

**PUTNAM VALLEY TOWN BOARD**  
**REGULAR MEETING**  
**WEDNESDAY, AUGUST 15, 2018**  
**6:00 PM**

1. Pledge of Allegiance
2. Departmental Reports
3. Supervisor's Opening Comments
4. County Legislator Report
5. School Report
6. Authorize Supervisor to accept the Town Board Minutes from July 11, July 18, August 1, and August 8, 2018.
7. Resolve to pass a local law concerning a weight restriction of commercial traffic on Tinker Hill Road.
8. Discussion of civil penalties
9. Reminders – Cell tower vote, Town Day, Camp Vote
10. Appoint Sam Lee to the Roaring Brook Lake Preservation Committee
11. Sign Resolution to prevent tobacco/vape use.

**DEPARTMENTS**

13. **Building Department**
  - a. Daily Fee Summaries
14. **Parks and Recreation**
  - a. Personnel additions/changes
  - b. Refunds
15. Budget Transfers
16. Public Comment
17. Audit of Monthly Bills

**PUTNAM VALLEY TOWN BOARD**  
**REGULAR MEETING**  
**WEDNESDAY AUGUST 15, 2018**  
**6:00 PM**

**PRESENT:** Supervisor Oliverio  
Councilwoman Annabi  
Councilwoman Whetsel  
Councilman Mackay  
Councilman Luongo

**ALSO PRESENT:** Town Clerk Sherry Howard  
Town Counsel Florence

Pledge of Allegiance and moment of silence for our armed forces

**DEPARTMENTAL REPORTS**

Presented by Councilperson Annabi

Fire Department Chief David Anderson reported on the Department's calls for the month of July 2018:

- 1 Dispatched and cancelled enroute
- 1 Standby/mutual aid
- 2 Animal Rescues
- 1 Controlled burn/rubbish
- 1 Public Assist
- 13 PIAA's
- 9 Wires Down
- 10 Automatic Alarms
- 5 Investigations
- 2 EMS Assists
- 3 Structure Fires
- 1 Vehicle Fire

49 calls for the month – 793.82 man hours. Chief Anderson thanked the men and women that come out and do this hard job month in and month out.

Highway Superintendent Larry Cobb said the guys are still out taking down dangerous trees and mowing back weeds all over town. We are fixing all the driveways and gutters on the newly paved block topped roads. Due to all this rain we've had, we are getting hit hard and it has been difficult to deal with. Our vacuum truck has had some mechanical issues but it will be out again next week. All the basins around the lake have been done as well. If there are any questions please call us at 845-526-3333.

## **SUPERVISOR'S OPENING COMMENTS**

Presented by Supervisor Oliverio

Supervisor Oliverio said on Friday he got a disturbing phone call. His brother and sister-in-law were in a terrible accident on the Taconic State Parkway. His older brother who is allergic to bees had gotten stung many times and drove himself to the hospital. On the way he passed out and got badly injured. Supervisor Oliverio thanked our Ambulance Corp. and Fire Department for how they treated his brother and how they treat our community. It's one of the things that makes him so proud and makes him love Putnam Valley so much. These are volunteers, not paid individuals.

Councilperson Annabi announced on August 21<sup>st</sup> there will be a vote on whether or not to build a cell tower right here on Town Property by the Highway Garage in the Town Hall Courtroom from 12 noon to 8:00 PM.

On November 6<sup>th</sup> there will be a vote on whether or not to purchase the CYO property so we can have our own camp instead of renting.

In September, due to Yom Kippur, there will be only two (2) Town Board Meetings. One (1) on September 5<sup>th</sup> and the other being held on September 12<sup>th</sup> at 6:00 PM.

Town Day is September 15<sup>th</sup> - Councilperson Annabi will discuss it at the end of the meeting.

## **AMBULANCE CORP REPORT**

Presented by Councilperson Annabi

Ambulance Corps Captain Stuart Wells said the Ambulance Corps responded to 74 calls in the month of July. The staff was rostered for just under 400 hours of which 180 of them were done in the building. The Youth Corp is becoming very active; the age range to belong is 14 – 17 years of age. We are always looking for more members. Look for us at Town Day. If you or your group needs CPR or First Aid training – please reach out to us. Call us at 845-526-3119 x 201. Councilperson Annabi asked if the Corps would take oxygen tanks that are our residents no longer need. Captain Wells said they would take a look at them, if they are old they may not be usable. Supervisor Oliverio said if they are not good anymore they can be disposed of at the Town's bulk drop off.

