

TOWN OF PUTNAM VALLEY
TOWN BOARD MEETING
WEDNESDAY, FEBRUARY 15, 2023
6:00 PM

AGENDA

Pledge of Allegiance

1. Close Public Hearing for Amended Law for Senior Citizen Tax Exemption
2. Vote on Amended Law for Senior Citizen Tax Exemption
3. Close Public Hearing for Disability Tax Exemption
4. Vote on Disability Tax Exemption
5. Departmental Reports
6. Supervisor's Comments
7. Legislative Report
8. Approval of Minutes
9. Concept Plan for Homeland Towers 22 Living Springs Lane
10. Districts:
 - a. Approve Grass Cutting Bid Request for 2023
 - b. Approve Wetlands Fee Waiver
 - c. Approve 2023 Wildwood Knolls Facilities Warrant
 - d. Approve GEI 2023 Proposal for RBI Lake Management Services
11. a. Parks and Recreation Refunds
12. Public Comment
13. Audit of Monthly Bills
14. Budget Transfers and Amendments

TOWN OF PUTNAM VALLEY
TOWN BOARD MEETING
WEDNESDAY, FEBRUARY 15, 2023
6:00 PM

PRESENT: Supervisor Annabi
Councilman Russo
Councilman Luongo
Councilwoman Tompkins

ALSO PRESENT: Town Clerk Sherry Howard
Town Counsel Sarah Ryan

ABSENT: Councilman Smith

Recitation of the Pledge of Allegiance.

Supervisor Annabi asked for a moment of silence to honor our troops stationed around the world; and for those we have recently lost.

AMENDMENTS TO THE AGENDA

Presented by Supervisor Annabi

RESOLUTION R#23-109

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

ADD # 9A - Close Public Hearing on Solar Panel Exemption

ADD # 9B - Highway Department – Snow Plow Riders 2023

ADD # 9C – Approve VandeWater & VandeWater to move into a Supreme Court Pending Case

Seconded by Councilman Luongo, unanimously carried

CLOSE PUBLIC HEARING ON AMENDED LAW FOR SENIOR CITIZEN TAX EXEMPTION

Presented by Supervisor Annabi

RESOLUTION #R23-110

RESOLVED that the Town Board authorize the Supervisor to close the Public Hearing on the amended law for Senior Citizen Tax Exemption.

Seconded by Councilman Luongo, unanimously carried

RESOLUTION ADOPTING LOCAL LAW # 1 OF 2023 ENTITLED "LOCAL LAW TO AMEND ARTICLE I OF CHAPTER 108 OF THE TOWN CODE OF THE TOWN OF PUTNAM VALLEY BY INCREASING THE INCOME THRESHOLD OF THE SENIOR CITIZEN PROPERTY TAX EXEMPTION"

Presented by Supervisor Annabi

RESOLUTION #R23-111

WHEREAS, a Local Law was introduced to be known as Local Law #1 of 2023, entitled "LOCAL LAW TO AMEND ARTICLE I OF CHAPTER 108 OF THE TOWN CODE OF THE TOWN OF PUTNAM VALLEY BY INCREASING THE INCOME THRESHOLD OF THE SENIOR CITIZEN PROPERTY TAX EXEMPTION"; and

WHEREAS, a Public Hearing in relation to said Local Law was held on January 25, 2023; and

WHEREAS, notice of said Public Hearing was given pursuant to the terms and provisions of the Municipal Home Rule Law of the State of New York; and

WHEREAS, the Town Board classified this action as a Type II action for the purposes of the State Environmental Quality Review Act (SEQRA) requiring no further environmental review; and

WHEREAS, the said Local Law has been on the desks of the members of the Town Board of the Town of Putnam Valley for at least seven (7) days, exclusive of Sunday.

NOW THEREFORE, BE IT RESOLVED, that the Local Law annexed hereto is hereby enacted; and

NOW BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified original of this Local Law in the office of the Town Clerk and one (1) certified copy in the office of the Secretary of State, State of New York, such certified copy to have attached thereto a certificate that it contains the correct text of the enactment of this Local Law.

Dated: February 15, 2023

Moved: Supervisor Annabi

Seconded: Councilman Luongo

ROLL CALL VOTE

- | | |
|-------------------------|--------|
| • Councilwoman Tompkins | AYE |
| • Councilman Russo | AYE |
| • Councilman Smith | ABSENT |
| • Councilman Luongo | AYE |
| • Supervisor Annabi | AYE |

By a vote of 4 AYE'S, 0 NAYS, and 1 ABSENT the Local Law is passed.

Town of Putnam Valley Local Law No. ___ of 2023

**LOCAL LAW TO AMEND ARTICLE I OF CHAPTER 108 OF THE TOWN CODE OF
THE TOWN OF PUTNAM VALLEY BY INCREASING THE INCOME THRESHOLD
OF THE SENIOR CITIZEN PROPERTY TAX EXEMPTION**

BE IT ENACTED, by the Town Board of the Town of Putnam Valley, Putnam County, New York, as follows:

Part 1. Title

This Local Law shall be known as the "Local Law to Amend Article I of Chapter 108 of the Town code of the Town of Putnam Valley by Increasing the Income Threshold of the Senior Citizen Property Tax Exemption"

Part 2. Enactment

This Local Law is adopted and enacted pursuant to the authority and power granted by §10 of the Municipal Home Rule Law of the State of New York.

