

TOWN OF PUTNAM VALLEY
SPECIAL TOWN BOARD MEETING
WEDNESDAY, MAY 24, 2023
5:15 PM

AGENDA

Meeting called to order

Pledge of Allegiance

1. Home Rule Request for Advertisement at Town Park 6776A & 6678A
2. Home Rule Request for Occupancy Tax 7129-A & 6919-A

TOWN OF PUTNAM VALLEY
SPECIAL TOWN BOARD MEETING
WEDNESDAY, MAY 24, 2023
5:15 PM

PRESENT: Supervisor Annabi
Councilman Luongo
Councilwoman Tompkins
Councilman Smith
Councilman Russo – Absent

ALSO PRESENT: Deputy Town Clerk Kimberly McKeown

Meeting Called to Order 5:15pm

Recitation of the Pledge of Allegiance.

Presented by Councilman Ralph Smith

RESOLUTION R#23-216

RESOLVED that the Town Board approve request for Home Rule advertisement at the Town Park; Bill No. 6776-A and Bill No. 6678-A

Seconded by Councilman Luongo, for discussion.

Supervisor Annabi explained that this bill is so the Little League can use certain sport field fences for advertisements to fundraise. Little League has been fundraising through advertising and it is not legal the way it stands. You are currently not allowed to advertise on government owned property for the purpose of raising funds. This resolution corrects that.

Councilman Loungo feels the wording of the resolution makes it appear that the town is making money off advertising on the fields fences, to which Councilperson Tompkins agreed.

Supervisor Annabi said the funds raised through advertising by Little League, by law, must go through the Towns Department of Parks and Recreation, it will then be reimbursed to the Little League Organization. If the law is not corrected, Albany can get the money Little League raises through advertising on Town owned fields.

Councilwoman Tompkins added that she wants to make sure that any money that is collected and forwarded to Little League in a timely fashion.

Supervisor Annabi said it's the same as the Boys Scouts or Girls Scouts fundraising on town property.

Councilman Luongo pointed out that we are not collecting the Boys Scouts or Girls Scouts fundraising money.

Councilman Smith asked about what kind of oversight there would be and what type of advertising is allowed.

Supervisor Annabi said this is the way all surrounding towns do it and she doesn't think that will be an issue.

Seconded by Councilman Luongo, unanimously carried.

RESOLUTION 5:24 - #216 of 2023

RESOLUTION AUTHORIZING THE EXECUTION AND SUBMISSION OF A NEW YORK STATE MUNICIPAL HOME RULE REQUEST TO AUTHORIZE THE LEASING OF CERTAIN SPORT FIELD FENCES FOR ADVERTISEMENTS

WHEREAS, the Town of Putnam Valley desires to lease advertising space on municipal sport field fences located in Leonard Wagner Memorial Park; and

WHEREAS, the revenue generated from such leases will be used solely for the Town's Department of Parks and Recreation; and

WHEREAS, on May 4, 2023, New York State Senator Robert Rolison introduced Bill No. 6678-A to the New York State Senate; and

WHEREAS, on May 8, 2023, New York State Assemblyman Matthew Slater introduced Bill No. 6776-A to the New York State Assembly; and

WHEREAS, this legislation requires the passage of a Municipal Home Rule Request to the New York State Senate and Assembly.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Putnam Valley hereby approves and authorizes the submission of a Municipal Home Rule Request for Bill Nos. 6678-A & 6776-A to the New York State Legislature which will permit the Town of Putnam Valley to lease advertising space on municipal sport field fences located in Leonard Wagner Memorial Park; and

BE IT FURTHER RESOLVED, that Supervisor Annabi and the Town Clerk are authorized to execute the Municipal Home Rule Request and deliver all necessary documents to the New York State Legislature.

Dated: MAY 24, 2023

Moved: Councilman Smith

Seconded: Councilman Luongo

Motion passes/ fails: Ayes 4 Nays X

		AYE	NAY	ABSTAIN
PRESENT/ABSENT	Councilman Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PRESENT/ABSENT	Councilman Luongo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PRESENT/ABSENT	Councilwoman Tompkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PRESENT/ABSENT	Councilman Russo	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PRESENT/ABSENT	Supervisor Annabi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Absent

TOWN OF PUTNAM VALLEY
 SPECIAL TOWN BOARD MEETING
 MAY 24, 2023
 PAGE | 265

IMPORTANT: READ INSTRUCTIONS ON REVERSE SIDE
HOME RULE REQUEST
(Request by a Local Government for Enactment of a Special Law)

To the Legislature

Pursuant to Article IX of the Constitution, the Town
Putnam Valley requests the enactment of 6776-A
 entitled

An Act to amend the general municipal law, in relation to permitting the town of Putnam Valley, Putnam county, to lease certain sport field fences for advertisements

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows: (Check appropriate box)

- The local government does not have the power to enact such legislation by local law
 Other facts, as set forth in the following "Explanation" establish such necessity.

