

**Town of Washington Town Board
November 20, 2017**

The Town Board of the Town of Washington held a special meeting on Monday, November 20, 2017, at 7:00 PM at the Town of Washington Town Hall. The meeting was called to order by Supervisor Gary Ciferri with the following present: Councilmen Stephen Turletes, Al De Bonis and Michael Murphy, Town Clerk Mary Alex, Bookkeeper Dana Sukow, Highway Superintendent Joseph Spagnola and Attorney Jeffrey Battistoni.

RESOLUTION

Councilman Murphy, seconded by Councilman Turletes, introduced the following resolution:

WHEREAS, on the 9th day of November, 2018, the Town of Washington held a Public hearing on the proposed 2018 budget; and
WHEREAS, there were no comments offered on the budget; and
WHEREAS, the Town Board scheduled a meeting on November 21, 2017 to adopt the 2018 budget; and
WHEREAS, the Town Board has determined that the total appropriations for 2018 shall be \$3,560,692.00; and
WHEREAS, the anticipated revenue shall be \$1,167,868.00; and
WHEREAS, the Town shall appropriate \$263,378.00 from the Fund Balance; and
WHEREAS, the Total Tax Levy shall be \$2,189,446.00; and
WHEREAS, the Tax Levy is less than the New York State Tax Cap Levy Amount of \$2,287,346.00 providing a Tax Cap Allowable Levy Reserve of \$97,900.00 for 2019; and
NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Washington hereby adopts the 2018 Town Budget as presented; and
BE IT FURTHER RESOLVED that the 2018 Tax Rates shall be:

Village	\$0.55 per thousand
Town Outside the Village:	\$1.51 per thousand
Fire	\$0.36 per thousand
Library	\$0.16 per thousand

The foregoing resolution was duly put to a vote which resulted as follows:

Supervisor Ciferri	AYE
Councilman Turletes	AYE
Councilman Audia	ABSENT
Councilman De Bonis	AYE
Councilman	AYE

Following the adoption of the 2018 Budget, Highway Superintendent Spagnola provided the Town Board with the Highway Contract for 2018. This document spells out the funds that are available in to be spent in the highway budget as well as projects that will be covered through grants such as CHIPS or Pave NY programs. A motion was offered by

Councilman Murphy and seconded by Councilman Turletes authorizing the Town Board to enter into the 2018 Highway Agreement.

The foregoing resolution was duly put to a vote which resulted as follows:

Supervisor Ciferri	AYE
Councilman Turletes	AYE
Councilman Audia	ABSENT
Councilman De Bonis	AYE
Councilman	AYE

In other business, the Town Board was informed by Assessor Kathy Myer that Cold War Veterans receiving a property tax exemption would be limited to a ten-year time period unless the Town Board enacted a local law to extend the exemption for qualifying owners. Town Attorney provided the Town Board with a resolution to introduce the local law and it was adopted as presented.

RESOLUTION

Councilman Turletes, seconded by Councilman De Bonis, introduced the following proposed local law, to be known as Local Law No. _____ of the Year 2017, entitled A LOCAL LAW OF THE TOWN OF WASHINGTON, DUTCHESS COUNTY, NEW YORK, a local law amending Local Law No. 1 of the year 2008, to remove the ten (10) year limitation of the Cold War Veterans exemption.

BE IT ENACTED by the Town Board of the Town of Washington as follows:

Section 1. Local Law No. 1 of the Year 2008 is hereby amended to provide that the exemption authorized previously shall apply to qualifying owners of qualifying real property for as long as they remain qualifying owners, without regard to such ten (10) year limitation.

Section 2. The remainder of Local Law No. 1 of the Year 2008 remains the same, to wit:

EXEMPTION FOR COLD WAR VETERANS

1. Purpose

The purpose of this article is to adopt the Exemption for Cold War Veterans allowable pursuant to §458-b of the Real Property Tax Law.

2. Statutory authorization; exemption

Pursuant to the provisions of Subdivisions (2)(a) and (2)(b) of §458-b of the Real Property Tax Law of the State of New York, the Cold War Veterans exemption from real property taxes allowable pursuant to §458-b of the Real Property Tax Law is established as follows:

A. Qualifying residential real property shall be exempt from taxation to the extent of 15% of the assessed value of such property: provided, however, that such exemption shall not exceed the lesser of \$12,000 or the product of \$12,000 multiplied by the latest state equalization rate for the Town of Washington.