Part 3. Amendment of the Town Code

Article I, Chapter 108: "Senior Citizens Exemption" of the Town of Putnam Valley Code is amended as follows:

Replace

§108-3 (B): All of the provisions, conditions and requirements of §467 of the Real Property Tax Law and amendments thereto shall apply to the application for and the granting of such exemption on the assessment rolls of the Town as they apply to the Town of Putnam Valley except that no exemption shall be granted if the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application for exemption is: for the year 2023, the sum of \$48,400 or more; for the year 2024, the sum of \$53,400 or more, for the year 2025, the sum of \$58,400 or more.

§108-3 (C): Real property owned by persons 65 years or over shall be exempt from certain Town taxes up to a maximum of 50% of the assessed valuation pursuant to the following schedule:

1) For the year 2023:

Annual Income	Percentage of Assessed Value Exempt From Taxation
\$40,000 and less	50%
More than \$40,000 but less than \$41,000	45%
More than \$41,000 but less than \$42,000	40%
More than \$42,000 but less than \$43,000	35%
More than \$43,000 but less than \$43,900	30%
More than \$43,900 but less than \$44,800	25%
More than \$44,800 but less than \$45,700	20%
More than \$45,700 but less than \$46,600	15%

More than \$46,600 but less than \$47,500	10%
More than \$47,500 but less than \$48,400	5%

2) For the year 2024

Annual Income	Percentage of Assessed Value Exempt From Taxation
\$45,000 and less	50%
More than \$45,00 but less than \$46,000	45%
More than \$46,000 but less than \$47,000	40%
More than \$47,000 but less than \$48,000	35%
More than \$48,000 but less than \$48,900	30%
More than \$48,900 but less than \$49,800	25%
More than \$49,800 but less than \$50,700	20%
More than \$50,700 but less than \$51,600	15%
More than \$51,600 but less than \$52,500	10%
More than \$52,500 but less than \$53,400	5%

3) For the year 2025

Annual Income	Percentage of Assessed Value Exempt From Taxation
\$50,000 and less	50%
More than \$50,00 but less than \$51,000	45%
More than \$51,000 but less than \$52,000	40%
More than \$52,000 but less than \$53,000	35%
More than \$53,000 but less than \$53,900	30%
More than \$53,900 but less than \$54,800	25%
More than \$54,800 but less than \$55,700	20%
More than \$55,700 but less than \$56,600	15%
More than \$56,600 but less than \$57,500	10%
More than \$57,500 but less than \$58,400	5%

§108-3 (D) The income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of the application for exemption from all sources, as set forth in § 467, must be less than \$48,400 for the year 2023; \$53,400 for the year 2024, and \$58,400 for the year 2025. "Income tax year" shall mean the twelve-month period from which the owner or owners file a federal personal income tax return or, if no such return is filed, the calendar year. When title is vested in either the husband or wife, the combined income of both may not exceed such sum.

§108-3 (E) This article shall apply to the assessment roll as follows: for **§108-3(C)(1)** commencing for the year 2023 and for the taxable year 2023/2024; for **§108-3(C)(2)** commencing for the year 2024 and for the taxable year 2024/2025; for **§108-3(C)(3)** commencing for the year 2025 and for the taxable year 2025/2026.

Part 4. Severability

The invalidity of any part or provision (e.g., word, section, clause, paragraph, sentence) of this Local Law shall not affect the validity of any other part of this Law which can be given effect in the absence of the invalid part or provision.

Part 5. Effective Date

This Local Law shall take effect immediately upon the filing with the Office of the Secretary of State of the State of New York, in accordance with the applicable provisions of law, and specifically, Article 3, Section 27 of the New York State Municipal Home Rule Law.

**CLOSE PUBLIC HEARING ON AMENDED LAW FOR DISABLED PERSONS
PROPERTY TAX EXEMPTIONS**

Presented by Supervisor Annabi

RESOLUTION #R23-112

RESOLVED that the Town Board authorize the Supervisor to close the Public Hearing on the amended law for Disabled Persons property Tax Exemptions.

Seconded by Councilman Russo, unanimously carried

**RESOLUTION ADOPTING LOCAL LAW #2 OF 2023 ENTITLED "LOCAL LAW TO
AMEND ARTICLE IV OF CHAPTER 108 OF THE TOWN CODE OF THE TOWN OF
PUTNAM VALLEY BY INCREASING THE INCOME THRESHOLD OF THE
DISABLED PERSONS PROPERTY TAX EXEMPTION"**

Presented by Councilman Luongo

RESOLUTION #R23-113

WHEREAS, a Local Law was introduced to be known as Local Law #2 of 2023, entitled "LOCAL LAW TO AMEND ARTICLE IV OF CHAPTER 108 OF THE TOWN CODE OF THE TOWN OF PUTNAM VALLEY BY INCREASING THE INCOME THRESHOLD OF THE DISABLED PERSONS PROPERTY TAX EXEMPTION" and

WHEREAS, a Public Hearing in relation to said Local Law was held on January 25, 2023; and

WHEREAS, notice of said Public Hearing was given pursuant to the terms and provisions of the Municipal Home Rule Law of the State of New York; and

WHEREAS, the Town Board classified this action as a Type II action for the purposes of the State Environmental Quality Review Act (SEQRA) requiring no further environmental review; and

WHEREAS, the said Local Law has been on the desks of the members of the Town Board of the Town of Putnam Valley for at least seven (7) days, exclusive of Sunday.

