

UNION VALE TOWN BOARD MEETING MARCH 15, 2018
TOWN HALL 249 DUNCAN ROAD LAGRANGEVILLE NY 7:30 PM

PRESENT: Supervisor Maas

Councilmen: Steven Frazier, Corrina Kelley, David McMorris, John Welsh

PUBLIC HEARING LOCAL LAW NO. 2 of 2018

Councilman Welsh made a motion to open public which was seconded by Councilman McMorris.

As there were no comments or witnesses the public hearing was closed at 7:35pm

RESOLUTION #18-11 OF LOCAL LAW NO. 2 of 2018

A LOCAL LAW OF THE TOWN OF UNION VALE, DUTCHESS COUNTY, NEW YORK TO AMEND TOWN CODE CHAPTER 128, ARTICLE I, "APPLICATIONS" WITH RESPECT TO ESCROW DEPOSITS

BE IT ENACTED by the Town Board of the Town of Union Vale that the Town Code is amended to read as follows:

Section 1. Chapter 128, Article I, Section 128-2D of the Town Code of the Town of Union Vale is hereby amended to add a sentence at the end thereof reading as follows: If one or more engineering, legal, planning, technical or environmental consultant is considered necessary by the Zoning Board of Appeals in making an informed decision on the application, or by the Planning Board in providing a recommendation with respect to the Board's action, reimbursement to the Town for such services shall occur at cost and be guaranteed in an amount established by the Board of Appeals through an escrow account.

Section 2. Chapter 128, Article I, Section 128-2E of the Town Code of the Town of Union Vale is hereby amended to add a sentence at the end thereof reading as follows: If one or more engineering, legal, planning, technical or environmental consultant is considered necessary by the Zoning Board of Appeals in making an informed decision on the application, or by the Planning Board in providing a recommendation with respect to the Board's action, reimbursement to the Town for such services shall occur at cost and be guaranteed in an amount established by the Board of Appeals through an escrow account.

Section 3. This local law shall take effect immediately upon filing with this state's Secretary of State.

RESOLVED that the Town Clerk shall file a certified original of this local law in the office of the Town Clerk and one (1) certified copy in the office of the Secretary of State, State of New York, such certified copy that have attached thereto a certificate executed by the attorney for the Town of Union Vale that it contains the correct text and that all proper proceedings have been had or taken for the enactment of this local law.

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

McMorris Frazier

Supervisor Maas	Aye
Councilman Frazier	Aye
Councilwoman Kelley	Aye
Councilman McMorris	Aye
Councilman Welsh	Aye

DATED: Union Vale, New York

April 19, 2018


ANDREA CASEY, TOWN CLERK

MOTION TO APPROVE MINUTES

Councilman Welsh made a motion to approve the minutes for March 15th, 2018 which was seconded by Councilman McMorris and all were unanimously in favor.

Town Supervisor's Report

The Town collected 4.5 million dollars in taxes and the Fire District was paid their portion as well as the Highway Department. The first quarter looked strong financially. Policy Manual progress continues and Supervisor Maas stated the Board worked on two more manuals at the work session: *Procurement Policy & Internet Policy*. Councilman Frazier and Councilman Welsh will give updates. LED Lighting funding contract with GSG Financial – the contract signed in 2016 which included a 12 ½% interest rate, has been bought out. Once the Town Board was made aware of the

interest-bearing contract, they searched for a solution and recently came to terms with GSG Financial to buy out the remaining balance. The Town Board met and decided to pay GSG \$15,500, which closed out the contract and saves the town \$3,800 over the next 3 years. The money was taken from the Contingency Fund. Supervisor Maas also mentioned closing 5 Verizon lines that were not in use and kept 5 lines and decreased the bill substantially.

This week FEMA reimbursed the Town from Winter Storm Stella in the amount of \$35,500 and there will be a representative here next week to interview the Town on the process.

She also spoke about changing job titles to match the job titles at Dutchess County which streamlines many different Human Resources Processes. Lastly, Supervisor Maas mentioned reintroduction of the Deferred Compensation Plan as an additional employee retirement benefit.

Councilman Welsh has been working on the Town's Internet Policy which will also be part of the employee handbook, with input from the Town Board, and this will be finalized in the near future.