B. In addition to the exemptions provided by Subsection A of this section, where the Cold War veteran received a compensation rating from the United States Veterans Affairs or from the United States Department of Defense because of a service-connected disability, qualifying residential real property shall be exempt from taxation to the extent of the product of the assessed value of such property multiplied by 50% of the Cold War veteran's disability rating; provided, however, that such exemption shall not exceed the lesser of \$40,000 or the product of \$40,000 multiplied by the latest state equalization rate for the Town of Washington.

Section 3. This local law shall take effect immediately upon filing with this state's Secretary of State.

Supervisor Ciferri advised the Town Board that, pursuant to the Municipal Home Rule Law of the State of New York, it will be necessary to hold a public hearing upon this law. Councilman Turletes offered the following resolution which was seconded by Councilman De Bonis, who moved its adoption:

WHEREAS, on Monday, November 20, 2017, Turletes has introduced this local law for the Town of Washington, to be known as "Town of Washington Local Law No. _____ of the Year 2017, a local law of the Town of Washington, Dutchess County, New York, amending Local Law No. 1 of the Year 2008, to remove the ten (10) year limitation of the Cold War Veterans exemption.

RESOLVED, that a public hearing be held in relation to the proposed changes as set forth in the form of notice, hereinafter provided, at which hearing parties of interest and citizens shall have an opportunity to be heard, to be held at the Town Hall, 10 Reservoir Drive, Millbrook, New York, on December 14, 2017 at 7:00 o'clock p.m., Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Town of Washington, by the Town Clerk, at least five (5) days before such hearing and that notice shall be in the following form:

NOTICE OF PUBLIC HEARING

TAKE NOTICE that the Town Board of the Town of Washington will hold a public hearing at the Town Hall, 10 Reservoir Drive, Millbrook, New York on December 14, 2017 at 7:00 o'clock, p.m., on Local Law No. ___ of the Year 2017, amending Local Law No. 1 of the Year 2008, to remove the ten (10) year limitation of the Cold War Veterans exemption.

TAKE FURTHER NOTICE, that copies of the aforesaid proposed local law will be available for examination at the office of the Clerk of the Town of Washington, at the Town Hall, 10 Reservoir Drive, Millbrook, New York between the hours of 9:00 a.m. to 12:30 p.m. and then between 1:30 p.m. to 3:00 p.m. on all business days between the date of this notice and the date of the public hearing.

TAKE FURTHER NOTICE, that all person interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

DATED: Millbrook, New York
November 20, 2017

MARY ALEX, TOWN CLERK

The foregoing resolution was duly put to a vote which resulted as follows:

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

RESOLUTION AUTHORIZING ENFORCEMENT ACTIONS

The following resolution was offered by Councilman De Bonis, who moved its adoption, seconded by Turletes, to-wit:

WHEREAS, the Zoning Administrator of the Town of Washington has issued a Cease and Desist Order to George M. Taylor & Son, Inc. (herein, the "Owner") for activities in violation of the Zoning Code on property known as 23 Taylor Road and identified by Parcel Grid Identification # 135889- 7063-06-397993-0000; and

WHEREAS, the Owner has continued to perform such activities despite being served with the Cease and Desist Order; and

WHEREAS, the Town Board of the Town of Washington intends to authorize the commencement and prosecutions of necessary enforcement actions against the Owner;

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town Board authorizes the Zoning Administrator to commence and prosecute any action deemed necessary in Justice Court to secure compliance with the Cease and Desist Order and to obtain any and all relief authorized by the Zoning Code.

2. The Town Board also authorizes the commencement and prosecution of an action in Supreme Court of the State of New York seeking injunctive relief and any other related relief.

3. The Board authorizes the expenditure of all sums reasonably necessary to commence and prosecute such actions or proceedings.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor Ciferri	VOTING AYE
Councilman Audia	ABSENT
Councilman DeBonis	VOTING AYE
Councilman Murphy	VOTING AYE
Councilman Turletes	VOTING AYE

Supervisor Ciferri advised the Town Board that there will be a replacement on the Planning Board due to the resignation of Jim Shequine. He also advised that the Board will need to seek a new Planning Board consultant as Neil Wilson will be resigning after 30 years of service.

There being no other business, on a motion made by Councilman De Bonis and seconded by Councilman Turletes, the meeting was closed at 8:35 PM.


Mary Alex, Town Clerk