

PUTNAM VALLEY TOWN BOARD
PUBLIC HEARING
6:00 P.M.

WEDNESDAY, MARCH 14, 2018

IMMEDIATELY FOLLOWING:

PUTNAM VALLEY TOWN BOARD WORK SESSION

1. Pledge of Allegiance
2. Authorize the Supervisor to sign the contract with Clean-Flo International for the sub-surface aeration system.
3. Accept bid for bulk drop off.
4. Authorize Districts to go out to bid for grass cutting on District property for the 2018 season.
5. Appoint Frank Cassidy as a harvester operator for the 2018 season.
6. Appoint Matthew Florio as a harvester operator for the 2018 season.
7. Adopt the Wildwood Knolls Facilities Warrant for the year 2018.
8. Audit of monthly bills.

PUTNAM VALLEY
TOWN BOARD MEETING
PUBLIC HEARING
6:00 P.M

PROVISIONS OF NY STATE RESIDENCY LAWS REGARDING OFFICER'S LAW,
ARTICLE 2, SECTION 3.
WEDNESDAY, MARCH 14, 2018

Present: Supervisor Oliverio
Councilwoman Whetsel
Councilwoman Annabi
Councilman Mackay
Councilman Luongo

Also Present: Sherry Howard, Town Clerk
Absent: William Florence, Town Attorney

Pledge of Allegiance and moment of silence for our armed forces.

PUBLIC HEARING to DISCUSS PROVISIONS OF NY STATE RESIDENCY LAWS
REGARDING OFFICER'S LAW, ARTICLE 2, SECTION 3

Presented by Supervisor Oliverio

Supervisor Oliverio moved to open the Public Hearing at 6:00 pm.

Supervisor Oliverio explained that in New York State there are mandated positions according to the New York State Charter where you need to be a resident of the Municipality you are working in. For example, you cannot run to be a Town Board Member unless you live in Town. According to the provisions of the current law our Building Inspector and Deputy Building Inspector must be Town Residents in order to hold these positions. We were unaware of this and they are not residents which presents a problem. We can alter the Residency Law which would allow them to serve. This would be a change in Town Law that must be sent to the State. This is what Supervisor Oliverio is proposing – he believes it would open up the pool of qualified people. He added that the County has already done this in many of their Departments. We are the only Town in the County that has this residency requirement. He asked for any Public Comment.

- Councilwoman Annabi said she can see both sides. If you are a resident of the Town, working here, you are more vested in what happens here.

- On the other side, we have a very small close knit community and it is hard to rock the boat. She would like to hear from the residents by phone or email.
- Councilwoman Whetsel said passing the Residency Law gives us an option to hire from either within or outside the community. This opens the door to neighboring Towns.
- Supervisor Oliverio said we need to remember that these are one (1) year appointed positions. If you open up the pool, you may get a really qualified person. Please send us Facebook messages or email us your opinions. I would like to put this on the agenda; not for the next meeting because we need more time to get residents comments. We will put it on the April 11th meeting.
- Councilman Luongo said he also sees both sides. If you pull from out of town they will not necessarily owe anybody; and if you hire someone from within town they will know exactly what we are looking for. This issue came to us as a law we stumbled upon. This is not anything else. We are trying to make this right.
- Resident Tom Carano asked if the Town Board can keep the Public Hearing open. Supervisor Oliverio said yes they can keep the Public Hearing open until the Work Session. Mr. Carano then went up to the podium and said that he hopes this is not politically motivated because the Town of Putnam Valley has finally gotten a Code Enforcement Officer that does his job. He said that I have sat on the Planning Board for over ten (10) years now and a tenth of one percent of this community thinks they can do whatever they want. Then they look for forgiveness. He went on to say that he has read the law and did not notice the title of Code Enforcement Officer mentioned. Supervisor Oliverio said that this is not political, it was something that was noticed, and even former Supervisor Bob Tandy did not realize that this was an issue. He added that we thought this only applied to Elected Officials. We are only trying to fix the problem. We don't want to work around the law. He went on to say that this is known as the New York State Officer's Law and it does state that it applies to the Code Enforcement Officer (see Article 2, Section 3). It includes anyone who can give tickets and enforce the law. This is an important law to amend whatever the circumstances so we can draw from a larger pool; you want the best and the brightest.

