their input.

ADJOURN:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board adjourned the meeting at 8:15PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk

WORKSHOP MEETING

SEPTEMBER 4, 2013

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting on Wednesday, September 4, 2013 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

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

ABSENT: Carol Campbell Councilwoman

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

Item # 1 - Discuss Property Maintenance Law:

Supervisor Tomik noted that the Property Maintenance Local Law Public Hearing was adjourned at the August 14, 2013 meeting and will be reopened at the September 11, 2013 Meeting.

Item # 2 – Open Space – Public Hearing:

Supervisor Tomik noted that the Public Hearing for the Open Space Farmland Plan is scheduled for September 11, 2013 at 7:00PM.

Item # 3 – Discuss Secretary Position for Building Department:

Supervisor Tomik noted that Councilwoman Campbell is working on creating a secretarial position for the Building Inspector and Fire Inspector.

Item # 4 – Family Circle Tax Certiorari:

Town Attorney, Lisa Cobb noted that there has been settlement agreement for this parcel. The Town Board can approve the settlement at the September 11, 2013 Town Board Meeting.

Item # 5 – Pheasant Hill Settlement:

Supervisor Tomik noted that the Town Board would be accepting the settlement by resolution at the September 11, 2013 Town Board Meeting. Supervisor Tomik noted that the Highway Department will take over the road this year.

Item # 6 – Sick Leave Adjustment/Highway Department Local 456:

Town Attorney, Lisa Cobb noted that this is part of Collective Bargaining Agreement with Local 456.

Councilman Sagliano noted that this is just for the Highway Employees who are part of Local 456.

Item # 7 – Change Order for Town Hall:

Town Engineer, Greg Bolner noted that the change order is to finish the edging around Town Hall and to fix the stucco at the back door.

Councilman Albrecht asked why the backdoor wasn't part of the original plan.

Councilman Sagliano asked if there would be any strain to the budget.

Supervisor Tomik stated no it is part of the money coming from FEMA.

Town Engineer, Bolner noted that the playground at Bower Park should be completed by September 13th.

Item # 8 – Sheriff Coverage for Pleasant Valley Weekend:

Supervisor Tomik noted that the cost for Sheriff coverage during Pleasant Valley Weekend should cost the Town \$8,900.00 for the weekend. Supervisor Tomik noted that there would be police coverage during the concert on Friday night at the Mill Site.

Councilman Sagliano asked if this amount was budgeted for?

Supervisor Tomik said yes it was part of the budget.

Item # 9 – Set Up Budget Meetings:

Supervisor Tomik noted that the Town Board needs to start setting up dates to start working on the Budget and set up dates to meet with Department Heads. Tentative dates are September 17th, 18th, 19th, 24th, 25th and 26th.

Item # 10 – Increase Basketball Registration Fees:

The Town Board had discussion regarding increasing the registration fee for basketball. The Town Board would like more information regarding this matter before increasing the rates.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Milicaj the Town Board opened the meeting to the public, carried.

Becky Thorton – President of Dutchess Land Conservancy- commented on the Town's proposed Open Space and Farmland Plan and is very supportive of the plan.

Sean Corrol – Cornel Cooperative Extension – spoke about reducing the impact of severe flooding (information filed with the minutes).

Dave Teator – Stanfordville – noted that he is on the Dutchess Land Conservancy Board. Dave spoke about Open Space and is glad that the Town of Pleasant Valley is working on a Open Space and Farmland Plan.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Supervisor Tomik the Town Board closed the meeting to the public, carried.

ADJOURN:

Motion by Councilman Albrecht, seconded by Supervisor Tomik to adjourn the meeting at 7:40PM, carried.

Respectfully Submitted,

Margaret Hart

Margaret Hart, Town Clerk

PUBLIC HEARING

REGULAR TOWN BOARD MEETING

SEPTEMBER 11, 2013

The Pleasant Valley Town Board held a Public Hearing and its regularly scheduled Town Board Meeting on Wednesday, September 11, 2013 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

PUBLIC HEARING:

Open Space and Farmland Plan:

Supervisor Tomik noted that he is receipt of the Affidavit of Publication from the Poughkeepsie Journal dated September 5, 2013 and the Affidavit of Posting by the Town Clerk dated September 3, 2013.

*Supervisor Tomik asked residents who wished to speak to please state their name and address and comments are limited to 3 minutes.

OPEN THE PUBLIC HEARING TO THE PUBLIC:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell the Town Board opened the Public Hearing to the Public, carried.

Harry Baldwin – Chairman Agriculture and Farmland Protection Board of Dutchess County – expressed his support for the Town’s Open Space and Farmland Plan (letter filed with the minutes).

Art Collins – Dutchess Land Conservancy- are in support of the Open Space and Farmland Plan (letter filed with the minutes).

Alan Berkowitz – Cottage Street – stated that he is a member of the CAC and values open space and it is good for the economy. Alan is in support of the Open Space Farmland Plan.

Kay Sanderholm – Netherwood Road – stated that she supports the Open Space and Farmland Plan.

Phil Polazzaro – City of Poughkeepsie – stated that Open Space curtails our liberty. Phil stated that he is very against Open Space.

Bob Arthurs – Route 44 – stated that Central Park is Open Space and no one can ever build there. Bob noted that we need Open Space.

Sharon Johnson – Masten Road – is not in favor of the Open Space. Mrs. Johnson read a letter into the record which is filed with minutes.

Steve MacNish – Valley View Road – stated that he supports the Open Space and Farmland Plan.

Mike Schroeder – Creek Road – stated that he likes open space he grew up across from Mr. Albrecht's farm. Spoke about a piece of property in the Town of Clinton that went up for tax sale and did not sell because there was conservation easement on it. The effect to the tax payer is that we are burdened with the taxes.

Mark Figliozzi – Pleasant View Road – feels that the Town Board should consider balance before adopting the Open Space Plan. Mr. Figliozzi stated that the Town Board should take in to consideration in tying the Open Space Plan with the Master Plan and Zoning.

Paul Case – Brookside Meadows/West Road- congratulated the Town Board and the Open Space Committee for letting the Open Space Plan go through (letter filed with the minutes).

Andrea Serra – Masten Road – disagrees in the way the Open Space Committee is going about the Open Space and Farmland Plan. Andrea read a letter which is filed with the minutes.

Larry Petenza – Salt Point Tpke. – stated that he agrees with Andrea Serra's comments.

Susan ManNish – Pleasant View Road – is in favor of the Open Space and Farmland Plan.

Meta Poltnik – Route 44 – stated that the Open Space and Farmland Plan is to save the land, we can't protect all our open space, but we need balance. Meta is in favor of the Open Space and Farmland Protection Plan.

Don Johnson – Masten Road – stated that the Open Space and Farmland Plan and the Master Plan are part of the agenda 21 plan. Mr. Johnson is not in favor of the Open Space and Farmland Plan.

Cheryl Morse – Amenia – spoke about how everyone is affected by the Open Space and Farmland Plan. Ms. Morse told the Town Board to think this through, maybe put it through as a referendum.

Salvatore Quattro – Tinkertown Road – noted that farmers like open space and clean water. Mr. Quattro noted that zoning is good for the Town it shows that buildings can't just go up anywhere. Mr. Quattro noted that times have changed but how can you tell someone what they can do with their property.

Sandra Larkin – Davis Road – thanked all the residents for coming. Sandra noted that the open space committee is not looking to take away anyone's rights.

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell the Town Board adjourned the Public Hearing for the Open Space and Farmland Plan until the October 9, 2013 Meeting, carried.

PUBLIC HEARING:

Re-Opening Public Hearing for Property Maintenance Law:

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilwoman Campbell, seconded by Councilwoman Milicaj the Town Board re-opened the Public Hearing for the Property Maintenance Law, carried.

Mark Figliozzi – Pleasant View Road- feels that the Property Maintenance Law needs more work. Mark feels that the time frame for a resident who has received a service notice regarding their property should have longer to respond.

John McNair – Route 44 – stated that the Town does have a Nuisance Ordinance already on the books. Mr. McNair asked if the proposed Property Maintenance Law is part of the ordinance that is on the books.

Supervisor Tomik – noted that the Law was supposed to give the Town more teeth.

John McNair – asked if the new proposed law is supposed to be part of the nuisance law. Mr. McNair stated that this law reminds him of Nazi Germany where they show up at the

property if it is deemed an emergency that the Zoning Administrator or the Building Inspector found it to be unsafe take immediate action. This would cost the home owner money. He believes this is an infringement on his constitutional rights under the fourth amendment.

Councilwoman Campbell - noted that the Town Board has been working on the Property Maintenance Law for about a year it came about regarding some properties in the Town that were not being taken care of. Councilwoman Campbell noted with the comments heard tonight and at the previous Public Hearing the Town Board may just want to add to the Nuisance Law that is already exists.

John McNair – why doesn't the Town Board have another Public Hearing on the Nuisance Law.

Councilwoman Campbell – noted that the Town Board will have another Public Hearing on any changes to the Nuisance Law.

Jim Cahill – Route 44 – stated that he has a lot of concerns about the proposed Maintenance Law, he believes it infringes on the property owners rights. Mr. Cahill feels that if he wants to have his grass 12 inches long he should be able to do this. Mr. Cahill stated if it is a health hazard it should be handled by the Health Department.

Councilwoman Campbell – noted that the Property Maintenance law that residents have copies of will be changed. The Town Board will make it part of the current Nuisance Law. Councilwoman Campbell noted that when the Nuisance Law is updated it will be available to the residents.

CLOSE THE PUBLIC HEARING:

All residents having had ample time to speak the Public Hearing was closed the public on motion by Councilwoman Campbell, seconded by Councilwoman Milicaj, carried.

REGULAR TOWN BOARD MEETING

MINUTES: of 08/14, 2013 Public Hearing/Regular Town Board Meeting

Motion by Councilman Albrecht, seconded by Councilwoman Campbell to approve the Town Board approved the above minutes, carried.

MONTHLY REPORTS:

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

TOWN BOARD COMMITTEE REPORTS:

No Reports.

OPEN THE MEETING TO THE PUBLIC FOR AGENDA ITEMS ONLY:

Motion by Councilman Sagliano, seconded by Councilwoman Campbell the Town Board opened the meeting to the public for agenda items only, carried.

No comments.

CLOSE THE MEETING TO THE PUBLIC:

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

OLD BUSINESS:

Item # 1 – Proposed Property Maintenance Law:

Motion by Councilwoman Campbell, seconded by Councilman Sagliano the Town Board Tabled the Proposed Property Maintenance Law at this time, carried.

NEW BUSINESS:

Item # 1 – Open Space and Farmland Plan and State Environmental Quality Review Act (SEQRA):

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 114/2013

RE: OPEN SPACE AND FARMLAND PLAN AND STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA):

WHEREAS, the Town Board commissioned and is in receipt of an Open Space and Farmland Plan prepared by AKRF, Inc. and Taconic Site Design and Landscape Architecture; and

WHEREAS, the Open Space and Farmland Plan has been drafted to assist in protecting Pleasant Valley's most significant open space and farmland resources by providing information regarding the importance of those resources, offering a guide to the various voluntary land protection and financing options, providing short term and long term recommendations and contribute to the protection of the environmental and economic health of the Town of Pleasant Valley; and

WHEREAS, the Town Board of the Town of Pleasant Valley is considering the adoption of the Open Space and Farmland Plan; and

WHEREAS, the environmental review of the Plan does not concern any specific proposal for a project and is for the purpose of adoption of the Open Space and Farmland Plan only; now, therefore be it

RESOLVED, in accordance with Section 617.6(a)(1)(i) of Title 6 NYCRR, the Town Board determines the above described action is subject to SEQRA; and be it further

RESOLVED, in accordance with Section 617.6(a)(1)(ii) of Title 6 NYCRR, the Town Board determines that the action does not involve a federal agency; and be it further

RESOLVED, in accordance with Section 617.6(a)(1)(iii) of Title 6 NYCRR, the Town Board determines that the action does involve another agency; and be it further

RESOLVED, in accordance with Section 617.6(a)(1)(iv) of Title 6 NYCRR, the Town Board determines that the action is a Type I action for purposes of SEQRA; and be it further

RESOLVED, in accordance with Section 617.6(a)(2) of Title 6 NYCRR, the Town Board determines that the above described action will require a long Environmental Assessment Form since the above quoted sections states for Type I action a full EAF must be used to determine the significance of such actions that are funded, approved, or directly undertaken by any agency, unless a draft EIS has been prepared on the action, in accordance with Section 617.6(a)(4) of Title 6 NYCRR; and be it further

RESOLVED, the Town Board has reviewed the Part 1 Environmental Assessment Form (EAF) prepared by Clark Paterson Lee; and be it further

RESOLVED, the Town Board hereby declares its intention to be Lead Agency for review of the Plan pursuant to Section 617.6(2) and (3) of NYCRR 617; and be it further

RESOLVED, in accordance with Section 617.6(a)(6), the Town Board determines that the above described action is located in an agricultural district and that the provisions of §305(4) of the Agriculture and Markets Law do not apply; and be it further

RESOLVED, the Town Board shall hold a public hearing on October 9, 2013 at 7:00 p.m. at which time the environmental significance of this Plan shall be considered; and be it further

RESOLVED, the Town Board hereby directs that the identified involved and interested agencies as noted on Attachment "A" hereto, be notified of the Board's intent to be Lead Agency.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Campbell

DATED: September 11, 2013

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

Carried.

