

PUBLIC HEARING
REGULAR TOWN BOARD MEETING
NOVEMBER 10, 2015

The Pleasant Valley Town Board held a Public Hearing and its regularly scheduled Town Board Meeting on Wednesday, November 10, 2015 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

PRESENT: Steve Albrecht Councilman
 Mark Figliozzi Councilman
 Steve Latino Councilman
 Lisa Milicaj Councilwoman
 Carol Campbell Supervisor

PRESIDING OFFICER: Carol Campbell, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

PUBLIC HEARING: Local Law X of 2015 entitled “Override the Tax Levy Limit for Fiscal Year 2016”.

Supervisor Campbell noted that she was in receipt of the Affidavit of Publication by the Poughkeepsie Journal dated October 30, 2015 and the Affidavit of Posting by the Town Clerk on November 10, 2015.

OPEN THE MEETING TO THE PUBLIC:

Motion by Councilman Figliozzi, seconded by Councilman Latino the Town Board opened the meeting to the public, carried.

Frank DeRasmo- Mill Lane – asked why is the Town overriding the tax cap?

Councilman Figliozzi stated that the Local Law needs to be in place in case the Town Board goes over the tax cap.

Rolando Ghedini – Arbor Hill Drive – stated that maybe it would be necessary to override the tax cap, so the Town wouldn’t have to cut down on the services that are provided to the residents.

All residents having had ample time to speak the Town Board closed the Public Hearing on motion by Councilman Figliozzi, seconded by Councilwoman Milicaj, carried.

PROCLAMATION: RE: **CHILDHOOD CANCER AWARENESS WEEK NOVEMBER 23-29, 2015**

PROCLAMATION: RECOGNIZING NOVEMBER 23rd - 29th AS CHILDHOOD CANCER AWARENESS WEEK IN THE TOWN OF PLEASANT VALLEY

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

WHEREAS, the American Cancer Fund for Children and Kids Cancer Connection report cancer is the leading cause of death by disease among U.S. children between infancy and age 15 and this tragic disease is detected in nearly 15,000 of our country's young people each and every year; and

WHEREAS, one in five of our nation's children loses his or her battle with cancer and many infants, children and teens will suffer from long-term effects of comprehensive treatment, including secondary cancers; and

WHEREAS, founded over twenty years ago by Steven Firestein, a member of the philanthropic Max Factor cosmetics family, the American Cancer Fund for Children, Inc. and Kids Cancer Connection, Inc. are dedicated to helping these children and their families; and

WHEREAS, the American Cancer Fund for Children and Kids Cancer Connection provide a variety of vital patient psychosocial services to children undergoing cancer treatment at Memorial Sloan-Kettering Cancer Center in NYC, Morgan Stanley Children's Hospital in NYC, as well as participating hospitals throughout the country, thereby enhancing the quality of life for these children and their families; and

WHEREAS, the American Cancer Fund for Children and Kids Cancer Connection also sponsor Courageous Kid Recognition Award presentations, community get well cards and hospital celebrations in honor of a child's determination and bravery to fight the battle against childhood cancer; now, therefore, be it

RESOLVED, that the Town of Pleasant Valley hereby recognizes the week of November 23rd – 29th as Childhood Cancer Awareness week in the Town of Pleasant Valley and encourages all of its residents to contribute to the battle of childhood cancer in any way they can.

09/02/2015	Workshop Meeting
09/09/2015	Regular Town Board Meeting
09/23/2015	Public Hearing/Special Town Board Meeting
10/07/2015	Special Town Board Meeting/Workshop Meeting

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

MONTHLY REPORTS:

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

TOWN BOARD COMMITTEE REPORTS:

Public Safety Committee Report – Councilman Albrecht noted that the DEC did their annual inspection of the flood control.

Councilwoman Milicaj still has concerns about the entrance to Town Hall.

Personnel Committee Report – Councilman Latino noted that they have met with the Union regarding the Highway personnel contract and there are other personnel issues that need to be discussed in Executive Session.

