

**REGULAR TOWN BOARD MEETING**

**FEBRUARY 8, 2017**

The Pleasant Valley Town Board held their regularly scheduled Town Board Meeting on Wednesday, February 8, 2017 at 7:00PM at Town Hall, 1554 Main Street, Pleasant Valley.

**PRESENT:**      Steve Albrecht              Councilman  
                      Janet Gross                     Councilwoman  
                      Jon Nicholson                 Councilman  
                      Mark Figliozi                 Supervisor

**ABSENT:**         Nick Becker                     Councilman

**PRESIDING OFFICER:**              Mark Figliozi, Supervisor

**RECORDING SECRETARY:**          Margaret Hart, Town Clerk

**MINUTES:**      of      12/07/2016                      Workshop Meeting  
   12/14/2016                     Regular Town Board Meeting  
   12/27/2016                     Year End Meeting

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

Councilman Albrecht made a motion to dedicate a page of the minutes in memory of Roger Lee.

**“THIS PAGE IS DEDICATED IN MEMORY OF BUILDING INSPECTOR ROGER LEE”**

### **MONTHLY REPORTS:**

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

### **CORRESPONDENCE:**

All correspondence on file in the Town Clerk's Office.

### **TOWN BOARD COMMITTEE REPORTS:**

Public Safety Committee Report – Councilman Nicholson noted that he noticed that the Utility Companies are moving the utility lines along Creek Road, so we should see the removal of the double poles.

Personnel Committee Report – Councilman Nicholson noted that he and Councilwoman Gross held interviews for the open court constable position.

Refuse and Highway Committee Report- Supervisor Figliozi noted that the Highway Department are getting ready for the upcoming storm.

Legislative Committee Report – Councilwoman Gross noted that she will be scheduling a meeting with Zoning Administrator, Mike White regarding the donation bins.

Recreation Committee Report- Supervisor Figliozi noted that there are several resolutions the Town Board will vote on tonight.

Technology Committee Report – Supervisor Figliozi spoke about having a company come in and review the Town's utility bills. This will be discussed more at the March workshop meeting.

Insurance Committee Report – Councilwoman Gross noted that she and Supervisor Figliozi will meet with the Town's health insurance broker to discuss the Town's health insurance.

**ORAL/COMMITTEE REPORT:**

County Legislator, Don Sagliano noted that the County Executives State of the County will be held on Thursday, February 16, 2017 at the Culinary. Legislator Sagliano noted that the County meetings will be held at the Bradavon while repairs are being done in the Legislatures offices. Legislator Sagliano stated discussion will take place at the County’s next meeting regarding the Waste, Water System in Hyde Park and having a County wide Ambulance service.

**OPEN THE MEETING TO THE PUBLIC FOR AGENDA ITEMS ONLY:**

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

**NEW BUSINESS:**

Item # 1 – Recreation Rental Rates, Sponsor Fees, Rates for Recreation Camps:

Supervisor Figliozzi read the following recreation resolutions:

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 52/2017**

**RE: ESTABLISHING BALL FIELD RENTAL RATES**

WHEREAS, due to the increasing costs to maintain the Town of Pleasant Valley ball fields the Town Board hereby intends to establish a fee structure for the use of Pleasant Valley ball fields; now, therefore, be it

**RESOLVED**, that yearly ball field rental rates are established effective immediately for 2017 as follows:

Fields Without Lights:

Non Pleasant Valley Little League Teams	\$150 per team
Adult Leagues & Out of Town Youth Leagues	\$150 per team

Fields With Lights:

Non Pleasant Valley Little League Teams	\$200 per team
Adult Leagues & Out of Town Youth Leagues	\$200 per team

RESOLVED, that these rates are established effective until further changed or modified by the Town Board.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilman Nicholson

DATED: February 8, 2017

<b>ROLL CALL:</b>	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
<b>Supervisor Figliozi</b>	<b>X</b>		

Carried.