Supervisor Oliverio thanked Captain Wells for all of the assistance the Corps gave his brother at the scene of his accident.

## **LEGISLATIVE REPORT**

Presented by Supervisor Oliverio

County Legislator Scuccimarra spoke about her T-21 Law Initiative. County Legislator Scuccimarra is the Chairwoman of the Health Committee for Putnam County. She said we are facing a huge opioid and heroin problem in Putnam County; and crystal meth is rising up again. On her committee she has surrounded herself with amazing people with a lot of knowledge and experience. She asked her committee to come up with three (3) things she could bring to the Legislature that would make a difference and they each came back with raising the age of tobacco sales from 18 years old to 21 years old. She reached out to all the School Superintendents to get their feedback and they all said do it - we are in crisis. The fact is 94% of all adult smokers started before the age of 21 and now we are facing the healthcare costs of this. There was a decline in smoking for a time but with vaping which has hit our schools is on the rise once more. E cigarettes came out as a way to help us stop smoking, but the vaping is nicotine and kids are becoming addicted to it. Any addiction can lead to another addiction. Not all the Legislators are supporting this, and she is not sure if this will pass. There will be an online petition so the other Legislators will know the public supports this. In this legislation (which will become law) will be a request that any tobacco or vape shop be registered for no fee, so we know where they are. The places where you can purchase vapes is popping up all over even gas stations. This way the health Department can do compliance checks just as they do with tobacco. If this goes into effect it will reduce the smoking 12%. The problem is that 18 year olds are giving the 15-17 year olds vape products and it has a profound effect on the teenage brain, which is still developing. What is this doing to their lungs? When Supervisor Oliverio was in the Legislature in the late 90's, they passed the most restrictive non-smoking ordinances in the State of New York; then every County and then the State followed suit, he hopes this will pass also. County Legislator Scuccimarra said that this comes before the Legislature on September 4<sup>th</sup>. Councilperson Mackay added that some kids are putting drugs instead of tobacco inside the Juuls and parents don't even realize it. County Legislator Scuccimarra said we need to back up the schools by saying to the students we don't allow vapes here - but it is also the law. That gives you a little more power. Dr. Wills, the Superintendent of the Putnam Valley School District came up to the podium to support County Legislator Scuccimarra's initiative. She said she has seen an escalation of use in the schools. The question for us is how do we respond? Right now it is a disciplinary issue. In addition, it is also difficult to detect, and nicotine is highly addictive. The danger to our students is unclear right now, but it will become devastating in the future, because the Juuls are nicotine delivery devices, so the health costs will be astronomical not to mention the health issues. Dr. Wills is honored to be associated with County Legislator Scuccimarra's work. The FDA is working on this now too because it is a scourge. As this is a law change she needs a super majority which is six (6) votes. She does not have the amount needed yet, but is hoping to get them with public support.

**County Legislator Gouldman commended** County Legislator Scuccimarra for all of her work and forward thinking on the T-21 Law.

The Putnam County Industrial Development Agency has an opening on their Board. Currently there is no one representing Putnam Valley. They are looking for members. They are the economic vitality for Putnam County. If you feel you could be an asset to this Board - please send me a resume. If you have any questions please call me at 845-808-1029 or email at William.gouldman@putnamcountynewyork.gov.

Remember the shuttle is currently running Monday – Friday. It picks people up at the Town Park and drops them off at the Peekskill Train Station. It is not being utilized as it should be so please revisit this and try to put into your schedule.

There is major paving being done on Peekskill Hollow Road. County Legislator Gouldman is glad this was put into the budget so we can improve the infrastructure in Putnam Valley. This project will be done by the time school starts. Please report any littering you see to the Sheriff's Office 845-225-4300.

If your lake is closed you can still swim in Putnam County at the Veterans Memorial Park on Gypsy Trail Road in Kent. It is open for free and it's a great park.