EXPLANATION

(If space below is not sufficient, use separate sheet and attach here)

Such request is made by: (Check appropriate box)

- The chief executive officer of such local government, concurred in by a majority of the total membership of the local legislative body. (See paragraph A below)
 The local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request. (See paragraph B below)

READ BEFORE SIGNING

- A If the request is made by the chief executive officer and concurred in by a majority of the total membership of the local legislative body, both the chief executive officer and the clerk of the local legislative body must sign below. In such case use the word "majority" below even though the vote may have been greater.
 B If the request is made by the local legislative body, at least two-thirds of the total membership thereof having voted in favor of such request, only the clerk of the local legislative body must sign below. In such case use the words "two-thirds" below.

CHIEF EXECUTIVE OFFICER'S SIGNATURE

(Signed)

Jacqueline Annabi
 Town Supervisor

Date: _____ 20__

CLERK'S CERTIFICATION

I, **Sherry Howard**, do hereby certify that I am Clerk of the **Town Board**
 of the **Putnam Valley** of the **Town**
 and that on the _____ day of _____

20__ such legislative body, at least a majority of the total membership having voted in favor thereof, approved the foregoing request.

(Signed)

Sherry Howard

Date: _____ 20__

IMPORTANT: READ INSTRUCTIONS ON REVERSE SIDE
HOME RULE REQUEST
 (Request by a Local Government for Enactment of a Special Law)

To the Legislature

Pursuant to Article IX of the Constitution, the Town of Putnam Valley requests the enactment of Senate bill (no. 6678-A), entitled:

An Act to amend the general municipal law, in relation to permitting the town of Putnam Valley, Putnam county, to lease certain sport field fences for advertisements

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows: (Check appropriate box)

- The local government does not have the power to enact such legislation by local law.
- Other facts, as set forth in the following "Explanation," establish such necessity.

EXPLANATION

(If space below is not sufficient, use separate sheet and attach here)

Such request is made by: (Check appropriate box)

- The chief executive officer of such local government, concurred in by a majority of the total membership of the local legislative body. (See paragraph A below)
- The local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request. (See paragraph B below)

READ BEFORE SIGNING

- A. If the request is made by the chief executive officer and concurred in by a majority of the total membership of the local legislative body, *both* the chief executive officer *and* the clerk of the local legislative body must sign below. In such case use the word "majority" below, even though the vote may have been greater.
- B. If the request is made by the local legislative body, at least two-thirds of the total membership thereof having voted in favor of such request, *only* the clerk of the local legislative body must sign below. In such case use the words "two thirds" below.

CHIEF EXECUTIVE OFFICER'S SIGNATURE

(Signed)

Jacqueline Annabi
 Town Supervisor

Date: _____, 20__

CLERK'S CERTIFICATION

I, Sherry Howard, do hereby certify that I am Clerk of the Town Board of the Town of Putnam Valley and that on the _____ day of _____, 20____, such legislative body, at least ~~XXXXXX~~ a majority of the total membership having voted in favor thereof, approved the foregoing request.

(Signed)

Sherry Howard

Date: _____, 20__

Supervisor Annabi explained that the occupancy tax will be used for infrastructure.

Presented by Councilwoman Stacey Tompkins

RESOLUTION R#23-217

RESOLVED that the Town Board approve request for Home Rule request for Occupancy Tax; Bill No. 7129-A and Bill No. 6919-A

Councilman Luongo seconded for discussion.

Councilman Luongo asked if this can only be used for water and sewer infrastructure improvements. Supervisor Annabi said it is the intent to use it for water.

Seconded by Councilman Luongo, unanimously carried.

RESOLUTION 5:24 - # 219 of 2023

RESOLUTION AUTHORIZING THE EXECUTION AND SUBMISSION OF A NEW YORK STATE MUNICIPAL HOME RULE REQUEST FOR THE ESTABLISHMENT OF A ROOM/OCCUPANCY TAX IN THE TOWN OF PUTNAM VALLEY

WHEREAS, the Town of Putnam Valley desires to enact a Room/Occupancy Tax which would be applicable to any room-for-hire within the Town; and

WHEREAS, the Town of Putnam Valley, as a lakefront community, has experienced a significant increase in residential properties being utilized as short-term rental units; and

WHEREAS, the Town of Putnam Valley has a great need and desire to protect its waters, many of which are sources of drinking water for neighboring municipalities, and create opportunities for local development by repairing and improving its public water and sewer infrastructure; and

WHEREAS, the Town of Putnam Valley intends to utilize the Room/Occupancy Tax for the purpose of Town public improvement projects for such infrastructure; and

WHEREAS, the proposed tax would be maintained at four (4%) percent tax on the occupancy of hotels, motels, boarding houses, conference centers, tourist homes, bed and breakfasts, or other short-term rental units which buildings and facilities are used for the lodging of guests; and

WHEREAS, on May 11, 2023, New York State Assemblyman Matthew Slater introduced Bill No. 7129-A to the New York State Assembly; and

WHEREAS, on May 15, 2023, New York State Senator Robert Rolison introduced Bill No. 6919-A to the New York State Senate; and

WHEREAS, this legislation requires the passage of a Municipal Home Rule Request to the New York State Senate and Assembly.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Putnam Valley hereby approves and authorizes the submission of a Municipal Home Rule Request for

TOWN OF PUTNAM VALLEY
 SPECIAL TOWN BOARD MEETING
 MAY 24, 2023
 PAGE | 269

Bill Nos. 7129-A & 6919-A to the New York State Legislature which will permit the Town of Putnam Valley to establish a Room/Occupancy Tax on rooms-for-hire; and

BE IT FURTHER RESOLVED, that Supervisor Annabi and the Town Clerk are authorized to execute the Municipal Home Rule Request and deliver all necessary documents to the New York State Legislature.