He has also been working on the CDBG grant to finalize the plan from the County to begin construction in the summer. He received a letter from the Office of the Aging and alerted the public about the annual picnic in Dover, on Wednesday May 30th. Councilman Welsh also reported on the need for a Public Hearing for the MS4 stormwater management draft which needs to be done prior to June 1, 2018.

MOTION TO HOLD MS4 PUBLIC HEARING

Councilman Welsh made a motion to hold a public hearing on MS4 Stormwater Management Annual Draft Report for 2018 on May 17, 2018. This was seconded by Councilman McMorris and all were unanimously in favor.

NOTICE OF PUBLIC HEARING TAKE NOTICE,

that the Town Board of the Town of Union Vale will hold a public hearing at the Town Hall, 249 Duncan Road, LaGrangeville, New York 12540 (in the Town of Union Vale) on May 17th, 2018

at 7:30 o'clock, p.m., on or as soon thereafter so public comment can be heard on the Town of Union Vale's Stormwater Management Program's 4th Annual Draft Report (SWMPAR). TAKE

FURTHER NOTICE, that copies of the aforesaid DRAFT Report will be available for examination at the office of the Clerk of the Town of Union Vale, at the Town Hall, 249 Duncan Road, LaGrangeville, New York 12540 (in the Town of Union Vale) between the hours of 9:30

a.m. and 4:00 p.m. on all business days (Monday through Thursday) and 9:00 a.m. and 12:00

p.m. on Saturdays between the date of this notice and the date of the public hearing. TAKE

FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid. DATED: Union Vale, New York April

19, 2018

ANDREA CASEY, TOWN CLERK

Councilman Frazier had nothing to report this meeting.

Councilwoman Kelley spoke about her participation with the Community Day meeting. She also highlighted a mailing from Dutchess County with an opportunity for seniors in need of home repair and wants to make sure the word gets out so that people may take advantage of this and other items to help empower and protect our seniors. She wondered if there could be a place on the Town Website just for seniors to help spread the word and possibly integrate the middle schooler program with awareness about senior programs. There was further discussion on formulating a more in-depth review.

Councilman McMorris said there is a Memorial Service in Verbank on the Green by the Union Vale Fire Department and there has been an addition of a new Flag Pole that was donated by the Fusiliers in memory of those that given their life from the Town in addition there will be a bugle donated as well. He also spoke about Veterans Day and would like to propose the idea of a memorial in front of the Town Hall such as a walkway around the flagpole with a memorial brick for each Veteran, hopefully, with no cost to the Town. On Monday, Jake Gosnell, George Kolb and he went to a seminar for the new energy requirements in homes. He highlighted George Kolb's integral involvement and how this ties in to becoming a clean energy community and the items the Town must complete. He cited an example in the Town of Rochester of how these communities are making money on such things as solar projects on areas like old landfills that otherwise cannot be used. There was further discussion on examples that have been beneficial and what the Town needs to do to facilitate moving forward. Supervisor Maas agreed this needs to be followed up on to move forward.

Town Clerk/Tax Collector Report

Town Clerk Casey reported document shredding day is scheduled for Wednesday, May 23rd around 10:00am to 11:00am and encouraged all residents to take advantage of this free service. Receiver of taxes, Joan Miller, reported to Mrs. Casey that the Town of Union Vale is at 90% collected.

Public Comments on Agenda Items

Anne McCabe spoke about the issues with election signs as the rules are impossible to enforce. She would like to include in the discussion on signs with attention to the number days.

Board, Committee, Commission & Council Reports:

Community Day - Overview by Committee Chair, Ed Kasche

Ed Kasche spoke about being the new Community Day Chair as he is a new resident and has not experienced the day in person.

Mr. Kasche reported the theme this year is to 'Re-Discover Union Vale' and spoke about the new idea with this year's plan. There will be two events, Community Day scheduled for Saturday, June 2 and the Community Day night scheduled for Friday, June 22 which will be comprised of food trucks, tailgating and a firework display. Mr. Kasche spoke further about the Community Day's events which includes many agriculture exhibitions, scavenger hunt, animal events including a horse pull, and lots of family games.

Departmental Reports:

Park Department:

Mr. Gosnell spoke about the ball fields being prepped, cutting fallen trees all despite the excessively wet conditions. He also touched on the new mower the Parks Department is in need of and the research that brought him to this decision.