Item # 2 – Planning Board Secretary Position:

Councilwoman Campbell noted that she and Councilman Sagliano are on the personnel committee. Councilwoman Campbell noted that she is in the process of reviewing applications. Councilwoman Campbell would like the position to be changed from Clerk to Secretary and the person would be the secretary to the Building and Fire Inspectors and also secretary to the Fire Advisory Board.

Item # 3 – Family Circle Tax Certiorari:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 115/2013

RE: RESOLUTION AUTHORIZING THE SETTLEMENT OF THE TAX CERTIORARI PROCEEDING REGARDING FAMILY CIRCLE PLAZA, INC.

WHEREAS, there is now pending in the Dutchess County Supreme Court a tax certiorari proceeding commenced in 2012 and 2013 by Family Circle Plaza, Inc., regarding premises located at 24 Brewster Lane f/k/a 158 Pine Hill Road, Grid # 6464-04-525040-0000, seeking a reduction in the 2012 and 2013 assessments for those respective tax rolls; and

WHEREAS, the Town Assessor and the Town Attorney have recommended a settlement on 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 2012 and 2013, as it pertains to Grid #6464-04-525040-0000 as follows:

<u>Year of Assessment</u>	<u>Original Total Assessment</u>	<u>Revised Total Assessment</u>	<u>Reduction</u>
2012	675,300.00	500,000.00	175,300.00
2013	675,300.00	475,000.00	200,300.00

; and be it further

RESOLVED, that the Town Supervisor, Town Assessor and Stenger, Roberts, Davis & Diamond, LLP, Attorney 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: Councilman Sagliano

SECONDED BY: Councilman Albrecht

DATED: September 11, 2013

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

Carried.

Item # 4 Pheasant Hill Settlement:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 116/2013

**RE: AUTHORIZING SETTLEMENT OF PROCEEDING KNOWN AS THE
TOWN OF PLEASANT VALLEY VS. RICHARD, ET AL.**

WHEREAS, the Town of Pleasant Valley is the Plaintiff in a proceeding against Mary Anne Richard a/k/a Maryanne Richard, Michael Richard, Patrick J. Rowland, Deanna Rowland, et al., with respect to certain matters arising out of the development of the Pheasant Hills subdivision and in particular a road commonly known as Coachman Way; and

WHEREAS, this action is pending in Dutchess County Supreme Court before the Hon. Christine A. Sproat, JSC; and

WHEREAS, the settlement has been negotiated between the Plaintiff and the remaining Defendants contingent upon Town Board ratification of the Stipulation of Settlement substantially in the form as annexed hereto; now, therefore be it

RESOLVED, that the Town Board hereby authorizes settlement of the above referenced proceeding upon the terms set forth in the Stipulation of Settlement as annexed hereto; and be it further

RESOLVED, that the Town Supervisor be and hereby is authorized to enter into and execute a Stipulation of Settlement in substantially the same form as annexed hereto; and be it further

RESOLVED, that upon receipt of the proceeds of the settlement that the funds shall be deposited by the Town Supervisor and associated with bond account #2424, the proceeds of which will solely be used for purposes of complying with the terms of the Stipulation of Settlement and making any necessary improvements and related expenses to Coachman Way as contemplated therein.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Sagliano

DATED: September 11, 2013

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

Carried.

Item # 5 – Adoption of Section 41 (J) of the New York State Retirement and Social Security Law:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 117/2013

**RE: ADOPTION OF SECTION 41 (J) OF THE NEW YORK STATE
RETIREMENT AND SOCIAL SECURITY LAW**

WHEREAS, the Town of Pleasant Valley is party to a Collective Bargaining Agreement between Union Local 456, International Brotherhood of Teamsters and the Town of Pleasant Valley effective April 14, 2010 through December 31, 2015, which was approved by the Town Board of the Town of Pleasant Valley on or about April 10, 2013, by Resolution No. 66/2013; and

WHEREAS, pursuant to the terms of the Collective Bargaining Agreement, specifically Article IX, Section 3 thereof, the Town Board is obligated to adopt the provisions of §41 (j) of the New York State Retirement and Social Security Law for the benefit of the bargaining unit as it pertains to unused sick leave for members of the bargaining unit; and

WHEREAS, §41 (j) of the New York State Retirement and Social Security Law provides that covered employees shall be granted one day of additional service credit for each day of accumulated unused sick leave which they have at the time of retirement for service subject to the limitations set forth therein; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby adopts the provisions of § 41 (j) of the New York State Retirement and Social Security Law for the benefit of the members of Union Local 456, International Brotherhood of Teamsters.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Campbell

DATED: September 11, 2013

ROLL CALL:	<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.

Item # 6 – Authorizing Change Order No. 2 to Town Hall Flood Mitigation Project

Contract:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 118/2013

RE: AUTHORIZING CHANGE ORDER NO. 2 TO TOWN HALL FLOOD MITIGATION PROJECT CONTRACT

WHEREAS, the Town of Pleasant Valley Town Board, by Resolution No. 59/2013, authorized the execution of the Town Hall Flood Mitigation Project with R.L. Baxter Building Corporation with a total contract amount of \$62,864.00; and

WHEREAS, the Town of Pleasant Valley Town Board, by Resolution No. 89/2013, authorized Change Order No. 1 to the Town Hall Flood Mitigation Project with R.L. Baxter Building Corporation for a revised total contract amount of \$74,864.00; and

WHEREAS, Construction Contract Change Order No. 2 was proposed, which provided for the furnishing and installation of a stucco finish to address deficiencies at the rear entrance to the building for a total cost of \$2,200.00; and

WHEREAS, pursuant to the terms of the contract a change order must be authorized by the Town of Pleasant Valley; and

WHEREAS, Clark Paterson Lee, the Town's Engineer has recommended the changes as identified in Construction Contract Change Order No. 2; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby direct the Town Supervisor to execute Change Order No. 2 for an increase in the contract amount by \$2,200.00 to \$77,064.00.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Supervisor Tomik

DATED: September 11, 2013

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

Carried.

Item # 7 – Set Budget Meetings for the 2014 Budget:

Motion by Councilman Sagliano, seconded by Supervisor Tomik the Town Board authorized the Town Clerk to advertise for Budget Meetings for the following dates; September 17th, September 23rd, September 25th, September 30th, carried.

Item # 8 – Authorizing Payment of Abstract No. 9 of 2013:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 120/2013

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 9 OF 2013

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 2013	General Fund Claims	\$ 55,842.08
2. Abstract 9 of 2013	Highway Fund Claims	\$132,534.72
3. Abstract 9 of 2013	Consolidated Light	\$ 3,587.59

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: September 11, 2013

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

Carried.

OPEN THE MEETING TO THE PUBLIC:

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

John Mackey – Pine Hill Road – stated that he met with the Supervisor and the Assessor regarding the assessment on the two (2) towers which are located on his property. Mr. Mackey stated that he is trying to get what the assessment is on the two (2) towers located on his property. Mr. Mackey is trying to get reimbursed for the property and school taxes from last year.

Supervisor Tomik – asked Mr. Mackey if he needed an official letter from the Assessor stating the assessment on the Towers.

John Mackey – yes he needs a letter from the Assessor.

Town Attorney, Scott Volkman - noted that the Assessor is not obligated to tell anyone anything there is an assessment on the records which has the land value, improvement value for a total value. There is nothing that obligates the Assessor to break down something serve the means of a private contractual relation between a homeowner and a Cell Tower Company, the Town Board can not make the Assessor do this.

John Mackey – stated that he can't find out what the Towers are assessed at its all together.

Town Attorney, Scott Volkman – noted that he was not present at the meeting between the Supervisor, Assessor and Mr. Mackey does not want to interject himself into this matter until he has spoken with the Assessor about the assessments.

The Town Board suggested to Mr. Mackey that he come in and see the Assessor on Thursday to resolve this on going issue.

CLOSE THE MEETING TO THE PUBLIC:

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

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell the Town Board adjourned the meeting at 9:00PM, carried.

Respectfully Submitted,

Margaret Hart

Margaret Hart, Town Clerk

WORKSHOP MEETING

SPECIAL TOWN BOARD MEETING

OCTOBER 2, 2013

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting and a Special Town Board Meeting on Wednesday, October 2, 2013 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

WORKSHOP MEETING:

Item # 1 – Open Space and Farmland Plan Public Hearing:

Supervisor Tomik noted that the Public Hearing for the Open Space and Farmland Plan Public Hearing will take place on Wednesday, October 9, 2013 at 7:00PM.

Town Attorney, Scott Volkman noted that the Public Hearing is a continuation of the adjourned Public Hearing that was held on Wednesday, September 11, 2013. There are two issues that the Board has to deal with SEQRA Review and the SEQRA determination.

Item # 2 – Senator Gipson Attending Town Board Meeting:

Supervisor Tomik noted that Senator Gipson will be attending the Regular Town Board Meeting on Wednesday, October 9, 2013.

Item # 3 – Replace Culvert Pipe Corner of Rymph Road/North Ave.:

Highway Superintendent, Butch Gardner noted that a resident who lives at the corner of Rymph Road and North Ave. would like the culvert pipe replaced. The Highway Superintendent has concerns about flooding in different areas of Town if the pipe is enlarged.

Item # 4 – Aboveground Storage Fuel Tank/RFP:

Town Engineer, Greg Bolner will draw up an RFP for the fuel tanks. The proposal should be able to be awarded at the November Town Board Meeting.

Item # 5 – Release Landscaping Bond/Out-On-A-Limb/Matt Swanson:

Town Attorney, Scott Volkman noted that he would draw up an resolution for the Town Board to adopt releasing the landscaping bond to Matt Swanson at the October 9, 2013 Regular Town Board Meeting.

Item # 6 – Appoint Secretary:

Councilwoman Campbell noted that secretary Lisa Pfitscher has moved over to the Building, Planning, Zoning and Fire Department. Councilwoman Campbell noted that she is working on getting a replacement for the bookkeeper's office.

Item # 7 – Highway Grievance/Teamsters:

Supervisor Tomik noted that the Highway Superintendent has responded (letter filed in the Town Clerk's Office).

Item # 8 – Budget Resolution:

Supervisor Tomik noted that this will be voted on at the October 9, 2013 Regular Town Board Meeting.

Item # 9 – Authorize Court Grant for New Computers:

The Town Board noted that the Court needs to get more information to them regarding the grant.

Town Attorney, Scott Volkman spoke to the Town Board regarding Carrington Heights Subdivision, waiting for the easement to be signed. Mr. Volkman did note that the developer for Carrington Heights is on the Planning Board Agenda for approval on the minor set back change.

SPECIAL TOWN BOARD MEETING

Item # 1 – Tokyo Tavern, Inc. Liquor License Application:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 121/2013

RE: TOKYO TAVERN, INC., 1616 MAIN STREET LIQUOR LICENSE APPLICATION

WHEREAS, Feng Chen as President of Tokyo Tavern, Inc. submitted a Notice of Intent to file a new application for an on Premises Alcoholic Beverage License for wine and beer only to be sold at 1616 Main Street, 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 advancing 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: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: October 2, 2013

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

Councilman Sagliano X _____

Supervisor Tomik X _____

Carried.

Item # 2 – Set Budget Workshop Meetings:

The Town Board asked the Town Clerk to advertise for Budget Workshop Meetings to be held on Wednesday, October 9, 2013 and Thursday, October 10, 2013 at 6:00PM.

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht to enter into Executive Session under Public Officers Law section 1051.D pending litigation, carried.

The Town Board had discussion regarding opening the meeting to the Public before entering into Executive Session.

Motion by Councilman Albrecht, seconded by Councilwoman Campbell the Town Board came out of Executive Session, carried.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Sagliano, seconded by Councilwoman Milicaj the Town Board opened the meeting to the public, carried.

John Mackey – Pine Hill Road- would like to know what the assessment is on the cell towers, buildings and his property.

Supervisor Tomik – stated that this has been discussed at the previous Town Board Meeting. Supervisor Tomik noted that Mr. Mackey was asked to make a request in writing. Supervisor Tomik stated to Mr. Mackey that he needs to come in and talk to the Town Assessor, Paul Jonke. Supervisor Tomik stated that he will set up a meeting between Assessor, Paul Jonke and Mr. Mackey. Supervisor Tomik suggested that Mr. Mackey should come in at 1:00PM on Thursday to meet with himself and the Town Assessor.

Councilwoman Campbell – noted that Mr. Mackey did speak at the September 11, 2013. The Town Board had asked the Town Assessor, Paul Jonke to write Mr. Mackey a letter regarding this matter and has of today Mr. Mackey hasn't responded to the letter. Councilwoman Campbell stated that Mr. Mackey should come in on Thursday at 1:00PM to talk to Assessor, Paul Jonke.

Tom Vasti – Patricia Drive – noted that Mr. Mackey is only looking for allocations from the assessor. Mr. Vasti noted that he did read the minutes from the last Board Meeting and does not agree with them. Mr. Vasti noted that Mr. Mackey has two (2) cell towers on his property and all he needs is an allocation from the Assessor regarding the value of

the towers vs. the value of his land. Mr. Vasti noted that in the minutes the Town Attorney stated that it is not up to the assessor to supply that information, Mr. Vasti doesn't agree with that statement. Mr. Vasti referred to a journal on a case between Nextel vs. Rockland County. Mr. Vasti is asking the Town Board for help with the Assessor to give Mr. Mackey the information that he is requesting since this information has been on his previous tax bills.

Supervisor Tomik – did note that Mr. Mackey was given an assessment on the Towers.

