

TOWN OF UNION VALE

TOWN BOARD

MARCH 15TH, 2023

PUBLIC HEARING – 7:00 PM

PROPERTY TAX EXEMPTION FOR FIREFIGHTERS AND AMBULANCE WORKERS

REGULAR TOWN BOARD AGENDA MEETING

Meeting will commence immediately following the Public Hearing. All meetings are held in the Town Hall Meeting Room and are open to the public.

AGENDA

1. Call to Order and Salute to the Flag
2. Approve Minutes for February 15th Meeting
- Special Presentations:**
 - Habitat for Humanity** – April 15th, 3rd *Annual Donation Day at the Recycling Center* (open for everyone)
 - Angels of Light** – April 22nd, *Announcing Angels of Light Run for Barri*
 - Godfrey Park Resident Playground Committee** – *Final* Playground Design Presentation
3. Town Supervisor Report – Financials, Updates, Town Business, AOT, etc.
5. Board Member Reports
6. Town Highway Superintendent Report
7. Town Clerk Report
8. Public Comments on Agenda Items
9. Board, Committee, Commission & Council Reports:
 - 9.1 Union Vale Library Trustees - Amy Watkins
 - 9.2 Conservation Advisory Council – Josh Redinger
10. Departmental Reports:
 - 10.1 Building Department – George Kolb
 - 10.2 Parks – Discussion: Changing Baseball Fields to Soccer Fields in Tymor Park
 - 10.3 Recreation – Discussion: Summer Camp & Pool Wages
 - 10.4 Constables
 - 10.5 Animal Control
11. Old Business:
 - 11.1 Discussion - Volunteer Firefighters & Ambulance Workers Property Tax Exemption
 - 11.2 Discussion – Definitions and Fees in Town Code – “Junk”, “Rubbish” & “Debris” (Town Code Chapters 188, 161 & 151-4,)
 - 11.3 Discussion – Permits & Guidelines for Short Term Residential Rental Units
 - 11.4 Discussion - Expanding Residency Requirements for Constables (Chapters 12.3 & 69.2)
 - 11.5 Master Fee Schedule – Review Final Updates
 - 11.6 Use of Redl Property on RT 82 & N. Clove Road – Request for Advisory Committee Members
12. New Business: Updates & Discussions
 - 12.1 Union Vale Parcel No. 812049 – Improper Foreclosure by Dutchess County – Next Steps
 - 12.2 Rental Lease for # 11 Tymor Park Road – Suggested Changes

13. Resolutions & Motions:
 - 13.1 Motion to Approve Miracle Playground Design and Quote for Godfrey Park as part of our Reimbursable MIG Grant Received by Dutchess County
 - 13.2 Motion to Approve Master Fee Schedule with new additions
 - 13.3 5-2023 Resolution Authorizing Firefighter and Ambulance Workers Property Tax Exemption
 - 13.4 6-2023 Resolution Authorizing Litigation Involving 60.7 acres in Union Vale (Parcel # 812049)
 - 13.5 7-2023 Resolution to Encumber Funds for 2022 Park Truck and Snow Plow Purchases
14. Approve Budget Adjustments, Transfers, Warrants, Pay Bills
15. Public Comments on Town Issues
16. Motion to Adjourn

Next Town Board Meeting

April 5, 2023 – 7:30 pm, Work Session & April 19th - 7:30 pm, Regular Agenda Meeting



TOWN OF UNION VALE TOWN BOARD
RESOLUTION NO. 5 OF 2023:

RESOLUTION CREATING REAL PROPERTY TAX EXEMPTION FOR
VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE WORKERS

Councilman _____, offered the following Resolution, which was seconded by Councilman _____, who moved its adoption.

WHEREAS, New York State Real Property Tax Law Section 466-a authorizes municipalities to create a real property tax exemption for volunteer firefighters and volunteer ambulance workers to the extent of ten percent (10%) of the assessed value of such volunteer's primary residence within the municipality; and

WHEREAS, said exemption may be created by local law, ordinance or resolution after a public hearing: and

WHEREAS, the Town of Union Vale Town Board intends to create such exemption within the limits required by RPTL Section 466-a; and

WHEREAS, a duly noticed public hearing was held to address this issue on March 15th, 2023 at 7:00 p.m. prevailing time at the Town of Union Vale Town Hall;

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby classifies this action as a Type II action for SEQRA purposes pursuant to 6 NYCRR 617.5(c)(26) and any other applicable subsection; and be it further

RESOLVED, the Town Board hereby creates and provides for a real property tax exemption of ten percent (10%) of the assessed value of the primary residence within the Town of Union Vale for a volunteer firefighter or volunteer ambulance worker who is an owner of said real property and is enrolled member of an incorporated volunteer fire company, fire district or incorporated volunteer ambulance service that serves the Town of Union Vale provided that such volunteer has a minimum of two years of such service; and be it further

RESOLVED, the Assessor may rely upon a list as provided to the Town Board on or before January 31st of each year by the Board of Fire Commissioners annually which certifies such volunteer's active enrollment and length of service in order to qualify for this exemption annually; and be it further

RESOLVED, that the said real property must be used exclusively for residential purposes and, in the event that any portion of such real property is not used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided for in this Resolution; and be it further

RESOLVED, that any such enrolled member who accrues more than twenty (20) years of active service and is so certified by the authority having jurisdiction of the incorporated volunteer fire company, fire district or incorporated volunteer ambulance service shall be granted this ten percent (10%) exemption as authorized by this Resolution for the remainder of his or her life as long as his or her primary residence is located within the Town of Union Vale and, further, that this exemption shall continue for the un-remarried surviving spouse of such volunteer.

The foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Durland	_____
Councilwoman Gusikoff	_____
Councilman McGivney	_____
Councilman Welsh	_____
Supervisor Maas	_____

DATED: Union Vale, New York
March 15, 2023

ANDREA CASEY, Town Clerk
Town of Union Vale

I, Andrea Casey, Town Clerk of the Town of Union Vale DO, HEREBY CERTIFY that the foregoing is a true copy of a resolution offered by Councilman _____seconded by Councilman _____, and adopted at the meeting of the Town Board, held on March _____, 2023.

Andrea Casey, TOWN CLERK



TOWN OF UNION VALE TOWN BOARD
RESOLUTION NO. 6 OF 2023

REGARDING AUTHORIZATION TO COMMENCE AND PROSECUTE LITIGATION
TO OBTAIN OWNERSHIP OF CERTAIN PREMISES DESCRIBED
IN THIS RESOLUTION AND TO RETAIN COUNSEL TO REPRESENT THE TOWN IN
THE LITIGATION

RESOLUTION

The following Resolution was offered by Councilman _____ and seconded by Councilman ____.

WHEREAS, the Town of Union Vale Town Board heretofore adopted Resolution No. 2-2023 on January 25, 2023 requesting Dutchess County to transfer the property described below to the Town of Union Vale; and

WHEREAS, Dutchess County has not taken the action requested by the Town of Union Vale to nullify or otherwise cancel the sale of certain premises located in the Town of Union Vale which are the subject of Resolution 2-2023;

NOW, THEREFORE BE IT RESOLVED, that the Town Board authorizes the commencement and prosecution of litigation by the Town to invalidate or nullify the portion of a certain Deed dated December 8, 2022 from Dutchess County to Joann Bonavenia – the portion located in the Town of Union Vale with Tax Grid No. 135400-6660-00-812049-0000 (the “Property”); and

BE IT FURTHER RESOLVED, that the litigation seeks a determination to require Dutchess County to transfer to the Town of Union Vale the Property in exchange for payment by the Town of tax arrearages and related fees and charges; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Union Vale retains the firm of Teahan & Constantino LLP to represent the Town of Union Vale in the aforesaid action and authorizes the firm of Teahan & Constantino LLP to take all necessary or reasonable steps to require Dutchess County to transfer the property to the Town; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Union Vale authorizes payment to the firm of Teahan & Constantino LLP at the Town's regular legal hourly rate together with reimbursement for disbursements; and

BE IT FURTHER RESOLVED, that the Town has available funds in unallocated fund balance sufficient to make payment to Dutchess County of the tax arrearages and related fees and charges; and

BE IT FURTHER RESOLVED, that it is the intention of the Town to use the Property upon acquiring it for a public purpose, to wit, to expand the public park (Tymor Park) which abuts the Property on the east.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Durland _____

Councilwoman Gusikoff _____

Councilman McGivney _____

Councilman Welsh _____

Supervisor Maas _____

DATED: Union Vale, New York
March 15, 2023

ANDREA CASEY, Town Clerk
Town of Union Vale

I, Andrea Casey, Town Clerk of the Town of Union Vale DO, HEREBY CERTIFY that the foregoing is a true copy of a resolution offered by Councilman _____ seconded by Councilman _____, and adopted at the meeting of the Town Board, held on March _____, 2023.

Andrea Casey, TOWN CLERK



TOWN OF UNION VALE TOWN BOARD
RESOLUTION NO. 7 of 2023:

RESOLUTION TO APPROVE ENCUMBERING FUNDS TO PAY FOR NEW PARK
TRUCK AND SNOW PLOW APPROVED LAST APRIL 20, 2022

Councilman_____ proposed the following Resolution, which was seconded
by Councilman_____.

WHEREAS, the Town Board of the Town of Union Vale authorized the Parks Department to purchase a new pick-up truck after getting a confirmed quote from the New York State Office of General Services and a snow plow after getting a confirmed quote from Trailer King in Poughkeepsie, NY;

WHEREAS, the Parks Department ordered the truck at a cost of \$40,897.02 and the snow plow at a cost of \$8,695.00 on April 21, 2022; and

WHEREAS, in 2022 the Parks Department spent \$ 0 of the \$49,592.02 amount approved for both pieces of equipment due to the delay in delivery of the truck from an expected delivery date of September 2022 to an actual delivery date of February of 2023;

NOW THEREFORE, BE IT RESOLVED, that the Town of Union Vale 2023 Budget shall be amended to provide for encumbrances rolled forward in order to provide for the funding of the aforementioned projects;

<u>FUND:</u>	<u>ENCUMBER:</u>
A7110	\$40,897.02
A7110	\$ 8,695.00

BE IT FURTHER RESOLVED, the amounts of these individual encumbrances provided for above are in the General Fund and will be transferred to the Parks budget as originally approved for this specific purpose.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Councilman Durland	_____
Councilwoman Gusikoff	_____
Councilman McGivney	_____
Councilman Welsh	_____
Supervisor Maas	_____

DATED: Union Vale, New York
March 15, 2023

ANDREA CASEY, Town Clerk
Town of Union Vale

I, Andrea Casey, Town Clerk of the Town of Union Vale DO, HEREBY CERTIFY that the foregoing is a true copy of a resolution offered by Councilman _____ seconded by Councilman _____, and adopted at the meeting of the Town Board, held on March 15th, 2023.

Andrea Casey, TOWN CLERK