

UNION VALE TOWN BOARD MEETING AUGUST 19, 2021

UNION VALE TOWN HALL 7:30 PM

PRESENT: Supervisor Maas

Town Council: Kevin Durland, Kevin McGivney, Steven Frazier, John Welsh

Town Clerk: Andrea Casey

Highway Superintendent: Ed Kading - Absent

Town Attorney: Jeff Battistoni

Call to Order and Salute to the Flag at 7:30PM

Supervisor Report

Supervisor Maas let everyone know that the Town had received the American Rescue Plan monies. She noted they had reduced us from the 2010 census numbers population: 4877, they chose to use 2019 preliminary numbers which was less. Instead of \$510,000 Union Vale is getting \$470,000, 50% now and 50% next year. A check was received 2 weeks ago for \$235,244.97 which has already been deposited. Research will be done before spending those funds to see what they will be going towards.

- General Fund Balance: \$4,147,000.60
- Equestrian Center & Recycling Center have been doing well
- Town Board members have received the list of warrants/abstracts; cash receipts, escrow reports, Building Dept. report, performance vs budget report and lists of all deposits made in both the General Fund and Highway Fund.
- Board Members have received a copy of the letter ‘Partners for Climate Action in the Hudson Valley’ in recognition Jen Rubbo and her many hours of work and meetings
- Agriculture and Markets letter awarding Town of Union Vale with the Town of LaGrange a grant for \$50,000 to develop individual agriculture & farmland protection plans
- Letter from Dutchess County SPCA informing us they will not be providing housing for dogs brought by ACO, going forward only for towns where they also supply Animal Control. A new plan going forward is being discussed with possible idea of kennels with cement floor since most dogs are reunited within a few hours.
- The employee who owed town hours for a medical leave has fulfilled all hours owed.
- Supervisor Maas asked State Senator Serino for storm relief funds for the July storm but, it was not declared as a disaster although costly, no outside financial help is available.
- Krysta O’Sullivan is retiring as Court Clerk as of August 31st after 15 years of service.
- Letter from Jen Rubbo about Martin Burnstein. Jen will present later in the meeting.
- Budget preparation is underway

Board Member Reports

Councilman Welsh has been busy working with the Supervisor on insurance and legal issues.

Councilman Durland – nothing at this time.

Councilman McGivney – nothing at this time.

Councilman Frazier – nothing at this time.

Town Clerk Report

Clerk Casey informed everyone that Sportsman Licenses are on sale as of August 2nd and DMP(Deer Management Permits) are on first come first serve basis.

Conservation Advisory Council (CAC)

Julia Hogencamp- Union Vale Reforestation Program- Union Vale Resident and Girl Scout, Julia explained she is working on her Silver Award. After meeting with Supervisor Maas she came up with the sustainable idea of reforestation. Each year trees are taken down due to storms, hazards and disease. The Girl Scouts will be planting trees on September 18, 2021 in Union Vale. After speaking with the Highway Superintendent and Park Manager, it was reported that the Town has lost 119 trees and will need to raise \$595.00 in order to replace those trees. Julia will be working with the Town Staff and local forestry to determine what trees and where to plant them. She asks everyone to consider donating anywhere from 1-20 trees to help the program. She thanks the Town, the CAC and Brian Scoralick, the Executive Director of DC Soil and Water. Please send donations to the Town Hall and for questions email

Trees4Tymor@gmail.com. Checks can be made to Town of Union Vale and a note in the memo for reforestation.

Presentation of NRI Webmap

Jen Rubbo, Climate Smart Community Coordinator and CAC Member & Martin Burnstein, student at Vassar College in his Junior year majoring in environmental studies explained the NRI web-map tool which will be available for Town Boards and Town Resident use. Jen is also a professor at Vassar College and explained this summer she worked with Martin Burstein to create a web-map of Union Vale's natural resource inventory. Martin explained how it works and how to use these tools. This will be a great addition to the NRI and will also be an interesting and more detailed way to view this information.

Aki Busch, Chair of the CAC

Aki spoke about the usefulness of the NRI mapping tool and the impact it can have. She reported that the first draft of the NRI document had been sent out to Dutchess Land Conservancy, the Town Boards and other local experts for feedback. Some of the feedback included that the maps were thorough and comprehensive, this tool will greatly simplify the Boards in educated review of future projects. Jane Smith, ZBA chair provided extremely helpful comments and corrections that were invaluable for the completion of the document. They are anxious to move into the final phase, first the public will have an opportunity to review and finally the adoption by resolution. They hope it can be attached as an appendix to the Town's Comprehensive Plan.

Parks Report

Jake Gosnell, Park Manager reported on the resurfacing of the tennis courts continues, weather permitting. The next project on deck are the basketball courts in Godfrey which will be re-lined. The horse show events this summer have gone very well. Camp Director, Alison Croke sent a survey to camp parents and kids and received positive feedback. There will be 2 full weeks of TGTT at the conclusion of camp and when school starts the ASP will begin again. Supervisor Maas noted that the Equestrian Center has been so busy there was need for a Constable at the last event to assist with parking and thanked Head Constable, George Treadwell. She also noted due to a camp child testing positive last Friday, as a result every parent was notified and the Town worked with the CDC and Department of Health to identify the 60 kids that were in close contact of the 125 that were in the last session. Oktoberfest will be held Sunday, September 19th complete with new steins and buttons. There will be no vendors this year but instead, a new addition of Oktoberfest games.

