

Town of Amenia
Regular Board Meeting
Thursday, June 21, 2012
Amenia Town Hall

Supervisor Flood called for Motion at 7:00pm.

MOTION by Councilwoman Riemer, SECOND by Councilman Hoss to open Regular Board Meeting.

Salute to the flag was conducted, with moment of silence for all veterans.

Emergency Exits behind the Town Clerk and at the rear of room behind the audience at the door entered.

ROLL:	Councilman Hoss	Aye
	Councilwoman Perotti	Aye
	Councilwoman Riemer	Aye
	Councilwoman Doyle	Aye
	Supervisor Flood	Aye
	Ian MacDonald, Esq.	Present

PUBLIC COMMENT

David Connors reported various zoning violations issued by John Fenton, Zoning Administrator from January 1, 2012 through June 21, 2012, that Mr. Connor's obtained through FOIL requests. Discussion ensued with Town Board members.

Tom Werner submitted a petition signed by Amenia taxpayers that are in favor of taking monies out of the budget allocated for the purchase of the new Highway Truck, rather than financing the truck and paying twice.
Petition attached as part of Minutes.

DEPARTMENT REPORTS

Highway

Stanley Whitehead reported that new **2013 International** and refurbished **2008 Mack** are in the Town Parking Lot. Costs came within budget. Town Board discussed using monies from Budget line for payment of new Highway 2013 International truck.

Water sample tests at highway garage show improvement at located well site. Copy of test results should be submitted to Dutchess County Department of Environmental Conservation (DEC).

Mr. Whitehead was notified that County Bridge on Deep Hollow Road will be repaired. Road will be closed for approximately two months. Detour signs will be posted.

RESOLUTION #36 OF 2012 SEQR Finding for Willow Lane Drainage Improvement Project

WHEREAS, the Town Board has determined that the proposed action whereby the Town Board will award the contract for the work to be completed for the Drainage Improvement Project on Willow Lane in the Town of Amenia and authorizing the Town Supervisor to sign any and all documents necessary to award such contract, is an unlisted Action under the New York State Environmental Quality Review Act (“SEQRA”); and

WHEREAS, the Town Board has declared itself lead agency for the review of the proposed action pursuant to SEQRA and because the action is an unlisted action under SEQRA, the town is not required to engage in coordinated review under SEQRA; and

WHEREAS, the Town Board has considered the proposed action as defined in Sections 617.2(b) and 617.3(g) of the New York Department of Environmental Conservation (“DEC”) Regulations; and

WHEREAS, the Town Board has reviewed the Short Environmental Assessment Form and the criteria contained in Section 617.7(c) of the DEC Regulations to identify any relevant areas of environmental concern; and

WHEREAS, the Town Board has thoroughly analyzed the identified relevant areas of environmental concern to determine if the action may have a significant adverse impact on the environment; and

WHEREAS, the Town Board has reviewed and analyzed the proposed action in relation to the criteria set forth in Section 617.7(c) of the DEC Regulations; and

WHEREAS, following its review and analysis, the Town Board has determined that the proposed action will have no adverse environmental impacts; and

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby declares itself lead agency for this action under SEQRA; and

BE IT FURTHER RESOLVED, that the Town Board determines that the proposed action will have no adverse environmental impacts; and

BE IT FURTHER RESOLVED, that the Town Board hereby adopts a negative declaration for the reasons articulated in the EAF.

MOTION by Councilwoman Riemer, SECOND by Councilwoman Perotti that was;
ADOPTED – VOTE

ROLL:	Councilwoman Doyle	Aye
	Councilman Hoss	Aye
	Councilwoman Perotti	Aye
	Councilwoman Riemer	Aye
	Supervisor Flood	Aye

Willow Lane Drainage Improvement Bids

Marty Willms of D.F. Wheeler submitted results of Bid Opening on June 20, 2012.

New Paltz Landscaping, lowest bidder did not submit references; as requested by D.F. Wheeler.
Second lowest bidder: **Thomas Gleason, Inc.** submitted references.

MOTION by Supervisor Flood, SECOND by Councilwoman Perotti to AWARD contract for the Willow Lane Improvement Project to **Thomas Gleason, Inc.**, Poughkeepsie, New York in the amount of **\$88,950.00**.