On October 3<sup>rd</sup> the Vietnam Traveling Veteran's Memorial Wall is coming back to Putnam County to the Veteran's Memorial Park in Kent. More details to follow.

County Legislator Gouldman thanked the residents who have called him with their concerns. If there is a problem he can help with he is happy to do so. Please call him as his door is always open - 845-808-1020.

### **SCHOOL DISTRICT REPORT**

Presented by Supervisor Oliverio

Superintendent for the Putnam Valley School District, Dr. Fran Wills and Deputy Superintendent Dr. Jeremy Luft spoke. Dr. Wills said school begins again on September 5<sup>th</sup>, and there are a number of new initiatives. This year there is a new Federal/State Law against food shaming. This means that students who charge meals and have not paid MUST not get substitute meals. They are to get the same meals they would have gotten if payment had been received. This eliminates shame at mealtime. No child should ever feel less than. Dr. Luft said they commissioned a committee to see how the building could be enhanced and will now be moving forward. There will be a public referendum coming so please look for the information. Another committee will be formed to get the information out to the community. This school year the Middle and High Schools will start at the same time in order to give the High School students a little more time to sleep. Both schools will begin instruction at 7:50 AM. This later start has been found to have positive effects on adolescence. This will mean an increase in traffic so some new traffic patterns have been instituted to alleviate the congestion this may cause on Peekskill Hollow Road. Information will be mailed to parents this week. LED lights, solar panels and geothermal wells have been installed to improve efficiency.

Some new safety measures have been created which you will see. Dr. Wills added that we have an increase in residents and students. We want people to come and love the schools.

**ADDITION TO AGENDA**

Presented by Supervisor Oliverio

**RESOLUTION #R18-249**

**RESOLVED** that the Town Board ADD # 11A to the agenda. This is a request to allow an application for food truck to sell food in Putnam Valley.

Seconded by Councilperson Luongo, unanimously carried.

**APPROVAL OF MINUTES**

Presented by Councilperson Luongo

**RESOLUTION #R18-250**

**RESOLVED** that the Town Board authorize the Supervisor to approve the minutes from the July 11, and July 18, August 1 and August 18, 2018 Town Board Meetings.

Seconded by Councilperson Whetsel, unanimously carried.

**LOCAL LAW CONCERNING WEIGHT RESTRICTION OF COMMERCIAL TRAFFIC  
ON TINKER HILL ROAD**

Presented by Councilwoman Annabi

Supervisor Oliverio said that this law will be amended concerning trailers, but another Public Hearing will be needed to do that. That will be done sometime in October.

**RESOLUTION #R18-251**

**RESOLVED** that the Town Board authorize the Supervisor to pass a local law concerning the weight restriction of commercial traffic on Tinker Hill Road:

### **Commercial Traffic on Tinker Hill Road**

**Whereas** Tinker Hill Road connects two (2) main travel ways, Oscawana Lake Road and Peekskill Hollow Road; in the Town of Putnam Valley and;

**Whereas** the zoning district is for residential development and;

**Whereas** the intersection at Oscawana Lake Road and Tinker Hill Road has very limited sight distance for vehicular traffic and;

**Whereas** Tinker Hill Road has severe drop in elevation for its entire length and;

**Whereas** Tinker Hill Road has curves of varying radii as the elevation drops for vehicular traffic traveling from North to South and;

**Whereas** the road elevation does not have a level intersecting construction providing an appropriate level space for vehicles on Tinker Hill Road to brake approaching Peekskill Hollow Road and;

**Whereas** the minimum speed limit the Town is authorized to enact is not adequate to provide safe travel from north at Oscawana Lake Road to south to Peekskill Hollow Road.

**Now Therefore**, It is determined that through commercial traffic is not authorized to traverse Tinker Hill Road if it has either a tare weight of in excess of 10,000 lbs. or more than six (6) wheels. The exception is commercial vehicles providing for a local delivery at any premises on the aforesaid Tinker Hill Road.

This Town Board agrees to enact a local law prohibiting commercial through traffic for vehicles of more than 10,000 lbs. tare weight of more than six (6) wheels. Fines for violators of this local law are: \$1,000.00 for the first violation and \$2,000.00 for the 2<sup>nd</sup> or more violations.