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 53/2017**

**RE: ESTABLISHING THE RATES FOR THE PLEASANT VALLEY CAMP SUNNY DAYS SUMMER CAMP**

WHEREAS, Town Board of the Town of Pleasant Valley Recreation intends to operate the summer day camp, Camp Sunny Days; and

WHEREAS, the Town Board of the Town of Pleasant Valley intends to operate Camp Sunny Days for six (6) weeks; and

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

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby establishes the tuition rates for the Camp Sunny Days as follows:

\$160.00 per 2 week session, \$80 per 1 week session for Pleasant Valley residents during early registration

\$170.00 per 2 week session, \$85 per 1 week session for Pleasant Valley residents during Regular registration

\$210.00 per 2 week session, \$105 per 1 week session for non-residents of Pleasant Valley during early registration

\$220.00 per 2 week session, \$110 per 1 week session for non-residents of Pleasant Valley during regular registration

; and be it further

RESOLVED, that these rates shall remain in effect until further changed or modified by the Town Board.

MOTIONED BY: Councilman Nicholson

SECONDED BY: Councilwoman Gross

DATED: February 8, 2017

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

Councilwoman Gross X

Councilman Nicholson X

Supervisor Figliozi X

Carried.

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 56/2017**

**RE: ESTABLISHING RATES FOR PLEASANT VALLEY ADULT SUMMER BASKETBALL PROGRAM**

WHEREAS, the Town Board of the Town of Pleasant Valley hereby desires and intends to establish the tuition rates for the adult coed summer basketball program commencing 2017 season to be held at the Basketball Court Helen Aldrich Park, for one (1) night a week for a six (6) week session from 5pm - dusk; 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 adult coed basketball program effective immediately and shall remain until changed by the Town Board as follows:

**Pleasant Valley Residents**

\$15 per player per program

**Non-Residents of Pleasant Valley**

\$20 per player per program

MOTIONED BY: Councilwoman Gross

SECONDED BY: Councilman Albrecht

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
Supervisor Figliozi	X		
Carried.			

**TOWN OF PLEASANT VALLEY TOWN BOARD  
TOWN BOARD RESOLUTION NO.: 55/2017**

**RE: ESTABLISHING THE RATES FOR THE PLEASANT VALLEY SUMMER SOCCER CAMP**

WHEREAS, Town Board of the Town of Pleasant Valley Recreation intends to operate Summer Soccer Camp; and

WHEREAS, the Town Board of the Town of Pleasant Valley intends to operate PV Soccer Camp for one (1) week, Monday – Friday from 5:30 pm to 8:00 pm; now, therefore, be it

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

\$55.00 per session for Pleasant Valley residents during early registration

\$65.00 per session for Pleasant Valley residents during regular registration

\$60.00 per session for non-residents of Pleasant Valley during early registration

\$70.00 per session for non-residents of Pleasant Valley during regular registration

; and be it further



RESOLVED, that this is effective until further changed or modified by the Town Board.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Gross

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
Supervisor Figliozi	X		

Carried.

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 56/2017**

**RE: ESTABLISHING RATES FOR PLEASANT VALLEY ADULT SUMMER BASKETBALL PROGRAM**

WHEREAS, the Town Board of the Town of Pleasant Valley hereby desires and intends to establish the tuition rates for the adult coed summer basketball program commencing 2017 season to be held at the Basketball Court Helen Aldrich Park, for one (1) night a week for a six (6) week session from 5pm - dusk; 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 adult coed basketball program effective immediately and shall remain until changed by the Town Board as follows:

**Pleasant Valley Residents**

\$15 per player per program

**Non-Residents of Pleasant Valley**

\$20 per player per program

MOTIONED BY: Councilwoman Gross

SECONDED BY: Councilman Albrecht

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
Supervisor Figliozzi	X		

Carried.

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 57/2017**

**RE: ESTABLISHING THE RATES FOR THE PLEASANT VALLEY YOUTH**

**DROP-IN ACTIVITY NIGHT**

WHEREAS, Town Board of the Town of Pleasant Valley Recreation intends to operate a Youth Drop-In Activity Night for grades K – 5<sup>th</sup> grade; and

WHEREAS, the Town Board of the Town of Pleasant Valley intends to operate Youth Drop-In Activity Night for one (1) night a week for a six (6) week session, from 6:00 pm to 8:00 pm; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley hereby establishes the tuition rates for the PV Drop-In as follows:

\$15.00 per session for Pleasant Valley residents

\$20.00 per session for Non-Pleasant Valley residents

; and be it further

RESOLVED, that this is effective until further changed or modified by the Town Board.