NOW THEREFORE, BE IT RESOLVED, that the Local Law annexed hereto is hereby enacted; and

NOW BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified original of this Local Law in the office of the Town Clerk and one (1) certified copy in the office of the Secretary of State, State of New York, such certified copy to have attached thereto a certificate that it contains the correct text of the enactment of this Local Law.

Dated: February 15, 2023

Moved: Councilman Luongo

Seconded: Councilwoman Tompkins

ROLL CALL VOTE

- | | |
|-------------------------|--------|
| • Councilwoman Tompkins | AYE |
| • Councilman Russo | AYE |
| • Councilman Smith | ABSENT |
| • Councilman Luongo | AYE |
| • Supervisor Annabi | AYE |

By a vote of 4 AYES, 0 NAYS, and 1 ABSENT the Local Law is passed.

Town of Putnam Valley Local Law No. ___ of 2023

**LOCAL LAW TO AMEND ARTICLE IV OF CHAPTER 108 OF THE TOWN CODE OF
THE TOWN OF PUTNAM VALLEY BY INCREASING THE INCOME THRESHOLD
OF THE DISABLED PERSONS PROPERTY TAX EXEMPTION**

BE IT ENACTED, by the Town Board of the Town of Putnam Valley, Putnam County, New York, as follows:

Part 1. Title

This Local Law shall be known as the “Local Law to Amend Article IV of Chapter 108 of the Town code of the Town of Putnam Valley by Increasing the Income Threshold of the Disabled Persons Property Tax Exemption”

Part 2. Enactment

This Local Law is adopted and enacted pursuant to the authority and power granted by §10 of the Municipal Home Rule Law of the State of New York

Part 3. Amendment of the Town Code

Article I, Chapter 108: “Exemption for Disabled Persons with Limited Income” of the Town of Putnam Valley Code is amended as follows:

Replace

§108-25: All of the provisions, conditions and requirements of § 459-c of the Real Property Tax Law and amendments thereto shall apply to the application for and the granting of such exemption on the assessment rolls of the Town as they apply to the Town of Putnam Valley except that no exemption shall be granted if the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application for exemption is: for the year 2023, the sum of \$48,400 or more; for the year 2024, the sum of \$53,400 or more, for the year 2025, the sum of \$58,400 or more.

§108-25 (A): Real property owned by persons with disabilities shall be exempt from certain Town taxes up to a maximum of 50% of the assessed valuation pursuant to the following schedule:

1) For the year 2023:

Annual Income	Percentage of Assessed Value Exempt From Taxation
\$40,000 and less	50%
More than \$40,00 but less than \$41,000	45%
More than \$41,000 but less than \$42,000	40%
More than \$42,000 but less than \$43,000	35%
More than \$43,000 but less than \$43,900	30%
More than \$43,900 but less than \$44,800	25%
More than \$44,800 but less than \$45,700	20%

More than \$45,700 but less than \$46,600	15%
More than \$46,600 but less than \$47,500	10%
More than \$47,500 but less than \$48,400	5%

2) For the year 2024

Annual Income	Percentage of Assessed Value Exempt From Taxation
\$45,000 and less	50%
More than \$45,00 but less than \$46,000	45%
More than \$46,000 but less than \$47,000	40%
More than \$47,000 but less than \$48,000	35%
More than \$48,000 but less than \$48,900	30%
More than \$48,900 but less than \$49,800	25%
More than \$49,800 but less than \$50,700	20%
More than \$50,700 but less than \$51,600	15%
More than \$51,600 but less than \$52,500	10%
More than \$52,500 but less than \$53,400	5%

3) For the year 2025

Annual Income	Percentage of Assessed Value Exempt From Taxation
\$50,000 and less	50%
More than \$50,00 but less than \$51,000	45%
More than \$51,000 but less than \$52,000	40%
More than \$52,000 but less than \$53,000	35%
More than \$53,000 but less than \$53,900	30%
More than \$53,900 but less than \$54,800	25%
More than \$54,800 but less than \$55,700	20%
More than \$55,700 but less than \$56,600	15%
More than \$56,600 but less than \$57,500	10%
More than \$57,500 but less than \$58,400	5%

§108-25 (B): The income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of the application for exemption from all sources, as set forth in §459-c, must be less than \$48,400 for the year 2023; \$53,400 for the year 2024; and \$58,400 for the year 2025. "Income tax year" shall mean the twelve-month period from which the owner or owners file a federal personal income tax return or, if no such return is filed, the calendar year. When title is vested in either the husband or wife, the combined income of both may not exceed such sum.

§108-25 (C): This article shall apply to the assessment roll as follows: for §108-25(A)(1) commencing for the year 2023 and for the taxable year 2023/2024; for §108-25(A)(2)

commencing for the year 2024 and for the taxable year 2024/2025; for §108-25(A)(3) commencing for the year 2025 and for the taxable year 2025/2026.

Part 4. Severability

The invalidity of any part or provision (e.g., word, section, clause, paragraph, sentence) of this Local Law shall not affect the validity of any other part of this Law which can be given effect in the absence of the invalid part or provision.

Part 5. Effective Date

This Local Law shall take effect immediately upon the filing with the Office of the Secretary of State of the State of New York, in accordance with the applicable provisions of law, and specifically, Article 3, Section 27 of the New York State Municipal Home Rule Law.

DEPARTMENTAL REPORTS

Presented by Supervisor Annabi

Parks and Recreation Supervisor Frank DiMarco gave the following report:

If anyone has any questions or needs any updates on our programs please check on website pvpr.com.

