

PUBLIC HEARING
REGULAR TOWN BOARD MEETING
DECEMBER 9, 2015

The Pleasant Valley Town Board held a Public Hearing and their Regularly scheduled Town Board Meeting on Wednesday, December 9, 2015 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

<u>PRESENT:</u>	Steve Albrecht	Councilman
	Mark Figliozi	Councilman
	Steve Latino	Councilman
	Lisa Milicaj	Councilwoman
	Carol Campbell	Supervisor

PRESIDING OFFICER: Carol Campbell, Supervisor

RECORDING SECRETARY: Margaret Hart, Town Clerk

PUBLIC HEARING

PURPOSE: Continuation of Unsafe Structure located at 194 Davis Road:

Supervisor Campbell stated that the Public Hearing is a continuation of the Public Hearing which was held on December 2, 2015.

OPEN THE MEETING TO THE PUBLIC:

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

Terrance Lea – Davis Road – stated that he has removed junk from the property.

Supervisor Campbell told Mr. Lea that the Town Attorney would need to review the document that you have.

Town Attorney, Scott Volkman stated that this information was to be presented to the Town Board before the meeting.

Terrance Lea stated that he focused on cleaning up the property. Mr. Lea presented Supervisor Campbell with an engineer report and stated that he is the executor of the estate.

Supervisor Campbell noted to Mr. Lea that cleaning up the property was a separate issue and he was to focus on the unsafe structure and that the Town Attorney needs to review the engineer report.

Town Attorney, Scott Volkman reviewed with the Town Board and Mr. Lea that there is still an open estate which suggests that there is a will.

Building Inspector, Karl Pfister that an engineering report needs to be provided to the building department.

Domnic Ranco – noted that the engineer is finishing up on his report and it should be to the Town Board by the end of this week and the beginning of next week.

Town Attorney, Scott Volkman stated that he needs more information he is not familiar with this particular engineer, he is stating in his report that the structure is sound but the engineer is also stating that he is in the process of finishing his report.

Councilwoman Milicaj stated to Mr. Lea that the Town Board will not send our engineer to inspect the structure until ownership can be established and the Town Board receives the proper paperwork.

The Town Board members all agreed that ownership needs to be determined before anything can be done to the property.

All residents having had ample time to speak the Town Board adjourned the meeting on motion by Councilman Figliozi, seconded by Councilwoman Milicaj, carried.

REGULAR TOWN BOARD MEETING:

MONTHLY REPORTS:

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

TOWN BOARD COMMITTEE REPORTS:

Personnel Committee Report- Councilman Latino stated that he and Councilman Figliozi and the Town Attorney will be meeting with the Union Representatives regarding the Highway Workers.

Highway Committee Report – Councilman Figliozi noted that the Highway Department is already for the winter weather (report filed with the minutes).

Buildings Committee Report – Councilman Albrecht noted that he received a quote to make the repairs to the brick wall damage at the Mill Site, where the car ran into the wall.

Recreation Committee Report- Supervisor Campbell read the recreation report (filed with the minutes).

Technology Committee Report- Councilman Figliozi reported that the battery was replaced in the server and that W-Fi has been expanded.

Insurance Committee Report- Councilwoman Milicaj reviewed with the Town Board the Town's insurance policy, but she would like to see a bond quote. The Town Board had much discussion regarding the bond quotes.

OPEN THE MEETING TO THE PUBLIC FOR AGENDA ITEMS ONLY:

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

William Kern – Masten Road – has used Mobile Life on several occasions and is very pleased with their service.

