

TOWN OF WASHINGTON

TOWN BOARD

July 14, 2016

The Town Board of the Town of Washington held their regular meeting on Thursday, July 14, 2016, at the Town of Washington Town Hall, 10 Reservoir Dr., Millbrook. The meeting was called to order by Supervisor Gary Ciferri at 7:10 PM with the following present: Councilmen Stephen Turletes, Robert Audia and Michael Murphy, Town Clerk Mary Alex and Bookkeeper to the Supervisor Dana Sukow.

Also present were Judith Balfe and Howard Schuman.

Supervisor Ciferri opened the meeting with the Pledge of Allegiance.

Supervisor Ciferri presented the Board with a request from Dutchess County Executive Marcus Molinaro to adopt a resolution supporting "Think DIFFERENTLY," an initiative promoting awareness and acceptance of all people, and advocating for the inclusion of all individuals living on the Autism Spectrum and with special needs. The Board is in favor of the initiative, however requested that Town Clerk Alex seek some additional information for the August meeting. Bookkeeper Sukow provided the Town Board with the monthly bank balances and the revenue and expense report. Most of the accounts are reconciled through June 30th, and all will be reconciled prior to the budget process. She advised that she has been meeting with Emily from D'Arcangelo to review the AUF and review other processes.

The Fund Balance reported in the AUD was \$967,000, with \$500,000.00 either restricted or in CD's. The Board was provided the information for each account. They have requested that Emily attend a Town Board meeting prior to the budget process, to review the information with the Town Board.

Ms. Sukow advised that town submitted the documents to Dutchess County for two grants. The shared services grant and the community tax savings grant.

Ms. Sukow requested permission from the Town Board to make electronic transfers for employee payments to their NYS Deferred Compensation accounts. Currently, the town sends a check to NYSDC. On a motion made by Councilman Audia and seconded by Councilman Turletes the Board authorized the Town Bookkeeper to make electronic payments to New York State Deferred Compensation for those employees that participate in the plan. All ayes were recorded.

Town Clerk Alex sent the Town Board the minutes of June 9, 2016. The Tax Records have been turned over to Dutchess County for the 2016 tax period. The dog enumeration is under way,

with many residents renewing past due licenses. Over 150 residents have taken advantage of the grace period for licensing dogs before the enumeration period begins. Enumerators will be out on the streets beginning on Monday, and all properties that have not responded to the survey will be visited. The NYS DEC has indicated that hunting licenses will go on sale either August 1 or August 8.

Attorney Battistoni presented the Town Board with Resolutions Authorizing Preliminary Soft Costs for the Oak Summit Road Culvert Replacement Project Design Phase 1 and the Stanford Road Culvert Replacement Project Design Phase 1 for expenditures for studies, design, engineering reports, attorneys' fees and related expenditures up to \$150,000.00 per project and for the issuance of serial bonds to finance these costs.

RESOLUTION AUTHORIZING PRELIMINARY SOFT COSTS

Councilman Audia introduced the following resolution, which was seconded by Councilman Murphy, as follows:

WHEREAS, the Town Board of the Town of Washington is investigating a capital project for replacement and repair of a culvert, abutment walls, decking and railing at Oak Summit Road, as well as related drainage improvements; and

WHEREAS, the Town of Washington has and will incur preliminary "soft costs" for studies, design, engineering reports, attorneys' fees and related expenditures for the capital project.

NOW, IT IS HEREBY RESOLVED, as follows:

1. The Town Board hereby authorizes and approves the expenditure of up to \$150,000.00 for aforesaid purposes.

2. (a) The plan for the financing of the specific object or purpose described in paragraph 1 above is by the issuance of \$150,000.00 serial bonds of said Town, hereby authorized to be issued therefore, pursuant to the Local Finance Law.

(b) It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five (5) years, pursuant to subdivision 62 of paragraph (a) of Section 11 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein will not exceed five (5) years.

(c) The faith and credit of said Town of Washington, Dutchess County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

(d) Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent the provision of the Local Finance Law.

(e) All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law,

and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

(f) The validity of such bonds and bond anticipation notes may be contested only if:

i) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money; or

ii) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

iii) such obligations are authorized in violation of the provisions of the Constitution.

(g) This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

(h) Upon this resolution taking effect, the same shall be published in summary form in the Poughkeepsie Journal, which is hereby designated as the official newspaper for said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided for in Section 81.00 of the Local Finance Law.

Supervisor Ciferri AYE
Councilman Turletes AYE
Councilman Audia Aye
Councilman De Bonis Absent
Councilman Murphy Aye

RESOLUTION AUTHORIZING PRELIMINARY SOFT COSTS

Councilman Turletes introduced the following resolution, which was seconded by Councilman Audia, as follows:

WHEREAS, the Town Board of the Town of Washington is investigating a capital project for replacement of two corrugated metal pipe culverts with an open-bottom culvert on Stanford Road north of the intersection with Route 44, as well as related drainage work; and

WHEREAS, the Town of Washington has and will incur preliminary “soft costs” for studies, design, engineering reports, attorneys’ fees and related expenditures for the capital project.

NOW, IT IS HEREBY RESOLVED, as follows:

1. The Town Board hereby authorizes and approves the expenditure of up to \$150,000.00 for aforesaid purposes.

2. (a) The plan for the financing of the specific object or purpose described in paragraph 1 above is by the issuance of \$150,000.00 serial bonds of said Town, hereby authorized to be issued therefore, pursuant to the Local Finance Law.