Highway Committee Report – Highway Superintendent, Butch Gardner gave his monthly report (filed with the minutes). Mr. Gardner noted that the highway department is ready for the snow.

Building’s Committee Report – Councilman Albrecht noted that the roof on the gazebo will be fixed.

Technology Committee Report- Councilman Figliozi noted that all the upgrades for 2015 are complete.

Insurance Committee Report – Councilwoman Milicaj noted that the Town insurance agent would like to meet with the Town Board in December.

Recreation Committee Report – Supervisor Campbell reviewed the recreation report (filed with the minutes). It was also noted that the Festival of Lights will be held December 5, 2015.

Time Warner Committee Report – Councilman Figliozi noted that he is still waiting to meet with Time Warner.

OPEN THE MEETING TO THE PUBLIC FOR AGENDA ITEMS ONLY:

Motion by Councilwoman Milicaj, seconded by Councilman Figliozi the Town Board opened the meeting to the public for agenda items only, carried.

Bill Kern – Masten Road – asked why the appointment for the Planning Board has been pulled from the agenda.

Councilman Figliozi noted that the personnel committee is going to set up personal interviews.

Supervisor Campbell stated that it is a Town Board appointment and Planning Board Chairwoman, Rebecca Seaman has given the Town Board her recommendation.

CLOSE THE MEETING TO THE PUBLIC:

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

NEW BUSINESS:

Item # 10 – Unsafe Structure/194 Davis Road:

Deputy Building Inspector, Jeff Renihan gave an overview of the unsafe structure on 194 Davis Road (reports on file in the Town Clerk's Office)

Councilman Albrecht asked if the Town has to remove the structure can the cost be added to their tax bill.

Town Attorney, Scott Volkman stated yes the cost would be added to the tax bill. Mr. Volkman also stated that once a letter is filed by the Building Inspector to the Town Board, the Board needs to move forward on the process.

Building Inspector, Karl Pfister stated that he concurs with Deputy Building Inspector, Jeff Renihan that something needs to be done to the structure.

Town Attorney, Scott Volkman noted that the removal of the structure can become costly, but there has been no movement to repair the structure. Mr. Volkman suggests moving the Public Hearing to the December 2, 2015 Workshop Meeting.

Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 172/2015

RE: ORDERING THE REMOVAL OF STRUCTURE OWNED BY GLORIA NEILSON

WHEREAS, the Deputy Building Inspector of the Town of Pleasant Valley has filed a written report dated October 1, 2015 and a supplemental report dated November 6, 2015 with the Town Board of the Town of Pleasant Valley containing findings and recommendations regarding a certain structure situate on the premises at 194 Davis Road, Salt Point, New York bearing Tax Map Number 134400-6565-03-122099-0000, in which report said Deputy Building Inspector states his opinion that the structure is unsafe and dangerous to the public and recommends its immediate removal; and

WHEREAS, the Town Board of the Town of Pleasant Valley after reviewing said report and after hearing said Deputy Building Inspector and the Building Inspector in regard thereto and after having duly

deliberated upon the same, having determined that said report warrants the securing of said structure; now, therefore, be it

RESOLVED, that (1) notice be given to Gloria Neilson, reputed owner of this structure situate on premises at 194 Davis Road, Salt Point, New York designated by Tax Map Number 134400-6565-03-122099-0000, in the form required by §39-17 of the Town Code of the Town of Pleasant Valley, (2) said notice to be served personally upon Gloria Neilson or by registered mail to their last known residence as shown by the records of the tax collector or of the County Clerk if such persons cannot be reasonably found for such personal service and by affixing a copy thereof upon said structure, (3) said notice shall order that the unsafe structure on the subject property which is incapable of being safely repaired be removed from the premises, to be commenced within (30) days of the service of said notice and to be completed within sixty (60) days thereafter, (4) a public hearing has been scheduled on December 2, 2015 at 7:00 p.m. at the Town Hall of the Town of Pleasant Valley located at 1554 Main Street, Pleasant Valley, New York in relation to such dangerous or unsafe structure, (5) the Attorney for the Town of Pleasant Valley be and he is hereby directed to prepare said notice and arrange for the service thereof in accordance with the requirements of said Local Law and by filing in the office of the County Clerk, and (6) that the Building Inspector or Deputy Building Inspector cause to be posted at the entrance or entrances to such building the notice required by the Town Code.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Figliozzi

DATED: November 10, 2015

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

Carried.