Supervisor Maas explained the financing component to show the current standing and how this can be accomplished as well as other outstanding debt and the dates in which they will be satisfied. She explained each of the municipal finance options which were comprised of M&T, Toro Equipt. Finance and Bank of Millbrook. Bank of Millbrook presented the best option of paying \$2,600 in interest over a 4-year period at 2.3/4%.

Supervisor Maas asked about the life expectancy to which Mr. Gosnell replied about 10-15 years as the last one was lucky enough to last 20 years due to the constant maintenance.

RESOLUTION #18-12 APPROVING TORO MOWER FOR TYMOR PARK

The following Resolution was offered by Councilman Frazier, seconded by Councilman Welsh, to wit:

WHEREAS, The Town of Union Vale Parks Department is in need of a new large-scale mower and has selected a Toro brand mower for \$47,052.54 for the low-cost provider Grassland Equipment and Irrigation Corp. using the State bid process

WHEREAS, The Town of Union Vale Town Supervisor has obtained price quotes for the purchase of said mower and is recommending the Town finance the mower using Bank of Millbrook, since they offered the best financing option for the 4-year installment bond.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Union Vale hereby accepts the purchase of the mower and the loan quote with total payments not to exceed \$49,686.00 and authorizes the Town Supervisor as Chief Fiscal Officer to sign for the loan.

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

Supervisor Maas	Aye
Councilman Frazier	Aye
Councilwoman Kelley	Aye
Councilman McMorris	Aye
Councilman Welsh	Aye

Councilwoman Kelley asked what was in the budget line for this type of purchase. Supervisor Maas said there is a \$5,000 down payment and \$9,000 in the budget line which will cover the remainder of 2018. Councilman Frazier asked if there were further needs for this budget line to which Mr. Gosnell said no, however stated if there is an option they can reserve the down payment for other items that arise for needs throughout the year.

Recycling Center – Earth Day Efforts

Tom St. Onge invited everyone for the TOWN WIDE ROAD CLEANUP! The Union Vale Recycling Center invites all citizens to celebrate Earth Day by participating in our first annual Town Wide Cleanup Weekend on April 21st and 22nd. Orange bags and safety signs will be available at the recycling center from 8am to 4pm on Saturday and Sunday. Bring the orange bags back to the

recycling center or leave them on the side of the road, and they will be picked up with help from the Highway Department and the Parks and Recreation Department. There will also be Arlington student volunteers donating their time to assist with the efforts at the Recycling Center and be a dedicated dumpster to see the amount of accumulation. Dutchess County will also be taking part in doing a section of County Route 9 in Union Vale but the rest of the roads are available for groups to pick up trash.

Recreation Department Updates – Councilwoman Kelley reported on behalf of Jessica Dickinson. Adult Paint Night (4/13), Youth Fishing Derby (4/29), “Love Your Park” Day in Godfrey Park (5/5) with community kick-ball game. She encourages all to volunteer for all the many opportunities or take advantage in participating in many of the recreation programs. Supervisor Maas highlighted the Adult Paint night due to the large number of participants in the amount of 30 people and asked if residents have ideas to submit them so we may increase attendance in adult events.

Old Business:

State Law affecting Farm Operations including Wine, Beer, etc. permits marketing on site. After reviewing the information, it is clear that tasting rooms, wineries, distilleries, etc. are considered permitted activities or uses for farms. Specifically, a tasting room is considered part of “marketing” for on-farm operations and supported by state law when a farm produces and processes its own products. Given that state law would pre-empt town law on this matter, it seems no update or local change is necessary. Jeff Battistoni, has read the law pertaining to local laws affecting farm operations. She discussed this project with Bob Somers in the Ag & Markets Dept. in Albany and after these inquiries, Agriculture and Markets Law (AML) considers the “on-farm “production, preparation and marketing” [AML §301 (11)] to be part of the “farm operation” and this includes all products of agricultural commodities produced “on-farm”. The Ag & Markets Department also considers the processing (distilling, brewing, fermentation, etc.) as part of the farm operation to “the extent that the distilled or brewed product...that is prepared is composed predominantly of products produced on the farm. It appears that no town code change is needed at this time. We can watch the progress and step in when “success” requires Town Board assistance to ensure no residents’ health and welfare is negatively affected with tools such as special event permits etc. Councilman Welsh stated that it is a simple solution and thanked Attorney Jeff Battistoni for his research.