Supervisor Oliverio asked for any other public comment.

As there was no other public comment, Supervisor Oliverio moved to keep the Public Hearing open until the regularly scheduled Work Session on April 11, 2018 at 6:15; at which time it will resume.

It was seconded by Councilman Luongo and was unanimously carried.

Councilman Luongo said that you can find the Town Board's emails on the Town's Website. Supervisor Oliverio added that you can also send your emails to the Town Clerk and she will forward them.

PUTNAM VALLEY TOWN BOARD
WORK SESSION
6:15 P.M.
WEDNESDAY, MARCH 14, 2018

Present: Supervisor Oliverio
Councilwoman Whetsel
Councilwoman Annabi
Councilman Mackay
Councilman Luongo

Also Present: Sherry Howard, Town Clerk
Maria Angelico, Finance Director
William Florence, Town Attorney

ADOPT LEPRECHAUN RESOLUTION

Presented by Councilwoman Whetsel

RESOLUTION # R18-123

RESOLVED that the Town Board adopt the 2018 Leprechaun resolution as follows:

LEPRECHAUN RESOLUTION

By Herman Taub, Town Attorney

WHEREAS, it has come to the attention of the Town Board of the Town of Putnam Valley, that spirits, goblins, wee folk, fairies, and leprechauns do appear at strange and eerie hours and areas and more specifically are wont to do so on the night before St. Patrick’s Day; and

WHEREAS, these ethereal beings are usually involved in mischievous and frivolous behavior; and

WHEREAS, the Town Board recognizes that these other world beings are generally recidivists and cannot be reformed no matter how much mischief they cause and notwithstanding the punishment that is prescribed; and

WHEREAS, it would be to no avail to provide for corporal or other punishments since fairies, spirits, wee folk, leprechauns and goblins of the hob type are incorrigible; and

WHEREAS, it is known that these wee folk have the power to appear and disappear at will and take the form of humans or animals; and

WHEREAS, on past occasions on the night before St. Patrick's Day a Shamrock has miraculously appeared on the road at the intersection of Oscawana Lake Road and Peekskill Hollow Road; and

WHEREAS, these mischievous doings have been heretofore erroneously ascribed to human sources; and

WHEREAS, after diligent study and consultation with our law enforcement officials, the Town Board has concluded that the appearance of said shamrock can only be due to the doings of creatures not of this corporeal world,

NOW, THEREFORE, BE IT RESOLVED, that for the period from 12:01 a.m. on March 14, 2018 to 5:00 a.m. on March 17, 2018, should there be any artistic drawings mysteriously appearing on the pavement of the road at Oregon Corners by spirits or ethereal beings of an unknown nature, a period of amnesty and freedom from corporal punishment and corporeal and "incorporeal" restraint of the alleged perpetrators is hereby declared only for the period and purposes set forth above.

Seconded by Councilman Luongo, unanimously carried.

AMENDMENT OF AGENDA

Presented by Supervisor Oliverio

RESOLUTION # R18-124

RESOLVED that the Town Board **ADD** to the agenda:

#1A – Authorize the Supervisor to adopt the Leprechaun Resolution.

Seconded by Councilman MacKay, unanimously carried

AUTHORIZE THE SUPERVISOR TO SIGN THE CONTRACT WITH CLEAN-FLO INTERNATIONAL FOR THE SUB-SURFACE AERATION SYSTEM.

Presented by Councilman Luongo

RESOLUTION #R18-125

RESOLVED that the Town Board authorize the Supervisor to sign the contract with Clean-Flo International for the sub-surface aeration system. The total contract price for equipment, materials, installation, bio augmentation, freight, logistics, maintenance\performance monitoring and Biobase scans is \$132,500.00.

Payment shall be made as follows: Upon execution of this contract, Buyer shall provide a deposit of \$20,000.00.

Upon completion of the system installation, Buyer shall make a payment of the balance of \$112,500.00.

Seconded by Councilwoman Annabi, unanimously carried.

Councilman Luongo said the dates will be held regardless of the bad weather we had. This program should be in place by Memorial Day. Councilwoman Annabi said to note that does not mean that it will clear up all the algae this summer. Supervisor Oliverio agreed but said that it will lessen the amount of algae.