Item # 1 – Adopt Local Law X of 2015/Override the Tax Cap:
Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 163/2015

RE: ADOPTING LOCAL LAW X OF 2015, ENTITLED “Local Law No. X of the Year 2015, to Override the Tax Levy Limit for Fiscal Year 2016 Established in General Municipal Law § 3-c”

WHEREAS, a Resolution was duly adopted by the Town Board of the Town of Pleasant Valley introducing proposed Local Law X of 2015, entitled “Local Law No. X of the Year 2015, to Override the Tax Levy Limit for Fiscal Year 2016 Established in General Municipal Law § 3-c.”; and

WHEREAS, the Public Hearing was duly advertised in the Poughkeepsie Journal, the official newspaper of the Town; and

WHEREAS, the Public Hearing was held on November 10, 2015, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law or any part thereof; and

WHEREAS, the Town Board determined that the proposed Local Law was not subject to Environmental Review; and

WHEREAS, the Town Board of the Town of Pleasant Valley after due deliberation finds that it is in the best interest of the Town to adopt said Local Law; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby adopts Local Law X of 2015 entitled "Local Law No. X of the Year 2015, to Override the Tax Levy Limit for Fiscal Year 2016 Established in General Municipal Law § 3-c.", a copy of which is attached hereto and made a part hereof.

MOTIONED BY: Councilman Latino

SECONDED BY: Councilman Figliozi

DATED: November 10, 2015

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

TOWN OF PLEASANT VALLEY

LOCAL LAW NO. X OF THE YEAR 2015

A Local Law of the Town of Pleasant Valley, New York to Override the Tax Levy Limit for Fiscal Year 2016 Established in General Municipal Law § 3-c.

BE IT ENACTED by the Town Board of the Town of Pleasant Valley as follows:

Section I: Title.

This Local Law shall be known and cited as Town of Pleasant Valley “Local Law No. X of the Year 2015, to Override the Tax Levy Limit for Fiscal Year 2016 Established in General Municipal Law § 3-c.”

Section II: Legislative Intent.

The Town Board acknowledges that it is vitally important to use the taxes of the Town of Pleasant Valley in a fiscally responsible manner and to minimize the tax levy in accordance with reasonably projected revenues, especially in economically hard times. The Town Board is reviewing the proposed budget for the Fiscal Year 2016, taking into account the appropriation requests of the various Town Department Heads, the realistic costs of providing governmental services, while at the same time acknowledging reasonably projected revenues and the financial position of the Town. In view of the foregoing, the Town Board has determined that the expenses in the Fiscal Year 2016 Budget are projected to increase while the revenues are projected not to increase sufficiently enough to pay for the increased expenses, which, in turn, will require a tax levy increase that is greater than that allowed by General Municipal Law § 3-c. While the Town Board intends to cut expenses where possible, it also acknowledges that basic government services need to be provided and the infrastructure of the Town must be maintained.

The Town Board hereby determines that a tax levy increase in excess of the General Municipal Law § 3-c limit of 2% or, the rate of inflation as determined by the New York State Comptroller’s Office, may be required because projected expenditures are in excess of the permitted tax limit increase as determined by the New York State Comptroller’s Office pursuant to General Municipal Law § 3-c.

It is the intent of this Local Law to override the limit on the amount of real property taxes that may be levied by the Town of Pleasant Valley, Dutchess County, New York, pursuant to General Municipal Law § 3-c subdivision 5, and to allow the Town of Pleasant Valley,

Dutchess County, New York, to adopt a budget for Town purposes and any improvement districts for fiscal year 2016 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

Section III: Authority.