- We are in need of a nurse or an EMT for our day camp. Please call us at 845-526-3292 for more information. We are also looking for staff for both the AM and PM Children's Center. We are offering Lifeguard Training in the spring.
- In addition to the annual egg hunt – this year we have a program called, "Egg My Yard", where our staff will go to your house and place pre-filled eggs around so your children don't see you out there.
- We are planning a Spring Palooza, in May, and a Yankee Trip on June 14th.

Fire Chief Frank DiMarco gave the following report for the month of January 2023:

6 EMS medical service incidents
8 PIAA's
2 Wires Down
13 Automatic Alarms
9 Standby/mutual aid

38 calls for the month. A total of 817 man hours

Highway Superintendent Shawn Keeler gave the following report:

Good Evening Ladies and Gentlemen

I'd like to take a moment to thank the men and women of the Highway dept. for their hard work and dedication. Also like to mention 1 employee Donald Yerks who in 2022 never called in sick so a special Thank you to him.

We send our deepest Condolences to the family of Charlie Milo, Charlie was an employee of the Highway Dept for several years and even after he retired in 2002 he was always there when ever we needed something and The Town of Putnam Valley lost a great man.

We have continued to cut shoulders on Bell Hollow, and are continuing to do the same in all of Roaring Brook.

We purchased a new towable leaf vacuum and have been out cleaning the leaves out of ditches and off the shoulders of roads to avoid drainage issues down the road.

We repaired a sink hole on Peekskill Hollow Turnpike.

We have replaced several stop and street signs and have ordered several more which we will be replacing in the near future.

We added a basin and 30ft of 12in pipe on Hiawatha Road to alleviate a drainage issue.

Repaired 2 large wash outs on Winnebago Road the shoulders were failing so we had to dig out and rebuild shoulders to avoid road from giving way.

Also repaired another drainage issue on White hill Road the shoulder was washing out into a resident's driveway and yard so were able to dig it out and put trap rock which will now stop this from happening.

On top of cutting up and removing 7 trees during the February 3rd wind storm we also spent 4 days removing other dangerous trees within the town

We have also been out doing some cold patching and are awaiting the opening of the blacktop plants so we can begin black top road repairs

The phones at highway are now monitored 24 / 7 and I ask residents with issues to call us and not post on Facebook as we don't troll for complaints

I can always be reached in my Office 845-526-3333 on my cell 845-745 -0795 and
SKEELER@PUTNAMVALLEY.GOV

312 Days till Christmas

Library Director Kathleen Reilly reported the following:

The Skylight in the Library was placed there in 1978, it is now passed its prime and needs repair. We will be doing some fund-raising, and have applied for grants.

1. Storytime is running now for children from birth to 5 years old on Thursdays at 10:30 AM.
2. Movement and Music is being held on Tuesdays at 10:30 AM.
3. Bilingual Story time is for ages 4-8 on Saturday's
4. We have scheduled a Family Concert with violinist Daisy Joplin in April.

Councilman Luongo gave the report for the Putnam Valley Volunteer Ambulance Corps as follows:



Report for Putnam Valley Town Board February 15,2023

Our total calls for January of 2023 was 101.

55- Medical Emergencies

10 - Car Accidents

11 - Mutual Aid out

5 - Mutual Aid in

19- Mutual Aid Out of County

761 hours 45 mins was the total time members spent on duty in our headquarters for January.

14 hours 30 mins was the total time members spent on duty to respond from home for January.

While we haven't had a lot of snow and ice yet, there is still the possibility for storms. We ask, if at all possible, for walkways and stairs to be kept as clear as possible from snow and ice. This helps keep everyone safe during emergency operations.

Please also make sure your house numbers are visible from the roadways so our crews can find you quickly and if there is an extra family member able to wait outside to flag our crews down this will also help our crews with finding you faster.

Thank you all for your continued support, Captain Cheryl Silvernail.

Linda Thornton from the Tompkins Corner's Cultural Center gave the following report:

1. First up on March 10th at 7:30 PM is Jerron Paxton and Dennis Lichtman who sing Ragtime, Blues and songs from the 20's.
2. Cajun Jam and Potluck, music, dancing and food, is being held on March 5th from 1:00 – 4:00 PM. Free
3. Alexander Harris – Nature Photographer will show his work on March 12th at 11:00 AM
4. Monthly Poets Corner is on March 12th at 3:00 featuring Christopher P. Gazeent.
5. Scottish Band, "Heron Valley" will perform at 4:00 PM on March 19th. \$20.00 cost.
6. Aoife Scott – Irish Folk Singer will be featured on March 24th at 7:30 PM - \$20.00 cost.
7. Art Exhibit and Reception for Jacqueline O'Malley-Satz – March 26th 2-4 PM.
Subject: Ireland: On Location.

SUPERVISOR'S COMMENTS

Presented by Supervisor Annabi

Supervisor Annabi said thank-you to the Ambulance Corp., Fire Department, and Highway Department because the storm we went through really knocked us out. The Town Hall remained open until 7:00 PM for people who did not have power. The Bureau of Emergency Services for the County stepped in and provided Red Cross cots at the Ambulance Corps for people who needed to stay overnight. NYSE&G did take every one (1) of our calls and also had a "make safe crew" here immediately.

LEGISLATIVE REPORT

Presented by Supervisor Annabi

County Legislator Montgomery gave her report as follows:

1. We have a new Administration – we now have open communication unlike before. She is hopeful for a great year.
2. A Constituent asked about the water at the Senior Center, The Health Department tests quarterly for bacteria and annually for PEOC's, MTBE's, nitrates and chlorides. They do provide bottled water on-site as an added measure. The water is fine, and the state-of-the-art filtration system that was installed a few years ago filters out many contaminants such as PFOS's.

