

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

WEDNESDAY, APRIL 10, 2019
IMMEDIATELY FOLLOWING:

PUTNAM VALLEY TOWN BOARD WORK SESSION

1. Pledge of Allegiance
2. Public Hearing on marijuana moratorium
3. Establish new start times for Town Board Special Meeting and Work Sessions beginning June 5th
4. Set public discussion/informational meeting on Airbnb for May 8, 2019
5. Districts - Accept grass cutting bid
- 6 A. Highway – Auction of surplus equipment
- 6 B. Highway – Equipment Purchase
7. Audit of monthly bills

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

MORITORIUM ON MARIJUANA

WEDNESDAY, APRIL 10, 2019

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

Also Present: Kimberly McKeown, Deputy Town Clerk
William Florence, Town Attorney

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

PUBLIC HEARING ON MARIJUANA MORITORIUM

Presented by Supervisor Oliverio

Supervisor Oliverio moved to open the Public Hearing at 6:02 pm.

Marijuana Moratorium was read by Deputy Town Clerk, Kimberly McKeown as follows:

Marijuana Moratorium

Resolved that the Town of Putnam Valley will begin a 1 year moratorium on the establishment and or stocking of any store, shop, kiosk and or business structure that will sell any marijuana products and or their related paraphernalia retail and or wholesale within the Town. This moratorium will provide the Town time to study the appropriate location for this type of business due to the health concerns this product may cause based upon the psycho-emotional effects that these products provide. The moratorium will begin immediately and end on April 17th, 2020. The possibility of an extension of this moratorium will be considered as April 17th, 2020 approaches. This Marijuana Moratorium will be all inclusive and will include stores, shops, business structures and kiosks that might also already be established within the Town.

Supervisor Oliverio asks for Public Comment, of which there was none.

Supervisor Oliverio thanked Councilperson Mackay for introducing this measure, he also commented that the State did not legalize marijuana but he feels legalization is on the horizon. Supervisor Oliverio agrees that this moratorium is a good thing to do.

Councilperson Luongo spoke and said he agrees with the Supervisor. Councilperson Luongo also stated that the way this was presented was if legalization had passed it would have been thrown right into our laps and we would have had nothing to say about it, so this buys us some time, to figure things out, and who knows what we may find.

Supervisor Oliverio mentioned that since legalization car accidents in the State of Colorado are way up.

Councilperson Annabi spoke and wanted to clarify that this does not affect medical marijuana, only recreational. Medical marijuana is distributed through dispensaries and there are no dispensaries in Putnam County. This moratorium will not stop a dispensary from coming into the Town of Putnam Valley, should that ever become an issue. Supervisor Oliverio stated, yes, only if a dispensary is licensed by the State. Councilperson Annabi continued to say this is only for recreational marijuana like the Juul. We are not going to allow the sale of recreational marijuana in The Town of Putnam Valley, if it does become legal by our State. She went on to add that other States thought that by legalizing marijuana there would be an increase in sales, the sales are not even close to what their projection was, this is a good thing. They expected hundreds of thousands of dollars in sales, whether it is Connecticut or Colorado when they legalized, and that did not come to pass. Councilperson Annabi also mentioned that car accidents are more violent when happening under the influence. We have laws that whether it is alcohol or drugs, driving under the influence of either is illegal.

Councilperson Mackay then began by saying he would like to thank everyone for their support of this moratorium. He also asked that if it is acceptable to the Board, he would like to invite anyone watching who cares to send a comment, to do so, and their comments will be included in the record. Supervisor Oliverio agreed. Councilperson Mackey went on to add that the marijuana of the 1960's was 6-10% TCH, the recreational marijuana of today is 90% TCH. Councilperson Mackay said he attended a meeting held by the County Sheriff and the County Health Department and that is where he got these statistics. The other thing he would like to add is that it has been reported in the NY Times and was also talked about at the County meeting was the increase in Emergency Room visits. One reason may be that edible recreational marijuana is big in Colorado. When inhaled or smoked marijuana enters your bloodstream, quickly. Not so, with the edibles which have to pass through your intestines and take longer for the "high".

The theory is that people eat more and more edibles to feel the effect, and when it hits them all at once, they are in a psychotic state and in need an emergency room. Councilperson Mackay thanked everyone again, and stated he hopes the County will also pursue this. Supervisor Oliverio asked Legislator Gouldman, who was in the audience, if the County had any plans regarding this matter. Legislator Gouldman said the County has the intention of looking at these issues.