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the Town Board.

Section IV: Tax Levy Limit Override

The Town Board of the Town of Pleasant Valley, County of Dutchess, is hereby authorized to adopt a budget for fiscal year 2016 that requires a real property tax levy in excess of the limit specified in General Municipal Law § 3-c.

Section V: Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section VI: Effective Date.

This local law shall take effect immediately upon filing in the Office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Item # 2 – Appoint Planning Board Members:

This item was withdrawn from the agenda.

Item # 3 – Acceptance of a Gift to the Town of Pleasant Valley in Memory of Jean and Don Robison:

Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 165/2015

RE: AUTHORIZING ACCEPTANCE OF A GIFT TO THE TOWN OF PLEASANT VALLEY IN MEMORY OF JEAN AND DON ROBISON

WHEREAS, Holly Robison and Kent Robison have offered to donate to the Town of Pleasant Valley items relevant to local history for use and possible display in the Town of Pleasant Valley Mill Site Museum; and

WHEREAS, Holly Robison and Kent Robison have offered to donate the following items:

1. A mortar and pestal from Dr. LeRoy's office.
2. The original anvil from the blacksmith shop with wooden stand.
3. Four sand stone blocks which contained the forge in the black smith shop.
4. A hand carved printing block from the Dutchess County Distillery (stamp) and business cards.
5. A painting by Virginia Berry of the Philips house.
6. An old map of a coal yard showing the train.
7. A survey map (framed) of house on hill behind the A&P Plaza.

; and

WHEREAS, the Town Board of the Town of Pleasant Valley is authorized by Town Law § 64 to accept such a donation; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley on behalf of all the residents of the Town of Pleasant Valley hereby gratefully accepts the donation of items relevant to local history for possible display at the Town of Pleasant Valley Mill Site Museum from Molly Robison and Kent Robison in honor and in memory of their parents Jean and Don Robison.

MOTIONED BY: Councilman Figliozzi

SECONDED BY: Councilman Latino

DATED: November 10, 2015

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

Carried.

Item # 4 – Authorize Contract for Engineering Services in Regard to NYS DEC Salt Point Mill Pond Dam:
Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 166/2015

RE: AUTHORIZING CONTRACT FOR ENGINEERING SERVICES IN REGARD TO THE NYS DEC SALT POINT MILL POND DAM

WHEREAS, the Town Board of the Town of Pleasant Valley is in receipt of a dam safety inspection report from the New York State Department of Environmental Conservation regarding the Salt Point Mill Pond Dam, DEC ID# 211-0762; and

WHEREAS, the Town is required to complete and submit to the Department of Environmental Conservation an Engineering Assessment and the Town is required to obtain an engineer experienced in dam safety work to perform the Engineering Assessment; and

WHEREAS, Clark Patterson Lee, Engineers to the Town, performed an initial review to determine the extent of the requisite Engineering Assessment; and

WHEREAS, the Town Board of the Town of Pleasant Valley is in receipt of a proposal from Clark Patterson Lee, Engineers to the Town, for completing the Engineering Assessment along with a potential budget for any identified dam repairs; now, therefore be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby awards a contract for the Engineering Assessment at the Salt Point Mill Pond Dam as specified in the proposal from Clark Patterson Lee dated October 31, 2015 in an amount not to exceed \$17,500.00 in accordance with their 2015 engineering engagement agreement.

MOTIONED BY: Councilman Figliozi

SECONDED BY: Councilman Latino

DATED: November 10, 2015

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

Supervisor Campbell

X

Carried.