Dated: May 24 2023

Moved: Councilwoman Tompkins

Seconded: Councilman Luongo

Motion passes fails: Ayes 4 Nays _____

	AYE	NAY	ABSTAIN
PRESENT/ABSENT Councilman Smith	<u>✓</u>	___	___
PRESENT/ABSENT Councilman Luongo	<u>✓</u>	___	___
PRESENT/ABSENT Councilwoman Tompkins	<u>✓</u>	___	___
PRESENT/ABSENT Councilman Russo	___	___	___ Absent
PRESENT/ABSENT Supervisor Annabi	<u>✓</u>	___	___

IMPORTANT: READ INSTRUCTIONS ON REVERSE SIDE
HOME RULE REQUEST
 (Request by a Local Government for Enactment of a Special Law)

To the Legislature

Pursuant to Article IX of the Constitution, the Town of Putnam Valley requests the enactment of State Assembly bill (no. 7129-A) entitled:

An Act to amend the tax law, in relation to authorizing an occupancy tax in the town of Putnam Valley, in Putnam county; and providing for the repeal of such provisions upon expiration thereof

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows. (Check appropriate box)

- The local government does not have the power to enact such legislation by local law.
- Other facts, as set forth in the following "Explanation" establish such necessity.

EXPLANATION

(If space below is not sufficient, use separate sheet and attach here)

Such request is made by: (Check appropriate box)

- The chief executive officer of such local government, concurred in by a majority of the total membership of the local legislative body. (See paragraph A below)
- The local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request. (See paragraph B below)

READ BEFORE SIGNING

- A If the request is made by the chief executive officer and concurred in by a majority of the total membership of the local legislative body, *both* the chief executive officer *and* the clerk of the local legislative body must sign below. In such case use the word "majority" below even though the vote may have been greater.
- B If the request is made by the local legislative body, at least two-thirds of the total membership thereof having voted in favor of such request, *only* the clerk of the local legislative body must sign below. In such case use the words "two-thirds" below.

CHIEF EXECUTIVE OFFICER'S SIGNATURE

(Signed) _____
 Jacqueline Annabi
 Town Supervisor

Date _____ 20__

CLERK'S CERTIFICATION

I, Sherry Howard do hereby certify that I am Clerk of the Town Board of the Town of Putnam Valley and that on the _____ day of _____, 20____ such legislative body, at least ~~two-thirds~~ a majority of the total membership having voted in favor thereof approved the foregoing request.

(Signed) _____
 Sherry Howard

Date _____ 20__

IMPORTANT: READ INSTRUCTIONS ON REVERSE SIDE
HOME RULE REQUEST
 (Request by a Local Government for Enactment of a Special Law)

To the Legislature

Pursuant to Article IX of the Constitution, the Town
Putnam Valley requests the enactment of Senate bill no. 6919-A
 entitled "_____".

An Act to amend the tax law, in relation to authorizing an occupancy tax in the town of Putnam Valley, in Putnam county; and providing for the repeal of such provisions upon expiration thereof

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows: (Check appropriate box)

- The local government does not have the power to enact such legislation by local law
- Other facts, as set forth in the following "Explanation" establish such necessity

EXPLANATION

(If space below is not sufficient, use separate sheet and attach here)

Such request is made by: (Check appropriate box)

- The chief executive officer of such local government, concurred in by a majority of the total membership of the local legislative body (See paragraph A below)
- The local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request (See paragraph B below)

READ BEFORE SIGNING

- A If the request is made by the chief executive officer and concurred in by a majority of the total membership of the local legislative body, both the chief executive officer and the clerk of the local legislative body must sign below. In such case use the word "majority" below, even though the vote may have been greater.
- B If the request is made by the local legislative body, at least two-thirds of the total membership thereof having voted in favor of such request, only the clerk of the local legislative body must sign below. In such case use the words "two-thirds" below.

CHIEF EXECUTIVE OFFICER'S SIGNATURE

(Signed) _____
Jacqueline Annabi
 Town Supervisor

Date: _____ 20__

CLERK'S CERTIFICATION

I, Sherry Howard, do hereby certify that I am Clerk of the Town Board
 of the Putnam Valley Town
 and that on the _____ day of _____
 20____, such legislative body, at least ~~XXXXX~~ a majority of the total membership having voted in favor thereof, approved the foregoing request.

(Signed) _____
Sherry Howard

Date: _____ 20__

Supervisor Annabi moved to closed the meeting at 5:30 pm

Seconded by Councilwoman Tompkins, unanimously carried.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Kimberly McKeown". The signature is written in a cursive style with a large, looping initial "K".

Kimberly McKeown
Deputy Town Clerk
05-25-2023