The local law shall read as follows: §122-17.1(c)

Be it enacted:

The Town of Putnam Valley prohibits through commercial traffic on Tinker Hill Road. Commercial Vehicles with a tare weight in excess of 10,000 pounds or more than six (6) wheels is prohibited from traveling on Tinker Hill Road; with the exception of deliveries of addresses on Tinker Hill Road.

§ (d) Fines for first offense shall be \$1,000.00.

Fine for second or more offenses shall be \$2,000.00.

Seconded by Councilperson Mackay unanimously carried



**ROLL CALL VOTE:**

<b>Councilperson Luongo</b>	<b>AYE</b>
<b>Councilperson Mackay</b>	<b>AYE</b>
<b>Councilperson Annabi</b>	<b>AYE</b>
<b>Councilperson Whetsel</b>	<b>AYE</b>
<b>Supervisor Oliverio</b>	<b>AYE</b>

By a vote of 5 to 0 the Local Law passes unanimously.

### **DISCUSSION OF CIVIL PENALTIES**

Presented by Supervisor Oliverio

Supervisor Oliverio said this concerns a Decision and Order. This Town Board made clear from the beginning that it will no longer bargain with individuals who build and ask forgiveness afterward. A range of penalties was set up for fines up to \$5,000.00. We do not condone people who break our permitting laws and then say sorry it's already built. If you follow the law you should not be treated the same way that those who do not are treated. The Planning Board has asked the Town Board to make a decision on a matter concerning a resident who got a permit for a pool but then added a bunch of extra items. Supervisor Oliverio asked the Board to table this until the first meeting in September so he can get more information and clarification on what was built.

### **RESOLUTION #R18-252**

**RESOLVED** that the Town Board table the decision on the penalty per the Decision and Order for Octavio Perez, 44 Ridgecrest Road until the first Town Board Work Session meeting in September.

Seconded by Councilperson Mackay, unanimously carried.

### **REMINDERS: CELL TOWER VOTE, TOWN DAY AND CAMP VOTE**

Presented by Councilperson Whetsel

Councilperson Whetsel reminded the community that there is vote in the leasing of property to Homeland Towers, LLC on August 21, 2018 from noon until 8 PM.

Town Day is September 15<sup>th</sup> from 2-9 PM – watch for the road closing.

The camp vote is being held on Election Day, November 6<sup>th</sup>. Please get out and vote.

### **APPOINT SAM LEE TO THE ROARING BROOK LAKE PRESERVATION COMMITTEE**

Presented by Councilperson Mackay

### **RESOLUTION #R18-253**

**RESOLVED** that the Town Board authorize the Supervisor to appoint Sam Lee to the Roaring Brook Lake Preservation Committee for the period 8/15/18 – 12/31/21.

Seconded by Councilperson Annabi unanimously carried

**SIGN RESOLUTION TO PREVENT TOBACCO/VAPE USE**

Presented by Councilperson Mackay

**RESOLUTION #R18-254**

**RESOLVED**, that the Town Board accept the Resolution recognizing that preventing tobacco/vape use must be a priority for our community and Putnam County.

**RESOLUTION RECOGNIZING THAT PREVENTING TOBACCO / VAPE USE  
MUST BE A PRIORITY FOR OUR COMMUNITY**

**WHEREAS**, Approximately 96 percent of smokers begin smoking before age 21<sup>[i]</sup> with most beginning before age 16.<sup>[ii]</sup> Smokers frequently transition from experimentation to addiction between the ages of 18 and 21;<sup>[iii]</sup>

**WHEREAS**, Youth get their cigarettes from social sources,<sup>[iv]</sup> most of whom are peers ages 18 to 21.<sup>[v]</sup> Today, there are more 18 and 19 year olds in high school than in past years;<sup>[vi]</sup> thus, permitting tobacco sales to 18 or 19 years olds no longer makes sense;

**WHEREAS**, Few 21 year old's travel within high school social circles; thus, raising the minimum consumer age for tobacco sales to 21 will effectively remove this critical source of tobacco,<sup>[vii]</sup> thereby delaying or preventing smoking initiation;<sup>[viii]</sup>