Item # 5 – Support Solarize Hudson Valley and the Solarize Town of Pleasant Valley Campaign:
Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 171/2015

RE: SUPPORTING SOLARIZE HUDSON VALLEY AND THE SOLARIZE TOWN OF PLEASANT VALLEY CAMPAIGN

WHEREAS, renewable energy is a promising technology for New York’s households, businesses and communities; and

WHEREAS, solar panels and installation are becoming more affordable and widespread; and

WHEREAS, the “soft costs” such as customer acquisition and sales can be reduced by trusted brokers such as community based organizations and local governments through public education; and

WHEREAS, the Solarize model for “soft cost” reduction has been highly successful in New England and is now being strongly supported in New York by NYSERDA; and

WHEREAS, Solarize Hudson Valley has been awarded funding from NYSERDA to assist communities who are integral to bringing solar energy to main communities; and

WHEREAS, this program is funded by NYSERDA at no cost to participating communities; and

WHEREAS, this program is a community focused renewable energy program promoting sustainable energy production to stabilize current and future energy costs; and

WHEREAS, this program will bring solar energy to residents and businesses at affordable costs through volumized pricing; now, therefore, be it

RESOLVED, that the Town of Pleasant Valley endorses Solarize Hudson Valley and commits to participate through a Solarize Pleasant Valley campaign.

MOTIONED BY: Councilman Figliozi

SECONDED BY: Councilman Albrecht

DATED: November 10, 2015

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

Carried.

Item # 6 – Establishing Rates for Pleasant Valley Basketball and Volleyball Program for the 2015-2016 Season:

Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 168/2015

RE: ESTABLISHING RATES FOR PLEASANT VALLEY BASKETBALL PROGRAM AND VOLLEYBALL PROGRAM FOR THE 2015-2016 SEASON

WHEREAS, the Town Board of the Town of Pleasant Valley hereby desires and intends to establish the tuition rates for the 2015-2016 Basketball program and Volleyball program; now therefore be it

RESOLVED, that upon the recommendation of the Recreation Director, that the Town Board of the Town of Pleasant Valley hereby establishes the registration rates for the 2015-2016 Basketball program and Volleyball program and shall remain until changed by the Town Board as follows:

Pleasant Valley Residents

\$10 per player per program

Non-Residents of Pleasant Valley

\$15 per player per program

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Figliozzi

DATED: November 10, 2015

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

Carried.

Item # 7 – Authorizing the 2016-2017 Annual Renewal Application with the New York Municipal Insurance Reciprocal:

Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 169/2015

RE: AUTHORIZING THE 2016-2017 ANNUAL RENEWAL APPLICATION WITH THE NEW YORK MUNICIPAL INSURANCE RECIPROCAL

WHEREAS, the Town Board of the Town of Pleasant Valley is in receipt of a renewal application for 2016-2017 with the New York Municipal Insurance Reciprocal; and

WHEREAS, the Town Board of the Town of Pleasant Valley is considering renewing its insurance with the New York Municipal Insurance Reciprocal for 2016-2017; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley authorizes the Supervisor to execute the application for renewal for the 2016-2017 with the New York Municipal Insurance Reciprocal in the form annexed hereto, with schedules as amended.

MOTIONED BY: Councilman Figliozi

SECONDED BY: Councilman Latino

DATED: November 10, 2015

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

Carried.

Item # 8 – Authorizing Execution of the Employee Assistance Program Agreement with Mid-Hudson Regional Hospital of Westchester Medical Center:
Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 170/2015

RE: AUTHORIZING EXECUTION OF THE EMPLOYEE ASSISTANCE PROGRAM AGREEMENT WITH MID-HUDSON REGIONAL HOSPITAL OF WESTCHESTER MEDICAL CENTER

WHEREAS, the Town of Pleasant Valley is a party to a contract with Mid-Hudson Regional Hospital of Westchester Medical Center, formerly St. Francis Hospital, for an Employee Assistance Program, known as The Work Place; and

WHEREAS, the Town of Pleasant Valley is considering renewing an Employee Assistance Program Agreement with Mid-Hudson Regional Hospital of Westchester Medical Center to benefit the employees of the Town of Pleasant Valley; and

WHEREAS, The Work Place is retained by the Town to establish and administer the EAP, a confidential program that acts as a resource for work organizations and their employees. The EAP will provide certain prevention, identification intervention, assessment, motivation to treatment, referral and follow-up services for the Town's employees and their immediate families; and