CLOSE THE MEETING TO THE PUBLIC:

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

NEW BUSINESS:

Item # 1 – Amending Resolution No. 176/2015 Ordering the Removal of Structure/194 Davis Road Gloria Neilson:

Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 184/2015

RE: AMENDING RESOLUTION NO. 176/2015 ORDERING THE REMOVAL OF STRUCTURE OWNED BY GLORIA NEILSON LOCATED 194 DAVIS ROAD, SALT POINT, NEW YORK

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 determined that said report warranted the securing of said structure and removal of said structure with the demolition to be commenced by December 25, 2015 and completed

by January 24, 2016; and

WHEREAS, after considering the report and pursuant to the provisions of said law, by resolution adopted on November 10, 2016 a public hearing was scheduled for December 2, 2015 at Town of Pleasant Valley Town Hall at 7:00 to determine whether said structure was unsafe and dangerous so to order the structure to be demolished; and

WHEREAS, the public hearing was held on December 2, 2015 at which time all persons were given an opportunity to be heard and said public hearing was adjourned till December 9, 2015; and

WHEREAS, following the conclusion of the public hearing the Town Board of the Town of Pleasant Valley, after due deliberation has determined that the previous order requiring commencement of demolition by December 25th and completion of demolition by January 24, 2016 be held in abeyance for a period of 30 days for purposes of receiving and reviewing an appropriate engineering report, appropriate demolition or building plans and a schedule for demolition or reconstruction of the subject premises and proper evidence of ownership.

MOTIONED BY: Councilman Figliozi

SECONDED BY: Councilwoman Milicaj

DATED: December 9, 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.

EXECUTIVE SESSION:

Motion by Councilwoman Milicaj, seconded by Councilman Latino the Town Board entered into Executive Session under Public Officers Law Section 105.1(f) appointment/employment of a particular employee or corporation at 7:53PM, carried.

Motion by Councilwoman Milicaj, seconded by Councilman Figliozi the Town Board came out of Executive Session at 8:01PM, carried.

Action taken see Item # 2.

Item # 2 – Authorization of Ambulance Service Agreement:

Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 185/2015

RE: AUTHORIZATION OF AMBULANCE SERVICE AGREEMENT

WHEREAS, the Town of Pleasant Valley, pursuant to the authority of General Municipal Law Section 122-b can contract individually or jointly for emergency medical service or general ambulance service or a combination of such services; and

WHEREAS, the Town has obtained proposals from independent contractors to provide appropriate services; and

WHEREAS, the territory covered by the Pleasant Valley Fire District includes the Town of Pleasant Valley and a portion of the Town of Hyde Park which is comprised of the Pleasant Valley Ambulance District and the Quaker Lane Ambulance District; and

WHEREAS, the Town of Pleasant Valley has entered into an Intermunicipal Agreement with the Town of Hyde Park on behalf of the Quaker Lane Ambulance District pursuant to General Municipal Law Article 5-G and General Municipal Law Section 122-b to provide services to the entire territory covered by the Pleasant Valley Fire District; now, therefore, be it

RESOLVED, that it is determined that this is a Type II action pursuant to SEQRA, and no further review is required; and be it further

RESOLVED, Mobile Support Services, Inc. is hereby selected as the proposed contractor, subject to final review and approval of the ambulance services contract.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilman Figliozzi

DATED: December 9, 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 # 3 – Appoint Planning Board Member:

Tabled at this time.

Item # 4 – Re-Appoint Board of Assessment Review Member:

Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 187/2015

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 Kathleen Myers; and

WHEREAS, Kathleen Myers 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 Kathleen Myers to the Board of Assessment Review, effective immediately as follows:

<u>Appointment</u>	<u>Term Expires</u>
Kathleen Myers	September 30, 2020

MOTIONED BY: Councilman Figliozi

SECONDED BY: Councilwoman Milicaj

DATED: December 9, 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 – Authorizing the Renewal of Auto Salvage Yard License for 2016/1913 Route 44 Baroni Recycling, Inc.:

Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 188/2015

RE: AUTHORIZING THE RENEWAL OF AUTO SALVAGE YARD

LICENSE FOR 2016 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, 2016 to December 31, 2016 pursuant to Chapter 62 of the Town Code and has made a recommendation that the license be renewed by memorandum dated November 25, 2015; 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, 2016; 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 2016.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Figliozzi

DATED: December 9, 2015

ROLL CALL:

AYE

NAY

Councilman Albrecht	X
Councilman Figliozi	X
Councilman Latino	X
Councilwoman Milicaj	X
Supervisor Campbell	X

Carried.