**WHEREAS**, Evidence shows the younger the age of initiation, the greater the risk of nicotine addiction, heavy daily smoking, and difficulty quitting.<sup>[ix]</sup>

**WHEREAS**, Adolescents are particularly susceptible to the "rewarding" effects of nicotine.<sup>[x]</sup> In fact, nicotine addiction (which can develop at low levels of exposure, well before established daily smoking<sup>[xi]</sup>) causes three out of four young smokers to continue smoking into adulthood, even if they intended to quit after a few years;<sup>[xii]</sup>

**WHEREAS**, Recent studies indicate that the brain continues to develop until approximately age 25,<sup>[xiii]</sup> particularly in ways that affect impulsivity, addiction,<sup>[xiv]</sup> and decision making;<sup>[xv]</sup>

**WHEREAS**, Delaying smoking initiation reduces the likelihood of ever starting, reduces the number of regular smokers,<sup>[xvi]</sup> and lessens the immediate, mid- and long-term health effects of smoking to an individual.<sup>[xvii]</sup>

**RESOLVED**, [Org. Name] \_\_\_\_\_

**recognizes that preventing tobacco/vape use by those under 25 must be a priority for our community and supports actions that prevent youth from using tobacco/vape products. We recognize that preventing tobacco/vape use is the most impactful public health strategy for our community and are committed to increasing the health of our community through preventing tobacco/vape use.**

Signature \_\_\_\_\_ Title \_\_\_\_\_ Date \_\_\_\_\_

Seconded by Councilperson Whetsel, unanimously carried

## **LIBRARY REPORT**

Presented by Supervisor Oliverio

Terry Raskin and Gail Bennett came up to speak on behalf of the library. Ms. Bennett said she hopes everyone is taking advantage of all the new things the library has to offer. There is now much on-line accessibility now so there is 24-7 availability. Ms. Raskin said there are now going to be Board Seat elections. There are three (3) seats open. The vote will take place October 15<sup>th</sup> between 6-8 PM at the Putnam Valley Free Library. You have to be a resident over 18 years of age to vote. To be a Trustee you need to have a library card in good standing for at least 60 days before the election, be over 18 years of age, you cannot be a first degree relative of any library employee and you must be able to attend a meeting once a month on the third Monday. This is a volunteer position.

If you need a passport the library is a Passport Acceptance Agent.

## **FOOD TRUCK APPLICATION**

Presented by Supervisor Oliverio

Supervisor Oliverio said we received an application for a food truck. The application is straight forward but we have a law on the books not allowing food trucks. Councilperson Mackay is not for having food trucks as he thinks it's detrimental to our brick and mortar stores who pay a lot of taxes to the Town; they also employ a lot of our children. Supervisor Oliverio said there is only one (1) way to have a food truck without changing the law. A food truck owner can make an arrangement with an individual property owner to put his truck on private property - that would be acceptable. In this case the food truck owner does have permission to put his truck on someone's property which is located on Oscawana Lake Road. There is however, still zoning board and planning board requirements. The food truck owner would have to go before the Planning Board and present a site plan and a plan in general. You would also need the cooperation of the person who owns the property. Councilman Mackay expressed concern as to the safety of people crossing Oscawana Lake Road to buy food in the area where they want to park the truck. Supervisor Oliverio said this is why they would have to go before the Planning Board. It would also have to be a commercially zoned area. The food truck can also attend our special events at any time because they are one (1) day occasions. He is not in favor of changing the law either, but has no problem with them using private property with the owner's permission. He is reluctant to change the law. Councilperson Luongo and Councilperson Annabi agree with Supervisor Oliverio. Supervisor Oliverio said this particular food truck applicant is looking to have the Town Board change the law. They can appeal the Town Board's decision if they so choose or they can follow the Planning Board procedure and situate the truck on private property. Supervisor Oliverio asked the Town Board to either support the application with a yes vote or deny the application with a no vote. Town Clerk Sherry Howard called the roll call vote:

**ROLL CALL VOTE:**

<b>Councilperson Luongo</b>	<b>NAY</b>
<b>Councilperson Mackay</b>	<b>NAY</b>
<b>Councilperson Annabi</b>	<b>NAY</b>
<b>Councilperson Whetsel</b>	<b>NAY</b>
<b>Supervisor Oliverio</b>	<b>NAY</b>

By a vote of 5 nays and 0 ayes the Town Board

**BUILDING DEPARTMENT REPORT- JULY 2018**

Presented by Councilperson Luongo

**RESOLUTION #R18-255**

**RESOLVED**, that the Town Board accept the Building Department daily fee report and summary for the month of July 2018, for filing with the Town Clerk.