Tom Vasti – noted that the information was sent to Global Towers not Mr. Mackey.

Supervisor Tomik- noted that Global Towers was given a price and Mr. Mackey didn't agree with it.

Tom Vasti – noted that Mr. Mackey is allowed the allocation and the Assessor won't give him the information.

Supervisor Tomik- stated that Mr. Mackey and Global Towers were given an assessment but Mr. Mackey doesn't agree with the amount. Supervisor Tomik noted that this has been on going for past year and a half. Supervisor Tomik noted that Mr. Mackey has approached the Board of Assessment of Review for a reduction and they asked him for supporting information which as of yet he has not brought the documentation in. Supervisor Tomik stated that the Assessor has also asked him for supporting information and what information that has been given to Mr. Mackey he is not satisfied with.

John Mackey – noted that Global Towers has received information regarding the cell towers, but he has not received any information.

Supervisor Tomik – stated that he would supply Mr. Mackey with the information that was given to Global Towers. Supervisor Tomik also noted that the Assessor has also offered to do a reassessment of Mr. Mackey's property and the cell towers.

Councilman Sagliano and Mr. Vasti had conversation regarding the website to find information regarding the case between Nextel vs. Stream Valley, Rockland County. Mr. Vasti noted that there are other cases listed in the journal. Councilman Sagliano asked if they are standards used by New York State. Mr. Vasti stated yes they are used by New York State Taxation and Finance. Mr. Vasti stated it is a very detailed documentation.

Tom Vasti – Patricia Drive – stated that he has an issue with the Zoning and Building Department regarding a building permit for his office building. Mr. Vasti noted that he has sent a letter with supporting documentation in which he has asked that it be sent to the Ethics Committee he would like to know the status and would like notification from someone.

Town Attorney, Scott Volkman- stated that the matter has been referred to him for some guidance he would follow up with Mr. Vasti regarding his letter and the issue regarding the building permit and the inspection and his clarification with the Ethics Committee. Mr. Volkman noted that he would be following up with Mr. Vasti as well as the Town Board and the Town Clerk. (The letter is filed with the Town Clerk).

Tom Vasti – asked if he should attend the next meeting.

Town Attorney, Scott Volkman – stated that Mr. Vasti is more than welcome to attend the meeting but that this would not be an agenda item.

Tom Vasti – stated that he was offered special treatment which never asked for. Mr. Vasti at length discussed his issues that he is having with the Zoning and Building Department.

Tom Vasti – Patricia Drive- stated that he came to this meeting and nothing was mentioned about Pleasant Valley Weekend. Mr. Vasti feels that there should be a public investigation regarding the weekend and the finances. Mr. Vasti noted that there were signs and information on the Town's website stating that there would be games and rides for the weekend. But when the residents came the only thing there was an empty parking lot and the Town did nothing. Mr. Vasti noted that several residents came up to him during the weekend and complained. Mr. Vasti noted that he came to a meeting in February and spoke about Pleasant Valley Weekend to the Town Board. He feels that there should be done with Pleasant Valley Weekend it is poorly managed.

Councilman Albrecht – stated that the Town provides the tents and fireworks for Pleasant Valley Weekend. Councilman Albrecht stated that it is out of the Town Board hands, it is a different committee running the Pleasant Valley Weekend program.

Tom Vasti – stated that it is being mismanaged and the Town Board needs to step up and fix it.

Bob Albrecht – Creek Road – spoke to the Town Board about the trees that are in the creek and they should be removed so if the Town gets a lot of rain it doesn't do damage to the Town.

Councilman Sagliano – noted maybe Senator Terry Gipson can help the Town out with the issue regarding removing the trees from the Wappingers Creek.

Supervisor Tomik – stated that he has been in contact with Ed Hocskie regarding this matter.

Councilwoman Campbell – asked Mr. Vasti when he sat on the Town Board did he ever bring up the matter of Pleasant Valley Weekend and did any of the other Town Board Members have any ideas for making Pleasant Valley Weekend better.

Tom Vasti – stated at the time Supervisor McNair wouldn't entertain any changes. Tom noted that Jeff Battistoni had some good ideas and one year it was cancelled because of the flood.

Councilwoman Campbell – stated that she agrees that there needs to be some changes.

The Town Board had much discussion regarding Pleasant Valley Weekend.

Supervisor Tomik – noted there was a survey that was done last year on Election Day regarding Pleasant Valley Weekend and over 300 residents responded.

Supervisor Tomik apologized to Mr. Vasti regarding his humorous response regarding not having the rides and games. Supervisor Tomik noted that Gary Aber did give the Town Board a copy of the financial report on Pleasant Valley Weekend.

Don Johnson- Masten Road – stated that the Town needs to come up with a better way to let the residents of Pleasant Valley of the Town Board Meetings. Mr. Johnson stated that maybe it should be on the sign board in front of Town Hall.

CLOSE THE MEETING TO THE PUBLIC:

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

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board entered into Executive Session at 8:30PM under Public Officers Law 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 8:45PM, carried.

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell the Town Board adjourned the meeting at 8:46PM, carried.

Respectfully Submitted,

Margaret Hart

Margaret Hart, Town Clerk

PUBLIC HEARING

REGULAR TOWN BOARD MEETING

OCTOBER 9, 2013

The Pleasant Valley Town Board held a Public Hearing and its regularly scheduled Town Board Meeting on Wednesday, October 9, 2013 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

PUBLIC HEARING: Continuation of the Open Space and Farmland Plan

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board re-opened the Public Hearing for the Open Space and Farmland Plan, carried.

Supervisor Tomik noted that this Public Hearing is a continuation from the previous month. Supervisor Tomik noted that comments were heard at the previous meeting.

Town Attorney, Scott Volkman noted that the Town Board will close the Public Hearing but will not take any action it tonight.

All residents having had ample time to speak the Public Hearing was closed on motion by Councilman Sagliano, seconded by Councilwoman Campbell, carried.

MINUTES: of 09/04/2013 Workshop Meeting
09/11/2013 Public Hearing/Regular Town Board Meeting

Were approved on motion by Councilman Albrecht, seconded by Councilwoman Milicaj, carried.

COMMITTEE REPORTS:

No reports were given.

ORAL/COMMITTEE REPORTS:

County Legislator, Mike Kelsey – noted that new Board Members have been appointed to Dutchess County Resource and Recovery Agency.

Mike spoke about the capacity problem at the County Jail.

Councilwoman Campbell voiced some concerns to Mr. Kelsey in regards to charge backs to the Towns.

County Legislator, Kelsey noted that there may be some lay offs in the County.

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

Motion by Councilman Albrecht, seconded by Councilwoman Campbell the Town Board opened 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 – Open Space and Farmland Plan Discussion:

Town Attorney, Scott Volkman there is no resolution at this time. Mr. Volkman noted that the Town Board will be voting on the SEQRA at next months meeting.

Item # 2 – Authorizing Request for Proposal for Highway Garage Secondary Fuel Tank Painting:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 122/2013

RE: AUTHORIZING A REQUEST FOR PROPOSAL FOR HIGHWAY GARAGE SECONDARY FUEL TANK PAINTING

WHEREAS, the Town of Pleasant Valley did here to for authorize the solicitation of bids by Resolution No. 85/2013 for painting and refurbishing of above ground fuel storage tanks located at the Town of Pleasant Valley Highway Garage; and

WHEREAS, a single bid was returned which was rejected by Resolution No. 106/2013; and

WHEREAS, the Town Board therein authorized the request for quotes for the potential repair for tank legs;

WHEREAS, it was thereafter determined that the tank legs did not need repair that warranted an outside contractor; and

WHEREAS, the Highway Superintendent has determined that it is necessary and appropriate for the secondary tanks to be painted; and

WHEREAS, in accordance with the Town's procurement policy it has been determined that a request for proposals is necessary based upon the anticipated value of the work to be performed; and

WHEREAS, the Town Engineer has prepared specifications for the request for proposal for the improvements specified herein; now, therefore be it

RESOLVED, that the Town Clerk of the Town of Pleasant Valley is hereby authorized to issue a request for proposals for the work specified therein; and be it further

RESOLVED, the proposals shall be required to be returned to the Town Clerk by October 18th at 2:00 pm.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: October 9, 2013

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

Carried.

*The Town Board had discussion about reading the whole resolution or giving an overview of the resolution. Councilman Sagliano stated that it should be consistent.

Item # 3 – Release Landscaping Bond/Matt Swanson:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 123/2013

**RE: AUTHORIZING RELEASE OF SWANSON PROPERTIES INC.
LANDSCAPING BOND**

WHEREAS, as a condition of final Site Plan approval Swanson Properties Inc. posted a landscaping bond as required by Town Code § 98-42(N) and secured by a letter of credit issued by Hudson Valley Federal Credit Union for a project located at 1785 Route 44; and

WHEREAS, as per a memorandum dated September 30, 2013, the Zoning Administrator has reviewed the site and determined that the Town Code requirements with respect to landscaping have been met and has recommended to the Town Board the release of the landscaping bond and letter of credit; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby authorize the Town Supervisor, Attorney for the Town and Town Clerk to take any and all action necessary to release the letter of credit of Swanson Properties Inc. upon final payment of any outstanding invoices which may be due to the Town of Pleasant Valley.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Milicaj

DATED: October 9, 2013

ROLL CALL:

	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	<u> X </u>	_____
Councilwoman Campbell	<u> X </u>	_____

Councilwoman Milicaj	<u> X </u>	_____
Councilman Sagliano	<u> X </u>	_____
Supervisor Tomik	<u> X </u>	_____

Carried.

Item # 4 – 2013-2014 Justice Court Assistance Program:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 124/2013

RE: 2013-2014 JUSTICE COURT ASSISTANCE PROGRAM

WHEREAS, the Town of Pleasant Valley intends to submit an application for grant funds under the 2013 Justice Court Assistance Program; and

WHEREAS, said application has been prepared for three (3) new computers and requires an authorizing resolution from the Town Board; and now, therefore be it

RESOLVED, that the Town Supervisor is authorized to execute the certification on said application, to have the application submitted immediately and to provide any supplementary materials.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Sagliano

DATED: October 9, 2013

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

Carried.

Discussion:

Councilman Sagliano asked if both Justices signed the grant application.

Councilwoman Campbell stated that she is not opposed to the grant, but she would have liked to get the information before tonight's meeting.

Item # 5 – Proposed Local Law/Override Tax Cap Levy:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 125/2013

**RE: A LOCAL LAW OF THE TOWN OF PLEASANT VALLEY, NEW YORK,
TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL
MUNICIPAL LAW § 3-c**

WHEREAS, by this Resolution the Town Board introduces the proposed Local Law to be known as Local Law No. X of 2013, to override the limit on the amount of real property taxes that may be levied by the Town of Pleasant Valley and to adopt a budget for the fiscal year 2014 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c; now, therefore be it

RESOLVED, that the Town Board schedules a Public Hearing on the proposed Local Law No. X of 2013 for November 13, 2013 at 7:00 p.m. and directs the Town Clerk to provide notice thereof, in the official newspaper of the Town and to post the Notice of Public Hearing accordingly.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilman Sagliano

DATED: October 9, 2013

ROLL CALL:

Councilman Albrecht

AYE

 X

NAY

Councilwoman Campbell	<u> X </u>	_____
Councilwoman Milicaj	<u> X </u>	_____
Councilman Sagliano	<u> X </u>	_____
Supervisor Tomik	<u> X </u>	_____

Carried.

Discussion:

Councilman Sagliano noted that the Town Board is not intending to go over the 2% tax cap, but the Town has to have a Local Law just in case there is a chance of going over the tax cap.

Item # 6 – Accept 2012 Independent Audit Report:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 126/2013

RE: ACCEPTING THE INDEPENDENT AUDIT REPORT FOR THE FISCAL YEAR ENDING DECEMBER 31, 2012

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, including the Justice Court, for the fiscal year ending December 31, 2012; and

WHEREAS, the Town Board received and reviewed the Auditor’s Report as well as the findings and recommendations set forth therein dated June, 2013; 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 2013 for the fiscal year ending December 31, 2012.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Sagliano

DATED: October 9, 2013

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

Carried.

Item # 7 - Urging Public Hearing Re: Potential Upgrades to Alternating Current Transmissions System:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 127/2013

RE: URGING PUBLIC HEARINGS IN THE TOWN OF PLEASANT VALLEY REGARDING POTENTIAL UPGRADES TO ALTERNATING CURRENT TRANSMISSION SYSTEM

WHEREAS, the New York State Public Service Commission initiated a proceeding to examine upgrades to the State's high voltage transmission system to relieve congestion and enhance reliability; and

WHEREAS, a significant electric transmission corridor runs directly through the Town of Pleasant Valley, which is also the site of a 345-kilovolt Consolidated Edison Substation; and

WHEREAS, in response to the Public Service Commission's proceeding proposals from three (3) entities known as North America Transmission, LLC, New York Transmission Owners and Nextera Energy Transmission New York, Inc. were submitted by the October 1, 2013 deadline; and

WHEREAS, each of these projects could potentially significantly impact the Town of Pleasant Valley; and

WHEREAS, in anticipation of, and in advance of, legally required Public Service Commission Public Hearings, the Town Board of the Town of Pleasant Valley believes it is incumbent upon these applicants to conduct a Public Hearing in the Town of Pleasant Valley to address the questions and concerns of Town of Pleasant Valley residents who would be directly impacted by this project; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby urges North America Transmission, LLC, New York Transmission Owners and Nextera Energy Transmission New York, Inc. to conduct independent or coordinated Public Hearings and/or informational meetings at Town Hall in the Town of Pleasant Valley; and be it further

RESOLVED, that the Town Clerk is hereby directed to submit a copy of this Resolution to North America Transmission, LLC, New York Transmission Owners and Nextera Energy Transmission New York, Inc.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Milicaj

DATED: October 9, 2013

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

Carried.