MOTIONED BY: Councilwoman Gross

SECONDED BY: Councilman Albrecht

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
Supervisor Figliozi	X		

Carried.

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 58/2017**

**RE: AUTHORIZING WAIVER OF REGISTRATION FEES FOR CHAPERONES IN VARIOUS RECREATION PROGRAMS**

WHEREAS, the Recreation Director has recommended that the Town Board consider waiving registration fees for adult volleyball, adult basketball, activity night and the summer hoops program for chaperones; and

WHEREAS, currently chaperones provide valuable services to the Town Recreation Department and the recreation programs and that they assist in program sign in, equipment distribution and report to the Recreation Director any issues and concerns that arise; and

WHEREAS, the waiver of the fee would have a negligible impact upon the program budgets; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Recreation Director to designate no more than two chaperones for each program and that the Town Board hereby authorizes a waiver of the fee for those acting as chaperones as set forth herein; be it further

RESOLVED, that chaperones would continue to be responsible for program sign in as provided by the Recreation Department, the distribution of any equipment and to consult with the Recreation Director regarding issues or concerns that arise during the programs.

RESOLVED, that this is effective until further changed or modified by the Town Board.

MOTIONED BY: Councilman Nicholson

SECONDED BY: Councilwoman Gross

DATED: February 8, 2017

**ROLL CALL:**

AYE

NAY

ABSENT

Councilman Albrecht	X	
Councilman Becker		X
Councilwoman Gross	X	
Councilman Nicholson	X	
Supervisor Figliozzi	X	
Carried.		

**TOWN OF PLEASANT VALLEY TOWN BOARD  
TOWN BOARD RESOLUTION NO.: 71/2017**

**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 2017 are established as follows:

- Sponsor Summer Camper Shirts - \$140.00
- Soccer - \$140.00
- Basketball - \$140.00

;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: Councilman Nicholson

SECONDED BY: Councilwoman Gross

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
Supervisor Figliozi	X		
Carried.			

Item # 2 – Assignment to WC Steering Committee:

Supervisor Figliozi stated that he is waiting to hear back from the group has to when the meetings will be.

Item # 3 – E-Waste:

Supervisor Figliozi noted that he has spoken with the DEC and they are very pleased that the Town is opening it up to non-residents to drop off their electronics. A policy will be drawn up for discussion for the March Workshop Meeting.

Item # 5 – Extending Temporary Town-Wide Moratorium on Installation of Solar Energy Systems:

Supervisor Figliozi read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 59/2017**

**RE: EXTENDING TEMPORARY TOWN-WIDE MORATORIUM ON THE  
INSTALLATION OF FREESTANDING OR GROUND-MOUNTED SOLAR  
ENERGY SYSTEMS FOR ONE ADDITIONAL THREE MONTH TERM**

WHEREAS, on May 11, 2016, by Resolution No. 101/2016, the Town Board adopted Local Law 1 of 2016 which established a Temporary Town-Wide Moratorium on the Installation of Freestanding or Ground-Mounted Solar Energy Systems in the Town of Pleasant Valley; and

WHEREAS, Section II A of Local Law 1 of 2016 provided for a moratorium term of 180 days from its effective date, subject to review and extension by the Town Board of the Town of Pleasant Valley; and

WHEREAS, Local Law 1 of 2016 became effective on May 31, 2016 upon filing with the Secretary of State, and therefore would have expired on November 27, 2016 and on November 9, 2016 by Resolution No. 182/2016 such Temporary Town-Wide Moratorium on the Installation of Freestanding or Ground-Mounted Solar Energy Systems was extended; and

WHEREAS, the purpose of the Temporary Town-Wide Moratorium on the Installation of Freestanding or Ground-Mounted Solar Energy Systems is to preserve the status quo in the Town of Pleasant Valley pending the completion and adoption of the Town's new zoning regulations with respect to solar energy systems; and

WHEREAS, the new zoning regulations are being drafted and reviewed, and it is anticipated that the revisions will be adopted by May 26, 2017; and

WHEREAS, the Town Board has determined an additional extension of the moratorium term is warranted and it is in the best interest of the residents and property owners of the Town of Pleasant Valley to extend the provisions of Local Law 1 of 2016 for an additional 90 day term by resolution pursuant to Section XI thereof; and