Supervisor Oliverio said the Town of Putnam Valley is adopting this moratorium and he hopes other towns will follow.

Supervisor Oliverio moved to close the Public Hearing at 6:08 pm, but not before reminding everyone that Public Comment on this matter would remain open until next week. Councilperson Luongo thought we should be more specific about that date and time of Public Comment closing. Supervisor Oliverio agreed and stated that Public Comment on the Marijuana Moratorium will close on Wednesday, April 17, 2019 at the close of business or 4:00 pm, he added that public comments may be emailed or brought into Town Hall in person.

It was seconded by Councilperson Mackay, unanimously carried.

PUTNAM VALLEY TOWN BOARD
WORK SESSION
6:09 P.M.
WEDNESDAY, APRIL 10, 2019

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

Also Present: Kimberly McKeown, Deputy Town Clerk
William Florence, Town Attorney

**ESTABLISH NEW START TIMES FOR BOTH THE TOWN BOARD SPECIAL AND
WORK SESSIONS BEGINNING JUNE 5, 2019**

Presented by Supervisor Oliverio

RESOLUTION # R19-151

RESOLVED that effective with the June 5, 2019 Special Meeting and the June 12, 2019 Work Session of our Putnam Valley Town Board; the meetings will commence at 5:00 PM. This will be the new start time for all subsequent Special and Work Session Meetings from that time forward. The regular monthly meetings will continue to start at 6:00 PM with our Departmental Reports.

Supervisor Oliverio said the reason this will start in June is because the Work Session Public Comment in May will be strictly devoted to discussion of Airbnb. It will be an informational gathering meeting and we are asking people whether they are pro or con to please be here. This meeting is May 8, 2019 at 6:00 pm.

Seconded by Councilperson Luongo, unanimously carried

ACCEPT TOWN BOARD MINUTES

Presented by Councilperson Annabi

RESOLUTION # R19-152

RESOLVED that the Town Board authorize the Supervisor to accept the Town Board Minutes from February 27th, March 6th, March 13th, and March 20th, 2019

- This Item 3A is an amendment to original agenda.

Seconded by Councilperson Mackay, unanimously carried

SET PUBLIC DISCUSSION/INFORMATIONAL MEETING ON AIRBNB FOR MAY 8, 2019

Presented by Councilperson Luongo

RESOLUTION # R19-153

RESOLVED that the Town Board set May 8, 2019 as a public discussion/informational meeting on Airbnb's at 6:00 PM.

Supervisor Oliverio stated that this is important whether you're in favor of Airbnb's or against them. We need to hear it. We are still formulating our policy and we need your input to help to guide us. So, our May 8th Work Session Public Comment will be entirely devoted to this matter.

Seconded by Councilperson Annabi, unanimously carried

ACCEPT LOWEST BID FOR GRASS CUTTING ON TOWN AND DISTRICT PROPERTIES

Presented by Councilperson Whetsel

RESOLUTION # R19-154

RESOLVED that the Town Board accept the lowest bid for grass cutting on Town and District Properties for the 2019 season received from Landwork Contractors, Inc., 57 Route 6, Suite 208, Baldwin Place, NY 10505.

The total lump sum bid is \$8,695.00 for the season.
Bid opening minutes are attached for your review.

Seconded by Councilperson Luongo for discussion

Councilperson Luongo spoke as to how Judy Travis, District Clerk submitted both bids with her request to award the lowest bidder. Councilperson Luongo wants to see that going forward on all bids. Supervisor Oliverio said unless it was a State bid, to which Councilperson Luongo agreed, they have different guidelines.