WHEREAS, the EAP is established to provide the Town's employees and their families assistance with problems that can interfere with the employee's ability to function on the job effectively, efficiently and safely. These problems typically include, but are not limited to alcoholism, drug abuse, emotional, family, marital, financial, legal, etc.; and

WHEREAS, the agreement would be in effect from November 1, 2015 through October 31, 2016 at a cost of \$800; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley authorizes the Supervisor to execute the Employee Assistance Program Agreement with Mid-Hudson Regional Hospital of Westchester Medical Center to be in effect from November 1, 2015 through October 31, 2016 at a cost of \$800.

MOTIONED BY: Councilman Figliozzi

SECONDED BY: Councilman Latino

DATED: November 10, 2015

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

Carried.

Item # - Authorize the Supervisor to Sign Central Hudson Confidentially and Non-Disclosure Agreement:

Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 175/2015

RE: AUTHORIZING THE TOWN SUPERVISOR TO EXECUTE A CONFIDENTIALITY AND NONDISCLOSURE AGREEMENT WITH CENTRAL HUDSON

WHEREAS, Central Hudson periodically provides the Town of Pleasant Valley with sensitive confidential information as part of its emergency preparedness plans and/or gas safety public awareness program; and

WHEREAS, such information often includes personal private information, such as the names, home addresses, and home telephone numbers of Central Hudson employees who are emergency contact persons during storms or other adverse events; and

WHEREAS, New York State Public Service Law Part 6-2 requires that Central Hudson and the

Town of Pleasant Valley protect customer information, as well as the personal private information of its employees, contractors and consultants; and

WHEREAS, the New York State Public Service Commission has authorized the use of the Confidentiality and Nondisclosure Agreement with Central Hudson in the form annexed hereto; now, therefore, be it.

RESOLVED, that the Town Board of the Town of Pleasant Valley authorizes the Supervisor to execute the Confidentiality and Nondisclosure Agreement with Central Hudson Gas & Electric Corporation.

MOTIONED BY: Councilman Figliozzi

SECONDED BY: Councilman Latino

DATED: November 10, 2015

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

Carried.

Item # 11 – Authorize the Town Clerk to Advertise for Bids for Highway Supplies and Services for 2016:
Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 173/2015

RE: AUTHORIZING THE TOWN CLERK TO ADVERTISE FOR BIDS FOR VARIOUS HIGHWAY SUPPLIES AND SERVICES FOR 2016

WHEREAS, by memo dated October 27, 2015, 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 2016; 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 by the Town of Pleasant Valley Highway Department for calendar year 2016, with responses due by November 25, 2015 at 12:00 p.m.

MOTIONED BY: Councilman Figliozi

SECONDED BY: Councilwoman Milicaj

DATED: November 10, 2015

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

Supervisor Campbell

X

Carried.

Item # 12 – Amending the 2015 Adopted Budget:
Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD
TOWN BOARD RESOLUTION NO.: 174/2015
RE: AMENDING THE 2015 ADOPTED TOWN BUDGET

WHEREAS, the Town Board of the Town of Pleasant Valley has expenditures for the 2015 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 authorizes, empowers and directs the Town Supervisor to amend the 2015 Adopted Budget as follows:

Appropriations:

Increase

Account		Amount
A.7110.429	Recreation Park Repairs	\$1,027.00
Total		\$1,027.00

Decrease

Account		Amount
A.7110.498	Recreation Gas/Diesel	\$1,027.00
Total		\$1,027.00

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: November 10, 2015

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

Carried.

Item # 13 – Authorizing Payment of Abstract No. 11 of 2015:

Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 175/2015

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 11 OF 2015

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 2015	General Fund Claims	\$63,885.93
2. Abstract 11 of 2015	Highway Fund Claims	\$19,886.62
3. Abstract 11 of 2015	Con Light	\$ 3,426.69
4. Abstract 11 of 2015	Ambulance	\$ 8,160.00

MOTIONED BY: Councilman Figliozi

SECONDED BY: Councilman Latino

DATED: November 10, 2015

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

Carried.