WHEREAS, The Town Board may terminate the Moratorium earlier than 90 days provided that the new zoning law is adopted and the appropriate revision to the land use regulations have been made; now, therefore be it

RESOLVED, the Town Board hereby extends the Temporary Town-Wide Moratorium on the Installation of Freestanding or Ground-Mounted Solar Energy Systems in the Town of Pleasant Valley established by Local Law 1 of 2016 for an additional 90 day term ending on May 26, 2017 pursuant to Section XI of the Local Law.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Gross

DATED: February 8, 2017

**ROLL CALL:**

AYE

NAY

ABSENT

Councilman Albrecht	X	
Councilman Becker		X
Councilwoman Gross	X	
Councilman Nicholson	X	
Supervisor Figliozi	X	

Carried.

**DISCUSSION:**

Councilman Nicholson how long will it be to lift the moratorium.

Supervisor Figliozi stated that the law has been written and is being reviewed by the Attorney.

Councilman Nicholson asked if the moratorium can be lifted by May.

Town Attorney, Scott Volkman stated that it will require a Public Hearing, the Town Board could hold a Special Town Board Meeting to the Public Hearing date and this would give us time to circulate the Local Law.

The Town Board scheduled the Special Town Board Meeting for Thursday, February 23, 2017 at 6:00PM to set the date for the Public Hearing for March.

**Item # 4 – Appointment of Constable (PT):**

Supervisor Figliozi read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 60/2017**

**RE: APPOINTMENT OF CONSTABLES (Pt)**

WHEREAS, there is a vacancy in the position of Court Constable due to the resignation of Donald Wacker; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint Raymond Gordineer to serve as Court Constable/Court Security Officer in the Town of Pleasant Valley



Justice Court on behalf of the Town of Pleasant Valley contingent upon meeting the specifications of the position at the rate of \$16.50 per hour; and be it further

RESOLVED, that the duties of the Constables shall be as set forth in Resolution No. 98/2014 “ESTABLISHING THE LIMITED DUTIES OF THE CIVIL SERVICE CLASSIFICATION OF CONSTABLE (PART TIME) FOR PURPOSE OF PROVIDING COURT ROOM SECURITY SERVICES IN AND FOR THE TOWN OF PLEASANT VALLEY”; and be it further

RESOLVED, that the Town Supervisor and Bookkeeper are hereby authorized and directed to file any and all documents with the Dutchess County Personnel Department to effectuate the terms of this resolution.

MOTIONED BY: Councilwoman Gross

SECONDED BY: Councilman Albrecht

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
Supervisor Figliozi	X		

Carried.

Item # 6A – Re-Appointment of Planning Board Member:  
Supervisor Figliozi read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 61/2017**

**RE: REAPPOINTMENT OF PLANNING BOARD MEMBER**

**BE IT RESOLVED**, that the Town Board of the Town of Pleasant Valley, does hereby designate and reappoint Robert Fracchia to the Town of Pleasant Valley Planning Board for the term to expire on December 31, 2023.

MOTIONED BY: Councilman Nicholson

SECONDED BY: Councilwoman Gross

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
Supervisor Figliozi	X		

Carried.

Item # 6B – Re-Appointment of Zoning Board of Appeals Member:

Supervisor Figliozi read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 62/2017**

**RE: REAPPOINTMENT TO THE ZONING BOARD OF APPEALS**

**BE IT RESOLVED**, that the Town Board of the Town of Pleasant Valley, does designate and reappoint Robert Maucher, to the Town of Pleasant Valley Zoning Board of Appeals for the term to expire on December 31, 2023.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Gross

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
Supervisor Figliozi	X		

Carried.

Item # 7 – Re-Appointment to the Board of Ethics:  
Supervisor Figliozi read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 63/2017**

**RE: REAPPOINTMENT TO BOARD OF ETHICS**

**BE IT RESOLVED**, that the Town Board of the Town of Pleasant Valley, does hereby designate and reappoint Gary Veeder to the Town of Pleasant Valley Board of Ethics for the term to expire on December 31, 2021.

MOTIONED BY: Councilman Nicholson

SECONDED BY: Councilwoman Gross

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
Supervisor Figliozi	X		

Carried.

