

PUTNAM VALLEY TOWN BOARD
PRE-WORK SESSION MEETING
WEDNESDAY, OCTOBER 06, 2021
5:00 PM

Pledge of Allegiance

TOWN BOARD PRE-WORK SESSION
MEETING AGENDA

1. Close Public Hearing on the Marijuana Law
2. Close Public Hearing on the Noise Ordinance
3. Declare SEQR status for the Marijuana Law
4. Declare SEQR status for Noise Ordinance
5. Vote on Marijuana Law
6. Vote on Noise Ordinance
7. Set Public Hearing Date on 2022 Preliminary Budget for October 20th
at 6:00 PM
8. Discuss Budget

PUTNAM VALLEY TOWN BOARD
PRE-WORK SESSION MEETING
WEDNESDAY, OCTOBER 06, 2021
5:00 PM

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

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.

SUPERVISORS COMMENTS

Supervisor Oliverio said there is bulk pick-up for Roaring Brook Lake this Saturday, October 9th. On October 16th there is bulk pick-up at the Town Hall.

CLOSE PUBLIC HEARING ON THE MARIJUANA LAW

Presented by Councilman Luongo

RESOLUTION #21-235

RESOLVED that the Town Board close the Public Hearing that was held on September 22, 2021 at 6:00 PM on the Opt-Out Marijuana Law. No communications were received.

Seconded by Councilman Smith, unanimously carried

CLOSE PUBLIC HEARING ON THE NOISE ORDINANCE

Presented by Councilwoman Annabi

RESOLUTION #21- N/A – see below

RESOLVED that the Town Board close the Public Hearing that was held on September 22, 2021 at 6:00 PM on the new Noise Ordinance.

Supervisor Oliverio moved to postpone any discussion on the new Noise Ordinance until after January 1, 2022 at the deference of the new Supervisor of the Town.

RESOLUTION #21- 236

RESOLVED that the Town Board postpone any/all discussion on the New Noise Ordinance until after January 2, 2022. **The communications that were received are located at the end of these minutes.**

Seconded by Councilman Smith, unanimously carried.

Councilman Luongo said on the Noise Ordinance there was a committee – right/wrong or indifferent these people were charged with a duty to do. That is what is bad about our social media system. Agnes Powe got beat up on Facebook for no reason and he feels for her – whether he agrees with her or not.

/ Good afternoon Putnam Valley Board Members,

My name is Chris Prezzano, I reside in Abele Park. I emailed Sam Oliverio earlier this week but thought it would be better to send to everyone.

I have read through the proposed noise ordinance that will be put to a vote. I have some concerns and as a resident and was hoping for some clarity.

In multiple places the phrase, "in such a manner to create a noise disturbance." I would like to know who decides what is and what is not a noise disturbance? I have read your definition, but believe it leaves a lot to interpretation. My level of disturbance may be very different than someone else.

I also have concerns regarding lawn care equipment. During the summer I often find myself mowing the lawn after 7pm (it is still light out) once my daughter has gone to bed. From what I understand this would be in violation as well.

Additionally, in the exceptions there is a statement regarding generators. Specifically that they are ok and not in violation of this ordinance "during a power outage." So legally if passed when my neighbors generators go on every week for normal self maintenance they would be in violation of this ordinance?

I would like to formally say that I am not in favor of the current proposed sound ordinance.

Thank you for your time.

Chris Prezzano

Subject:

Opposed to New Noise Ordinance

Good morning - We want it to be part of the public record that we are against the New Noise Ordinance as it is drafted/dated 8/16/21.

As written it is completely subjective and will make matters worse with "he said she said" between any two parties.

Please confirm receipt of this email. Thank you.

Jonathan and Kristi Tootell
39 Nampaugh Road

Sherry Howard

From: Mark Pawera <pawera12@gmail.com>
Sent: Wednesday, October 06, 2021 2:32 PM
To: Sam Oliverio; Jackie Annabi; Wendy Whetsel; lluongpvtb@putnamvalley.com; ralph1014smith@gmail.com; Sherry Howard
Subject: New noise ordinance

3 Please accept this email for the record that I (Mark Pawera) and my wife (MaryEllen Pawera) are both against the proposed new noise ordinance.

Thanks,
Mark Pawera

Sent from my iPhone

4 Putnam Valley Town Board Members, PV Town Clerk:

I am a resident at Lake Oscawana (55 Lakefront Road) and am writing to strongly oppose the noise ordinance policy in its current form. The definition of a noise disturbance is deeply subjective, so I am very concerned with how this will be determined and policed. Given our lake has many power boats, I also wanted to make sure that noise emanating from power boat engines is also excluded from the definition of "noise disturbance", at least within normally accepted operating hours.

It has also come to my attention that Lake Oscawana Residents were excluded from Ralph Smith's public outreach, which is extremely disappointing

I respectfully request this email be read at the October 6th meeting before you vote and made part of the public record.

I have a great weekend

Regards

Tony

Tony Charles, Managing Director
Morgan Stanley | Real Assets
1585 Broadway, 37th Floor | New York, NY 10036

Bob Tendy

On Wed, Oct 6, 2021 at 5:36 PM Jacqueline Annabi <annabipvtb@gmail.com> wrote:
Sherry for the record:

Jackie, please ask that these comments be put into the record if it's not too late.