Councilwoman Tompkins read Legislator Goldman's report as follows:

Putnam Valley Town Board Meeting 2/15/2023

Legislator Bill Gouldman could not be here today, but he asked me to give his report.

** The Putnam County's Annual Tree and Shrub Seeding Sale is back. Cornell Cooperative Extension and Soil and Water Conservation have teamed up again to offer a wonderful selection of trees and shrubs. They will be offering native trees, shrubs, and perennials that support birds and pollinators. Order early so you can get the species that you are looking for. Check with the Cornell Cooperative website and look for annual tree & shrub seeding sale. This is a great opportunity, so please take advantage of it.

The 2022 County Health Rankings has come out. It brings actionable data for counties throughout New York State. It is done by the University of Wisconsin Population Health Institute, with funding from the Robert Wood Johnson Foundation. It is the most comprehensive report of its kind to rank the overall health of nearly every county in the 50 states. The report uses a standard way to measure how healthy people are and how long they live. Every year Putnam comes out in the top 10% in NYS. This year Putnam County ranks number 1 of the 62 counties in NYS.

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Legislator Gouldman is in constant contact with Kevin Byrne the new County Executive about the Bridges and Peekskill Hollow Road and he believes with new county leadership, this project will be corrected soon. He currently doesn't have any new information on it.

If you have an idea that would improve how County Government works, please let him know.

He would like to thank the residents who have contacted him about issues they need help with. If he can correct the problem, he will. So please, if you have an issue his door is open Just give his office a call at 845-808-1020. Thank you

APPROVAL OF MINUTES

Presented by Supervisor Annabi

RESOLUTION #R23-114

RESOLVED that the Town Board authorize the Supervisor to accept the Town Board Meeting Minutes from January 25, 2023 and February 08, 2023.

Seconded by Councilwoman Tompkins, unanimously carried.

CONCEPT PLAN FOR HOMELAND TOWERS/22 LIVING SPRINGS LANE

Presented by Supervisor Annabi

Michael Sheridan, an Attorney from Schneider and Schneider, who is representing Homeland Towers spoke. Homeland Towers would like to put up a 140 foot tower on 22 Living Springs Lane. They would like to a code required balloon test while the leaves are off the trees, so it is visible. They would like the Town Board to authorize the Planning Board to work with Homeland Towers and Verizon to schedule the balloon test. Mr. Sheridan said there is a gap in coverage in that area which is next to the Taconic Parkway. Attorney Ryan said this presentation tonight is for Concept Plan Approval, the balloon test would be authorized by the Planning Board after Concept Plan Approval. Supervisor Annabi said all they can do is determine if another tower is needed. The next step is for you to go to the Planning Board. Mr. Sheridan said he would like to get this done during "leaf-off" conditions.

Mr. Mike Musso who works with HDR spoke next. He said he is here on behalf of the Town. Mr. Musso has reviewed wireless proposal applications. He has been working with Town Attorney Ryan, and the Planning Board Consultants on a few of the wireless facilities found around Putnam Valley. He added that Concept Plan Approval by the Town Board is one (1) point in your code. Special Use Permits by the Planning Board are also necessary, one (1) for a Tower Facility and one (1) for the facility in general. Variances would have to go through the correct process, and then a Building Permit would need to be issued as well.

Mr. Musso said your code and HDR look at your need for the site, radio frequency emissions, and visual assessments (balloon test). The balloon test is where a balloon is floated and a visual resources expert takes photos from different vantage points and models what a tower would like. This tower would be 140 feet on a 30+ acre parcel on the west side of the Taconic. The property owner also owns other contiguous parcels, and there are environmental conditions to note on this 30+ acre property. The Planning Department and Mr. Musso have been working on Phase II testing to see how the debris will be removed from the property, and where it will go etc. There have also been some violations on that property.

The memo that Mr. Musso gave the Town Board tonight concentrates on the Concept Plan requirements. The applicant looked at 15 alternate sites.

Your code requires in terms of wireless facility siting a very strong preference for using existing structures. In this case, there is a Con-Ed right of way just to the East, the other side of the Taconic from where this is proposed. There are older antennas on those lattice structures. There is actually an AT&T approval to use an existing Con-Ed utility tower just south of Secor Road. AT&T has gotten approval from the Town to do a monopole, drop down the center of a lattice tower. A Building Permit was issued for AT&T, (totally separate application), in 2018. AT&T has been waiting for an outage since then from Con-Ed.

Mr. Musso thinks there is some more due diligence that this current applicant can do with Con-Ed. Mr. Musso thinks they are in touch with them. We need to know if these Con-Ed transmission towers are a thing of the past, or are they viable? There is one (1) other alternate site not including the Con-Ed transmission line. The address for that site is 295 North Street, which is located in Mahopac. There is some interest from that property owner. There is a gap in service along the Taconic from Verizon's network; but before a Concept Plan can be approved, Mr. Musso thinks we need to hear about that.

Councilwoman Tompkins asked what "waiting for an outage" refers to. Mr. Musso explained with the AT&T application from 2018, they need to get a block of time where Con-Ed can shut down that transmission. This is high-voltage, that doesn't happen all that often, if ever. This requires a lot of coordination.

Mr. Sheridan said it has been five (5) years since 2018 since they have the Building Permit, and they still don't have the authorization to do the shut-down of the transmission line, you could be without service for a longer period of time than if you approve the current application we have proposed.