Seconded by Councilperson Luongo, unanimously carried

AUCTION OF SURPLUS EQUIPMENT

Presented by Councilperson Mackay

RESOLUTION # R19-155

RESOLVED that the Town Board authorize the Supervisor to auction the following equipment as surplus:

Lawrence Cobb
Highway Superintendent

Joseph K. Hertelendy
General Foreman

Margaret Bradley
Senior Typist

Joann Carroll
Part-time Clerk

265 Occawana Lake Road
Putnam Valley, NY 10579

(845) 526-3333 phone
(845) 526-4729 fax

E-mail address:
LCOBB@PUTNAMVALLEY.COM

Hours of operation:
7:00 AM - 3:00 PM Monday - Friday



Town of Putnam Valley Highway Department

April 4, 2019

MEMORANDUM

TO: Sam Oliverio
Members of the Town Board
FROM: Larry Cobb
RE: auction equipment

The following equipment is going up for auction as surplus equipment

<u>DESCRIPTION</u>	<u>NUMBER OF ITEMS</u>
1. Army compressor serial# 15277 Model R-15HU 15cfm@175psi	(1)
2. Line sprayer Honda 5.5hp	(1)
3. Transfer case for International 4800 DT466 rebuilt	(1)
4. Transmission for 1991 International Model 2574 4x2	(1)
5. 1995 GMC Jimmy Vin#1GKDT13W7S25448135	(1)
6. 2000 International 2574 4x2 w/wing attachment vin#1HTGEAHR6YH276675	(1)
7. 2007 Johnston sweeper vacuum VT 650 (freightliner cab and chassis) Vin#1FVAB6BV17DW66737	(1)
8. Leeboy 1000 paving box 9foot wide	(1)
9. Dynamite boxes (2) 3x3, (2) 3.5x3.5, (1) 5x5	(5)
10. 9 foot western uni-mount plows	(3)
11. 8 foot sno-way plows	(2)
12. 11 foot Viking plow	(1)
13. 11 foot Viking plow	(1)
14. 11 foot Tenco trip plow	(4)
15. Tailgates for Tenco body 7.5 foot wide	(2)
16. Top gun street sweeper M9B Vin# 1A9S24DR5RR059058	(1)
17. 20 ton floor jack	(1)
18. 2008 John Deere tractor 5525 w/mid mount Cheetah flair mower Vin# LV5525R453638	(1)
19. New Holland TL90 Cab tractor 2WD w/rear 3pt. hitch mounted mower	(1)

Sincerely,
Larry Cobb

Seconded for discussion by Councilperson Luongo

Councilperson Luongo asked if we were going through an auction service. To which Supervisor Oliverio answered that he believes we are, and he can check.

Seconded by Councilperson Luongo unanimously carried

HIGHWAY EQUIPMENT PURCHASE

Presented by Councilperson Mackay

RESOLUTION #R19-156

RESOLVED that the Town Board authorize the Highway Department to purchase a John Deere 5085 Tractor with Boom Flair mower from Suffolk County, contract #DGE-092019 D.P.W. Grounds Keeping Equipment. This purchase is within the 2019 budget. The purchase price is \$99,251.00

Seconded for discussion by Supervisor Oliverio

This was done through a State bid. The mower that we had, had a broken arm. To fix that hydraulic arm would have cost \$66,000.00. The replacement cost for a brand new mower was \$30,000.00 more. It made sense, to buy a new one, and see if we can't get \$20,000.00 or \$30,000.00 for the old mower at auction. Our Highway Superintendent is frugal and a mower is necessary, especially with spring's arrival.

Seconded by Supervisor Oliverio, unanimously carried.

AUDIT OF MONTHLY BILLS

Presented by Supervisor Oliverio

RESOLUTION #R19-157

<u>VOUCHERS</u>	<u>AMOUNT</u>
26507-26678	51,091.62
26481-26679	133,493.27
26653-26689	6,433.43

Seconded by Councilperson Luongo, unanimously carried

Supervisor Oliverio moved to go into Executive Session to discuss three (3) contractual matters and two (2) possible litigations.

Supervisor Oliverio reminded everyone that the Town Board will vote on the Special Use Permit for Cellular Tower on May 8, 2019. Again, the Public Hearing will be May 1, 2019 for the Special Use Permit Cellular Tower and May 8, 2019 is the Town Board Vote on the Special Use Permit for the Cellular Tower. These meetings both start at 6:00pm. Supervisor Oliverio explained that we want to expedite this item because the tower could be erected by the end of August, if everything gets squared away. There has been approval from both the Planning and Zoning Boards after they both held Public Hearings on the matter. Councilperson Mackey also mentioned the town wide vote which was 3 to 1 in favor.

Supervisor Oliverio moved to close the meeting at 6:18 PM.

Seconded by Councilman Mackay, unanimously carried.

Respectfully submitted,

Kimberly McKeown
Deputy Town Clerk
3/15/2019