8/6/2018

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**TOWN OF PUTNAM VALLEY**  
**OFFICE OF BUILDING & ZONING**  
265 Oscawana Lake Road  
**Daily Fee Report - Summary**

From: 7/1/2018 To: 7/31/2018

<b>Fee Type</b>	<b>Count</b>	<b>Amount</b>
ADDITION/ALTERATION	2	\$864.00
BEDROOM COUNT REQUEST	6	\$300.00
CW	8	\$600.00
DEM/R	2	\$200.00
ELECTRI APP/NY ELEC	15	\$450.00
ELECTRIC APP/SWIS	10	\$300.00
GAS/PROPANE	10	\$800.00
GENERATOR PERMIT	6	\$450.00
HVAC	8	\$750.00
MG	1	\$200.00
MI	4	\$398.00
OIL TANK	1	\$125.00
OPERATING PERMIT	1	\$100.00
PERM	19	\$7,420.00
PL	7	\$615.00
RE	9	\$1,540.00
SEARC	19	\$2,850.00
WETADM	4	\$200.00
WETL	4	\$600.00
WT/S	3	\$300.00
<b>Total Fees Collected:</b>	<b>139</b>	<b>\$19,062.00</b>
<b>Cash</b>	<b>11</b>	<b>\$710.00</b>
<b>Check</b>	<b>128</b>	<b>\$18,352.00</b>

Seconded by Councilperson Mackay, unanimously carried.

**PARKS & RECREATION- PERSONNEL APPOINTMENTS/ ADJUSTMENTS**

Presented by Councilperson Annabi

**RESOLUTION #R18-256**

**RESOLVED**, that the Town Board approve the following additions/changes to personnel:

1. Michele Nigro, Children's Center, @ \$10.80 per hour.
2. Sabrina Dring, Children's Center, @ \$10.40 per hour.
3. Jacelyn Pedoty, Children's Center, @ \$10.40 per hour.

Seconded by Councilperson Mackay, unanimously carried.

**PARKS & RECREATION- REFUNDS**

Presented by Councilperson Whetsel

**RESOLUTION #R18-257**

**RESOLVED**, that the Town Board approve the following refund:



To: Town Board  
From: Frank DiMarco, Parks and Recreation  
Subject: Refunds  
Date: August 3, 2018

Christine Engeleit 41 Birch Brook Road Cortlandt Manor, NY 10567	\$ 73.00 PVCC Not using childcare services
Jennifer Franze 160 Bell Hollow Road Putnam Valley, NY 10579	\$ 150.00 Cheer Camp Ankle Sprain with Dr.'s note. Cannot attend.
Edward Pirc 6 A Ridgewood Avenue Ossining, NY 10562	\$ \$150.00 Intramural Camp Unable to attend
Dawn Burkhardt 5 Holly Street Putnam Valley, NY 10579	\$ 500.00 LPCC rental deposit Refund deposit
Chelsea Connell 83 Hewitt Street Lake Peekskill, NY 10537	\$ 500.00 LPCC rental deposit Refund deposit

Seconded by Councilperson Annabi, unanimously carried

**AUTHORIZE FACILITIES DEPARTMENT TO GO OUT TO BID FOR THE  
INSTALLATION OF A GENERATOR THAT WILL SERVICE THE TOWN HALL AND  
PARKS AND RECREATION BUILDINGS**

Presented by Councilperson Mackay

**RESOLUTION #R18-258**

**RESOLVED**, that the Town Board authorize the Facilities Department to go out to bid for the installation of a generator that will service the Town Hall and Parks and Recreation Building.

Seconded by Councilperson Oliverio, unanimously carried.