Digital Signage for Town Center & Neighborhood Commercial Districts:

Review Specific Changes for TC (Town Center) and NC (Neighborhood Commercial) Areas: Supervisor Maas said she would like to do more research as there has been much resident feedback on this topic. A few areas of consideration are flashing lights in neighborhood areas and the 20ft height. The new gas station going in to Hitsman’s Garage will not need flashing and his signs will be a maximum of 92 inches. She would like to separate the two areas to accommodate each zoning area. Each Board member was asked to research this for vote in the near future.

New Business:

Two Facility Use Applications: School Reunion and a Non-Profit. One use is for 400 people for the Millbrook High school Reunion. Supervisor Maas spoke about the guidelines and information the group must provide. This will enact the need for traffic control to which Councilman Frazier agreed this would definitely trigger a need for 2 constables. Councilman McMorris suggested Constables on hand at the 6PM end to ensure public safety as well as being on site for the entire event.

MOTION TO APPROVE REUNION EVENT

Councilman Welsh made a motion to approve the facility rental with the stipulation that 2 Constables be on duty for the duration of the event 10am to 7pm for public safety and traffic control which seconded by Councilman McMorris and all were unanimously in favor.

MOTION TO WAIVE FEE 5K CANCER FUNDRAISER

Ralph Vales Family, applicant, Don Merko, has asked for a waiver for the fee for their 5k fundraiser as it is an annual event for charity. Councilman Welsh mad a motion to waive the fee for this fundraiser which must include a final headcount a week before the event. This was seconded by Councilman McMorris and all were unanimously in favor.

Verbank Gas & Provisions: Hiring Local & Naming Contest

In speaking with the owner of the former Hitsmans Garage about signage Supervisor Maas mentioned the need for hiring local, in which he will need 6 individuals.

Original owner Lisette Hitsman spoke about having a contest to name the new business formerly known as Budd Hitsmans Garage as to gain community involvement. The requirements are that 'Verbank' must be in the name and all entries must be sent to the Town Clerk by 1 month from today's meeting. The winner will receive a tank of free gas, sandwich and a drink.

Payroll and Professional Payroll Services

The Town Board is working on professionalizing the payroll services as to correct any issues and a welcome addition of improving services and insure a more robust system that works better for the Town. The decision lies between ADP & Paychex and as they do more research, Supervisor Maas will update the Town.

**RESOLUTION #18-13 OF INTRODUCTION
OF LOCAL LAW NO. 3 of 2018**

**A LOCAL LAW OF THE TOWN OF UNION VALE, DUTCHESS COUNTY, NEW YORK
TO AMEND TOWN CODE CHAPTER 64 "PROCUREMENT POLICY"**

BE IT ENACTED by the Town Board of the Town of Union Vale that the Town Code is amended as follows:

Section 1. All provisions of Chapter 64, "Procurement Policy" Sections 1-6 are deleted in their entirety.

Section 2. Replacement text for Chapter 64, Section 1 shall read as follows: "The Procurement Policy" is a stand-alone policy on file with the Town Clerk and shall be reviewed and updated as necessary on a periodic basis by the Town Board.

Section 3. This local law shall take effect immediately upon filing with this state's Secretary of State. Pursuant to the Municipal Home Rule Law of the State of New York, it will be necessary to hold a public hearing upon this law. The following resolution is offered:

WHEREAS, on April 19, 2018, this local law for the Town of Union Vale, to be known as Local Law No. 3 of 2018, entitled A LOCAL LAW OF THE TOWN OF UNION VALE, DUTCHESS COUNTY, NEW YORK TO AMEND TOWN CODE BY ELIMINATING CHAPTER 64, ARTICLES I-VI, THEREBY REMOVING THE PROCUREMENT POLICY AS TOWN LAW TO BECOME TOWN POLICY.