Discussion:

Councilman Sagliano noted that there has been little discussion regarding the upgrades to the high power lines that will be running through several Towns including Pleasant Valley.

Item # 8 Budget Resolution:

Supervisor Tomik read the following resolution:

Whereas, the Town Board of the Town of Pleasant Valley has expenditures for the General 2013 Adopted Budget line items that will exceed the amount available in such Budget lines, and

Whereas, the Town of Pleasant Valley has funds available in other lines and needs to transfer such funds to provide for such expenditures.

Now, Be it Resolved that the Town Board of the Town of Pleasant Valley hereby amends and transfers from and to the attached budget lines for the General 2013 Adopted Budget as follows:

EXPENDITURES:

<u>ACCOUNT</u>	<u>DEPARTMENT</u>	<u>INCREASE</u>	<u>DECREASE</u>
A.1410.200	Town Clerk Equipment	903.00	
A.1410.413	Town Clerk School		800.00
A.1410.499	Town Clerk Misc.		103.00
A.1420.451	Attorney	30,000.00	
A.1620.428	Software-Northeast	5,000.00	
A.1930.400	Judgments & Claims		30,000.00
A.1990.400	Contingency		14,087.36
A.4020.100	Reg. of Vital Stst-Payroll	1,600.00	
A.4020.400	Reg. of Vital Stst		1,600.00
A.7110.405	Parks-Facility Repairs	3,990.40	
A.7110.406	Truck Repairs	1,836.10	
A.7110.499	Parks-Misc.		600.00
A.8020.422	Open Space	3,760.86	
A.8540.400	MSF	100.00	
TOTAL TO BE MOVED		47,190.36	47,190.36

REVENUE

<u>ACCOUNT</u>	<u>DEPARTMENT</u>	<u>INCREASE</u>	<u>DECREASE</u>
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That on 10/09/2013, the motion was made by Councilman Sagliano and seconded by Councilman Albrecht for the passage of the above referred Resolution by the Town Board of the Town of Pleasant Valley.

5 Ayes 0 Nays

Carried.

Item # 9 – Approve Claims:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 129/2013

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 10 OF 2013

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 10 of 2013	General Fund Claims	\$ 95,483.66
2. Abstract 10 of 2013	Highway Fund Claims	\$ 49,673.67
3. Abstract 10 of 2013	Consolidated Light	\$ 3,462.04
4. Abstract 10 of 2013	Ambulance	\$ 14,946.00

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilman Albrecht

DATED: October 9, 2013

ROLL CALL:

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

Carried.

OPEN THE MEETING TO THE PUBLIC:

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

John Fumo – Red Fox Lane – would like to know if the empty seat will be filled by someone who does not win the seat.

Councilwoman Campbell stated no.

John Mackey – Pine Hill Road – noted that he came in on October 8, 2013 to speak with the Assessor regarding his assessment.

Town Attorney, Scott Volkman noted that he will respond to Mr. Mackey's letter.

Tom Vasti – Patricia Drive – stated that there is complaint being written to the Ethics Committee regarding Mr. Mackey's issue with the Assessor and he would like to know who should receive the complaints.

Town Attorney, Scott Volkman noted that the complaint should be filed with the Town Clerk who, will than forward it to the Ethics Committee.

Tom Vasti – Patricia Drive- spoke to the Town Board at great length regarding an issue he is having with the Building Department regarding a Building Permit that he is supposed to get for replacing the stairs at his Office Building.

Mr. Vasti also spoke about Pleasant Valley Weekend and finds it very disturbing that the issue was not on the agenda for discussion. Mr. Vasti stated that the Town should take over Pleasant Valley Weekend and make it a real Town function. Mr. Vasti stated that he would be on a committee and has several residents who would be interested in being on the committee.

Mr. Vasti stated that the Town should ask for Public comment and to see how the money was spent for Pleasant Valley Weekend.

CLOSE THE MEETING TO THE PUBLIC:

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

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board entered into Executive Session at 8:07PM under Public Officers Law section 1051. D Pending Litigation, carried.

No action taken.

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board came out of Executive Session at 8:44PM, carried.

ADJOURN:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board adjourned the meeting at 8:45PM, carried.

Respectfully Submitted,

Margaret Hart

Margaret Hart, Town Clerk

SPECIAL TOWN BOARD MEETING

OCTOBER 23, 2013

The Pleasant Valley Town Board held a Special Town Board Meeting on Wednesday, October 23, 2013 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 – Establishing a Public Hearing Date for Preliminary Budget:
Supervisor Tomik read the following resolution:

TOWN BOARD RESOLUTION NO.: 130/2013

RE: ESTABLISHING A PUBLIC HEARING DATE FOR PRELIMINARY BUDGET:

Whereas, the Town Supervisor has timely filed the Tentative 2014 Budget for the Town of Pleasant Valley pursuant to Section 106 of the Town Law on September 11, 2013; and

Whereas, the Town Clerk delivered the Tentative Budget to the Town Board in accordance with Town Law Section 106 on September 11, 2013; and

Whereas, Town Law Section 108, requires the Town 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, 2013; now therefore, be it

Resolved, that the Town Board hereby establishes Wednesday, November 6, 2013, at 7:00PM 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, that the Town Clerk is hereby directed and authorized to post and publish notice of the Public Hearing accordingly.

Motion by: Supervisor Tomik
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 – Authorizing Award of Bid for Restoration of Above Ground Fuel Storage

Tanks:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 131/2013

**RE: AUTHORIZING AWARD OF BID FOR RESTORATION OF ABOVE
GROUND FUEL STORAGE TANKS**

WHEREAS, by Resolution 122/2013 dated October 9, 2013 the Town Board of the Town of Pleasant Valley authorized the solicitation of bids for the restoration of above ground fuel storage tanks in accordance with bid specifications as prepared by Clark Patterson Lee, Town Engineers to the Town; and

WHEREAS, on October 18, 2013 sealed bids for the restoration of above ground fuel storage tanks were publicly opened and read aloud pursuant to General Municipal Law § 103; and

WHEREAS, two bids were received and opened by the Town Clerk; and

WHEREAS, the Town Engineer, Clark Patterson Lee has reviewed the proposals and has recommended by letter dated October 22, 2013, that the bid be awarded to the lowest bidder George Hoch, Inc., 24 Hart Drive, Poughkeepsie, NY 12603; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby award the restoration of above ground fuel storage tanks contract to George Hoch, Inc.

for a cost not to exceed \$5,580.00 pursuant to their bid received October 18, 2013; and, be it further

RESOLVED, that the Town Supervisor be and hereby is authorized and directed to execute the contract between the Town and the contractor and that the Town Engineer be and hereby is authorized to issue written notice to proceed as soon as practicable hereafter.

MOTIONED BY: Supervisor Tomik

SECONDED BY: Councilwoman Milicaj

DATED: October 23, 2013

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

Carried.

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilman Sagliano the Town Board adjourned the meeting at 6:15PM, carried.

Respectfully Submitted,

Margaret Hart

Margaret Hart, Town Clerk

SPECIAL TOWN BOARD MEETING

OCTOBER 30, 2013

The Pleasant Valley Town Board held a Special Town Board Meeting on Wednesday, October 30, 2013 at 9:30AM 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

PURPOSE: Adopt Preliminary Budget for 2014

Item # 1 – Adoption of Preliminary Budget for Fiscal Year 2014:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 132/2013

RE: ADOPTION OF PRELIMINARY BUDGET FOR FISCAL YEAR 2014

WHEREAS, the Town Supervisor has timely filed the Tentative 2014 Budget for the Town of Pleasant Valley pursuant to Section 106 of the Town Law on September 11, 2013; and

WHEREAS, the Town Clerk delivered the Tentative Budget to the Town Board in accordance with Town Law Section 106 on September 11, 2013; and

WHEREAS, Town Law Section 108, requires the Town 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, 2013; and

WHEREAS, the Tentative Budget has been considered, discussed and reviewed; now therefore, 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, 2014; and, be it further

RESOLVED, that the Town Board hereby establishes Wednesday, November 6, 2013, 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; and, be it further

RESOLVED, that the Town Clerk is hereby directed and authorized to post and publish the Notice of the Public Hearing accordingly.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Sagliano

DATED: October 30, 2013

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

Supervisor Tomik X

Carried.

The Town Board had discussion regarding charge backs from the County and employee longevity pay.

ADJOURN:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board adjourned the meeting at 10:37AM, carried.

Respectfully Submitted,

Margaret Hart

Margaret Hart, Town Clerk

PUBLIC HEARING

WORKSHOP MEETING

NOVEMBER 06, 2013

The Pleasant Valley Town Board held a Public Hearing and their regularly scheduled Workshop Meeting on Wednesday, November 6, 2013 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
Carol Campbell Councilwoman
Lisa Milicaj Councilwoman
Don Sagliano Councilman (Arrived at 7:24PM)
Carl Tomik Supervisor

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

PUBLIC HEARING

Purpose: Proposed 2014 Town Budget.

Supervisor Tomik noted that the Town has kept the Budget under the 2% Tax Cap.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board opened the meeting to the public, carried,

Sharon Johnson – Masten Road- asked why Police/Public Safety went up \$5,000.00 from last year.

Supervisor Tomik – stated the Town contracted the Sheriff’s Office for Pleasant Valley weekend and that bill has not been received.

Councilwoman Campbell – would like to have more patrols from the Sheriffs Office.

Councilwoman Milicaj – feels that there should be more police presence in Town. Having the Sheriff’s Office patrol more is still it more cost effective than the Town having their own Police Department.

Faith Vasti – Patricia Drive- asked who is the Budget Officer.

It was stated that the Supervisor is the Budget Officer.

Chris Hart – Smith Road- asked if there is money allocated in the Budget for training classes for newly elected officials.

Supervisor Tomik stated yes.

Faith Vasti – Patricia Drive- asked why the salaries for the maintenance men come out of Parks and Recreation.

Supervisor Tomik noted that the maintenance salaries come from two (2) line items.

Faith Vasti – Patricia Drive- asked don't the maintenance men fall under the Highway Department.

Supervisor Tomik stated no.

Faith Vasti – Patricia Drive- asked about the position on the agenda establishing new staff position for Parks Facilities and Program Director.

Supervisor Tomik noted that it is the position that is already in place. The position for Recreation Director has to be reclassified according to Civil Service rules.

Don Johnson – Masten Road – asked the Town Board who does the auditing for the Town and how often is the Town audited.

Supervisor Tomik noted that the Town is audited every year.

Faith Vasti – Patricia Drive- asked if there would be a salary increase for Employees and Elected Officials.

Councilwoman Campbell noted that there would be a 2% raise for the Supervisor and Town Clerk and a little more for the Highway Superintendent. There are no raises for the Council Members. Employees will get a 2% raise, which includes the Highway men whose raises are mandated through their union contract.

CLOSE THE MEETING TO THE PUBLIC:

All residents having had ample time to speak the Public Hearing was closed to the public on motion by Councilwoman Campbell, seconded by Councilman Albrecht, carried.

WORKSHOP MEETING:

Item # 1 – Discuss Pleasant Valley Weekend:

Councilwoman Campbell noted that the Town Board has heard some feedback from Pleasant Valley residents regarding Pleasant Valley Weekend. Councilwoman Campbell noted that the Town Board has asked Gary Aber to come in and address the Board regarding the weekend. Gary was unable to make this meeting but he will come to the Regular Town Board Meeting to give the Town Board a break down of the weekend.

Item # 2 – Authorize Town Clerk to Advertise for Highway Materials:

The Town Board will authorize the Town Clerk to advertise for Highway Materials at the November 13, 2013 Regular Town Board Meeting.

Item # 3 – Open Space – Town Attorney, Scott Volkman gave an brief overview as to what the Town Board will have to do next regarding the Open Space. At the Regular Town Board Meeting the Town Board will adopt the SEQRA.

Item # 4 – Request for Quote for Auditor:

Supervisor Tomik noted that the Town has an outsider auditor who performs the audits for the Town who will be retiring. The Town Board will authorize the Town Clerk to advertise for an auditor to begin in 2014.

Item # 5 – Budget Amendments:

Supervisor Tomik noted that the Town Board will vote on the Budget Amendments at the November 13, 2013 Regular Town Board Meeting.

Item # 6 – Set Date to Adopt 2014 Town Budget:

Supervisor Tomik noted that the Town Board will set the date to adopt the 2014 Town Budget at the November 13, 2013 Regular Town Board Meeting.

Item # 7 – Establish New Staff Position for Park Facilities and Program Director:

Councilwoman Campbell noted that this is not a new position in the recreation department. Dutchess County Personnel stated that our Recreation Director's title would have to be changed to Facilities and Program Director. The Town Board will authorize the change at the November 13, 2013 Regular Town Board Meeting.

Item # 8 – Carrington Heights/Accept Road:

Town Attorney, Scott Volkman noted that the taking over of this road has been ongoing for several months. Mr. Volkman noted that all paper work has been finalized and the Town should be able to take over the road by November 15, 2013.

Item # 9 – Pheasant Hills/Accept Road:

Town Attorney, Scott Volkman noted that this has been an ongoing litigation and a settlement has been reached. All paper work has been filed and the Town should be able to take over the road by November 15, 2013.