This noise ordinance (which I just read) is unenforceable and so vague in definition as to be void for vagueness.

A "noise disturbance" is "ANY sound... which... annoys... a reasonable person of reasonable sensibilities..." What does that mean? It could mean anything.

Also, here's a good one: "Plainly audible sound: any sound for which the information content is unambiguously communicated to the listener." Think about that sentence for a bit. You'll have a lot of fun.

Question: If a sound is communicated to a listener, it is presumed that the listener is listening. Why is that a problem?

Section III B appears to prohibit the use of firearms: "The firing of... firearms... so as to create a noise disturbance [there's that great definition again] across a real property boundary..." That means that any hunter could be violating the law. A lot of other violations regarding the use of a firearm are also implicit. There's a lot more in this law that is vague beyond belief. Throw in the declaration policy that it should be "liberally construed" and basically you have a law that says "IF ANY SOUND ANNOYS YOU, YOU CAN CALL THE COPS OR CODE ENFORCEMENT". I'm not sure what the point of this law is--but it will never stand up to a legal challenge. What's wrong with the noise ordinance already on the books?

I could say more but that's all I have time for right now. I apologize that this is rather informal, but I have a legislative meeting beginning soon.

6) Putnam Valley Town Board Members, PV Town Clerk:

We, the undersigned residents of Putnam Valley strongly OPPOSE the new noise ordinance proposal.

Putnam Valley *already* has robust noise laws which include quiet hours from 8pm to 8am during the week and 7pm to 9am on weekends. It already includes "unreasonable, unreasonably loud, disturbing or unnecessary noise" clauses. Furthermore, additional laws are in place with the county and state to deal with actual noise harassment

This new proposal makes virtually any sound that generates over fifty feet from the source to be illegal. This includes lawn mowers, leaf blowers, snow blowers, power tools (saws, drills, sanders, etc), automobiles, motorcycles & off-road vehicles, radios, televisions and any other

device. A typical conversation between two people can be heard at over fifty feet.

This Draconian noise law proposal is little more than a thinly-veiled effort to ban *ALL* gas-powered home & lawn equipment and the use of power tools, *24 hours a day/365 days per year*, in a largely DIY community. It *inhibits and prevents* residents from the use, enjoyment, repair & maintenance of their homes.

We request that this be read at the Board Meeting of October 6, 2021 prior to the vote for this proposal for the consideration of the Board and that the number of residents who have signed this petition be read into the record.

Thank you.

Name	City	State	Postal Code	Country
Drew Brown				US
Ray Straub	New York	NY	10578	US
Kevin Cooke	Putnam Valley	NY	10579	US
Paul Lindert	New York	NY	10021	US
Paul Astrologo	Putnam Valley	NY	10579	US
Dennis Berdecia	Brooklyn	NY	11213	US
Charles Casabia	Putnam Valley	NY	10579	US
Paul Accorsini	New York	NY	10579	US
Thomas Gazzola	Putnam valley	NY	10509	US
Jackie Brown	Putnam valley	NY	10579	US
Eric Bauer	Lake peekskill	NY	10537	US
Victoria Maffettone	Putnam Valley	NY	10579	US
John Shaw	Putnam Valley	NY	10579	US
Valerie Mansfield	New York	NY	10162	US
Mark Bourgie	Putnam Valley	NY	10579	US
Michelle Maffettone	New York	NY	10022	US
Jason Gibbs	New York	NY	10040	US
Roger Sanabria	Putnam valley	NY	10579	US
Brian Mansfield	Putnam Valley	NY	10579	US
Julia Lindert	Putnam valley	NY	10579	US
Diane Gibbs	Carmel	NY	10512	US
Mary Zupan	Putnam Valley	NY	10579	US
Robert Macedo	Carmel	NY	10512	US
Nick De Giorgio	Putnam Valley	NY	10579	US
Gerald Bellingham	Brewster	NY	10509	US
PETER MARSH	Wappingers Falls	NY	12590	US
Maureen Szilva	Brewster	NY	10509	US
Ronald Dingler	South Salem	NY	10590	US
Catherine DeToma	Lake Peekskill	NY	10537	US
Peter Eliopoulos	Putnam Valley	NY	10579	US
Majed Annabi	Putnam Valley	NY	10541	US
Jerry Bianco	Carmel	NY	10512	US
Patti Kelvas	Putnam Valley	NY	10579	US
Monica Bryant	Putnam Valley	NY	10579	US
Abigail O'Brien	New York	NY	10035	US
Lisa Gazzola	Putnam Valley	NY	10579	US
Brianna Cooke	Carmel	NY	10512	US
Jennifer Fabiano	Lake Peekskill	NY	10537	US
saba chowdhury	Brooklyn	NY	11222	US
Mike Espo	Putnam Valley	NY	10579	US
John Mirabal	Carmel	NY	10512	US
Michael Mocuski	Putnam Valley	NY	10579	US
Jennifer Gumbrecht	Putnam Valley	NY	10579	US
Bert Leitmann	Hawthorne	NY	10532	US
Simon Porteus	Putnam Valley	NY	10579	US
Rachelle Porteus	Putnam valley	NY	10579	US