Supervisor Annabi said the Board would like Mr. Sheridan to provide the information requested by Mr. Musso, such as alternative sites, co-locations etc. so we will hold this over until our next Town Board Meeting. Mr. Sheridan said if you are making us wait until March 15th we need to do the balloon test before the leaves come back. Supervisor Annabi said we can't approve the Concept Plan until you satisfy what is being asked for in Mr. Mussos' report.

CLOSE PUBLIC HEARING FOR OPT-OUT SOLAR FARM TAX BENEFIT

Presented by Supervisor Annabi

RESOLUTION #R23-115

RESOLVED, that the Town Board authorize the Supervisor to close the Public Hearing on the amended law for Opt-Out of Solar Farm Tax Benefit.

Seconded by Councilwoman Tompkins, unanimously carried

REMOVE OPT-OUT SOLAR FARM TAX BENEFIT

Presented by Supervisor Annabi

RESOLUTION #R23-116

RESOLVED, that the Town Board authorize the Supervisor to remove the amended law for Opt-Out of Solar Farm Tax Benefit completely. The Town Board will not be voting on the Local Law at this time.

Seconded by Councilwoman Tompkins, unanimously carried

HIGHWAY DEPARTMENT – SNOW PLOW RIDERS 2023

Presented by Supervisor Annabi

RESOLUTION #R23-117

RESOLVED, that the Town Board appoint Corrado Fiorentino and Amy Cargain as snow plow riders at \$16.00 per hour with no benefits.

Seconded by Councilman Russo, unanimously carried

**APPROVE VANDEWATER AND VANDEWATER TO MOVE INTO SUPREME COURT
IN PENDING CASE**

Presented by Supervisor Annabi

RESOLUTION #R23-118

WHEREAS, the Town of Putnam Valley Town Board finds that it is in the best interest of the Town to retain the legal services of Van de Water and Van de Water , LLP to act as Attorney's for the Town in the commencement of an action in the Putnam County Supreme Court relating to the removal of concrete steps installed, without permits, or authority, on Town-owned property located in the Lake Peekskill Improvement District (tax ID # 83.74-2-16), and does so appoint it to provide legal advice and litigation services at the rate of \$220.00 per hour plus disbursements.

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Annabi is authorized to execute the retainer for Van de Water and Van de Water, LLP to provide such legal services to the Town.

Seconded by Councilman Luongo, unanimously carried.

APPROVE GRASS CUTTING BID REQUEST FOR 2023

Presented by Councilman Russo

RESOLUTION #R23-119

RESOLVED that the Town Board authorize the District Clerk to go out to bid for grass cutting on District Properties, for the 2023 season.

Seconded by Councilman Luongo, unanimously carried

APPROVE 2023 WILDWOOD KNOLLS FACILITIES WARRANT

Presented by Councilwoman Tompkins

RESOLUTION #R23-120

RESOLVED, that the Town Board adopt the Wildwood Knolls Facilities Warrant for the year 2023.

Facility Users – 19 families @ \$200.00 each. Total - \$3,800.00
Seconded by Councilman Luongo, unanimously carried

APPROVE GEI 2023 PROPOSAL FOR RBL LAKE MANAGEMENT SERVICES

Presented by Councilman Russo

RESOLUTION #R23-121

RESOLVED that the Town Board authorize the Town Supervisor to accept GEI Consultants, Inc. 1000 New York Avenue Suite B, Huntington Station, NY 11746 proposal for 2023 Lake Management Services for Roaring Brook Lake. The proposal includes the monitoring of water quality, the installation and monitoring of Eutrosorb bags, attendance of two (2) public meetings and the preparation of a summary action plan. The cost of the services is not to exceed \$25,000.00 and will be paid for by the District.

Seconded by Councilman Luongo, unanimously carried

PARKS AND RECREATION REFUNDS

Presented by Councilman Luongo

RESOLUTION #R23-122

RESOLVED, that the Town Board authorize the Supervisor refund the following for February 2023:

Neury Fernandez	\$253.00
78 Tanglewylde Road	PVCC
Lake Peekskill, NY 10537	February Refund (took child out)

Matt Paradis	\$550.00
6 Anton Place	LPCC
Lake Peekskill, NY 10537	Refund Deposit

Lucrecia Gonzales	\$500.00
107 Kramers Pond Road	LPCC
Putnam Valley, New York 10579	Deposit Refund

Seconded by Councilman Russo, unanimously carried.

Supervisor Annabi read the following letter from the Putnam County Department of Health as follows:



PUTNAM COUNTY DEPARTMENT OF HEALTH

1 Geneva Road, Brewster, NY 10509 ■ 845-808-1390

www.putnamcountyny.gov/health

A PHAB-ACCREDITED HEALTH DEPARTMENT

Kevin M. Byrne
COUNTY EXECUTIVE

Michael J. Nesheiwat, MD
INTERIM COMMISSIONER OF HEALTH

MEMORANDUM

To: Supervisor Jacqueline Annabi
From: Commissioner of Health, Michael J. Nesheiwat, MD
Subject: Emerging Contaminants
Date: February 15, 2023

This correspondence is intended to provide a base level of information to the Town Supervisor, council members, and residents regarding emerging water contaminants and to clarify the role of the local health department in regulation of drinking water. To further expand on this important issue, the Putnam County Department of Health (PCDOH) is requesting to be placed on an agenda for the next work plan meeting of the Putnam Valley town board.