Item # 6 – Award Bids for 2016 Highway Materials and Services:
Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD
TOWN BOARD RESOLUTION NO.: 189/2015

RE: ACCEPTING BIDS FOR 2016 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 November 25, 2015 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 2016 Adopted Budget and/or as per NYS Bid as set forth in the Highway Superintendent's memorandum dated November 30, 2015 annexed hereto and incorporated herein by reference.

MOTIONED BY: Councilman Figliozi

SECONDED BY: Councilman Latino

DATED: December 9, 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 # 7 – Authorizing Advertising for a Qualified Candidate to Fill Town Councilperson Vacancy:
Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 190/2015

RE: AUTHORIZING ADVERTISING FOR A QUALIFIED CANDIDATE TO FILL TOWN COUNCILPERSON VACANCY

WHEREAS, there will exist, by operation of law, a vacancy on the Town Board of the Town of Pleasant Valley by virtue of the fact that Councilperson Figliozi was elected to, and will assume the position of, Town Supervisor effective January 1, 2016; and

WHEREAS, such position of Councilperson is a four (4) year term which expires on December 31, 2017; and

WHEREAS, pursuant to Town Law § 64 (5), once the vacancy occurs, the Town Board of the Town of Pleasant Valley, by a majority vote thereof, has the authority to appoint a qualified person to fill the vacancy until December 31, 2016; and

WHEREAS, pursuant to Town Law § 64 (5), the vacant seat will be subject to an election to fill the unexpired term at the general election in 2016; and

WHEREAS, the Town Board is interested in soliciting those interested residents in the Town of Pleasant Valley to serve on the Town Board; now, therefore, be it

RESOLVED, that the Town Clerk is hereby authorized to post notice on the Town of Pleasant Valley website requesting that interested individuals submit letters on their interest and background to the Town Clerk.

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Albrecht

DATED: December 9, 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 – Amending the 2015 Adopted Budget:
Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 191/2015

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.1220.413	School	\$ 280.00
A.7110.416	Mowing	\$2,480.00
Total		\$2,760.00

Decrease

Account		Amount
A.1220.499	Miscellaneous	\$ 280.00
A.1990.400	Contingency	\$2,480.00
Total		\$2,760.00

MOTIONED BY: Councilwoman Milicaj

SECONDED BY: Councilman Latino

DATED: December 9, 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 # 9 – Amending the 2015 Adopted Highway Budget:
Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 192/2015

RE: AMENDING THE 2015 ADOPTED HIGHWAY BUDGET

WHEREAS, the Town Board of the Town of Pleasant Valley has expenditures for the 2015 Adopted Highway 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 Highway Budget as follows:

Appropriations:

Increase

Account		Amount
DA.5130.200	Equipment	\$164,011.00
Total		\$164,011.00

Revenue:

Increase

Account		Amount
DA.5031	Interfund Transfer	\$116,811.00
DAA.2665	Sale of Equipment	\$ 47,200.00

Total

\$164,011.00

MOTIONED BY: Councilman Figliozi

SECONDED BY: Councilwoman Milicaj

DATED: December 9, 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 # 10 – Authorizing Payment of Abstract No. 12 of 2015

Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 193/2015

RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 12 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 12 of 2015	General Fund Claims	\$ 77,847.99
2. Abstract 12 of 2015	Highway Fund Claims	\$212,612.01

MOTIONED BY: Councilman Figliozi

SECONDED BY: Councilman Latino

DATED: December 9, 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.

Motion by Supervisor Campbell to amend the resolution by removing the abstract with the \$600.00 to allow the bookkeeper to attend schooling in January, 2016.