ROLL:	Councilwoman Riemer	Aye
	Councilwoman Doyle	Aye
	Councilman Hoss	Aye
	Councilwoman Perotti	Aye
	Supervisor Flood	Aye

MOTION CARRIED

RESOLUTION #37 OF 2012

Award of Contract for Willow Lane Drainage Improvement

WHEREAS, the Town of Amenia Town Board (“Town Board”) properly advertised the request for bids by publishing an Invitation to Bid as a legal notice in the Millerton News and Poughkeepsie Journal ; and

WHEREAS, all bids submitted by the deadline were opened and read aloud on June 20, 2012, at 12:00 noon, at the Town of Amenia Town Hall; and

WHEREAS, the Town Board has reviewed all bids submitted by the deadline for submitting bids and;

WHEREAS, upon review of the bids received for the Willow Lane Drainage Improvement Project, the Town Board has determined that the bid submitted by Thomas Gleason, Inc. in the amount of \$88,950.00 is the lowest responsive and responsible bidder; and

WHEREAS, the installation of drainage improvements along Willow Lane is an unlisted action under the New York State Environmental Quality Review Act; and

NOW THEREFORE, IT IS HEREBY RESOLVED that the Town Board awards the Willow Lane Drainage Improvement Project to Thomas Gleason, Inc. for \$88,950.00; and

IT IS HEREBY FURTHER RESOLVED that the Amenia Town Board hereby authorizes the Supervisor of the Town of Amenia to enter into and execute an agreement with Thomas Gleason, Inc., and any other documents necessary to enter into such agreement, for the Willow Lane Drainage Improvement Project in the amount of \$88,950.00; subject to review by the Town Attorney.

MOTION by Supervisor Flood, SECOND BY Councilwoman Doyle that was;
ADOPTED – VOTE

ROLL:	Councilwoman Riemer	Aye
	Councilwoman Perotti	Aye
	Councilman Hoss	Aye
	Councilwoman Doyle	Aye
	Supervisor Flood	Aye

Water

No Report

Town Clerk

Maureen Bonds requested approval of May 2012 Town Board Minutes submitted on July 9, 2012.

Town Clerk's office will be closed Wednesday, July 4, 2012 in observance of Independence Day.

Maureen Bonds thanked the residents in the Town of Amenia for their support for the past 41/2 years and wished Town Board members and Town Attorney the best of luck and continued success.

Supervisor Flood read letter of acceptance for Town Clerk's resignation from NYS Department of State.

MOTION by Councilman Hoss, SECOND by Councilwoman Riemer to ACCEPT Minutes of Special Town Board Meeting on May 4, 2012, Town Board Workshop Meeting on May 10, 2012, and Regular Board Meeting on May 17, 2012.

ROLL:	Councilwoman Perotti	Aye
	Councilwoman Doyle	Aye
	Councilwoman Riemer	Aye
	Councilman Hoss	Aye
	Supervisor Flood	Abstain

MOTION CARRIED 4 AYES – 1 ABSENTION

COMMITTEES

Enhancement

Councilwoman Doyle thanked the Supervisor for attending all meetings. Bid specifications for brick repair at Fountain Square should be copied and available for bid soon. Brick wall that has been proposed for additional seating will not be included in bid specifications.

Councilwoman Riemer stated that purchase of personal engraved bricks can be ordered for installation after Fountain Square brick repair. Cost is \$80 per brick and order forms will be available in the Town Clerk's office.

Grants

Supervisor Flood reported work that has been completed to date under the **NYSERDA** grant. **NYSERDA** has authorized replacement of light fixtures.

RESOLUTION #38 OF 2012

A Resolution Authorizing the Town of Amenia to Apply for a NYS Office of Parks, Recreation and Historic Preservation Grant for the Wassaic Trail to the Train through the Consolidated Funding Application Process

I, Maureen Bonds, the Town Clerk of the Town of Amenia, New York, a municipality in New York State, do hereby certify that the following resolution was adopted at a meeting of the Town of Amenia, held on June 21, 2012, and is on file and of record and that said resolution has not been altered, amended or revoked and is in full force and effect.

Resolved, that the Town Supervisor of the Town of Amenia is hereby authorized and directed to file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993 or the Federal Land and Water Conservation Fund Act of 1965, in the amount not to exceed \$300,000, and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to the Town of Amenia for funds for construction of the Wassaic Trail to the Train, which will extend the Harlem Valley Rail Trail south into the Hamlet of Wassaic, and if appropriate, a conservation easement/preservation covenant to the deed of the assisted property will be established.