EMERGING CONTAMINANTS

Per- and polyfluoroalkyl substances, also known as PFAS are a group of contaminants and are considered an emerging issue in public health. PFAS include PFOA, PFOS as well as other contaminants. PFAS can be found in many items that are utilized daily, such as furniture, heat resistant non-stick cooking surfaces, food packaging and more. Drinking water is just one source of potential exposure to PFAS.

New York State Department of Health (NYSDOH) water quality standard for PFOA and PFOS is very protective with a maximum contaminant level (MCL) of 10 parts per trillion (ppt). This NYSDOH MCL, adopted in July 2020, is set well below levels known or estimated to cause health effects. The available information on the health effects associated with PFOA and PFOS, like many chemicals, comes from studies of high-level exposure in animals or humans. Less is known about the chances of health effects occurring from these lower levels of exposure.

ROLE OF LOCAL HEALTH DEPARTMENTS

The Putnam County Department of Health is responsible for regulatory oversight of public water sources not private wells. According to NYDOH regulations, the local health department monitors water sample results and performs inspections of public water supply and treatment facilities. PCDOH also provides community education to residents so they can ensure their private sources of water remain safe for consumption.

PROPOSED NEXT STEPS

PCDOH understands residents have concerns about contamination of their individual private wells and is requesting to be added to an agenda for the next upcoming Putnam Valley town board meeting, at which time the department's subject matter experts will provide information to enable residents to make decisions regarding well-water testing, drinking water treatment, and more. This will be a time when useful educational material will be provided and questions that have arisen at town board meetings will be directly addressed. Representatives from PCDOH will listen to tonight's meeting to help ensure relevant material is provided. Questions may also be submitted in advance, in a manner to be determined in collaboration with the Town Supervisor.

Additionally, PCDOH with support from County Executive Byrne plan to present PFAS-related information in a public forum for the entire county. More information will be forthcoming. The County is thankful for the partnership of the town in sharing information with residents and keeping our communities healthy and safe.

PUBLIC COMMENT

Presented by Supervisor Annabi

Councilman Luongo made the following statement; "As a member of both the Fire Department and the Ambulance Corps I will not be participating in any discussions on any of the matters related to the Firehouse. I will recuse myself from any discussion regarding the Fire Department or the Ambulance Corps as I have done in the past."

Resident Patty Villanova said her comments involve just what Mr. Luongo was talking about. Ms. Villanova said thanks to the Putnam Examiner we found out about one (1) of the biggest scandals in Town; namely the dumping that took place on the Fire Department property back in 2016 when someone from the Putnam Valley Fire Department allowed a private contractor to dump approximately 17,000 cubic yards of contaminated demolition waste that came from a site in the Bronx. This took place over a period of about a year. The DEC came in and investigated and found out that this material was contaminated. The Fire Department was fined by the DEC and they had to enter into a consent order to remediate the property. The material was dumped into a water protection overlay. Nobody was ever punished for this. The taxpayers of Putnam Valley paid about 2 million dollars to remediate this site after this private contractor did this. Ms. Villanova contends that Councilman Luongo, Councilwoman Tompkins, and Supervisor Annabi knew about this.

Fire Department Member Bruce Johnson made the following statement:

Good evening. My name is Bruce Johnson, a 53 year member of the Putnam Valley Volunteer Fire Department and I am vice chairperson of the Board of Directors. The Putnam Valley Fire Department is made up of volunteers who receive no pay or even a stipend for their service. We provide fire and rescue services every day of the year, without fail. If you need us, we respond. Our volunteers are your neighbors, your friends, the parents of your children's friends. We pay taxes just like you and we get our drinking water from wells, just like you. We would never, under any circumstances, purposely do anything that would cause harm to the environment much less our shared water supply.

It is in this context I want to address the outrageous accusations that have been made about us in the past few weeks. We have been accused, as well as other state, and local agencies, of being part of a vast conspiracy and coverup, and that we accepted money for allowing the illegal and reprehensible dumping on our property. These accusations are outrageous, without merit, insulting, and completely baseless. It is claimed, without proof,

that the Putnam Valley Volunteer Fire Department is guilty of corruption and endangering public health and safety. In fact, the Putnam Valley Volunteer Fire Department is the victim here, not the perpetrator. We have retained an attorney, who is in the early stages of seeking depositions to determine who the responsible parties are that victimized us by dumping unacceptable fill on our property. We have been reluctant to comment up to this point for fear of jeopardizing our legal case but unfortunately, not commenting has caused some residents to be upset, worried, and worse: assume we are hiding something. I can assure you we are not hiding anything-we have nothing to hide.

The matter at hand is the dumping, and ultimately, clean-up, of fill that contained construction debris which is considered unacceptable fill by the DEC. It has been suggested that we received money for allowing the dumping. Nothing could be further from the truth. The short version is this: we had fill brought in so we could install a septic system for our new firehouse; unbeknownst to us the fill contained construction debris that the supplier

attempted to keep secret from us. Once this debris was discovered we worked with the DEC to avoid any environmental impact. Test wells and supply wells on our property and others nearby show that this mitigation was successful and continues to be so. None of the contaminates have been found in any of the wells. The unfounded and unsubstantiated claim of a scandal has caused unnecessary angst and concern among nearby residents and that is totally on the person who has been spreading this misinformation. We are sorry it has been blown so far out of proportion, but we have done everything in our power to mitigate the situation by following the DEC's guidelines for remediation, having them inspect the steps we took, and, as a result, can assure you there has been no adverse effect on the drinking water as a result.