Larry Cobb	New York	NY	10128	US
Monica Bourgie	Putnam Valley	NY	10579	US
doug brown	Carmel	NY	10512	US
Stephen Brindisi	New York	NY	10028	US
Diane Mazzarisi	New York	NY	10028	US
melissa moeller	Putnam Valley	NY	10579	US
Edward Lynch	Putnam Valley	NY	10579	US
Frank Carlin	Putnam Valley	NY	10579	US
Laurie Anthony	New York	NY	10025	US
Jessica Keating	Putnam Valley	NY	10579	US
Douglas Santaniello	Putnam Valley	NY	10579	US
Lenore Ardisi	Putnam Valley	NY	10579	US
Brian Mahon	New York	NY	10537	US
Eileen Lynch	Putnam Valley	NY	10579	US
Margaret Brown	10579	NY	10512	US
Amanda Gazzola	Putnam Valley	NY	10579	US
Steven Mazzarisi	South Salem	NY	10590	US
Patricia Macquignon	Putnam Valley	NY	10579	US
James mazzella Mazzella	New York	NY	10024	US
William Bracken	Mohegan Lake	NY	10547	US
Kirk Muenta	Putnam valley	NY	10579	US
Michael Diamond	Lake Peekskill	NY	10537	US
Kimberly Garay	Putnam valley	NY	10579	US
Crista Straub	Putnam Valley	NY	10579	US
Nancy Cunningham	Cortlandt Manor	NY	10567	US
Barbara Jenkins-Conklin	New York	NY	10024	US
John csordas	Putnam valley	NY	10579	US
Donald Chartier	Putnam Valley	NY	10579	US
Holly Maroulis	Goldens Bridge	NY	10526	US
Silvi DeJesus	Putnam Valley	NY	10579	US
Antonia DiFusco	Putnam Valley	NY	10579	US
Rob Stiles	Putnam valley	NY	10579	US
Michelle Difusco	Putnam Valley	NY	10579	US
Kaleigh Robertson	Putnam Valley	NY	10579	US
Sadia Rexhepi	Cortlandt Manor	NY	10567	US
Dana Lopez	Mohegan Lake	NY	10547	US
Joseph Acquaviva	Putnam Valley	NY	10579	US
Karol Noguera	Purdys	NY	10578	US
Jessica Londin	Putnam Valley	NY	10579	US
Faith Marrero	Cortlandt Manor	NY	10567	US
John Brookhouse	Putnam Valley	NY	10579	US
Michelle Noel	Newburgh	NY	12550	US
Alex Merianos	Tarrytown	NY	10591	US
Shannon Meyer	Brewster	NY	10509	US
Carmen Mirach	Carmel	NY	10579	US
Nicole Brookhouse	Carmel	NY	10512	US
John Brookhouse	New York	NY	10029	US

Sabrina Recine	Bronx	NY	10451	US
Sandra Brookhouse	Putnam Valley	NY	10579	US
David Holowiak	Putnam Valley	NY	10579	US
Tiffany Tuitt	New York	NY	10128	US
Kris Shook	Yorktown Heights	NY	10598	US
Valon Bruncaj	New York	NY	10579	US
Ryan Mulqueen	New York	NY	10579	US
Alexandra Hayes	Cortlandt Manor	NY	10567	US
Zony OSullivan	Putnam Valley	NY	10579	US
Aldona Pilmanis	Putnam Valley	NY	10579	US
Brian Shook	Yorktown Heights	NY	10598	US
Thomas Martin	Armonk	NY	10504	US
Howard Londin	Putnam Valley	NY	10579	US
Zach Gerhardt	Putnam Valley	NY	10579	US
Stephanie Rodriguez	Putnam Valley	NY	10579	US
chris meenan	Mount Kisco	NY	10549	US
Arin Travis	Albany	NY	12203	US
Stefani Garbowski	Putnam valley	NY	10579	US
Mason Cooke	Putnam Valley	NY	10579	US
Joe Garbowski	Syracuse	NY	13214	US
Nora Cooke	Putnam Valley	NY	10579	US
Kay Bianco	Putnam Valley	NY	10579	US
Nick DiFusco	New York	NY	10128	US
Nina Esposito	Putnam Valley	NY	10579	US
Nina Cobelli	Lake Peekskill	NY	10579	US
Lisa Cerrato	Somers	NY	10589	US
Kelly Flick	Putnam Valley	NY	10579	US
Bryan Watson	Putnam Valley	NY	10579	US
Nancy Christopher	North Salem	NY	10560	US
John Listwan	New York	NY	10704	US
Michelle Whalen	Putnam Valley	NY	10579	US
Joseph Montano	Putnam Valley	NY	10579	US
Eleanor Petti	Putnam Valley	NY	10579	US
Mayra Brookhouse	Mahopac	NY	10541	US
Elise Alexander	Putnam Valley	NY	10579	US
Gina Giordano	Putnam Valley	NY	10579	US
Rob Leisengang	Putnam Valley	NY	10579	US
Paul Mulqueen	Putnam Valley	NY	10579	US
Vincenzo Giuca	Schenectady	NY	12306	US
Robert Usher	New York	NY	10128	US
Austin Kilduff	Putnam Valley	NY	10570	US
Lorans Goro	Pacoima	CA	91331	US
JON INWOOD	Brooklyn	NY	11230	US
Franco Carlo		NY		US
Brian Garay	Putnam Valley	NY	10579	US
Anthony Oswald	Lake peekskill	NY	10537	US
Michael Prince	Putnam Valley	NY	10579	US