RESOLVED, that a public hearing be held in relation to the proposed changes as set forth in the form of notice, hereinafter provided, at which hearing parties of interest and citizens shall have an opportunity to be heard, to be held at the Town Hall, 249 Duncan Road, LaGrangeville, New York, 12540 (in the Town of Union Vale) on May 17th, 2018 at 7:30 o'clock p.m., Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Town of Union Vale, by the Town Clerk, at least five (5) days before such hearing and that notice shall be in the following form:

NOTICE OF PUBLIC HEARING

TAKE NOTICE, that the Town Board of the Town of Union Vale will hold a public hearing at the Town Hall, 249 Duncan Road, LaGrangeville, New York 12540 (in the Town of Union Vale) on May 17th, 2018 at 7:30 o'clock, p.m., on Local Law No. 3 of the Year 2018 to amend Chapter 64, Articles I-VI, "Procurement Policy" to eliminate the Procurement Policy from Town Law so it may become Town Policy.

TAKE FURTHER NOTICE, that copies of the aforesaid proposed local policy will be available for examination at the office of the Clerk of the Town of Union Vale, at the Town Hall, 249 Duncan Road, LaGrangeville, New York 12540 (in the Town of Union Vale) between the hours of 9:30 a.m. and 4:00 p.m. on all business days (Monday through Thursday) and 9:00 a.m. and 12:00 p.m. on Saturdays between the date of this notice and the date of the public hearing.

TAKE FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Introduced by Councilman Frazier

Seconded by Councilman Welsh

The foregoing resolution was voted upon with all council members voting as follows:

Supervisor Maas	Aye
Councilman Frazier	Aye
Councilwoman Kelley	Aye
Councilman McMorris	Aye
Councilman Welsh	Aye

DATED: Union Vale, New York

April 19, 2018


ANDREA CASEY, TOWN CLERK

Councilman Frazier spoke about the need for this to quickly and effectively update this policy without enduring an additional expense to do so.

Parkinson's Awareness Month Proclamation

WHEREAS, Parkinson's disease is a progressive neurological movement disorder of the central nervous system, which has a unique impact on each patient; and
WHEREAS, according to the Parkinson's Action Network, the Parkinson's Disease Foundation, the American Parkinson's Disease Association and the National Institutes of Health, there are over one million Americans diagnosed with Parkinson's disease; and
WHEREAS, symptoms include slowness, tremor, difficulty with balance and speaking, rigidity, cognitive and memory problems; and
WHEREAS, although new medicines and therapies may enhance life for some time for people with Parkinson's, more work is needed for a cure; and
WHEREAS, increased education and research are needed to help find more effective treatments with fewer side effects and ultimately a cure for Parkinson's disease; and
WHEREAS, a multidisciplinary approach to Parkinson's disease care includes local wellness, support, and caregiver groups; and
WHEREAS, April has been proclaimed as World Wide Parkinson's Awareness Month for all to recognize the need for more research and help in dealing with the devastating effects of Parkinson's disease.

NOW, THEREFORE, WE, the TOWN SUPERVISOR & the TOWN COUNCIL of the Town of Union Vale, do hereby proclaim April as Parkinson's Awareness Month in the Town of Union Vale.

Given under my hand in these free United States in the Town of Union Vale, on this nineteenth day of April two thousand and eighteen, and to which I have caused the Seal of the Town of Union Vale to be affixed and have made this proclamation public.

Approve Budget Adjustments, Warrants, Pay Bills

MOTION TO PAY BILLS

Councilman Welsh made a motion to pay bills which was seconded by Councilman Frazier and all were unanimously in favor.

Councilman McMorris asked if had permission to move forward with the idea of the Veterans Flag Pole brick walk. The Board agreed this would be a great addition and asked him to gather more information to proceed with this.

Public Comment on Town Issues

Anne McCabe spoke about the resolution passed in which to pay the retiree's supplemental insurance and the positions that were held by each of the retiree's and felt that each should have known the cost being asked. She requests this vote be looked at again and feels that this use of taxpayer money is against policy.

Lisette Hitsman spoke about the banks of the creek here in Union Vale in her trimming the edges of the creek for the fishing derby to ensure the lines of the young fishers not getting stuck in the brush.

Next Town Board Meeting: May 17th (Board work session: 5/3)

MOTION TO ADJOURN

Councilman Welsh made a motion to adjourn at which was seconded by Councilman McMorris and all were unanimously in favor.

Respectfully Submitted,
Andrea Casey
Town Clerk