Amendment failed there was no second to the amendment.

Item # 11 – Set Year End Meeting/December 23, 2015:

Motion by Councilman Albrecht, seconded by Councilman Figliozi the Town Board set the Year End Meeting for Wednesday, December 23, 2015 at 7:30AM, carried.

Item # 12 – Set Date for Re-Organizational Meeting/January 1, 2016:

Motion by Councilwoman Milicaj, seconded by Councilman Figliozi the Town Board set the re-organizational meeting for Friday, January 1, 2016 at 12:30PM, carried.

Item # 13 – Authorizing Attendance at the 2016 Association of Towns Newly Elected Officials 2016

Training School:

Supervisor Campbell read the following resolution:

TOWN OF PLEASANT VALLEY TOWN BOARD

TOWN BOARD RESOLUTION NO.: 194/2015

RE: AUTHORIZING ATTENDANCE AT THE 2016 ASSOCIATION OF TOWNS NEWLY ELECTED OFFICIALS 2016 TRAINING SCHOOL

WHEREAS, the New York State Associations of Towns has scheduled the Newly Elected Official's 2016 Training School to occur on January 13 – 15, 2016 in Albany, New York which is geared towards all Supervisors, Town Board members, fiscal personnel and Town Clerks and requires registration fees to be paid in advance; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes and approves the following elected officers, appointees and employees of the Town to attend the 2016 newly elected officials training school in Albany, New York: Town Supervisor-Elect, newly elected members of the Town Board and the Town Bookkeeper; and be it further

RESOLVED, that the Town Board hereby authorizes prepayment to the New York State Association of Towns for the training school registration costs required to be paid in advance with expense payments to be paid or reimbursed and in accordance with the Town Board policy in effect as of the effective date of the conference.

MOTIONED BY: Councilman Figliozi

SECONDED BY: Councilman Latino

DATED: December 9, 2015

ROLL CALL:

AYE

NAY

Councilman Albrecht	X
Councilman Figliozzi	X
Councilman Latino	X
Councilwoman Milicaj	X
Supervisor Campbell	X

Carried.

OPEN THE MEETING TO THE PUBLIC:

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

Pam Lovinger – Clinton Ave. – gave the Town Board a summary of all that has happened these past two years with the High Voltage Power Lines, there will be a meeting on December 17, 2015. Pam suggests for the residents to call the Governor to rule against the power lines. Pam also thanked Supervisor Campbell for representing the Town of Pleasant Valley at the coalition.

Councilwoman Milicaj thanked Pam for all her work on the power lines and keeping the Town Board informed.

Jon Nicholson- thanked the Town Board for their hard work and service this past year.

Bill Kern – Masten Road – thanked Supervisor Campbell for being the leader of Pleasant Valley Weekend.

CLOSE THE MEETING TO THE PUBLIC:

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

SUPERVISOR’S COMMENTS:

Supervisor Campbell reflected on some of the moments during her term as Supervisor. Supervisor Campbell also expressed that she was glad that she served the residents of Pleasant Valley and wished Councilman Figliozzi good luck as he takes on the role of Supervisor in January.

Councilman Latino thanked the residents of Pleasant Valley and the Town Board for allowing him to serve as Councilman these past years.

EXECUTIVE SESSION:

Motion by Councilman Figliozzi, seconded by Councilman Latino the Town Board entered into Executive Session at 9:02PM under Public Officers Law section 105.1(f) discussion of a personnel matter, carried.

No action taken.

Motion by Councilwoman Milicaj, seconded by Councilman Figliozi the Town Board came out of Executive Session at 9:02PM, carried.

ADJOURN:

Motion by Councilman Figliozi, seconded by Councilman Latino the Town Board adjourned the meeting at 9:03PM, carried.

Respectfully Submitted,

Margaret Hart

Margaret Hart, Town Clerk