Item # 10 – Daley Mining Application/ North Ave.:

Supervisor Tomik noted that the Town has received a permit from the DEC for the Daley's to expand their mining business located on North Ave., Salt Point. The DEC will control the dust and noise.

Item # 11 – Global Towers/Release Bond:

Town Attorney, Scott Volkman noted that there are Cell Towers on Pine Hill Road and that there is a removal agreement and a letter of credit which is renewed every five (5) years. Mr. Volkman noted that Global Towers is being sold to American Towers who will take over everything.

Item # 12 – Re-Appoint Penny Hickman to Board of Assessment Review:

The Town Board will re-appoint Penny Hickman to the Board of Assessment Review at the November 13, 2013 Regular Town Board Meeting.

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Supervisor Tomik the Town Board entered into Executive Session at 7:46PM under Public Officers Law section 1051.F Personnel Matter, carried.

No action taken.

Motion by Councilwoman Campbell, seconded by Councilwoman Milicaj the Town Board came out of Executive Session at 8:15PM, carried.

ADJOURN:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board adjourned the meeting at 8:16PM, carried.

Respectfully Submitted,

Margaret Hart

Margaret Hart, Town Clerk

PUBLIC HEARING

REGULAR TOWN BOARD MEETING

NOVEMBER 13, 2013

The Pleasant Valley Town Board held a Public Hearing and its regularly scheduled Town Board Meeting on Wednesday, November 13, 2013 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: Mary Beth Muir, Deputy Town Clerk

*Supervisor Tomik and the Town Board send their condolences to Town Clerk, Margaret Hart and her family on the passing of her brother.

PUBLIC HEARING

Supervisor Tomik noted that he was in receipt of the Affidavit of Publication from the Poughkeepsie Journal dated November 2, 2013 and the Affidavit of Posting by the Town Clerk 23, 2013.

Purpose: Local Law to override the Tax Levy Limit for Fiscal Year 2014:

OPEN THE MEETING TO THE PUBLIC:

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

No comments heard.

All residents having had ample time to speak the Meeting was closed the public on motion by Councilman Albrecht, seconded by Councilwoman Campbell, carried.

REGULAR TOWN BOARD MEETING

MINUTES: of August 14, 2013 Public Hearing/Regular Town Board Meeting.

Were approved motions by Councilman Sagliano, seconded by Councilman Albrecht, carried.

MONTHLY REPORTS:

1. Town Clerk Monthly Report
2. Refuse Monthly Report
3. Building, Zoning, Planning and Fire Department
4. Recreation Monthly Report
5. Aboveground Storage Tank Report
6. Monthly Trail Balance Reports

COMMITTEE REPORTS:

1. Personnel Committee Report – Councilwoman Campbell noted that the Town Board will be authorizing the reclassification of the Recreation Department Position tonight.
2. Building Committee Report – Supervisor Tomik noted the upgrading for flood prevention at Town Hall has been completed.
3. Technology Committee Report – Councilwoman Campbell noted that the Town of Hyde Park was awarded a grant through the Dutchess County 2013 Municipal Consolidation and Shared Service Grant program for cloud based Building, Permitting, Code Enforcement, Planning, Zoning Collaboration Software. This serviced will be shared with the Town of Pleasant Valley.

ORAL/COMMITTEE REPORT:

County Legislator, Mike Kelsey congratulated Councilman Don Sagliano on his win on becoming a County Legislator. County Legislator Kelsey spoke at great length regarding the 2014 County Budget with the Town Board.

OPEN THE MEETING TO THE PUBLIC AGENDA ITEMS ONLY:

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

Tom Vasti – Patricia Drive – noted that he would talk to the Town Board at the end of the meeting.

CLOSE THE MEETING:

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

OLD BUSINESS:

Item # 1 – Property Maintenance Local Law:

Tabled at this time.

NEW BUSINESS:

Item # 1 – Pleasant Valley Weekend Discussion:

Chairman of Pleasant Valley Weekend, Gary Aber spoke to the Town Board regarding Pleasant Valley Weekend. Gary noted that this year's weekend was very interesting. Three days before the weekend the Town was notified that we wouldn't be able to use the water and two days before he was told that there would be no rides. Gary believes that the organizations did much better with the weekend being moved back to Cady Field, Soccer was cancelled for the weekend and that there were no rides. Gary noted that they have never had any issues with the rides and there has never been a contract. Gary noted that if they sign a contract they would have to pay up front. Gary noted that there was more music and more advertising and the booklet sale did very well, 10% of the sales went toward advertising and the rest of the monies went back to Pleasant Valley Weekend fund.

Councilwoman Milicaj - thanked Gary for all his services all these years.

Councilwoman Campbell - also thanked Gary for his service.

Gary Aber - stated that he has no break down as of yet for the weekend.

Supervisor Tomik - stated that the Town needs to move forward with a plan for next year.

Gary Aber - stated that he plans on having a kick-off meeting in January. Gary also noted that if the Town wants to get rides from another state the company needs to be certified in New York.

Councilwoman Campbell - noted that she plans to have an active roll in Pleasant Valley Weekend and would like to have Public Meetings for ideas.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Sagliano, seconded by Councilwoman Campbell the Town Board opened the meeting to the public, carried.

Tom Vasti – Patricia Drive- feels that Pleasant Valley Weekend can not keep running the way it has been it needs to go in a different direction. Tom noted that the rides are amusement for the kids. Tom doesn't agree about not having a contract with the ride company if anything happens the Town has nothing to work with. Tom feels there should be a contract. Tom stated that there needs to be a plan and meetings have to be held monthly and reports need to be given to the Town Board. Tom feels that Pleasant Valley Weekend should be taken away from Gary Aber and given to the Town Board.

Tom feels that the businesses, schools and churches should get more involved with the weekend. Tom noted that the weekend needs to go in a different direction and more public meetings should be held and mailers should be sent out and get it out on the sign boards.

Tom thanked Gary for his service and would like him to continue working with committees.

Gary Aber - stated that he was sorry that Tom feels that way.

John Fumo – Red Fox Lane- stated that he agrees with Tom. John also stated with no disrespect he wants an apology letter sent from the Town Board to all Town residents regarding how Pleasant Valley Weekend was run this year.

Don Johnson – Masten Road – stated that there needs to be more residents attending Town Board Meetings. The Town Board needs to have better advertising.

CLOSE THE MEETING TO THE PUBLIC:

Motion by Councilman Sagliano, seconded by Councilman Albrecht the Town Board closed the meeting to the public, carried.

Item # 2 – Advertise for Highway Supplies and Services for 2014:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 133/2013

RE: AUTHORIZING THE TOWN CLERK TO ADVERTISE FOR BIDS FOR VARIOUS HIGHWAY SUPPLIES AND SERVICES FOR 2014

WHEREAS, by memo dated October 25, 2013, 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 2014; 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 2014, with responses due by December 2, 2013 at 1:00 p.m.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilman Albrecht

DATED: November 13, 2013

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

Carried.

Item # 3 – Adopt Open Space SEQRA:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 133/2013

RE: AUTHORIZING THE TOWN CLERK TO ADVERTISE FOR BIDS FOR VARIOUS HIGHWAY SUPPLIES AND SERVICES FOR 2014

WHEREAS, by memo dated October 25, 2013, 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 2014; 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 2014, with responses due by December 2, 2013 at 1:00 p.m.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilman Albrecht

DATED: November 13, 2013

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

Carried.

Item # 4 – Authorize Request for Qualifications for Municipal Auditor:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 135/2013

RE: AUTHORIZING REQUEST FOR QUALIFICATIONS FOR MUNICIPAL AUDITOR

WHEREAS, the Town Board of the Town of Pleasant Valley annually retains the services of an outside auditor to perform an audit report for each fiscal year; and

WHEREAS, the Town Board is desirous of seeking proposals for qualified auditors to perform audit reports services for the fiscal year ending December 31, 2013; and

WHEREAS, the Town Board of the Town of Pleasant Valley, in accordance with the Town's adopted procurement policy, intends to issue a request for proposals; now, therefore be it

RESOLVED, the Town Board of the Town of Pleasant Valley hereby authorizes the Town Clerk to issue a request for qualifications for an auditor for 2014 for the 2013 fiscal year; be it further

RESOLVED, that the proposals shall be required to be returned to the Town Clerk by 2:00 PM on December 18, 2013.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Campbell

DATED: November 13, 2013

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

Carried.

Item # 6 – Budget Amendments:

Supervisor Tomik read the following resolutions:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 136/2013

RE: AUTHORIZATION FOR TRANSFER OF FUNDS BETWEEN BUDGET LINE ITEMS

WHEREAS, the Town Board of the Town of Pleasant Valley has expenditures for the General 2013 Adopted Budget that will exceed the amount available in such budget lines; and

WHEREAS, the Town of Pleasant Valley has funds available in other lines and needs to transfer such funds to provide for such expenditures; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby amends and transfers from and to the budget lines for the General 2013 Adopted Budget as follows:

Account	Department	Increase	Decrease
A.1220.499	Supervisor		\$ 270.00
A.1620.422	Electric		\$3,767.00
A.1620.423	Gas		\$1,000.00
A.1620.424	Oil	\$2,000.00	
A.1620.499	Buildings Misc.	\$ 226.00	
A.6772.441	Dial A Ride	\$ 536.00	
A.7020.401	Rec Administration	\$ 294.00	
A.7020.428	My Rec	\$ 640.00	
A.7550.401	PV Weekend	\$ 304.00	
A.7750.402	Senior Picnic	\$ 270.00	
A.9040.800	Worker's Compensation	\$ 767.00	
Total		\$5,037.00	\$5,037.00

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

DATED: November 13, 2013

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

Carried.

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 137/2013

RE: AUTHORIZATION FOR TRANSFER OF FUNDS BETWEEN BUDGET LINE ITEMS

WHEREAS, the Town Board of the Town of Pleasant Valley has expenditures for judgments and claims; and

WHEREAS, such bills have exceeded the amount budgeted; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby amends and transfers from and to the budget lines for the General 2013 Adopted Budget as follows:

Account	Department	Increase	Decrease
A.1355.409	Assessor-OCIS	\$ 8,696.95	
A.1620.431	Grant Writer		\$ 2,500.00
A.1930.400	Judgments & Claims	\$ 3,106.22	
A.1990.400	Contingency		\$ 935.66
A.3120.400	Law Enforcement		\$ 8,367.51
Total		\$11,803.17	\$11,803.17

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

DATED: November 13, 2013

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

Carried.

Item # 7 – Set Date to Adopt 2014 Budget:

Motion by Councilwoman Campbell, seconded by Supervisor Tomik the Town Board set the date to adopt the 2014 Budget for Tuesday, November 19, 2014 at 6:00PM, carried.

Item # 8 – Authorizing Reclassification of Recreation Department Position:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 138/2013

**RE: AUTHORIZING RECLASSIFICATION OF RECREATION
DEPARTMENT POSITION**

WHEREAS, on August 22, 2011 the Town Board of the Town of Pleasant Valley appointed Sandy Coe as a full time Recreation Director for the Town of Pleasant Valley; and

WHEREAS, the position of Recreation Director pursuant Civil Service rules was an existing position in the Town of Pleasant Valley, as authorized by the Dutchess County Commissioner of Personnel; and

WHEREAS, the incumbent had previously taken and passed a Civil Service exam for a position which is the equivalent of Park Facilities and Program Director; and

WHEREAS, the Dutchess County Commissioner of Personnel, while performing a recent audit, has determined that the position of full time Park Facilities and Program Director should be created for the Town of Pleasant Valley and that Sandra Coe should be reclassified from the position of Recreation Director to Facilities and Program Director; and

WHEREAS, the reclassification has no impact upon existing and authorized positions in the Town of Pleasant Valley and salary and benefits will remain the same and there will be no financial impact; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby authorizes and requests the creation of the position for the Town of Pleasant Valley as Park Facilities and Program Director; and be it further

RESOLVED, that the Town Supervisor is hereby authorized and directed to cause to file the appropriate request in Dutchess County for the creation of such a position and that the appropriate Request of Personnel Change be filed with the Dutchess County Commissioner of Personnel and upon approval that the Town position be reclassified

from Recreation Director to Park Facilities and Program Director and that such reclassification be deemed retroactive to August 22, 2011.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Sagliano

DATED: November 13, 2013

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

Carried.

Supervisor Tomik noted that does not effect our Recreation Director, Sandy Coe's position.

Item # 9 – Authorize Traffic Control Devices for the Carrington Heights Subdivision:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 139/2013

RE: AUTHORIZING TRAFFIC CONTROL DEVICES FOR THE CARRINGTON HEIGHTS SUBDIVISION

WHEREAS, the Town Board of the Town of Pleasant Valley is authorized by Section 64(16) of the Town Law and pursuant to Article 41 of the Vehicle and Traffic Law of the State of New York to erect and maintain traffic control devices on Town Highways; now, therefore be it,

RESOLVED, that the Highway Superintendent of the Town of Pleasant Valley be and he is hereby authorized to erect stop signs on the following roads:

1. The intersection of Carrington Court and Forest Meadow Drive. The sign being on Carrington Court; and
2. The intersection of Forest Meadow Drive and Hibernia Heights Drive. The sign being on Forest Meadow Drive.

MOTIONED BY: Don Sagliano

SECONDED BY: Carol Campbell

DATED: November 13, 2013

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

Carried.