MOTION by Councilwoman Doyle, SECOND by Councilwoman Riemer that was;
ADOPTED – VOTE

ROLL:	Councilman Hoss	Aye
	Councilwoman Perotti	Aye
	Supervisor Flood	Aye
	Councilwoman Riemer	Aye
	Councilwoman Doyle	Aye

RESOLUTION #35 OF 2012

A RESOLUTION APPROVING APPLICATION FOR RENEWAL OF AN AIRFIELD PERMIT

WHEREAS, the Airfield Prohibition Law was re-adopted by Local Law No. 1 of 2012, entitled “Airfield Prohibition”, and continues to provide that certain pre-existing airfields may be continued in use on conditions set forth in Sections 121.46.1 (C) and (D) of the Airfield Prohibition Law; and

WHEREAS, Bel-Aire Farm, Inc. (“Applicant”) timely submitted an application for renewal of its airfield permit, and has requested that this renewal permit be granted for a period of five (5) years.

MOTION by Councilman Hoss, SECOND by Councilwoman Perotti, that was;
ADOPTED – VOTE

ROLL:	Councilwoman Riemer	Aye
	Councilwoman Doyle	Aye
	Supervisor Flood	Aye
	Councilwoman Perotti	Aye
	Councilman Hoss	Aye

**RESOLUTION #33 OF 2012
WORKPLACE VIOLENCE PREVENTION PROGRAM**

WHEREAS, New York State Department of Labor – Public Employee Safety and Health (PESH) requires a workplace violence prevention program; and

WHEREAS, the Amenia Town Board has reviewed the attached document and forms; and

BE IT RESOLVED, that this Resolution shall become effective immediately; and

THEREFORE, BE IT FURTHER RESOLVED, that copies of these documents will be distributed to staff, town officials and NYS Department of Labor – PESH.

MOTION by Councilman Hoss, SECOND by Councilwoman Perotti that was;
ADOPTED – VOTE

ROLL:	Councilwoman Doyle	Aye
	Councilwoman Riemer	Aye
	Councilwoman Perotti	Aye
	Councilman Hoss	Aye
	Supervisor Flood	Aye

**RESOLUTION #34 OF 2012
A RESOLUTION INTRODUCING THE PROPOSED LOCAL LAW TO BE KNOWN AS
LOCAL LAW NO. 3 OF 2012, ENTITLED “A LOCAL LAW AMENDING THE TOWN
OF AMENIA TOWN CODE BY ADDING SECTION 121-51.1 “ABANDONED PROPERTY”.**

MOTION by Councilwoman Perotti, SECOND by Councilwoman Riemer that was;
ADOPTED – VOTE

ROLL:	Councilman Hoss	Aye
	Councilwoman Doyle	Aye
	Supervisor Flood	Aye
	Councilwoman Perotti	Aye
	Councilwoman Riemer	Aye

PUBLIC HEARING for Proposed Local Law No. 3 of 2012 amending the Town of Amenia Town Code (“Abandoned Property”) scheduled for Thursday, July 12, 2012 at 7:00pm at Town Hall.

MOTION by Supervisor Flood, SECOND by Councilwoman Riemer to APPOINT **Erin Bailey** as **Volunteer Recreation Coordinator**, effective June 22, 2012.

ROLL:	Councilwoman Perotti	Aye
	Councilwoman Doyle	Aye
	Councilman Hoss	Aye
	Councilwoman Riemer	Aye
	Supervisor Flood	Aye

MOTION CARRIED

NO PUBLIC COMMENTS

SUPERVISOR'S REPORT

Supervisor Flood stated that Mr. Connor's public comments were filled with mistruths and innuendos, and Supervisor complimented John Fenton, Zoning Administrator on his fine work.

TOWN BOARD COMMENTS

Council members reported local events and meetings attended.

MOTION by Supervisor Flood, SECOND by Councilwoman Doyle to **ADJOURN** Regular Board Meeting at 8:58pm, with motion carried unanimously.

Respectfully submitted:

Maureen Bonds

Maureen Bonds
Amenia Town Clerk

Draft to Town Board: July 1, 2012
Approved by Town Board July 12, 2012