Item # 8 – Approving 2017 Highway Equipment Rental Rates:

Supervisor Figliozi read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 64/2017**

**RE: ESTABLISHING RENTAL RATES FOR USE OF THE EQUIPMENT FOR  
THE HIGHWAY DEPARTMENT FOR 2017**

WHEREAS, the Town of Pleasant Valley Highway Superintendent has recommended the establishment of rental equipment rates for use by the Highway Department for 2017; 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 2017 adopted Budget for equipment as

itemized in the Highway Superintendent's Memorandum and Recommendation dated January 26, 2017.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Gross

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
Supervisor Figliozi	X		

Carried.

Item # 9 – Imposition of a Processing Fee for a Dishonored Check:  
Supervisor Figliozi read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 65/2017**

**RE: IMPOSITION OF A PROCESSING FEE FOR A DISHONORED CHECK**

WHEREAS, New York General Municipal Law, Article 5, § 85, authorizes the implementation of a charge to be added to any account owing where a tendered payment of such account was dishonored by a bank or depository institution in an amount not to exceed the maximum charge for dishonored checks authorized under § 5-328 of the General Obligations Law; and

WHEREAS, New York General Obligations Law, Title 3, Section 5-328 authorizes the holder of a dishonored check given in payment for a consumer transaction or an account to collect from, charge, or add to the outstanding balance of the account of the person from whom such check was received or to whom such credit was extended, a dishonored check charge of not more than the lesser of the amount agreed upon, if contracted for, or twenty dollars; and

WHEREAS, a dishonored check charge shall not be deemed a credit service charge, interest or an incident to or a condition to the extension of credit, for any purpose of law; and

WHEREAS, notwithstanding any other provision of law, any person to whom a check, draft or like instrument, other than a money order, bank cashier's check or certified check is tendered for any transaction, other than a consumer transaction, may, if such instrument is dishonored charge or collect from the maker or drawer the amount of twenty dollars for the return of such unpaid or dishonored instrument; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley does hereby adopt a service fee of \$20.00 for checks which are dishonored and returned for insufficient funds; and be it further

RESOLVED, that such service fee shall be collected in the same manner prescribed by law for the collection of the account for which the check was tendered for any and all departments of the Town of Pleasant Valley that accepts checks; and be it further

RESOLVED, that this resolution shall take effect immediately.

MOTIONED BY: Councilman Nicholson

SECONDED BY: Councilwoman Gross

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		

Councilman Nicholson X

Supervisor Figliozi X

Carried.

Item # 10A – Authorizing the Purchase of a Lawn Tractor for use by the Recreation Department:

Supervisor Figliozi read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 66/2017**

**RE: AUTHORIZING THE PURCHASE OF A LAWN TRACTOR FOR USE BY THE TOWN  
RECREATION DEPARTMENT**

WHEREAS, the Town Supervisor has duly recommended the purchase of the following equipment for use by the Town of Pleasant Valley Recreation Department:

1. One Ventrac Tractor, Model 4500Z Kubota WG972-GL with mower attachment pursuant to a proposal dated January 25, 2017.

WHEREAS, the equipment is available pursuant to a bid with the Commonwealth of Pennsylvania, Bureau of Procurement, PA eMarketplace contract #4400011404 as “agricultural/groundskeeping type power equipment” pursuant to General Municipal Law § 103 (16), as authorized by Town of Pleasant Valley Local Law No. 1 of 2015 and as per the Town of Pleasant Valley 2017 adopted procurement policy from Venture Products Inc.; now, therefore, be it

RESOLVED, that The Town Supervisor is hereby authorized to purchase, in accordance with the provisions of Article 5-A of the General Municipal Law, the machinery and equipment as specified herein from the following:

Venture Products Inc., 500 Venture Drive, Orrville, Ohio 44667 at a maximum price of \$26,456.84 including costs and expenses incidental thereto to be delivered to the Town of

Pleasant Valley and to be delivered as soon as it becomes available from the factory; and be it further

RESOLVED, that terms of the payment will be as follows:

1. The use of the 2017 Adopted Town Budget Account No. A1620.200 Buildings Equipment in the amount of \$14,456.84; and
2. the use of a portion of the Town of Pleasant Valley "Parks and Recreation Reserve Fund" in the amount of \$12,000.00, subject to permissive referendum; and be it further