Item # 10 – Accepting Dedication and Consenting to Highway Superintendent Laying our Public Highway/Carrington Heights Subdivision:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 140/2013

In the matter of the acceptance of a certain Town Highway known as “Forest Meadow Dirve” f/k/a Road “A” and “Carrington Court” f/k/a Road “B” in the Town of Pleasant Valley,

**TOWN BOARD RESOLUTION
ACCEPTING DEDICATION &
CONSENTING TO HIGHWAY
SUPERINTENDENT LAYING**

Dutchess County, New York together with drainage easements and drainage basin easement in a subdivision known as Subdivision Plat entitled,

OUT PUBLIC HIGHWAY

“Carrington Heights Subdivision.”

WHEREAS, on August 12, 2003, the Town of Pleasant Valley Planning Board approved a certain subdivision plat entitled “Carrington Heights Subdivision”, which map is filed in the Dutchess County Clerk’s office as map No. 11,666 and 11,666A; and

WHEREAS, CARRINGTON CONSTRUCTION CORP. (“Carrington”), has delivered a Dedication and Release (deeds), wherein said owner of lands and easements described therein have released the same to the Town of Pleasant Valley and its Highway Superintendent for public highway purposes; and

WHEREAS, said Carrington, has delivered proposed deeds to the Town of Pleasant Valley for the subdivision road and related easements; and

WHEREAS, said Carrington has delivered a letter of credit from M&T Bank, No.: SB9114950001 and a road maintenance guarantee to the Town in the amount of \$106,000.00 dated November 13, 2013; and

WHEREAS, the Town Board has reviewed the documentation submitted and development plans in this subdivision, and finds it in the public interest to accept this road and related improvements; now, therefore, be it

RESOLVED, that the Town Board hereby accepts the Dedication of “Forest Meadow Drive” and “Carrington Court”, and also accepts the drainage easements related to said roadway, and hereby accepts the proffered deeds, and be it further

RESOLVED, that the Town Board hereby consents that the Superintendent of Highways of the Town of Pleasant Valley make an order laying out the lands described in the aforesaid Dedication for public highway purposes in accordance with the provisions of the Highway Law and other statutes applicable thereto, and the Attorney for the Town shall record the deeds, at the developers expense; and be it further

RESOLVED, that the Dedication and Release (deeds) shall be filed in the office of the Clerk of the Town of Pleasant Valley following recording in the Dutchess County Clerk’s office.

MOTIONED BY: Steve Albrecht

SECONDED BY: Carol Campbell

DATED: November 13, 2013

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

Carried.

Item # 11 – Authorizing Traffic Control Devices for the Pheasant Hills Subdivisions:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 141/2013

RE: AUTHORIZING TRAFFIC CONTROL DEVICES FOR THE PHEASANT HILLS SUBDIVISION

WHEREAS, the Town Board of the Town of Pleasant Valley is authorized by Section 64(16) of the Town Law and pursuant to Article 41 of the Vehicle and Traffic Law of the State of New York to erect and maintain traffic control devices on Town Highways; now, therefore, be it

RESOLVED, that the Highway Superintendent of the Town of Pleasant Valley be and he is hereby authorized to erect stop signs on the following roads:

1. The intersection of Coachman Way and Smith Road. The sign being on Coachman Way.

MOTIONED BY: Don Sagliano
SECONDED BY: Steve Albrecht

DATED: November 13, 2013

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

Item # 12 – Accepting Dedication & Consenting to Highway Superintendent Laying Out Public Highway:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 142/2013

In the matter of the acceptance of a certain Town Highway known as “Coachman Way” in the Town of

Pleasant Valley, Dutchess County,

New York, together with drainage easements in a subdivision known as Subdivision Plat entitled, “Pheasant Hills Subdivision.”

**TOWN BOARD RESOLUTION
ACCEPTING DEDICATION &**

CONSENTING TO HIGHWAY

**SUPERINTENDENT LAYING
OUT PUBLIC HIGHWAY**

WHEREAS, on November 13, 2001, the Town of Pleasant Valley Planning Board approved a certain subdivision plat entitled “Pheasant Hills Subdivision”, which map is filed in the Dutchess County Clerk’s office as map No. 11,463; and

WHEREAS, MARY ANNE RICHARD (“Richard”), has delivered a Dedication and Release (deeds), wherein said owner of lands and easements described therein have released the same to the Town of Pleasant Valley and its Highway Superintendent for public highway purposes; and

WHEREAS, said Richard, has delivered proposed deeds to the Town of Pleasant Valley for the subdivision road and related easements; and

WHEREAS, the Town Board has reviewed the documentation submitted and development plans in this subdivision, and finds it in the public interest to accept this road and related improvements; now, therefore, be it

RESOLVED, that the Town Board hereby accepts the Dedication of “Coachman Way”, and also accepts the drainage easements related to said roadway, and hereby accepts the proffered deeds, and be it further

RESOLVED, that the Town Board hereby consents that the Superintendent of Highways of the Town of Pleasant Valley make an order laying out the lands described in the aforesaid Dedication for public highway purposes in accordance with the provisions of the Highway Law and other statutes applicable thereto, and the Attorney for the Town shall record the deeds; and be it further

RESOLVED, that the Dedication and Release (deeds) shall be filed in the office of the Clerk of the Town of Pleasant Valley following recording in the Dutchess County Clerk’s office.

MOTIONED BY: Steve Albrecht

SECONDED BY: Lisa Milicaj

DATED: November 13, 2013

ROLL CALL:

AYE

NAY

Councilman Albrecht

X

Councilwoman Campbell

X

Councilwoman Milicaj	<u> X </u>	
Councilman Sagliano	<u> X </u>	
Supervisor Tomik	<u> X </u>	

Carried.

Item #13 - Authorizing Substitution of Security for Global Cell Tower Removal:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 143/2013

RE: AUTHORIZING SUBSTITUTION OF SECURITY FOR GLOBAL CELL TOWER REMOVAL

WHEREAS, Global Tower Partners is party to a Wireless Telecommunications Facility Removal Agreement as required by Town Code § 98-27 to guarantee for the removal of the cell tower and related equipment in the event it becomes unused which is secured by a Letter of Credit issued by Suntrust Bank; and

WHEREAS, pursuant to that Agreement Global Towers Partners has posted two (2) Letters of Credit in the amount of \$42,500.00 each for the removal of the cell towers at facility sites NY-5034 and NY-5182 located at Pine Hill Road; and

WHEREAS, American Cell Tower Corporation of Boston, Massachusetts has acquired Global Towers Partners and has requested the return of the Letters of Credit issued by Suntrust Bank on behalf of Global Towers; and

WHEREAS, American Cell Tower Corporation has tendered substitute Letters of Credit issued by Toronto Dominion Bank located at 31 West 52nd Street, New York, New York 10029 that will expire on June 20, 2018; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby authorizes the substitution of the Suntrust Bank Letters of Credit No. F853308 and F853309 with Letters of Credit issued by Toronto Dominion Bank No. BB8ATJ6B2 and BB8ATJ51Q; and be it further

RESOLVED, that the Town Clerk is authorized to release the Suntrust Bank Letters of Credit in exchange for the substitute Letters of Credit from Toronto Dominion Bank.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilwoman Campbell

DATED: November 13, 2013

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

Carried.

Item # 14 – Reappointment to The Board of Assessment Review/Penny Hickman:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 144/2013

RE: REAPPOINTMENT TO THE BOARD OF ASSESSMENT REVIEW

WHEREAS, there now exists on the Town of Pleasant Valley Board of Assessment Review a vacancy due to the expiration of the term of Penny Hickman; and

WHEREAS, Penny Hickman has expressed an interest in being reappointed to a position on the Board of Assessment Review; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby designate and reappoint Penny Hickman to the Board of Assessment Review, effective immediately as follows:

<u>Appointment</u>	<u>Term Expires</u>
Penny Hickman	September 30, 2018

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: November 13, 2013

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

Carried.

Item # 16 – Authorizing Payment of Abstract No.11 of 2013:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 145/2013

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 11 OF 2013

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 2013	General Fund Claims	\$ 242,843.73
2. Abstract 11 of 2013	Highway Fund Claims	\$ 83,709.94
3. Abstract 11 of 2013	Consolidated Light	\$ 3,066.45
4. Abstract 11 of 2013	Ambulance	\$ 7,473.00
5. Abstract 11 of 2013	Valley Dale Sewer District	\$ 17,998.00

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Milicaj

DATED: November 13, 2013

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

Carried

OPEN THE MEETING TO THE PUBLIC:

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

Tom Vasti – Patricia Drive- asked Supervisor Tomik to follow up with Gary Aber. Tom felt bad Gary walked out of meeting. Tom discussed with the Town Board at length the mortgage tax, 2% cap and land coming off the tax rolls.

Don Johnson – Masten Road – noted that the read an article in the Poughkeepsie Journal that companies are buying up land.

Sharon Johnson – Masten Road- asked who pays for the SEQRA Review for the Open Space.

Town Attorney, Scott Volkman – stated that it is paid for by the Town of Pleasant Valley. If there is an applicant doing this procedure it would be the applicant who would pay the fees.

Sharon Johnson – Masten Road- asked what is Scott Volkman and Greg Bolner's fee?

Town Attorney, Scott Volkman – noted that the Town Budgets for it.

Steve Kish – Cary Road - asked how does one become a candidate for the vacant Town Board seat.

Councilman Sagliano – stated he should contact the Supervisor-Elect and submit a letter of interest.

Tom Vasti – Patricia Drive - noted that the Republican Committee/Conservatives are interviewing qualified candidates.

Don Johnson – Masten Road – stated that our lakes and ponds need to be protected and this will create another environmental study. Who will pay for this?

Supervisor Tomik – stated this will need to be researched. He asked Mr. Johnson to stop by his office.

John Fumo – Red Fox Lane – stated that communication to the town residents needs improvement. Suggests master email blasts. He would also like to see the Budget on the Town's website.

Sandra Larkin – Davis Road – noted in order for this to happen the Town needs to set up a committee.

Supervisor Tomik – stated on our website there is a sign up section so residents could get notified.

Tom Vasti – Patricia Drive – noted that if the town acquired a Grant Writing System this is a good way to get communication to the residents. He mentioned this is expensive but you have to invest to get back.

Councilman Sagliano – Encouraged all residents to submit a letter of dissatisfaction and concern, to the Public Service Commissioner, regarding the new high tension power lines proposed to come into our town. Councilman Sagliano stated that he would be submitting a letter of his own.

Tom Vasti – Patricia Drive – stated that new equipment is being installed at the Central Hudson substation, in our town, and would like our Town Assessor to look into it. If they are making upgrades they need to pay for it.

CLOSE MEETING TO THE PUBLIC:

Motioned by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board closed the meeting to the public, carried.

SUPERVISOR’S COMMENTS:

Supervisor Tomik, again, sends his and the Town Boards deepest condolences to the Town Clerk, Margaret Hart, and her family on the passing of her brother.

ADJOURN:

Motion made by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board adjourned the meeting at 9:05pm, carried.

Respectfully Submitted,

Mary Beth Muir, Deputy Town Clerk

SPECIAL TOWN BOARD MEETING

NOVEMBER 19, 2013

The Pleasant Valley Town Board held a Special Town Board to Adopt the 2014 Town Budget on Tuesday, November 19, 2013 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 – Adopt the 2014 Annual Town Budget:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 146/2013

RE: ADOPTING ANNUAL TOWN BUDGET FOR 2014

WHEREAS, pursuant to Town Law Section 106 (2), on September 11, 2013, the Town Supervisor and Budget Officer filed in the Town Clerk's office the 2014 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 September 11, 2013; and

WHEREAS, the Town Board modified the Tentative Budget and approved a 2013 Preliminary Budget on October 30, 2013; and

WHEREAS, this Town Board on November 6, 2013, commencing at 7:00 p.m., 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, 2014, 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 the fiscal year having been fully discussed and considered they closed the public hearing; now, therefore, be it

RESOLVED, pursuant to Town Law Section 109, that said Preliminary Budget approved and filed as aforesaid is hereby adopted and established as the annual budget for this Town for the fiscal year beginning January 1, 2014, 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 2014 tax rate is \$2.82983, per \$1,000.00 of assessed value, with a tax levy imposed at \$2,731,433.00; 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 the Supervisor of the Town, and that he shall present such copy to the Dutchess County Legislature as required by law.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

DATED: November 19, 2013

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

Carried.

Supervisor Tomik noted that there were no changes from the adopted 2014 Preliminary Budget.

The Town Board had discussion regarding Informational Meetings for the proposed upgrade to the high power transmission lines.

Item # 2 – Authorize the Town Clerk to Advertise in the Poughkeepsie Journal & Northern Dutchess News for Proposed Informational Meetings:

Motion by Councilman Sagliano, seconded by Councilwoman Campbell the Town Board authorized the Town Clerk to advertise for two (2) proposed Informational Meetings in the Poughkeepsie Journal and the Northern Dutchess News when the dates are confirmed between the Power Companies and the Town Supervisor,

4 Ayes

1 (Councilwoman Milicaj) didn't vote either way

Carried.

ADJOURN:

Motion by Councilwoman Campbell, seconded by Councilman Sagliano the Town Board adjourned the meeting at 6:15PM, carried.