(b) It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five (5) years, pursuant to subdivision 62 of paragraph (a) of Section 11 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein will not exceed five (5) years.

(c) The faith and credit of said Town of Washington, Dutchess County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

(d) Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent the provision of the Local Finance Law.

(e) All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

(f) The validity of such bonds and bond anticipation notes may be contested only if:

i) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money; or

ii) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

iii) such obligations are authorized in violation of the provisions of the Constitution.

(g) This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

(h) Upon this resolution taking effect, the same shall be published in summary form in the Poughkeepsie Journal, which is hereby designated as the official newspaper for said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided for in Section 81.00 of the Local Finance Law.

Supervisor Ciferri	AYE
Councilman Turletes	AYE
Councilman Audia	Aye
Councilman De Bonis	Absent
Councilman Murphy	Aye

On behalf of Highway Superintendent Spagnola, Town Clerk Alex reported that the Highway Department will Oil and Stone Christian Hill Rd beginning on August 1, will work with the Village Highway crew on two road projects in the Village of Millbrook and in the second week of September complete project on Ludlow Road and Hoxie Road. Dates may vary depending upon the weather.

Highway Superintendent Spagnola will deliver CHIPS Reimbursement requests will be delivered to NYS next week. The request will include the new tractor and preliminary engineering costs for the culvert projects.

Hwy. Sup't. Spagnola requested that Atty. Battistoni review the survey map related to the request for a Driveway permit across a Town right of way on Terbar Court. Mr. Battistoni will review and follow up.

Hwy. Sup't. Spagnola is requesting the Town Board consider requiring a permit for entities to do work across a Town Road. Many towns require a fee and a bond to ensure the road is not damaged and the road is satisfactorily restored. The Board will determine if this can be done by resolution or if it requires a local law.

On behalf of Recreation Director Chelsea Edson, Town Clerk Alex requested permission to submit a grant application to Sen. Susan Serino for a Double Trailhead Composting Toilet for the Town Park Recreation Field area. The facility would have a solar panel to generate energy for lighting and meets ADA wheelchair turnaround specifications. The system would be pumped out by a waste removal company. There are separate chambers for water and solids. On a motion made by Councilman Audia and seconded by Councilman Murphy the Board authorized the Town Clerk to submit a grant application in the amount of \$50,000.00 to the Dormitory Authority of New York State, with the assistance of Senator Susan Serino. The vote was as follows:

Supervisor Ciferri	AYE
Councilman Turletes	AYE
Councilman Audia	Aye
Councilman De Bonis	Absent
Councilman Murphy	Aye

Councilman Turletes provided information on the Recreation Department. Summer camp is underway with over 150 children there on a daily basis. Ms. Edson is becoming familiar with the staff and campers, while ensuring the programs are being run well. Before and after camp programs are available including tennis lessons, Mad Science and Secret Agent Camp. Ms. Edson and Mrs. Cassinelli have reviewed recreation software packages and have recommended a program to be used for future registrations. There will be a Movie Night at the Town Park on Friday, August 5th. They are showing The Good Dinosaur. The park entrance fee is \$5.00 per carload.

The Recreation Commission will have a presence at Community Day, which is on Saturday, September 10th from 9 – 2.

The Town received a donation in the amount of \$1,200 from a Town resident to pay to have the gym floor resurfaced. The Town is very appreciative and a thank you note will be sent acknowledging the donation.

The Recreation Commission will be establishing criteria for the Guertin Scholarship and camp fee waivers. It has been at the discretion of the committee; however they would like to solidify how a determination is made.

Councilman Audia is in receipt of the architect plans for the front entranceway. He will review them and then meet with Mr. Loedy if there are any changes to be made.

Councilman Murphy advised that the Town should be receiving the work plans for the Stanford Road Culvert Replacement on or about July 28th. The Town believes that Mr. Metzger is continuing with his project with plans to dovetail with the Town project. Oak Summit Road plans are still under review, as the Town is awaiting information from NYS DOT on their down gradient project. Councilman Murphy and Attorney Battistoni were on site and happened to meet with Mr. Tosto. He is not interested in providing a driveway easement across his property. He said he and his son built the berm next to the stream many years ago to protect their property from flooding. As soon as information is received from the DOT it will be forwarded to The Chazen Companies. Mr. Murphy has requested a meeting with Senator Serino to discuss potential funding for culvert and bridge projects in 2017.

Councilman De Bonis emailed the Town Board information on the most recent Planning and ZBA meetings.

Mr. Schuman requested more copies of information be available for the public.

On a motion made by Councilman Murphy and seconded by Councilman Audia, the Town Board reappointed Fletcher Coddington to the Zoning Board of Appeals.

Supervisor Ciferri	AYE
Councilman Turletes	AYE
Councilman Audia	Aye
Councilman De Bonis	Absent
Councilman Murphy	Aye

On a motion made by Councilman Audia and seconded by Councilman Turletes the Board accepted the claims as presented.

Supervisor Ciferri	AYE
Councilman Turletes	AYE
Councilman Audia	Aye
Councilman De Bonis	Absent

Councilman Murphy Aye

There being no other business, on a motion made by Councilman Murphy and seconded by Councilman Turlentes the meeting was closed at 9:50 PM. All ayes were recorded.

Respectfully submitted:

Mary Alex, Town Clerk