RESOLVED, that the Contract of Purchase for the items purchased shall be duly executed by the Town Supervisor and the vendor. When the Contract has been duly executed and approved, the Town Supervisor is authorized to complete the purchase upon delivery of the items purchased in accordance with the terms of the Resolution and the Contract and to pay or have paid the above amounts specified to be paid for purposes of acquisition of the equipment in the amount as specified herein are hereby appropriated therefore; and be it further

RESOLVED, that the proposals received in response to the request for proposals for lawn care and maintenance services in various locations in the Town which were received and opened on January 25, 2017 are respectfully rejected and the Town Clerk of the Town of Pleasant Valley, upon the expiration of the period for the permissive referendum for the expenditure of the aforementioned reserve fund, is hereby authorized and directed to advise the bidders of the rejection of all proposals for lawn care and maintenance services for certain specified locations throughout the Town.

MOTIONED BY: Councilwoman Gross

SECONDED BY: Councilman Albrecht

DATED: February 8, 2017

**ROLL CALL:**

AYE

NAY

ABSENT



Councilman Albrecht	X	
Councilman Becker		X
Councilwoman Gross	X	
Councilman Nicholson	X	
Supervisor Figliozi	X	

Carried.

Item # 10B – Authorizing the Town to Expend Funds from the “Parks and Recreation Reserve Fund”  
 Supervisor Figliozi read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD**  
**TOWN BOARD RESOLUTION NO.: 67/2017**

**RE: AUTHORIZING THE TOWN BOARD OF THE TOWN OF PLEASANT VALLEY, DUTCHESS COUNTY, NEW YORK TO EXPEND \$12,000.00 OF FUNDS FROM THE “PARKS AND RECREATION RESERVE FUND” OF THE TOWN OF PLEASANT VALLEY, DUTCHESS COUNTY, NEW YORK, TO PAY FOR A PORTION OF THE COST OF EQUIPMENT, MACHINERY, APPARATUS, OR FURNISHINGS FOR THE TOWN OF PLEASANT VALLEY RECREATION DEPARTMENT SUBJECT TO PERMISSIVE REFERENDUM**

WHEREAS, the Town Board of the Town of Pleasant Valley has heretofore established a Capital Reserve Fund pursuant to Section 6-c of the General Municipal Law of the State of New York by Resolution No. 49/2004; and

WHEREAS, the Town Board of the Town of Pleasant Valley has authorized the acquisition, simultaneously herewith of equipment, machinery, apparatus, or furnishings for the Town of Pleasant Valley Recreation Department, at an estimated cost not to exceed \$26,456.84; and

WHEREAS, it has been determined that the period of probable usefulness of the aforesaid specific object and purpose is five (5) years pursuant to Subdivision 32 of paragraph (a) of Section 11.00 of the Local Finance Law; and

WHEREAS, it is anticipated that \$12,000.00 of the total anticipated project cost will be financed by the use of the "Parks and Recreation Reserve Fund" of the Town of Pleasant Valley, a Capital Reserve Fund heretofore established pursuant to Section 6-c of General Municipal Law; now, therefore, be it

RESOLVED, that the Town Supervisor of the Town of Pleasant Valley be and hereby is authorized and directed to transfer from the "Parks and Recreation Reserve Fund" of the Town of Pleasant Valley to line A1620.200 Buildings Equipment expense item \$12,000.00 of the principal and accumulated interest in said "Parks and Recreation Reserve Fund" of the Town of Pleasant Valley to pay a portion of the cost of acquisition of the aforementioned equipment, machinery, apparatus, or furnishings; and be it further

RESOLVED, that this Resolution is subject to permissive referendum.

MOTIONED BY: Councilwoman Gross

SECONDED BY: Councilman Nicholson

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
Supervisor Figliozi	X		

Carried.

**DISCUSSION:**

Councilman Albrecht asked if the Town has looked into a trailer and purchasing weed whackers for back-up.

Supervisor Figliozi we have weed whackers.

Councilwoman Gross asked how old are they?

Supervisor Figliozi stated they are not that old and the Town will save money by purchasing the new lawn tractor.