ACCEPT BULK DROP OFF BID

Presented by Councilwoman Annabi

RESOLUTION #R18-126

RESOLVED that the Town Board of the Town of Putnam Valley authorizes the Supervisor to accept the Bulk Drop-Off Bid from Winter Brothers. Two bids were received as follows:

Winter Brothers: \$424.00 for mixed bulk items.
 \$150.00 metal credit to Town per 30 yards.

AAA Carting : \$650.00 for mixed bulk items.
 \$125.00 metal credit to Town per 30 yards.

Seconded by Councilman MacKay, unanimously carried.

AUTHORIZE DISTRICTS TO GO OUT FOR GRASS CUTTING ON DISTRICT PROPERTIES FOR THE 2018 SEASON.

Presented by Councilwoman Whetsel

RESOLUTION #R18-127

RESOLVED that the Town Board of the Town of Putnam Valley authorizes the Supervisor to go out to bid for grass cutting on District Properties for the 2018 season.

Seconded by Councilman MacKay, unanimously carried.

APPOINT FRANK CASSIDY AS A LAKE OSCAWANA HARVESTER FOR THE 2018 SEASON AT A RATE OF \$24.25 PER HOUR.

Presented by Councilman Mackay

RESOLUTION # R18-128

RESOLVED that the Town Board appoint Frank Cassidy, 27 Woodleigh Ave., Putnam Valley, New York 10579 as a Lake Oscawana Harvester Operator for the 2018 season at a rate of \$24.25 per hour, no benefits.

Seconded by Councilwoman Annabi, unanimously carried.

APPOINT MATTHEW FLORIO AS A LAKE OSCAWANA HARVESTER OPERATOR

Presented by Councilwoman Whetsel

RESOLUTION # R18-129

RESOLVED, that the Town Board appoint Matthew Florio, 189 Tanglewylde Road, Lake Peekskill, NY 10537 as a Lake Oscawana Harvester Operator for the 2018 season at a rate of \$23.25 per hour.

Seconded by Councilman Mackay, unanimously carried.

ADOPT THE WILDWOOD KNOLLS FACILITIES WARRANT FOR THE YEAR 2018

Presented by Councilwoman Annabi

RESOLUTION # R18-130

RESOLVED that Town Board authorize the Supervisor to adopt the Wildwood Knolls Facilities Warrant for the year 2018.

Facility users – 19 families @ \$100.00 each. Total equals \$1900.00

Seconded by Councilman Luongo, unanimously carried.

AUDIT OF MONTHLY BILLS

Presented by Supervisor Oliverio

RESOLUTION #R18-131

RESOLVED, that the Town Board approve the following bills, after audit, being paid:

<u>VOUCHER NUMBERS</u>	<u>AMOUNTS</u>
22084 – 22266	12,993.01
22128 – 22265	4,025.83
21907 – 22261	8,984.71
22108 – 22345	80,879.24
22040 – 22338	149,822.66
22147 – 22335	56,528.70

Seconded by Councilman MacKay, unanimously carried

Councilman MacKay said that he was at the Senior Center during the storm giving out dry ice and water. He sent out a big thank you to Colleen Yurus who was a big help and volunteered her time and energy to help others. Supervisor Oliverio added that our Highway Crew and our Emergency Services did a phenomenal job. He gave a special acknowledgement to Jason Cobb who accompanied him back and forth from the County to get the needed dry ice and water for the Town. He also sent a big thank you to Ray Gallagher and the German American Club. He said he wished we had more cooperation from NYSE&G. Councilman Luongo added his own thank you to all who helped us get through the storm. Councilwoman Whetsel suggested everyone should reach out and find a buddy so you can check on each other in cases of emergency.

Eleanor Yankovich spoke at the podium and asked about the phones at Town Hall which appear to not be working. Supervisor Oliverio said the phone system has been down at Town Hall since the storm. She said she did not know that and was calling looking for a warming center during the storm. Councilwoman Whetsel said she was discussing with Supervisor Oliverio the possibility of putting up signs at the Corners with information about warming centers during the next power outage.

Supervisor Oliverio moved to go into an Executive Session to discuss a personnel matter. No new business or action will be addressed after the Executive Session. The meeting was adjourned at 6:32 PM.

Seconded by Councilman MacKay, unanimously carried.

Respectfully submitted,

Sherry Howard
Town Clerk
3/19/2018