Joe Recuppio	New York	NY	10025	US
Steph Ann Pettit Bale				US
Robert Mitariten	Putnam valley	NY	10579	US
Randy Duque	Putnam Valley	NY	10579	US
John DeLuca	New York	NY	10027	US
Rui Gameiro	New York	NY	10065	US
Mike Illames	Wappingers Falls	NY	12590	US
Tammy Wendol	Mohegan Lake	NY	10547	US
Alfred Mosiello Jr	Carmel	NY	1051	US
Gregory Grimaldi	Putnam Valley	NY	10579	US
Kristen Baisley	Lake Peekskill	NY	10537	US
Derek Shook	Yorktown Heights	NY	10598	US
Chris Maroulis	New York	NY	10579	US
Michaela Cirkvova	Watertown	NY	10579	US
Arthur Holzman	Putnam Valley	NY	20149	US
Vilma Nikaj	Brewster	NY	10509	US
Vincent Piliero	Lake peekskill	NY	10537	US
Mark Pawera	New York	NY	10128	US
Maureen Szilva	Putnam Valley	NY	10575	US
Lark Denver	Jud		58454	US
Dmitriy Prokofyev	Putnam Valley	NY	10579	US
Alyssa Durocher	Mohegan Lake	NY	10547	US
Al Salanitro	Putnam Valley	NY	10579	US
Amanda Macedo	Hawthorne	NY	10532	US
Edward Dellin	Putnam Valley	NY	10579	US
John Cekaj	Brooklyn	NY	11215	US
Anthony Fusco	Putnam Valley	NY	11756	US
John Santella	New York	NY	10017	US
Kristina Cekaj	East Orange	NJ	7017	US
Caroline Bonte	Putnam Valley	NY	10579	US
Anna Sgherzi	Putnam valley	NY	10579	US
Diane Maier	Sound Beach	NY	11789	US
Madden Cooke	Putnam valley	NY	10579	US
David DiLapi	Putnam Valley	NY	10579	US
Mary Guttieri	Cape Coral	FL	33904	US
Leonard Rein	Putnam Valley	NY	10579	US
Anthony Armerino	New York	NY	10579	US
Regina Contrino	Putnam Valley	NY	10579	US
Stacey Tompkins	Lake Peekskill	NY	10537	US
Linda Bautista	Mahopac	NY	10550	US
Christian Russo	New York	NY	10028	US
Catalina Lopez	Putnam valley	NY	10579	US
Andrew Cooke	Carmel	NY	10512	US
Stephanie Wagner	Putnam Valley	NY	10579	US
Thomas Distasio	Putnam valley	NY	10579	US
Stephanie Russo	Putnam Valley	NY	10579	US
Jeanette Rein	New York	NY	10023	US

Catherine Sgherzi	Baldwin	NY	11510	US
Linda Cottrell	Lake Peekskill	NY	10537	US
Brigette Bauer	South Salem	NY	10590	US
Maria York	Putnam valley	NY	10579	US
Jennifer Kuttruf	Putnam Valley	NY	10579	US
Maria Grishaj	Mahopac	NY	10541	US
Bruce Kuttruf	Putnam Valley	NY	10579	US
Rocky Camaj	Syracuse	NY	13210	US
Zack Kuttruf	Putnam Valley	NY	10579	US
Kyle Kuttruf	Putnam Valley	NY	10579	US
Robert Camaj	New York	NY	10028	US
George Grishaj	Mahopac	NY	10541	US
Sokol Preldakaj	Mahopac	NY	10541	US
Preka Camaj	Putnam Valley	NY	10579	US
Kyle Kelvas	Putnam Valley	NY	10579	US
Ariel Brown	Putnam Valley	NY	10579	US
Jennifer Albano	Putnam Valley	NY	10579	US
Amalia Ciccarelli-Giuca	Brewster	NY	10579	US
Andrew Annabi	Putnam Valley	NY	10504	US
Mark Carson	Putnam Valley	NY	10579	US
Brendan Kertis	Putnam Valley	NY	10579	US
Geralynne Gomiel	Rockville Centre	NY	11570	US
Nicholas Miritello	Yorktown Heights	NY	10598	US
Louis Anastasi	Queens	NY	11360	US
Lucia Moreno	Yorktown Heights	NY	10598	US
Gretchen Caravello	South Salem	NY	10590	US
Aj Mirabal	Putnam valley	NY	10579	US
Julius Acevedo	Ridgewood	NY	11385	US
Lizneri Suarez	Lake Peekskill	NY	10537	US
Karen Casabianca	Putnam Valley	NY	10579	US
Areina Brimon	Lake Peekskill	NY	10537	US
Doug Brown	Putnam Valley	NY	10579	US
Gerard Buter	Putnam Valley	NY	10579	US
Peter Howard	Yorktown Heights	NY	10598	US
Eric Cline	Putnam Valley	NY	10579	US
Brianne Billington	Putnam Valley	NY	10579	US
Daniel Adorno	Binghamton	NY	13905	US
Michael Fontanez	Putnam valley	NY	10579	US
Brenda Tompkins	Somers	NY	10589	US
Alby Dodaro	Yorktown Heights	NY	10598	US
Jeremy Whalen	New York	NY	10021	US
Kevin Tompkins	Putnam Valley	NY	10579	US
Karen McCoy	White Plains	NY	10601	US
KIM Gembecki	Putnam Valley	NY	10579	US
Mark Tompkins	Putnam Valley	NY	10579	US
JOHN NARCISO	Putnam Valley	NY	10579	US
David Anderson	Putnam valley	NY	10579	US