Respectfully Submitted,

Margaret Hart

Margaret Hart, Town Clerk

WORKSHOP MEETING

DECEMBER 4, 2013

The Pleasant Valley Town Board held their regularly scheduled Workshop Meeting on Wednesday, December 11, 2013 at 7:00PM, at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
 Carol Campbell Councilwoman
 Don Sagliano Councilman
 Carl Tomike Supervisor

ABSENT: Lisa Milicaj Councilwoman

PRESIDING OFFICER: Carl Tomik, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

Item # 1 – Open Space and Farmland Plan:

Town Attorney, Scott Volkman noted that the Town Board has heard back from the County and they have no issues with the Open Space and Farmland Plan. Mr. Volkman noted that the Town Board can accept the Plan at the December 11, 2013 Regular Town Board Meeting.

Item # 2 – Set Date For Year End Meeting/December 30, 2013:

The Town Board will set the Year End Meeting for December 30, 2013 at the December 11, 2013 Regular Town Board Meeting.

Item # 3 – Nextera Informational Meeting/December 10, 2013:

Supervisor Tomik noted that Nextera would be holding an Informational Meeting on Tuesday, December 10, 2013 at 7:00PM at Town Hall regarding the High Tension Power Lines.

Item # 4 – Appoint Part-time Clerk to the Town Board:

Councilwoman Campbell noted that the Town Board will be appointing Cindy Halupke as part-time clerk to the Town Board at the December 11, 2013 Regular Town Board Meeting.

Item # 5 – Budget Amendment:

Supervisor Tomik noted that the Town Board will approve the Budget Amendment at the December 11, 2013 Regular Town Board Meeting.

Item # 6 – RFP For Sidewalk Cleaning/Winter Season:

Supervisor Tomik noted that the RFP for sidewalk cleaning would be for those residents and businesses that do not clear off the sidewalks in front of their homes or businesses.

Town Attorney, Scott Volkman noted that there was an RFP done couple of years ago it was only done as needed bases.

Highway Superintendent, Butch Gardner drew up an RFP for the Town Board to review.

Town Attorney, Scott Volkman stated that he would review the RFP. Mr. Volkman also noted that snow removal falls under the Zoning Administrator. Mr. Volkman stated that Town Board the might want to revisit forming a sidewalk district.

The Town Board had a lengthy discussion regarding this matter.

Item # 7 – Award Highway Materials Bids/Authorizing the Spending of Highway Funds:

On recommendation from Highway Superintendent, Butch Gardner the Town Board will award the Highway Materials Bids and authorize the spending of Highway Funds at the December 11, 2013 Regular Town Board Meeting.

Item # 8 – Tax Certiorari – Widmer Realty:

Town Attorney, Scott Volkman gave an overview of the Tax Certiorari for Widmer Realty Corp., 160-168 West Road. The Town Board will authorize the settlement at the December 11, 2013 Regular Town Board Meeting.

Item # 9 – Commendation for Gary Aber:

Supervisor Tomik noted that Gary resigned as chairman of the Pleasant Valley Weekend Committee. The Town Board discussed about doing a commendation or a resolution thanking Gary and his wife Pat for their years of running Pleasant Valley Weekend. The Town Board decided that they would like to have a resolution.

Item # 10 – Discuss Increase of Fee Pad to BOCES For Use of Gym:

Supervisor Tomik noted that Recreation Leader, Sandy Coe received a notice from BOCES that they might be increasing the fee that the Town pays for the use of their gym. The Town Board had discussion regarding this matter and will wait to hear back from Sandy before making any decision.

Item # 11- Proposed Cell Tower/Field Two:

Town Attorney, Scott Volkman will be reviewing the information that was given to him regarding the proposed Cell Towers to be placed at Field Two.

Item # 12 – Christmas Eve Hours/December 24, 2013:

The Town Board agreed to close Town Hall at 12:00 noon on Christmas Eve, December 24, 2013.

Chris Hart – Smith Road – asked the Town Board if they have looked into some kind of funding for the Town to do a study on the proposed upgrade of the high tension power lines. Mr. Hart believes there are funds available through the Public Service Commission.

Councilwoman Campbell- noted that the Town of Clinton has done a resolution and feels that our Town should also do one.

Tom Vasti – Patricia Drive- presented the Town Board with a seven page (7) document titled “Pleasant Valley Weekend – Revitalized and Renewed” (filed in the Town Clerks Office) showing some new ways to help run Pleasant Valley Weekend and some of the organizations that the Town Board should get to help them. Mr. Vast reviewed the document with the Town Board.

Councilwoman Campbell- thanked Tom for the plan and thinks it is a good idea and has been making lists and has someone in mind to be the chairperson of the committee.

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board entered into Executive Session on 7:50PM under Public Officers Law section 1051.F Personnel Matter, carried.

No action taken.

Motion by Councilman Sagliano, seconded by Councilwoman Campbell the Town Board came out of Executive Session at 8:40PM, carried.

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilwoman Campbell the Town Board adjourned the meeting at 8:42PM, carried.

Respectfully Submitted,

Margaret Hart

Margaret Hart, Town Clerk

REGULAR TOWN BOARD MEETING

DECEMBER 11, 2013

The Pleasant Valley Town Board held their regularly scheduled Town Board Meeting on Wednesday, December 11, 2013 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

The meeting was opened with the salute to the flag. Supervisor Tomik asked for a moment of silence for the Lodhi Family and Friends and the Family and Friends of the passengers of the recent train crash.

MINUTES: of 10/02/2013 Workshop Meeting/Special Town Board Meeting
 10/09/2013 Public Hearing/Regular Town Board Meeting
 10/22/2013 Special Town Board Meeting
 10/30/2013 Special Town Board Meeting
 11/19/2013 Special Town Board Meeting
 12/02/2013 Bid Opening Highway Materials

Were approved on motion by Councilman Sagliano, seconded by Councilwoman Campbell, carried.

MONTHLY REPORTS:

1. Town Clerk's Monthly Report
2. Refuse Monthly Report
3. Aboveground Storage Tank Report
4. Assessor's Monthly Report
5. Recreation Monthly Report
6. Monthly Trail Balance Report

COMMITTEE REPORT:

1. Personnel Committee Report- Councilwoman Campbell noted that the Town Board would be appointing the secretary to the Town Board tonight.
2. Recreation Committee Report- Councilwoman Campbell thanked Tom Vasti for the proposal for Pleasant Valley Weekend.

ORAL REPORTS:

County Legislator, Mike Kelsey noted that the County Budget has been adopted but not very well for the taxpayers there will be an increase of 1.9%. Mike noted that it is now in the hands of the County Executive for approval. Mike also noted that starting March 1, 2014 they will be charging an energy tax on fire wood, fuel oil and natural gas and this will help the County cut the 7.5 million gap. Mike noted that he voted no on implementing the energy tax. Mike also noted that the County is looking into purchasing the property next to the County Jail.

Councilman Albrecht asked how they are going to monitor sales tax on fire wood when it is sold privately.

Mike Kelsey not sure how they will enforce taxing the fire wood sold privately. Mike also noted that wood pellets would not be taxed.

County Legislator, Peter Wilkinson noted that if the County full fills the gap with the energy tax or the economy turns around the County can always pull back on the energy tax.

OPEN THE MEETING TO THE PUBLIC FOR AGENDA ITEMS ONLY:

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

NEW BUSINESS:

Item # 1 – Adopt Open Space and Farmland Plan:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 147/2013

RE: ADOPTING THE OPEN SPACE AND FARMLAND PLAN

WHEREAS, the Town Board of the Town of Pleasant Valley is considering the adoption of an Open Space and Farmland Plan (“the Plan”); and

WHEREAS, the Town Board of the Town of Pleasant Valley is considering the adoption of an Open Space and Farmland Plan in an effort to protect Pleasant Valley’s most significant open space and farmland resources by providing information regarding the importance of those resources, offering a guide to the various voluntary land protection and financing options, providing short term and long term recommendations and to contribute to the protection of the environmental and economic health of the Town of Pleasant Valley; and

WHEREAS, on August 14, 2013, the Town Board adopted a Resolution accepting the draft plan for review and consideration; and

WHEREAS, the Town Board circulated a notice declaring the Town Board’s intent to be Lead Agency for the purpose of the State Environmental Quality Review Act and also circulated the Plan pursuant to Town Law § 239 i & m; and

WHEREAS, the Town Board held a Public Hearing on September 11, 2013 and October 9, 2013 at such time all parties who desired to be heard in connection the plan were so heard; and

WHEREAS, by Resolution dated November 13, 2013 the Town Board of the Town of Pleasant Valley determined the passage of this Resolution and the adoption of the Open Space and Farmland Plan was a Type 1 action under the State Environmental Quality Review Act and has determined that the Plan will have no adverse impact on the environment and has adopted a Negative Declaration in connection therewith; and

WHEREAS, the Dutchess County Department of Planning and Development submitted a memo dated December 2, 2013, which recommended that it is a matter of local concern, with comments; and

WHEREAS, the Dutchess County Department of Planning stated that: “The Plan builds upon recommendations from the Comprehensive and Recreational Plans and inventories existing resources, outlines priority conservation areas and describes preservation techniques, with the aim of encouraging resource protection on a voluntary basis” and ultimately determined and recommended that the Town Board rely upon its own study of the facts in the case with due consideration to the comments in the December 2nd memo, which has been fully considered by the Town Board; now, therefore, be it

RESOLVED, that the Town Board hereby accepts the draft Plan as a final document; and be it further

RESOLVED, that the Town Board hereby adopts the final Open Space and Farmland Plan.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

DATED: December 11, 2013

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

Carried.

Item # 2 – Set Date for Year End Meeting/December 30, 2013:

Motion by Councilman Sagliano, seconded by Councilwoman Campbell the Town Board set the Year End Meeting for December 30, 2013 at 7:00PM, carried.

Item # 3 – Appointment of Part-Time Clerk To The Town Board:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 148/2013

RE: APPOINTMENT OF PART-TIME CLERK TO THE TOWN BOARD

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 is a vacancy for the position of part-time Clerk to the Town Board that was previously occupied by Lisa Pfistsher; and

WHEREAS, it has been determined by the Town Board that the part-time position of Clerk is necessary and appropriate; now, therefore be it

RESOLVED, that the Town Board Town of Pleasant Valley authorizes Cindy Halupke, to serve as Clerk, at the pleasure of the Town Board, at an hourly rate of \$12.50 per hour in an amount not to exceed 20 hours per week for the year 2013 to be prorated effective the date of appointment; and be it further

RESOLVED, that the Town Supervisor and the Town Bookkeeper are hereby directed and authorized to file any and all documents necessary to effectuate the intent of this Resolution with the Dutchess County Department of Personnel; and be it further

RESOLVED, that this Resolution shall take effect immediately.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilman Sagliano

DATED: December 11, 2013

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

Carried.

Item # 4 – Budget Amendment:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD
TOWN BOARD RESOLUTION NO.: 149/2013
RE: BUDGET LINE TRANSFER

WHEREAS, the Town Board of the Town of Pleasant Valley has expenditures for the 2013 Adopted Budget line items that will exceed the amount available in such Budget lines; and

WHEREAS, the Town of Pleasant Valley has funds available in other lines and needs to transfer such funds to provide for such expenditures; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby amends and transfers from and to the attached budget lines for the 2013 Adopted Budget as follows:

<u>EXPENDITURES</u>			
<u>ACCOUNT</u>	<u>DEPARTMENT</u>	<u>INCREASE</u>	<u>DECREASE</u>
A.1420.451	ATTORNEY	48,000.00	
A.1440.400	ENGINEER	4,000.00	

A.1620.429	REPAIRS & MAINTENANCE	3,100.00	
A.1640.499	BUILDINGS MISC. CENTRAL	700.00	
A.1650.400	COMMUNICATIONS	1,600.00	
A.1990.400	CONTINGENCY		4,976.00
A.3510.440	SPCA	3,000.00	
A.7110.498	REC.FUEL		500.00
A.7110.499	PARKS MISC	2,500.00	
A.7140.451	YOUTH BASKETBALL	4,700.00	
A.7140.466	SUMMER CAMP	255.00	
A.7140.99	REC. MISC		500.00
A.9060.800	MEDICAL INSURANCE		30,000.00
A.9080.800	UNEMPLOYMENT INSURANCE		5,000.00
DA.5110.100	SALARIES-GENERAL REPAIRS	8,000.00	
DA.5142.100	SALARIES-SNOW		8,000.00
	TOTAL TO BE MOVED	75,855.00	48,976.00

<u>REVENUE ACCOUNT</u>	<u>DEPARTMENT</u>	<u>INCREASE</u>	<u>DECREASE</u>
A.1170	FRANCHISE FEES	2,080.00	
A.1603	VITAL STATISTIC FEES RECREATION SPONSOR	1,000.00	
A.2089	FEE FINES & FOREFEITED	5,900.00	
A.2610	BAIL	2,899.00	
A.3005	MORTGAGE TAX	15,000.00	
	TOTAL TO BE MOVED	26,879.00	

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

DATED: December 11, 2013

ROLL CALL: AYE NAY

Councilman Albrecht X

Councilwoman Campbell	<u> X </u>	_____
Councilwoman Milicaj	<u> X </u>	_____
Councilman Sagliano	<u> X </u>	_____
Supervisor Tomik	<u> X </u>	_____

Carried.