Councilwoman Gross stated purchasing the tractor is going to save the Town in the long run.

**Item # 11 – Appointment of Deputy Fire Inspector, Fire Inspector and Deputy Building Inspector:**

Supervisor Figliozi read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 68/2017**

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

WHEREAS, there will be a vacancy in the position of Fire Inspector and Deputy Building Inspector due to the resignation of Jeffrey Renihan effective February 28, 2017; now, therefore, be it

RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint Michael Cosenza as Deputy Fire Inspector effective immediately through February 28, 2017 contingent upon meeting the specifications of the position at the rate of \$22.50 per hour; and be it further

RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint Michael Cosenza to serve as Fire Inspector effective March 1, 2017 contingent upon meeting the specifications of the position at the rate of \$22.50 per hour; and be it further

RESOLVED, that the Town Board of the Town of Pleasant Valley, does designate and appoint Michael Cosenza to serve as Deputy Building Inspector effective March 1, 2017 contingent upon meeting the specifications of the position at the rate of \$22.50 per hour; and be it further

RESOLVED, that the Town Supervisor and Bookkeeper are hereby authorized and directed to file any and all documents with the Dutchess County Personnel Department to effectuate the terms of this resolution.

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
Supervisor Figliozzi	X		

Carried.

Item # 12 – Appointments to the Board of Assessment Review:  
Tabled at this time.

Item # 13 – Authorizing Payment of Abstract No. 2 of 2017:  
Supervisor Figliozzi read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD**  
**TOWN BOARD RESOLUTION NO.: 69/2017**

**RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 2 OF 2017**

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 2017	General Fund Claims	\$119,931.03
2. Abstract 2 of 2017	Highway Fund Claims	\$ 47,563.81

MOTIONED BY: Councilman Albrecht

SECONDED BY: Councilwoman Gross

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
Supervisor Figliozi	X		

Carried.

Item # 14 – Authorizing Payment of Abstract No.2P of 2017:  
Supervisor Figliozi read the following resolution:

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 70/2017**

**RE: AUTHORIZING PAYMENT OF ABSTRACT NO. 2P OF 2017**

WHEREAS, the Town of Pleasant Valley Town Board has audited the bills presented for consultant escrow fees as specified by Town Code § 82-15, §98-91, etc., 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 2P of 2017	Planning/Zoning Escrow	\$ 4,375.25
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MOTIONED BY: Councilman Nicholson

SECONDED BY: Councilwoman Gross

DATED: February 8, 2017

<b>ROLL CALL:</b>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Albrecht	X		
Councilman Becker			X
Councilwoman Gross	X		
Councilman Nicholson	X		
Supervisor Figliozi	X		

Carried.

Councilman Nicholson stated that he was approached by a member of the Arlington PTA regarding displaying 3 or 4 pieces of art work in Town Hall done by students that are part of the Reflections Program.

Supervisor Figliozi noted that he has also been approached by New Horizons who would like to display some art work. Supervisor Figliozi noted that we are probably going to have to adopt a policy.

Town Attorney, Scott Volkman noted that the Town Board would need to adopt a display policy which would address liability, how the art work will be displayed and how long the artwork will be displayed.

Councilwoman Gross asked when the Highway Department will start to use the new pick-up truck that was purchased in the fall.

Supervisor Figliozi noted that he will look into this.

**OPEN THE MEETING TO THE PUBLIC:**

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

Steve Kish – Cary Road – noted that several meetings ago the Town Board discussed bringing in a consultant to do a study on the Hamlets.

Supervisor Figliozi stated that the study is almost complete, the Town Board has received a draft copy from PACE Land Use Group but it is not ready for public distribution at this time. Supervisor Figliozi noted that the draft has been reviewed and sent back to land use group.

Steve Kish – asked if it covers all three hamlets.

Supervisor Figliozi stated it just covers the Pleasant Valley Hamlet it would have been very expensive to do all three hamlets the study was funded by the County.

**CLOSE THE MEETING TO THE PUBLIC:**

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

**ADJOURN:**

Motion by Councilman Albrecht, seconded by Councilman Nicholson the Town Board adjourned the meeting at 8:12PM, carried.

Respectfully Submitted,

Margaret Hart, Town Clerk