Supervisor Oliverio said this is important because now the Town Hall will not have to close down during storms and weather emergencies. The Highway Department is always there for emergency response, and now the Town Hall employees will be able to assist the community as well.

**WAIVE BUILDING PERMIT FEES FOR THE INSTALLATION OF A GENERATOR THAT WILL SERVICE THE TOWN HALL AND PARKS AND RECREATION BUILDINGS**

Presented by Councilperson Mackay

**RESOLUTION #R18-259**

**RESOLVED**, that the Town Board waive the building permit fees for the installation of a generator that will service the Town Hall and Parks and Recreation Buildings.

Seconded by Councilperson Luongo, unanimously carried

**BUDGET TRANSFERS**

Presented by Supervisor Oliverio

**RESOLUTION #R18-260**

**RESOLVED**, that the Town Board approve the budget amendments and transfers for fiscal year:

Seconded by Councilperson Mackay, unanimously carried

**PUBLIC COMMENT**

Presented by Supervisor Oliverio

Resident, Ted Anderson said he has a food truck (The Beastro) with a partner, Kim Tyra. He said he understands some of what is being said by the Town Board but added that Nonna's does not own the building they are located in, and part of their rent goes to paying the taxes on the building. This would be the same scenario for them. They want to be on Oscawana Lake Road with their food truck. Mr. Anderson also went to the brick and mortars and asked how they feel about the food truck being parked on Oscawana Lake Road (which will be a seasonal thing); and they did not seem to have a problem with him being there. He believes he is no threat to anybody. They are trying to start a business in Town and are meeting with a lot of resistance. They have inventory and supplies (which they buy from local vendors), and they pay sales tax. Supervisor Oliverio said Mr. Anderson should go the Planning Board with a site plan so we know the people will be safe on the road.

You need to follow this procedure. What is the problem? Mr. Anderson said he does not have a problem going to the Planning Board, but there is no reason to think that it would be unsafe. He added that he wished he'd known sooner about the option of going to the Planning Board. They lost two (2) months of food sales by not knowing what steps needed to be taken. Councilperson Annabi said she has no problem with a food truck, but we are not going to change the law. She told Mr. Anderson that his route should be going before the Planning and Zoning Boards. It is easy and you can get this done. Mr. Anderson said his partner Ms. Tyra has a veteran's license which should circumvent all of this. Supervisor Oliverio said the veteran's license does not supersede the Town Law; you need to follow the law. Councilperson Luongo said this was only put before them last week. He added that we would look at it; but does not want to go around the law. The Planning and Zoning Boards make their own decisions and the Town Board has no input.

Councilperson Mackay congratulated the Putnam Valley nine (9) and under league. They won the 2018 Greater Hudson Valley Baseball League Championship. There will be a banner displayed in the Town Park. We have a lot of good kids in this Town. Also, most of the basketball team from the High School were in a league and won against teams with kids who were way ahead of them.

Resident, Anthony Williams, said he wanted to bring something to everyone's attention about the subject of vaping. In addition to the brick and mortars stores that they want to get registered another component is on-line sales. There are sites that will sell to kids who are able to get their hands on a credit card or a prepaid debit card with no actual verification. He also heard that High School students are selling the stuff to Middle School students; which is troubling. Councilperson Annabi said this is a Federal issue because you can't stop the internet; but that is important to know.

Resident Ken Kuritzky from 78 Horton Hollow Road said he came to the Town Board last year about paving his road and he is here again about the same issue. He said he was told that the road would be paved next spring. It is now August and the road remains unpaved. Supervisor Oliverio said since that time some residents went to him and asked him not to pave it. They want to preserve the rural nature of that road. Councilperson Mackay said we received a petition saying they wanted it paved. Supervisor Oliverio said he believed that petition was not signed by the majority. He would feel more comfortable to have a public hearing on the subject. He added that he thought he read in the Planning Board minutes when this development was created the developers stated that they did not want it paved. Mr. Kuritzky said he was on the Planning Board at that time and does not remember that. Supervisor Oliverio said that this was sold as a rustic development in a rustic wooded area. Mr. Kuritzky said the people at that time bought lots not houses. Supervisor Oliverio said they have paved other roads which are just as rustic - such as Bell Hollow. Mr. Kuritzky said this road is .83 of a mile long road and is a North/South connecting road. He was told the money was in the budget for the paving this year. Highway Superintendent Cobb said he was told to leave the road alone. Councilperson Mackay said the only purpose the Board has here is to provide health and safety to this community.