Andrew Kelvas	Putnam Valley	NY	10579	US
Henry Spinelli, MD	Putnam Valley	NY	10579	US
Vicki Dingler	South Salem	NY	10579	US
Desiree Narciso	New York	NY	10017	US
Emily Hogan	Mohegan Lake	NY	10547	US
Kim Brazee	Lake Peekskill	NY	10537	US
Amy Ryan	Mahopac	NY	10541	US
Michael Tompkins	Putnam Valley	NY	10579	US
Stephanie Pasquale	Lake peekskill	NY	10537	US
John Grom	Putnam valley	NY	10512	US
Irene Davis	Manassas	VA	20111	US
Stephen Cooper	Putnam Valley	NY	10570	US
Jessica Kertis	Putnam valley	NY	10579	US
John Jacobs	Bronx	NY	10457	US
Jacqueline Wagner	Katonah	NY	10536	US
Milton Eagens	New York	NY	10065	US
Bill Conroy	Putnam Valley	NY	10579	US
William Goldberg	Tarrytown	NY	10591	US
Michele Troyano	Putnam Valley	NY	10579	US
Joannie Szilva	Carmel	NY	10512	US
Rosemary Jordan	Briarcliff Manor	NY	10510	US
Edward Savino	Atlanta	NY	10579	US
Brian Scully	Putnam Valley	NY	10579	US
Vickie McDonald	Putnam Valley	NY	10579	US
Darrell Wassil	Syracuse	NY	13208	US
Anthony Cerone	Putnam Valley	NY	10579	US
Marret Cooper	Queens	NY	11375	US
Lisa Kroohs	Putnam Valley	NY	10579	US
Pam Turner	S Wales	NY	14139	US
Frank Keller	Putnam Valley	NY	10512	US
Werner Kurpjuweit	New York	NY	10029	US
Anthony Lonigro	Mount Kisco	NY	10549	US
Anthony Asaro	San Jose	CA	95127	US
deb montaruli	Putnam Valley	NY	10579	US
Marleny Reggina	Putnam Valley	NY	10579	US
Robert Nachamic	New York	NY	10579	US
Matthew Lancaster	Lake Peekskill	NY	10537	US
Casey Curry	Boonton	NJ	7005	US
Kenneth Williams	South Salem	NY	10590	US
Joanna Armerino	Putnam Valley		10579	US
Cindy Langdon	Putnam Valley	NY	10579	US
Jude Pucillo	Lake Peekskill	NY	10537	US
Kevin Carroll	Putnam Valley	NY	10579	US
sal nastri	Putnam Valley	NY	10579	US
Steven Brown	Putnam Valley	NY	10579	US
John Eagens	Putnam Valley	NY	10579	US
Denisr Newman	Putnam valley	NY	10579	US

kelly lynch	putnam valley	NY	10579	US
Douglas Irwin	Lake peekskill	NY	10537	US
Paul Hyndman	New York	NY	10023	US
JASON MAROULIS	New York	NY	10021	US
Edward McDonald	Putnam valley	NY	10579	US
maria filardo	bronx	NY	10462	US
Kenneth Quast	St. George	UT	84770	US
Iris Koskinen-Falls	Lake Peekskill	NY	10537	US
Joseph Di Salvo	Putnam Valley	NY	10579	US
Joseph Volpato	Putnam valley	NY	10536	US
Phyllis Juliano	Putnam Valley	NY	10579	US
Jennifer Ryan	New York	NY	10026	US
C. M. Del Toro	Putnam	NY	10579	US
Jessica Serrano	New York	NY	10036	US
Peter Juliano	South Salem	NY	10590	US
Josh Del Toro	Bronx	NY	10454	US
J Sweeps	Yonkers	NY	10704	US
John Bernardi	Mahopac		10541	US
Alexandra Wallerand Nieto	Putnam Valley	NY	10579	US
Charles Faillace	Bronx	NY	10457	US
Tara Sperrazza	Putnam Valley	NY	10579	US
Luis Urbina	New York	NY	10021	US
Thomas Gennett	Putnam valley	NY	10579	US
Karen Ricci	Putnam Valley	NY	10579	US
Julia Salanitro	Carmel	NY	10512	US
John Green	San Antonio		78209	US
Robert Croft	Putnam Valley	NY	10579	US
Alec Gold	Putnam Valley	NY	10579	US
Matthew Duftler	Putnam Valley	NY	10579	US
Gyorgy SAGI	Putnam Valley	NY	10579	US
Edward McCormack	Putnam Valley	NY	10579	US
J.A. Serrano	Mohegan Lake	NY	10547	US
Maria Duftler	Putnam Valley	NY	10579	US
Laura Deighan	Putnam Valley	NY	10598	US
JoAmn Maxwell	Shrub Oak	NY	10588	US
Robin Urbina	Putnam Valley	NY	10579	US
Karen Di Salvo	Putnam Valley	NY	10579	US
Ashley Di Salvo	Putnam Valley	NY	10579	US
Moshe Hayum	Airmont	NY	10952	US
Antonio Gallo	Mohegan Lake	NY	10547	US
David Cerutti	Cortlandt Manor	NY	10567	US
Ryan Neff	Putnam valley	NY	10579	US
John McLean	Putnam Valley	NY	10579	US
Angelo Ciullo	New York	NY	10128	US
Donna McLean	Putnam Valley	NY	10579	US
Amanda Echevarria	Putnam Valley	NY	10579	US
Eileen Kelly	Putnam valley	NY	10578	US