Item # 5 – Accept Bids for 2014 Highway Materials and Services:
 Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 150/2013

RE: ACCEPTING BIDS FOR 2014 HIGHWAY MATERIALS AND SERVICES

WHEREAS, the Town of Pleasant Valley Highway Superintendent has duly recommended the award of bids that were received and opened on December 2, 2013 for the purchase of materials on an as needed basis pursuant to the provisions of the Highway Law; now, therefore, be it

RESOLVED, that the Highway Superintendent is hereby authorized to purchase materials and services as needed by the Highway Department within the limits of appropriation set forth in the 2014 Adopted Budget and as per NYS Bid and/or as set forth in the Highway Superintendent’s memorandum dated December 3, 2013 as annexed hereto and incorporated herein by reference.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: December 11, 2013

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

Councilman Sagliano X _____

Supervisor Tomik X _____

Carried.

Item # 6 – Authorize Highway Law § 284 Agreement to Spend Town Highway Funds:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 151/2013

**RE: RESOLUTION AUTHORIZING HIGHWAY LAW § 284 AGREEMENT
 TO SPEND TOWN HIGHWAY FUNDS**

WHEREAS, the Town Board and the Superintendent of Highways are required by Highway Law § 284 to enter into a written agreement stating the places and manner in which the Highway Fund appropriations for repairs and improvements are to be expended; and

WHEREAS, in conjunction with the estimate submitted by the Highway Superintendent, the Highway Superintendent has submitted a proposed Highway Law Section 284 Agreement to spend Town Highway Funds; and

WHEREAS, the Highway Superintendent has prepared an Agreement to spend Town Highway Funds for the fiscal year commencing January 1, 2014, for general repairs and primary work, and permanent improvements subject to limitations set by NYS Capital Highway Improvement Program (CHIPS) funding; now, therefore, be it

RESOLVED, that the Town Board hereby approves said Agreement to spend Town Highway Funds therefore, the Town Supervisor and at least two other Town Board Members are authorized and directed to execute said Agreement as required by law in substantially the same form as annexed hereto.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilman Sagliano

DATED: December 11, 2013

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

Carried.

Item # 7 – Authorizing Settlement of the 2013 Tax Certiorari Proceeding Regarding Widmer Realty Corp.:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 152/2013

RE: AUTHORIZING THE SETTLEMENT OF THE 2013 TAX CERTIORARI PROCEEDING REGARDING WIDMER REALTY CORP.

WHEREAS, there is now pending in the Dutchess County Supreme Court a tax certiorari proceeding commenced in 2013 by Widmer Realty Corp. regarding premises located at 160-168 West Road, Grid # 6363-01-453785 seeking a reduction in their 2013 assessment for the 2013/2014 tax year; and

WHEREAS, the owner of the above referenced parcel has agreed to withdraw the petition; and

WHEREAS, the Town Assessor and the Town Attorney have recommend a settlement of this tax review proceeding; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby approve a settlement on behalf of the Town of Pleasant Valley of the tax certiorari proceeding for the year 2013/2014 as it pertains to:

Grid # 6464-04-910071

<u>Assessment Year</u>	<u>Original Total Assessment</u>	<u>Revised Total Assessment</u>	<u>Reduction</u>
2013/2014	\$2,400,000.00	\$2,400,000.00	-0-

; and, be it further

RESOLVED, that the Town Supervisor, Town Assessor and Stenger, Roberts, Davis & Diamond, LLP, attorneys to the Town of Pleasant Valley are hereby authorized to take any and all action necessary to effectuate the terms of this Resolution.

MOTIONED BY: Councilman Sagliano

SECONDED BY: Councilwoman Campbell

DATED: December 11, 2013

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

Carried.

Item # 8 – Health Reimbursement Arrangement (HRA):

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 153/2013

RE: HEALTH REIMBURSEMENT ARRANGEMENT (HRA)

WHEREAS, the Town of Pleasant Valley is desirous of entering into a Health Reimbursement Arrangement (HRA) effective January 1, 2014 to be administered by Capital District Physicians' Healthcare Network, Inc.; and

WHEREAS, the HRA is intended to qualify as a medical reimbursement plan under Code § 105 and shall be interpreted in a manner consistent with such Code section of the Department of the Treasury regulations thereunder; and

WHEREAS, the Town approves the form of the HRA with an effective date of January 1, 2014 which is being implemented to recognize the contribution made to the Town by its employees and to reward its employees for providing certain benefits for those who qualify and other covered dependents and beneficiaries; now, therefore, be it

RESOLVED, that the form of the HRA effective January 1, 2014, in substantially the same form as annexed hereto, is hereby approved and adopted and that the Town Supervisor is hereby authorized and directed to execute and deliver to the Administrative Agent of the HRA one or more counterparts of the HRA; and be it further

RESOLVED, that the Town shall be the Sponsor of the HRA and shall be the Administrator of the HRA for purposes of ERISA; and be it further

RESOLVED, that the Town hereby appoints the Administrative Agent to assist it with the administration of the HRA and to perform all such non-discriminatory duties related thereto; and be it further

RESOLVED, that the Administrative Agent shall be instructed to take such actions that are deemed necessary and proper in order to implement the HRA, and to set

up adequate accounting and administrative procedures to provide benefits under the HRA; be it further

RESOLVED, that the Supervisor shall act as soon as possible to notify the Employees of the Town of the adoption of the HRA by delivering to each Employee a copy of the summary description of the HRA in the form of the Summary Plan Description presented to the Town Board in essentially same form annexed hereto, which form is hereby approved.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Albrecht

*Discussion: Councilman Sagliano stated that there is nothing annexed to the resolution.

Councilwoman Milicaj asked if it is the same Health Care Program that the Town had last year?

Supervisor Tomik stated yes it's the same plan.

DATED: December 11, 2013

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

Carried.

Item # 9 – Set the Date for the Re-Organization Meeting:

Motion by Supervisor Tomik, seconded by Councilwoman Campbell the Town Board set the date for the Re-Organizational Meeting for Friday, January 3, 2014 at 7:00PM with the Workshop Meeting to follow, carried.

Item # 10 – Authorizing Payment of Abstract No. 12 of 2013:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 154/2013

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 12 OF 2013

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 12 of 2013	General Fund Claims	\$66,224.83
2. Abstract 12 of 2013	Highway Fund Claims	\$54,525.05
3. Abstract 12 of 2013	Consolidated Light	\$ 3,503.62
4. Abstract 12 of 2013	Ambulance	\$ 7,473.00

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilwoman Milicaj

DATED: December 11, 2013

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

Item # 11 – Public Service Commission Proceeding Regarding Potential Upgrades to the Alternating Current Transmission System in the Town of Pleasant Valley:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 155/2013

**RE: PUBLIC SERVICE COMMISSION PROCEEDINGS REGARDING
POTENTIAL UPGRADES TO THE ALTERNATING CURRENT
TRANSMISSION SYSTEM IN THE TOWN OF PLEASANT VALLEY**

WHEREAS, the New York State Public Service Commission initiated a proceeding to examine upgrades to the State's high voltage transmission system to relieve congestion and enhance reliability; and

WHEREAS, a significant electric transmission corridor runs directly through the Town of Pleasant Valley, which is also the site of a 345-kilovolt Consolidated Edison Substation; and

WHEREAS, in response to the Public Service Commission's proceeding proposals from four (4) entities known as North America Transmission, LLC, New York Transmission Owners, Nextera Energy Transmission New York, Inc. and Boundless Energy N/E were submitted; and

WHEREAS, North America Transmission, LLC, New York Transmission Owners, Nextera Energy Transmission New York, Inc. and Boundless Energy N/E and the New York Public Service Commission appeared at a information meeting located at the Town of Pleasant Valley Town Hall on December 10, 2013 and the public had an opportunity to speak on the subject; and

WHEREAS, it is apparent that the impacts to Pleasant Valley are potentially significant and require further study and input from the Town of Pleasant Valley; and

WHEREAS, in order to effectively participate in this process the Town Board now believes it should be seeking party status and to seek intervener funding in order to properly study the potential impacts to the Town of Pleasant Valley; now, therefore be it

RESOLVED, that the Town Board hereby authorizes and directs the Town Supervisor and the Attorney to the Town to take any and all steps necessary to file with the New York State Public Service Commission a request to be recognized as a party to the proceedings and to seek intervener funding and to request an extension of time to comment on the proposed plans.

MOTIONED BY: Councilwoman Campbell

SECONDED BY: Councilman Sagliano

DATED: December 11, 2013

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

Carried.

OPEN THE MEETING TO THE PUBLIC:

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

Meta Poltnik – Chairperson to the CAC: wanted to thank the Town Board for approving the Open Space and Farmland Plan.

Kevin Kennedy – Patricia Drive- stated that he saw that there was an increase in Attorney's fees and is there any supporting documents.

Supervisor Tomik stated that the Attorney's fees also includes the Special Prosecutor.

Councilwoman Campbell noted that the Attorney's fees are a little high because we had a Tax Certiorari that was settled, some personnel issues, on going litigation and the settlement of the union contract.

Kevin Kennedy - asked if he would be able to get a copy of the Attorney bills.

Councilman Sagliano stated that he could file a Freedom of Information with the Town Clerk.

CLOSE THE MEETING TO THE PUBLIC:

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

SUPERVISOR'S COMMENTS:

Supervisor Tomik stated that it has been an interesting 2 years and will miss a lot of it.

Councilwoman Campbell stated it has been a pleasure to work with Carl and Councilwoman wished Councilman Sagliano the best of luck on his new venture with the County.

EXECUTIVE SESSION:

Motion by Councilwoman Campbell, seconded by Supervisor Tomik the Town Board entered into Executive Session at 7:50PM under Public Officers Law section 1051.F Personnel Matter and section 1051.D pending Litigation, carried.

No Action taken.

Motion by Councilman Sagliano, seconded by Councilwoman Campbell the Town Board came out of Executive Session at 8:35PM, carried.

ADJOURN:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board adjourned the meeting at 8:36PM, carried.

Respectfully Submitted,

Margaret Hart

Margaret Hart, Town Clerk

YEAR END MEETING

DECEMBER 30, 2013

The Pleasant Valley Town Board held their Year End Meeting on Monday, December 30, 2013 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 – Approve the Minutes:

Motion by Councilman Albrecht, seconded by Councilman Sagliano the Town Board approved the following minutes:

Public Hearing/Workshop Meeting	11/06/2013
Public Hearing/Regular Town Board Meeting	11/13/2013
Workshop Meeting	12/04/2013
Regular Town Board Meeting	12/11/2013

Carried.

Item #2 Approve Abstract 12A-Year End Vouchers:

Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 155/2013

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 12A OF 2013

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 12A of 2013	General Fund Claims	\$30,829.05
2. Abstract 12A of 2013	Highway Fund Claims	\$60,415.73
3. Abstract 12A of 2013	Ambulance	\$7,473.00

MOTIONED BY: Supervisor Tomik
 SECONDED BY: Councilman Albrecht

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

Dated December 30, 2103
 Carried.

Item # 3 – Authorize the Renewal of Auto Salvage Yard License for 2014/1913 Route 44/Baroni Recycling, Inc:

Supervisor Tomik read the following resolutions:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 156/2013

RE: AUTHORIZING THE RENEWAL OF AUTO SALVAGE YARD LICENSE FOR 2014 FOR 1913 ROUTE 44 – BARONI RECYCLING, INC.

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 period of January 1, 2014 to December 31, 2014 pursuant to Chapter 62 of the Town Code and has made a recommendation that the license be renewed by memorandum dated December 4, 2013; 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, 2014; 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 2014.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Campbell

DATED: December 30, 2013

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

Carried.

Item # 4 – Citgo 2552 Route 44 Alcoholic Beverage License Application/30 Day Waiver:
Supervisor Tomik read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 157/2013

**RE: RAO CITGO, LLC, 2551 ROUTE 44 - ALCOHOLIC BEVERAGE
LICENSE APPLICATION**

WHEREAS, Gyanwanti Persaud of RAO Citgo, LLC submitted a Notice of Intent to file a new application for an Alcoholic Beverage License for the retail sale of beer and wine products only to be sold at 2551 Route 44, 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 advancing 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: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: December 30, 2013

ROLL CALL:

AYE

NAY

Councilman Albrecht	<u> X </u>	_____
Councilwoman Campbell	<u> X </u>	_____
Councilwoman Milicaj	<u> X </u>	_____
Councilman Sagliano	<u> X </u>	_____
Supervisor Tomik	<u> X </u>	_____

Carried.

Item # 5 – Review Quotes for Snow Blower:

The Town Board had discussion regarding the purchasing of a new snow blower for Town Hall. Supervisor Tomik noted that four (4) quotes were received. After much discussion the Town Board on motion by Councilman Sagliano, seconded by Councilwoman Milicaj the Town Board authorized the purchase of the snow blower from Adams Power Equipment in the amount of \$1,621.00, carried.

Item # 6 – Accept Paula Vincitore’s Resignation from the Planning Board:

Motion by Councilwoman Campbell, seconded by Councilman Albrecht the Town Board accepted Paula Vincitore’s resignation from the Planning Board, carried.

Item # 7 – Set Dates for Re-Organization Meeting, Workshop Meeting and Regular Town Board Meeting:

Motion by Councilwoman Campbell, seconded by Councilman Sagliano the Town Board set the dates for the Re-Organization Meeting, Workshop Meeting and Regular Town Board Meeting for Wednesday, January 8, 2014 with the Re-organization meeting starting at 6:00PM, Workshop Meeting to follow the Re-Organization Meeting and the Regular Town Board Meeting to follow the Workshop Meeting, carried.

ADJOURN:

Motion by Councilman Campbell, seconded by Councilman Albrecht the Town Board adjourned the meeting at 7:20PM, carried.

Respectfully Submitted,

Margaret Hart

Margaret Hart, Town Clerk