The majority of the residents that live on Horton Hollow Road want it paved to keep the rock dust out of their homes and lungs. This is the right thing to do for these taxpayers. Maybe Mr. Cobb can figure out a way to pave a part of the road this year and a part next year to keep the cost down. Mr. Cobb said the water on the road is now being drained into the wetland area. Mr. Kuritzky said the water is now going onto his property. Mr. Cobb said that he did not do that, it happened before him. Mr. Kuritzky also mentioned they were told that paving could not be done because there was an endangered salamander that lives there; and this is a complete fairy tale. Supervisor Oliverio said everyone believed that to be true. He said that road has been checked out by engineers and wetland inspectors and that is a solid dirt road and there are no health hazards. The DEC also said that road is fine because it is permeable. He said we could put some money in the budget for next year for paving - we are in the budget process but it can't be done all at one (1) time. Mr. Cobb said we need engineers to get started because the road is 30 feet long in some spots and 40 feet long in others; and the water has to go somewhere. Councilperson Luongo said we need to start with a plan and we have to move forward rather than looking behind. It has to be a multipart plan going forward. There are a lot of drainage issues on this road. Mr. Cobb said he and Mr. Kuritzky can sit down now with the Town Engineer to begin this process. Supervisor Oliverio will join them in the meeting. Councilperson Mackay asked if there would be a time frame where we could say this road would be fully paved. Mr. Cobb said there is a lot of rock ledge and rock on that road - it will be tough digging there. There is a lot of process that goes into it. Councilperson Mackay said we can at least give the taxpayers that are here the fact that we will meet with the Engineer next Wednesday when he is here; and we will start the process, and give them information as we get it. Mr. Cobb agreed but wants everyone to understand how difficult this process will be. Supervisor Oliverio also discovered from the DEC that the salamander in question is not an endangered species, so that opened up an avenue for the road to be paved. Councilperson Mackay will email these residents with information as it becomes available.

Horton Hollow Road resident Mike Dubrisingh, asked if until the paving is done we can have better maintenance on the Road? The wear and tear on our cars alone is terrible. Mr. Cobb is there all the time and will try to give the road more attention. Supervisor Oliverio said at least your road does not go to mud after it rains like Bell Hollow used to; but paving is the way to go.

Resident Mary Ann Astrologo said the catch basins that are there now are getting filled up with sand, dirt and stones, so how effective are the drainage going to be pretty soon? The road is now higher than the driveways and we constantly get that runoff. It is also a traffic hazard because it gets slippery when it is wet. People also avoid the many potholes by driving on the wrong side of the road.

Resident, Michael Carravone, 48 Horton Hollow Road said this road is a danger and you have to drive around all the potholes. Mr. Cobb is doing a great job, but you can't keep up with it as it is now. That road is used by a lot of people every day.

Resident Helaine Balsam, 58 Horton Hollow Road reiterated what was said prior. Thank- you Mr. Cobb for agreeing to meet next week.

Councilperson Annabi spoke about Town Day. She said we have about 40 vendors and lots of bouncy houses. The road will be closed for safety from the VFW to the Elementary School. If you are a vendor and you want to come to Town Day (there is no electricity left) but please call Beverly at 845-528-2121. The dog park is also closed on Town Day and ½ day on that Sunday.

**AUDIT OF MONTHLY BILLS**

Presented by Supervisor Oliverio

**RESOLUTION # R18-261**

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

<b><u>VOUCHER NUMBERS</u></b>	<b><u>AMOUNTS</u></b>
23808 – 23988	42,887.40
23866 – 23923	145,047.99
23816 – 23998	59,558.29

Seconded by Councilperson Annabi, unanimously carried.

Supervisor Oliverio called for an Executive Session to discuss a contractual matter. No business will be conducted after the Executive Session.

Supervisor Oliverio closed the meeting at 7:46 PM

Seconded by Councilperson Annabi, unanimously carried.

Respectfully Submitted

Sherry Howard  
08-16-2018