Anthony Muratore	Putnam valley	NY	10547	US
Jacob Flegar	New York	NY	10025	US
Sarah Neff	Putnam Valley	NY	10579	US
Evan Kneuer	Putnam Valley	NY	10579	US
Chris Bruno	Yorktown Heights	NY	10598	US
Ryan Fitzgerald	Putnam valley ny	NY	10567	US
Hugh McCann	Queens	NY	11377	US
Michael Scott	Putnam valley	NY	10579	US
Tom Garry	New York	NY	10579	US
Kyle Christopher	New York	NY	10028	US
Chrissy Kane	Putnam Valley	NY	10579	US
Marion Whalen	New York	NY	10028	US
Michael Rufo	New York	NY	10021	US
Chris Considine	Putnam Valley	NY	10579	US
Jacquelyn McCann	Putnam Valley	NY	10579	US
Paul Swansen	Yorktown Heights	NY	10598	US
Jake Petrucci	Harrison	NY	10528	US
Kimberly Panzanaro	Albany	NY	12208	US
Thomas Swansen	Putnam Valley	NY	10579	US
George Miller	Putnam Valley	NY	10579	US
Kim Kneuer	Putnam Valley	NY	10579	US
Jennifer Kilduff	Bronx	NY	10452	US
Matt Espo	New York	NY	10128	US
Emille Lindberg	Chicago		60625	US
Anthony Narciso	Putnam Valley	NY	10579	US
Kelly Lucieer	Clifton Park	NY	12065	US
Anthony DeMetropolis	Putnam Valley	NY		US
Jessica Velcz	Lake Peekskill	NY	10537	US
Amy Carroll	Putnam Valley	NY	10579	US
Bridget Ashvil	Brooklyn	NY	11216	US
Esther Papismedov	Forest Hills	NY	11375	US
John Masserano	Putnam Valley	NY	10579	US
Katie McLean	Putnam Valley	NY	10579	US
Kristina Turner	Putnam valley		10579	US
Olivia Roman	Putnam Valley	NY	10579	US
antonia dibullo	Carmel	NY	10512	US
Julie Dinizo	Lake Peekskill	NY	10537	US

DECLARE SEQR FOR THE MARIJUANA LAW

Presented by Councilwoman Annabi

Supervisor Oliverio asked Town Attorney Lusardi if this is necessary as it is an opt-out not really a law. Attorney Lusardi responded that it has to be enacted as a Local Law. We have a Negative Declaration that has been prepared by the Town Planner for the Board to vote on. We have no significant environmental impact - then after that you would take a vote on the law itself. By the State Statute that allows a Municipality to opt-out this Local Law is subject to a Permissive Referendum. Supervisor Oliverio said what the means is if you disagree with the Town Board opting out of the Marijuana requirements that the State has set forth, you can go and collect petitions. Town Clerk Howard said about 467 signatures on a petition would be needed to get it on a ballot.

Anyone interested has 45 days from the day this Law is passed to get the signatures and hand them in.

Councilwoman Annabi said the portion of the Agenda to close the Public Hearing on the Noise Ordinance was not completed.

Presented by Supervisor Oliverio

RESOLUTION #21- 237

RESOLVED that the Town Board close the Public Hearing that was held on September 22, 2021 at 6:00 PM on the new Noise Ordinance. **The communications that were received are located at the end of these minutes.**

Seconded by Councilman Smith, unanimously carried

RESOLUTION #21-238

RESOLVED, that the Town Board issue a negative declaration pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law. There are no overriding concerns.

Seconded by Councilwoman Whetsel, unanimously carried

Councilwoman Annabi said if we opt-out now we can always opt-in later. Once we opt-in we can't opt-out. Many other Towns have opted out of this as well. This does not stop medicinal marijuana just cannabis retail dispensaries.

DECLARE SEQR FOR NOISE ORDINANCE

RESOLUTION #21- N/A

RESOLVED, that the Town Board issue a negative declaration pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law. There are no overriding concerns.

AS THE NOISE ORDINANCE WAS REMOVED FROM THE AGENDA THIS RESOLUTION BECAME MOOT.