Furnace Pond

Supervisor Maas noted she and Park Manager Gosnell had a call with the engineers yesterday. The pond water level is very high this year and last year \$5,000.00 was spent to lower the level for the testing. Due to all the rain the lowering could be even more costly this year. The Park Manager took pictures to send to the engineers to devise an alternate plan. The need to be able to re-grout the dam in the area that the boring test is done in order to prevent water entering and causing hydrostatic fracking which would result in damage to the dam.

Solar On Route 55

There has been issues with the maintenance contract and have contacted the operations manager that will oversee and make sure the Town and recommendations from the Fire Advisory Committee are met.

Flag Pole

Councilman Durland noted the placement is being decided to have an optimal spot as well as lighting. Councilman Frazier noted the best spot may be in the DOT right-of-way just as something to consider by contacting them.

Supervisor Maas noted the gas station on Route 82 is open and soon will have a grand opening.

Highway Report (Ed Kading Could not be Present)

Repairs on Town Roads are still ongoing from last major storm. The crew has repaired nearly 2.5 miles of road shoulder and drainage ditches, rebuilt .5 miles of dirt road and used approximately 250 yards of material that was made last year. Repaired 15 culverts and cleaned up many downed trees. As always, they ensure all roadside mowing, sign replacement and

maintaining highway equipment is ongoing. Supervisor Maas received a note from resident, Mike Myers, thanking Ed for providing signs to help keep the 'On The Green' safe.

Annexation of Parcels

This is in progress still being worked through and will soon be in the hands of three judges.

Engineer Firm

Tom Harvey joined Rennia in Dover, the Town will talk with Pete Setaro and Tom Harvey to continue the relationship.

Resolution of Adoption of Local Law #2 Change in Residency Requirement for Deputy Town Clerk (See Resolutions)

Motion to Pay Bills

Councilman Welsh made a motion to approve budget adjustments, warrants, & pay bills which was seconded by Supervisor Maas and all were unanimously in favor.

Public Comments - None

MOTION TO ADJOURN

At 8:17 PM Councilman Welsh made a motion to adjourn which was seconded by Councilman Durland and all were unanimously in favor.

Respectfully Submitted,

Andrea Casey, Town Clerk

draft

RESOLUTION OF ADOPTION

Councilman Durland offered the following Resolution, which was seconded by Supervisor Maas, who moved its adoption:

WHEREAS a Local Law was introduced by the Town Board of the Town of Union Vale as Local Law # 2 – 2021 entitled A LOCAL LAW AUTHORIZING A CHANGE IN THE RESIDENCY REQUIREMENT FOR DEPUTY TOWN CLERK; and

WHEREAS, a public hearing in relation to said local law was held on July 15, 2021 at 7:00 p.m., Prevailing Time; and

WHEREAS, notice of said public hearing was given pursuant to the terms and provisions of the Municipal Home Rule Law of the State of New York; and

WHEREAS, said local law has been on the desks of the members of the Town Board of the Town of Union Vale for at least seven (7) days, exclusive of Sunday; and

NOW, THEREFORE, BE IT RESOLVED that the following local law is hereby enacted: TOWN OF UNION VALE LOCAL LAW # 2 - 2021 entitled A LOCAL LAW AUTHORIZING A CHANGE IN RESIDENCY FOR THE DEPUTY TOWN CLERK:

Section 1. **The Union Vale Town Code is modified to add a new Chapter 69 entitled “RESIDENCY REQUIREMENT” as follows**

§ 69-1. Findings.

The Town Clerk has indicated to the Town Board that although she would like to fill the position of Deputy Town Clerk with residents of the Town, she can sometimes have difficulty doing so. Accordingly, the Town Clerk has asked the Town Board to pass a local law that will grant her the authority to hire an individual to fill the position of Deputy Town Clerk with an individual who does not reside in the Town so that the position does not remain vacant. The Town Board has determined that it is in the best interest of the Town to open this position to a wider pool of applicants so that the position can be filled expeditiously when open.

§ 69-2. Statutory authority.

This article is adopted pursuant to Municipal Home Rule Law § 10(1)(ii)(a)(l) that grants to local governments the authority to enact local laws regarding the qualifications of local officers.

Furthermore, this article recognizes that the State Legislature amended Public Officers Law § 3 by adding a new Subdivision (24) expanding the residency requirements for any appointed public office in the Town of Greenburgh, Westchester County, thereby rendering Public Officers Law a special law with respect to any appointed town officer [see N.Y. Op. Atty. Gen. (Inf.) No. 91-37].

§ 69-3. Supersession of state law.

This article shall supersede Town Law § 23(1) in its application to the office of Deputy Town Clerk for the Town of Union Vale.

§ 69-4. Residency requirements for Deputy Town Clerk.

The person holding the office of Deputy Town Clerk in the Town of Union Vale need not be a resident nor an elector of the Town of Union Vale; provided, however, that such person shall reside in the county in which such town is located or an adjoining county within the State of New York.

Section 2. Effective Date

This Local Law shall take effect upon adoption by the Town Board and file date of NYS Secretary of State in accordance applicable provisions of law, and specifically Article 3, §27 of Municipal Home Rule Law.

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

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

Councilman Frazier	Aye
Councilman Durland	Aye
Councilman McGivney	Aye
Councilman Welsh	Aye
Supervisor Maas	Aye

DATED: Union Vale, New York
August 19, 2021



ANDREA CASEY, TOWN CLERK

Ayes 5 Noes 0 Resolution No. 21-30

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 Durland, seconded by Supervisor Maas and adopted at the meeting of the Town Board, held on August 19, 2021.



Town Clerk, Union Vale – Andrea Casey