

**PUTNAM VALLEY TOWN BOARD**  
**PRE-WORK SESSION MEETING**  
**WEDNESDAY, AUGUST 4, 2021**  
**5:00 PM**

Pledge of Allegiance

**TOWN BOARD PRE-WORK SESSION**  
**MEETING AGENDA**

1. Appointment to ABACA Board
2. Decision on Lindbergh Property
3. Resolution in favor of "opt" Solar Energy Supplier
4. Discussion on the Lookout Manor Docking Restriction
5. Resolution concerning the Live Internet Proposal
6. Northview Estates Resolution for clean-up

**PUTNAM VALLEY TOWN BOARD**  
**PRE-WORK SESSION MEETING**  
**WEDNESDAY, AUGUST 04, 2021**  
**5:00 PM**

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

**ALSO PRESENT:** Town Clerk Sherry Howard  
Town Counsel Robert Lusardi

Supervisor Oliverio opened the Town Board Meeting at 5:00 PM and welcomed everyone to the Pre-Work Session Meeting.

Pledge of Allegiance and moment of silence for our military forces around the world.

**AMENDMENT TO THE AGENDA**

Presented by Supervisor Oliverio

**RESOLUTION #21-185**

**RESOLVED** that the Town Board **ADD** the following item to the agenda

**#5A – Waive hammering fees.**

Seconded by Councilwoman Whetsel, unanimously carried.

**ABACA BOARD APPOINTMENT – CHARLENE PATEMAN**

Presented by Councilman Luongo

Seconded by Supervisor Oliverio for discussion.

Supervisor Oliverio said we are postponing this appointment until September 22, 2021. The ABACA Board is requesting that they interview all perspective candidates, the summer is a hard time to do this because of vacations. They asked that the Town Board withhold any appointments or discussion of appointments until the regular meeting in September.

**RESOLUTION #21-186**

**RESOLVED** that the Town Board postpone the appointment of Charlene Pateman to the ABACA Board (Advisory Board on Architecture and Community) for the term of August 1, 2021 to August 1, 2026 until September 22, 2021.

Seconded by Councilwoman Annabi, unanimously carried.

**DECISION ON LINDBERGH PROPERTY**

Presented by Councilwoman Annabi

Supervisor Oliverio seconded for discussion.

Councilwoman Annabi said to Town Attorney Lusardi that she is confused by how the Resolution is written. The way she understood it by the Planning Board Clerk we are only voting on this for the fire truck access. The way this is written it mentions the access for a proposed subdivision, but we are not approving the subdivision only the driveway opening. Town Attorney Lusardi said it's a private road that accesses this property which is a subdivided lot. He continued and said they revised the plans for the road to accommodate the Fire Department. They removed the hump that was an issue, and the Fire Chief is now satisfied with the Road. The Planning Board has given their blessing as well. This is part of the application for subdivision approval, it does go across another person's property, which is why it needs open development approval. Attorney Lusardi said we can live with this Resolution as it is.

**RESOLUTION #21-187**

**RESOLVED**, that the Town Board authorize the request to approve Open Development submitted by Lars and Annette Lindbergh Property tax map # 52.-02-52 on a three 3 - lot subdivision on 26.054 acres of land located on Wiccopee Road in the (R-3) Zoning District, for a proposed common driveway off Wiccopee Road to provide access to the existing and proposed residences for proposed subdivision Lot 1 and Lot 3.

Said common driveway shall be suitably improved in accordance with the Planning Board subdivision approval.

Seconded by Councilman Smith, unanimously carried.

**RESOLUTION IN FAVOR OF "OPT" – SOLAR ENERGY SUPPLIER**

Presented by Councilwoman Whetsel

**RESOLUTION #21- N/A (SEE BELOW)**

**RESOLVED**, that the Town Board support the Ambion Renewable Solar Energy Agency to provide those residents who wish to participate for a reduced electric rate as well as support of green energy via solar power. Attorney Lusardi said he has not had a chance to review this particular matter needs time to research it. There is a concern with what we signed with Joule. Councilwoman Whetsel said that is not going anywhere. Attorney Lusardi replied this should be discussed in Executive Session, but he does not know if that matter has really come to an end or not. Before we do this we should make sure the agreement with Joule has ended. What you are doing competes with the Joule, so before we make a decision we should investigate this. Councilman Smith said he understands Attorney Lusardi's caution in this matter; but this is just a link on our website for people who are interested in doing this. Councilwoman Whetsel said this is an opt-in program. Attorney Lusardi said he feels very strongly that we better be careful here because we have an agreement that we signed with Joule which may still be outstanding, every time we encourage someone to go to the opt-in program we are discouraging them from the opt-out program. Councilman Smith said the opt-out program is dead. Supervisor Oliverio asked Town Attorney Lusardi to research this and come back to us quickly. Attorney Lusardi said we could just terminate the Joule Contract, we are not obligated to go forward with that. We will need a Resolution terminating Joule, let's get that done and then you can consider this. Councilman Smith said this is money laying on the table for our residents and doesn't want to delay it over and over again. Let's get it done so people can put money in their pockets. Town Attorney Lusardi said we can get this all done next week.