VOTE ON MARIJUANA LAW

Presented by Councilwoman Annabi

RESOLUTION #21- 239

WHEREAS, the Resolution, as set forth below, has been submitted to the Town Board to adopt Local Law #8 of 2021 (a copy of which is annexed hereto) to amend the Code of the Town of Putnam Valley to add Section 165.2 of the Putnam Valley Town Code to opt out of allowing cannabis retail dispensaries and on-site consumption sites as authorized under Cannabis Law Article 4; and

WHEREAS, a copy of the proposed Local Law #8 of 2021 in final form was delivered to the desk of each Town Board Member at least ten (10) days prior to the date hereof; and

WHEREAS, a Public Hearing was duly noticed and held on September 22, 2021; and

WHEREAS the verbal portion of the Public Hearing was conducted and closed on September 22, 2021; and the written Public Comment period was held open until October 6, 2021 at 3:00 PM; written comments were obtained during that period, and the Public Hearing was closed; and

WHEREAS, a Long Form Environmental Assessment was completed and reviewed by the Town Board in connection with the proposed resolution; and

WHEREAS, a negative declaration was issued by the Town Board as annexed hereto;

WHEREAS, Notice of Proposed Local Law #8 of 2021 pursuant to GML 239-m was provided to the Putnam County Planning Department on April 9, 2021 and no objection having been raised to the proposed Local Law by the Putnam County Planning Department; and

NOW, BE IT RESOLVED, that Local Law number 8 of 2021 be and hereby is enacted

Seconded by Councilman Smith

<u>Town Board Member</u>	<u>In Favor</u>	<u>Opposed</u>
<u>Jacqueline Annabi</u>	****	
<u>Louis Luongo</u>	****	
<u>Ralph Smith</u>	****	
<u>Wendy Whetsel</u>	****	
<u>Supervisor, Sam Oliverio</u>	****	

LOCAL LAW OF 2021

A LOCAL LAW to amend the Code of the Town of Putnam Valley to add Section 165.2 of the Putnam Valley Town Code to opt out of allowing cannabis retail dispensaries and on-site consumption sites as authorized under Cannabis Law Article 4

Be it enacted by the Town Board of the Town of Putnam Valley that:

A new section 165.2 be added to the Town Code of the Town of Putnam Valley stating as follows:

Section 165.2-1. Legislative Intent

It is the intent of this local law to opt out of allowing cannabis retail dispensaries and on-site cannabis consumption sites in the Town of Putnam Valley that would otherwise be allowed under Cannabis Law Article 4.

Section 165.2-2. Statement of Authority.

This local law is adopted pursuant to Cannabis Law § 131 which expressly authorizes the Town Board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis retail dispensary licenses and/or on-site consumption licenses within the jurisdiction of the Town of Putnam Valley, and is subject to a permissive referendum, the procedure of which is governed by Municipal Home Rule Law § 24.

Section 165.2-3. Local Opt-Out

The Town Board of the Town of Putnam Valley hereby opts out of allowing cannabis retail dispensaries and on-site cannabis consumption sites from being established and operated within the Town's jurisdiction.

Section 165.2-4. Permissive Referendum/Referendum on Petition

This local law is subject to a referendum on petition in accordance with Cannabis Law § 131 and the procedure outlined in Municipal Home Rule Law § 24.

Section 165.2-5. Severability.

If any clause, sentence, phrase, paragraph or any part of this local law shall for any reason be adjudicated finally by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this local law, but shall be confined in its operation and effect to the clause, sentence, phrase, paragraph or part thereof, directly involved in the controversy or action in which such judgment shall have been rendered. It is hereby declared to be the legislative intent that the remainder of this local law would have been adopted had any such provisions been excluded.

Section 165.2-6. Effective Date.

This local law shall become effective immediately upon filing in the office of the Secretary of State.

VOTE ON NOISE ORDINANCE

REMOVED FROM AGENDA (SEE ABOVE)

SET PUBLIC HEARING ON 2022 PRELIMINARY TOWN/HIGHWAY BUDGET FOR OCTOBER 20TH AT 6:00 PM

Presented by Councilwoman Whetsel

RESOLUTION #21-240

RESOLVED, that the Town Board set a Public Hearing of October 20, 2021 at 6:00 PM in the Town Hall Court Room to hear public comment on the 2022 proposed 2022 Town/Highway Budget

Seconded by Supervisor Oliverio for discussion.

Supervisor Oliverio said we had to by law. The Public Hearing may have to move to the Fire House depending on the response we receive. We may have to move this meeting to the Fire House if it is a large crowd.

The Town Board unanimously voted aye so the Resolution is carried.

RESOLVE TO ACCEPT THE MEMORANDUM OF AGREEMENT BETWEEN THE CSEA AND THE TOWN

Presented by Supervisor Oliverio

This item is not on the agenda.

RESOLUTION #21-241

RESOLVED, that the Town Board authorize the Supervisor to accept the Memorandum of Agreement between the CSEA and the Town of Putnam Valley with the clarification in **Article IX – Workweek, Workday, and Overtime Section 1-Workweek and Workday** – change “add the following to A. Bargaining Unit employees shall be required to work from 8:00 am to 5:00 pm on the 3rd Wednesday of each month to coincide with the Town Board Meeting” to “**add the following to A. Bargaining Unit employees shall be required to work from 8:00 am to 5:00 pm to coincide with the Regular Town Board Meeting of each month**”

Councilwoman Annabi seconded to add it to the agenda.

Councilwoman Annabi seconded the Agreement Resolution with the clarification.

<u>Town Board Member</u>	<u>In Favor</u>	<u>Opposed</u>
<u>Jacqueline Annabi</u>	****	
<u>Louis Luongo</u>	****	
<u>Ralph Smith</u>	****	
<u>Wendy Whetsel</u>	****	
<u>Supervisor, Sam Oliverio</u>	****	

BUDGET DISCUSSION

Presented by Supervisor Oliverio

Supervisor Oliverio said right now with things as they stand we are coming in below the CAP at 1.98%. The CAP was set by the State at 2%. The impact would be the same again as last year.