We hope this information has eased our neighbors' concerns, but I will not be able to take questions because of the litigation. Thank you.

Mrs. Villanova returned to the podium and asked why the Fire Department waited for seven (7) years to finally bring a law suit? You knew back in 2016 and you hired a law firm in October of 2016. This is all public record and there were recently two (2) articles in the Examiner. You spent 2 million dollars on the remediation. The Town Board should have had oversight over this. Your law suit is also public record, why did you wait so long to do this?

BUDGET TRANSFERS AND AMENDMENTS

Presented by Supervisor Annabi

RESOLUTION #R23-123

RESOLVED, that the Town Board approve Budget transfers and Amendments for Year-To-Date December 2022;

Town of Putnam Valley

TO: Town Board
FROM: Maria Angelico
SUBJECT: Budget Transfers and Amendments
DATE: February 15, 2023

Hereby request your approval of the attached Budget Transfers and Amendments for Year-To-Date December 31, 2022.

A handwritten signature in black ink, appearing to be the name 'Maria Angelico', written over a horizontal line.

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Date Prepared: 02/14/2023 01:57 PM

TOWN OF PUTNAM VALLEY
Budget Adjustment Form

GLR4150 1.0
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Year: 2022 Period: 12 Trans Type: B1 - Transfer Status: Posted
Trans No: 116390 Trans Date: 12/30/2022 User Ref: MANGELICO
Requested: Approved: Created by: MANGELICO 02/14/2023
Description: BUDGET TRANSFERS - YTD DECEMBER 2022 Account # Order: Yes
Print Parent Account: No

Account No.	Account Description	Amount
A.1620.430	BUILDINGS.POWER & LIGHT	22.50
A.1620.478	BUILDINGS.CLEANING & MISC	63.41
A.1660.410	CENTRAL SERVICE.PRINTING & ADV	285.51
A.1980.420	PAYMENT OF MTA PAYROLL TAX	-104.85
A.1990.400	CONTINGENT ACCOUNT	-285.51
A.1990.400	CONTINGENT ACCOUNT	-85.91
A.1990.400	CONTINGENT ACCOUNT	-99.32
A.2989.400	CHILDCARE GRANT - CONTRACTUAL	99.32
A.5182.400	STREET LIGHTING CONTRACTUAL	404.85
A.7020.400	RECREATION.CONTRACTUAL	98.41
A.7020.410	LIFEGUARD TRAINING.EXPENSES	-98.41
A.7022.400	CAMP.SUPPLIES	103.47
A.7110.100	PARKS.CONTRACTUAL	1,644.00
A.7110.420	SPORTS.CONTRACTUAL	-103.47
A.7110.420	SPORTS.CONTRACTUAL	-1,644.00
A.8160.420	TOWN SERVICE - BULK PICK UP	625.00
A.9010.800	STATE RETIREMENT	-625.00
DA.5130.400	MACHINERY.CONTRACTUAL	221.51
DA.9030.800	SOCIAL SECURITY	-221.51
SM01.1630.472	POWER AND LIGHT	1,344.79
SM01.1640.425	GARAGE.FUEL OIL	-1,344.79
SM01.7180.471	BEACHES AND LAKE.MAINT & REPAIRS	-400.00
SM01.7180.472	BEACHES AND LAKE.CONSERVATION	400.00
SM04.1630.472	POWER AND LIGHT	16.38
SM04.7110.120	RECREATION.LIFEGUARDS	-16.38
SM05.1630.100	ADMIN & CLERICAL.EXPENSE	106.08
SM05.7180.200	BEACH.EQUIPMENT	-106.08
Total Amount:		<u>0.00</u>

Date Prepared: 02/14/2023 02:16 PM

TOWN OF PUTNAM VALLEY
Budget Adjustment Form

GLR4150 1.0
 Page 1 of 1

Year: 2022 Period: 12 Trans Type: B1 - Transfer Status: Posted
 Trans No: 116391 Trans Date: 12/30/2022 User Ref: MANGELICO
 Requested: Approved: Created by: MANGELICO 02/14/2023
 Description: BUDGET TRANSFERS - FINAL DECEMBER 2022 Account # Order: Yes
 Print Parent Account: No

Account No.	Account Description	Amount
A.1010.400	TOWN BOARD.PLANNING/LEGAL CONSULTING	346.35
A.1420.400	LAW.SPECIAL LEGAL COUNSEL	7,153.54
A.1990.400	CONTINGENT ACCOUNT	-346.35
A.9060.800	HOSPITAL & MEDICAL INSURANCE	-7,153.54
Total Amount:		<u>0.00</u>

Seconded by Councilwoman Tompkins, unanimously carried

Supervisor Annabi added an Executive Session to discuss a personnel and litigation matter.

Seconded by Councilman Luongo, unanimously carried.

AUDIT OF MONTHLY BILLS

Presented by Supervisor Annabi

RESOLUTION #R23-124

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

<u>VOUCHER NUMBERS</u>	<u>AMOUNTS</u>
41281-41521	77,342.45
41280-41514	50,874.05
41397-41527	29,952.97
41407-41675	2,879.23
41586-41588	355.07
41585-41693	13,836.69

Seconded by Councilwoman Tompkins, unanimously carried.

Supervisor Annabi made a motion to close the meeting at 7:16 PM.

Seconded by Councilwoman Tompkins, unanimously carried

Respectfully Submitted



**Sherry Howard
Town Clerk
2-21-2023**