Item # 14 – Schedule a Special Town Board Meeting:

Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD
TOWN BOARD RESOLUTION NO.: 180/2015
RE: SCHEDULING A SPECIAL MEETING

RESOLVED, that the special Town Board meeting is hereby scheduled for November 18, 2015, at 7:00 p.m. at Town Hall; and be it further

RESOLVED, that the Town Board hereby authorizes the Town Clerk to publish and post a Special Meeting Notice advising of the special Town Board meeting on November 18, 2015, at 7:00 p.m. at Town Hall, as well as post the special meeting notice on the Town's website.

MOTIONED BY: Supervisor Campbell

SECONDED BY: Councilman Figliozi

DATED: November 10, 2015

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

Carried.

Item # 15 – Authorization to Sell Surplus Town Highway Department Equipment:
Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 181/2015

RE: AUTHORIZATION TO SELL SURPLUS TOWN HIGHWAY DEPARTMENT EQUIPMENT

WHEREAS, Highway Superintendent, Kurt Gardner, advised the Town Board of his intent to sell surplus Town Highway Department equipment and vehicles pursuant to New York State Highway Law § 142(5); and

WHEREAS, the Highway Superintendent, Kurt Gardner has proposed to sell the equipment at auction and has proposed a contract with Auction International, Inc., an international online auction service with substantial experience selling surplus municipal vehicles and equipment and which does not charge sellers commission and although no reserve is set, the Town, as seller, has the right to reject all bids; and

WHEREAS, there are three trucks Highway Superintendent identified to sell as surplus equipment as follows:

- 2000 Ford F-450 6x4 one-ton dump with a 9' Fisher plow and a dump-thru rear lift gate
- 2002 1-3/4 yard Smith Spreader Stainless Steel Sander
- 2009 1-1/2 yard Blizzard Poly-Sander

; now, therefore, be it

RESOLVED, that Highway Superintendent Kurt Gardner is authorized to sell the surplus Town Highway Department equipment in accordance with Highway Law § 142(5) with Auctions International, Inc. 11167 Big Tree Road, East Aurora, New York 14052 and to execute the "Online Auction Contract – Agreement for Sale of Government Assets" by Online Auction International, Inc. in substantially the same form as annexed hereto; and be it further

RESOLVED, that the Highway Superintendent and Town Supervisor are hereby authorized to execute any and all documents, including Department of Motor Vehicle forms and Bills of Sale necessary to transfer the above vehicles to the successful bidder.

MOTIONED BY: Councilman Figliozi

SECONDED BY: Councilman Albrecht

DATED: November 10, 2015

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

Carried.

OPEN THE MEETING TO THE PUBLIC:

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

Frank DeRasmo– Mill Lane – asked if anything is happening will the Redl Re-Zoning on Route 44/Mill Lane.

Supervisor Campbell stated that they have not come back to the Town Board.

CLOSE THE MEETING TO THE PUBLIC:

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

SUPERVISOR’S COMMENTS:

Supervisor Campbell noted that today is the 240th Birthday of the Marine Corp.

EXECUTIVE SESSION:

Motion by Councilman Figliozi, seconded by Councilman Latino the Town Board entered into Executive Session at 8:30PM under Public Officers Law section 105.1(e) collective bargaining and section 105.1(f) personnel matter, carried,

*Councilman Albrecht did not enter into Executive Session at this time due to a conflict of interest, he entered Executive Session at 8:50PM.

No action taken.

Motion by Councilman Latino, seconded by Councilman Figliozi the Town Board came out of Executive Session at 9:15PM, carried.

ADJOURN:

Motion by Councilman Albrecht, seconded by Councilwoman Milicaj the Town Board adjourned the meeting at 9:15PM, carried.

Respectfully Submitted,

Margaret Hart

Margaret Hart, Town Clerk