Councilwoman Annabi said she spoke to Maria Angelico about the ARPA money. It stands for the American Rescue Plan Act, which the Federal Government gave to each State – the Town of Putnam Valley was given 1.2 million dollars – of that - \$588,000.00 is currently in our bank account. At our District meetings Abele Park came to us about the damage done to their concrete slab which goes into Lake Oscawana. Lake Oscawana is considered an impaired lake. Some of the guidelines for the ARPA funds are to use it for infrastructure. This is an impaired waterway so can we use these funds to repair this ramp? Ms. Angelico said there is a water and sewer infrastructure specific line item for the ARPA funds. Supervisor Oliverio said the reason it would be covered is because the harvester, which is an integral part of the Lake, needs this ramp. Ms. Angelico said in order to use this money you need documentation. Councilwoman Annabi said there was an estimate given of \$9,000.00 – but that is just to fix the damage created not to repair the entire issue. This should be around \$13,000.00 – an estimate will be given to us. This will not cause any additions to tax payer dollar as the ARPA funds will be used.

Supervisor Oliverio said he does not want people to think we can use this money for anything that goes on in the Districts. It has to be tied to a water resource use. This gives us the ability to repair the Lake Peekskill Dam. The Town owns the Dam not the District. The water that runs out of that Dam goes directly into the Hollow Brook and powers the City of Peekskill. Lake Oscawana is a State Lake and we got an enormous amount of money to manage and care for the Lake.

Part of taking care of that Lake is the harvester which relies on that ramp. We can't use this money to buy swing sets and picnic tables.

Councilwoman Whetsel said to Ms. Angelico there has been a lot of conversation from the DEC about the deterioration of culverts because they are metal, and the rusting metal is going into the water supply. They need to be replaced. If Highway can replace them is this something that can be covered by the ARPA fund? Ms. Angelico said on the surface it does look like something that can be covered. Supervisor Oliverio said we will check this with Supervisor Cobb.

Ms. Angelico said the ARPA funds have a time frame in which it must be spent. It is not next year though so we have time. Supervisor Oliverio said we have until 2026. Supervisor Oliverio said we are using some of this money for things in the budget that it will cover such as software updates. We have over \$100,000.00 in the budget for upgrading our software and this money will cover that. We are working on primitive software which is at least 15 years old.

Councilwoman Annabi said on page 4 of the budget you will find the increase in software. It is not someone's salary – this is a one (1) time purchase. Supervisor Oliverio said broadband and internet/computer upgrades are covered under ARPA. We now have livestreaming for our meetings because of this – you don't need cable TV anymore.

Councilman Smith said he is ecstatic being under the tax CAP. He asked, is that where we are going to limit ourselves, or is there still room to discuss this? Supervisor Oliverio said you have to keep in mind that to reduce the budget by 1% you have to take \$150,000.00 out of the gate. He and Ms. Angelico have scoured the budget time and time again and this is one (1) of the best budgets that they have put together. One-time expenses are being completely covered by the Federal money we were given. One of the things we can claim with this ARPA is the money that our Departments lost during Covid. We lost over \$400,000.00 between the Courts, the Building Department and Parks and Recreation. We are still taking money from the Fund Balance but that money will be restored – we will be getting quite a bit of money from the mortgage tax possibly around half a million dollars.

Councilwoman Annabi said if you look on page one (1) of the Budget under Children's Center you will see the loss that was suffered during Covid because schools were closed. This is showing in our Courts and Day Camp as well. This is not coming out of taxpayer dollar.

Councilwoman Annabi said she has been asked about the small increase that the Library is getting. Councilwoman Annabi said the Library also received ARPA Funds. She does not know how much money our library received. Supervisor Oliverio said last year we gave them nothing so he felt a 5% increase comes to 2.5% for each of the last two (2) years.

It is negligible – this accounts for inflation. Ms. Angelico said this figure appears at the bottom of page nine (9). Councilwoman Annabi said this is something we have to look into.

Councilwoman Annabi also brought up the line – Storm water, Drainage and Maintenance Repair which is found on Page 10 of the budget, (Line item - A.8540.400). Councilwoman Annabi said this can also come from ARPA funds because this is an infrastructure thing. Right now for this year the line stands at \$0.00. Supervisor Oliverio said he wants to talk to Superintendent Cobb about the culverts first.

Supervisor Oliverio said he was up at the County the other day and he heard when the County does Peekskill Hollow Road they will repair Lovers Lane Bridge. Councilman Luongo said it will be the Lovers Lane Bridge at Peekskill Hollow – not the other one (1). He added that they are going to repair it but they are not going to realign it – which is bizarre but typical.

Councilman Smith said as far as culverts there are things with the Climate Smart Communities which involves them so he will look into that with the DEC as far as realigning culverts and things like the bridge and get back to everyone.

Supervisor Oliverio closed the meeting at 5:36 PM.

Councilman Luongo seconded the motion, unanimously carried.

Supervisor Oliverio motioned for the Town Board to go into Executive Session to discuss contractual items, and personnel Issues. The CSEA contract was settled, we now have to finish our Managers Contract. No new business will be conducted after.

Seconded by Councilman Luongo, unanimously carried.

Respectfully Submitted



Sherry Howard
Town Clerk
10-13-2021