Presented by Supervisor Oliverio

**RESOLUTION #21-188**

**RESOLVED**, that the Town Board table the above Resolution to support the Ambion Renewable Solar Energy Agency to provide those residents who wish to participate for a reduced electric rate as well as support of green energy via solar power until the Town Board Meeting being held on August 11, 2021 at 5:00 PM.

Seconded by Councilman Smith, unanimously carried.

**DISCUSSION ON THE LOOKOUT MANOR DOCKING RESTRICTION**

Presented by Supervisor Oliverio

Supervisor Oliverio said he brought this forward because two (2) residents of Lookout Manor complained to him. One (1) said she almost got hit by a boat while swimming, and the other could not swim passed the ropes because a boat was moored there. A suggestion was made to look at our current ordinance which says no boat or watercraft can go within 500 feet of any beach or docking area in Lake Oscawana. The residents would like that specifically stated for Lookout Manor. Supervisor Oliverio said if the Board thinks that is a wise thing to do we can do it or we can rely on what is in the Navigation Law. Councilwoman Annabi added that our law includes "No Waking". She said in addition, there are people that own homes on the lake who feel it is violating their rights because they own a boat. She had a conversation with LOCA and LOMAC and they had a lot of questions. They felt the laws on our current books were sufficient enough, we already can't enforce the laws we have on our books, why create more laws we can't enforce? Councilman Smith said if we already have a law on the books it's then a matter of calling the Sheriff's Department and asking them to enforce the law.

**RESOLUTION CONCERNING THE LIVE INTERNET PROPOSAL**

Presented by Councilman Smith

**RESOLUTION #21- N/A (SEE BELOW)**

**RESOLVED**, that the Town Board accept the Live Streaming/Live Internet Proposal from Anthony Arrien with an initial startup cost not to exceed \$13,000.00 and additional yearly costs not to exceed \$6,000.00.

Seconded by Councilwoman Annabi for discussion. Councilwoman Annabi said the quote is not coming from Anthony Arrien, rather it is coming from Telvue. Anthony Arrien said that it is the quote from Telvue, Optimum, and our IT person. Councilwoman Annabi said would like to amend the Resolution to reflect that.

Presented by Supervisor Oliverio

**RESOLUTION #21-189**

**RESOLVED**, that the Town Board amend the above Resolution as to say "as presented by Anthony Arrien", rather than "from Anthony Arrien".

Seconded by Councilman Smith, unanimously carried.

Presented by Supervisor Oliverio

**RESOLUTION #21-190**

**RESOLVED**, that the Town Board accept the Live Streaming/Live Internet Proposal as presented by Anthony Arrien with an initial startup cost not to exceed \$13,000.00 and additional yearly costs not to exceed \$6,000.00.

Seconded by Councilwoman Annabi, unanimously carried

**WAIVE HAMMERING FEES FOR FIREHOUSE**

Presented by Councilwoman Annabi

**RESOLUTION #21-191**

**RESOLVED**, that the Town Board waive the fees for machines to hammer, crush and/or shatter rock for the new Putnam Valley Fire House. They have ten (10) days of operation to use it.

Seconded by Councilman Smith.

Councilman Luongo recused himself as he is a member of the PVVFD.  
By a vote of 4 ayes, 0 nays and 1 recusal the Resolution is passed.

**NORTHVIEW ESTATES CLEAN UP**

Presented by Councilman Luongo

**RESOLUTION #21-192**

**RESOLVED**, that the Town Board accept the proposal from Landworks Contractors to clean up Northview Estates. The total cost is \$3,500.00, including labor, materials and equipment. The full proposal is attached. The money will come from the District Fund Balance.

Seconded by Councilwoman Whetsel, unanimously carried

Supervisor Oliverio said at the next meeting Councilman Smith will be giving us an update on the Noise Ordinance.

Councilwoman Annabi asked what is going on with the entrance to our Marsh Hill Property. Supervisor Oliverio said he is still waiting for one (1) of the bidders to get back to him. He thinks it is too small a job and nobody wants to do it. He put it out to two (2) people and is waiting to hear from them.

Town Attorney Lusardi said the County has the tax map superimposed and there is also an app. that hunters use where you can see where you are on the ground in relation to property lines which is a fairly accurate program (this app also uses superimposed tax maps). Supervisor Oliverio said we should do it ourselves then. Councilwoman Annabi said she has no problem with that. She thought they were going to have Rich do it with the app. you can get on the phone. Town Attorney Lusardi emphasized that tax maps are not surveys nor is that app. a survey. You could go out there with the locator, there is probably enough leeway on either side to figure out if there is an encroachment or not, but ultimately it is not admissible in a court of law. You would need a survey for purposes of taking action.

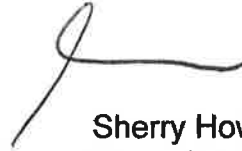
Supervisor Oliverio moved to close the meeting at 5:26 PM.

Seconded by Councilman Luongo, unanimously carried.

Supervisor Oliverio moved to go in Executive Session. No new business will be conducted after.

Seconded by Councilwoman Annabi, unanimously carried.

Respectfully Submitted



Sherry Howard  
Town Clerk  
08-06-2021

