

The Milan Town Board held their Regular Town Board Meeting on 12/16/13 at 7:30 PM at the Milan Town Hall.

Present: Supervisor William Gallagher
Councilpersons Jack Campisi, Roberta Egan, Jack Grumet, Marion Mathison

The Supervisor opened the meeting with the Pledge of Allegiance.

Supervisor Gallagher, Council Campisi and Council Egan said a few words about the recent passing of Mr. Tom Odak and his past service to the Town and other accomplishments. He will be greatly missed.

PUBLIC COMMENT:

Town Highway Superintendent, Glenn Butler addressed the recent snow storm and the issue of resident snow plowing contractors leaving snow on Town Roads recently plowed. Superintendent Butler is concerned about the danger to drivers using these roads as well as any repercussions to the Town. Discussion continued with suggestions of contacting plowing contractors and town post card mailings to residents a possibility. Supervisor Gallagher suggested contacting the town's attorney for advice before proceeding.

MINUTES: Regular Town Board Meeting 11/18/13 - MOTION by Supervisor Gallagher seconded by Council Campisi to accept these minutes as written. Roll was taken and carried.

YES - 5 Campisi, Egan, Grumet, Mathison ,Gallagher

NO - 0

MINUTES: Special Meeting 11/16/13 – MOTION by Supervisor Gallagher seconded by Council Mathison to accept these minutes as written. Roll was taken and carried.

YES - 5 Campisi, Egan, Grumet, Mathison, Gallagher

NO - 0

FINANCIAL REPORT:

Supervisor Gallagher asked if all Board members had a copy of the Financial Report for November 2013 and if there were any comments they would like to make. All members responded yes with no comments.

BUSINESS:

FINGAR INSURANCE:

Mr. Mark Fingar from Fingar Insurance Agency made a presentation regarding the Town's insurance policy coverage. Discussion followed.

ASSESSOR CHAIRMAN:

Town Assessor Chairman Scott Hobson gave an update on the Field Reviews Project for the Town's assessment re-evaluation. He stated that it was taking longer to finish than anticipated. Discussion continued, and Council Mathison suggested a possible meeting with the Assessors to get an idea when all the data needed would be completed.

TRANSMISSION LINE PROJECT:

Councilperson Mathison gave an update on the 345kv Transmission Line Project. Council Mathison said the Town got the request for the deadline extension they wanted so the Town's comments on the scoping are now due on Feb. 21, 2014. The Intervener Funding Petition was completed and filed on Nov. 27, 2013. The Town's Party status, which the PSC website lost, was found and fixed. There is now a Hudson Valley Coalition to address these issues through Scenic Hudson. Council Mathison and Supervisor Gallagher went to a meeting on the afternoon of 12/16/13 and every community in the Hudson Valley affected, except Hyde Park was present. In addition, the director of Olana and Omega were present. The director of Scenic Hudson has contacted Governor Cuomo and, Cablevision is providing local media coverage. Discussion continued.

MEETINGS:

MOTION by Supervisor Gallagher seconded by Council Campisi to hold the Year-End Meeting on 12/30/13 at 7:30PM at the Milan Town Hall. Roll was taken and carried.

YES - 5 Campisi, Egan, Grumet, Mathison, Gallagher

NO - 0

MOTION by Supervisor Gallagher seconded by Council Campisi to hold the 2014 Re-Organization Meeting on 01/01/14 at 2:00 PM at the Milan Town Hall. Roll was taken and carried.

YES - 5 Campisi, Egan, Grumet, Mathison, Gallagher

NO - 0

CABLEVISION:

Supervisor Gallagher has been in contact with the Town's Attorney with regards to the original 2008 Cablevision contract and schedule of 60 months for completion of the project. Cablevision has recently made a request for an extension of up to five years to evaluate the project. Supervisor Gallagher said he is waiting for the attorney to advise the town how to proceed. Discussion continued.

NYS LOCAL GOVERNMENT RECORDS MANAGEMENT FUND GRANT:

Councilperson Egan discussed the Grant process for a Records Management Grant for NYS to be part of a municipality software program to make it easier for residents and town employees to access building codes, zoning and planning information. Discussion continued.

MOTION by Council Egan seconded by Council Mathison to authorize Councilperson Egan to complete the Grant Application for NYS Local Government Records Management Improvement Fund Grant following the guidelines outlined in the Grant Application Guide and to authorize the Records Management Officer, also known as the Town Clerk, to set up an online New York Directory Service Account and submit the completed and renewed application in advance of the deadline. Discussion Continued. Roll was taken and carried.

YES - 5 Campisi, Egan, Grumet, Mathison, Gallagher

NO - 0

DUTCHESS COUNTY AGRICULTURE AND FARM LAND PROTECTION:

Councilperson Grumet spoke about a Dutchess County Agriculture and Farmland Protection Board Meeting he recently attended. It is an organization that advises Dutchess County on Agricultural issues. The organization is re-doing a Master Plan and has asked all Municipal Officials to fill out a survey so they can better understand the current conditions and undercurrents in Dutchess County regarding agriculture and farming. Discussion continued.

TERMINIX:

Supervisor Gallagher discussed a letter from Terminix offering a \$23.40 savings for pest control service if the Town pays \$818.04 for the next year in advance instead of \$65.00 installments. Discussion continued, but no decision was made at this time.

Supervisor Gallagher said at this point he would like to suspend the proceedings and go into Executive Session for a personnel matter dealing with additional vacation time.

(8:45 PM)

Supervisor Gallagher declared the meeting back to order.

(9:10 PM)

MOTION by Council Campisi seconded by Council Egan to deny Mrs. Ursula Plock's request for additional paid vacation days based upon the following facts:

The Town Law (Article 59) in force until April 2012 specifically prohibited vacation pay for part-time Clerical Employees;

The provision in the law for longevity pay applied only to Highway Employees;

The reference in an undated handbook to additional vacation days for Justice Clerk is a nullity because no Town Board changed Article 59 of Town Law removing the prohibition against paid vacation for part-time Clerical Employees; and finally,

The changes made by the Town Board in 2012 in Article 59, which permitted part-time Clerical Employees to have 6 paid days that could be used for vacation, made no provision for a Town Board to grant additional paid vacation days for Justice Clerk. Discussion continued. Roll was taken and carried.
YES - 5 Campisi, Egan, Grumet, Mathison, Gallagher
NO - 0

MOTION by Council Campisi seconded by Council Egan to authorize Supervisor Gallagher to communicate the findings of the Board to Mrs. Plock. Roll was taken and carried.
YES - 5 Campisi, Egan, Grumet, Mathison, Gallagher
NO - 0

FUND TRANSFERS:

MOTION by Supervisor Gallagher seconded by Council Campisi to transfer \$2,329.49 from 9060.8 (Hospital/Medical) to 7020.4 (Recreation Contractual). Roll was taken and carried.
YES - 5 Campisi, Egan, Grumet, Mathison, Gallagher
NO - 0

MOTION by Supervisor Gallagher seconded by Council Campisi to transfer \$300.00 from 9060.8 (Hospital /Medical) to 7020.1 (Recreation Personal Services). Roll was taken and carried.
YES - 5 Campisi, Egan, Grumet, Mathison, Gallagher
NO - 0

MOTION by Supervisor Gallagher seconded by Council Campisi to transfer \$641.00 from 9050.8 (Unemployment) to 1410.11 (Deputy Town Clerk Personal). Roll was taken and carried.
YES - 5 Campisi, Egan, Grumet, Mathison, Gallagher
NO - 0

MOTION by Supervisor Gallagher seconded by Council Campisi to transfer \$159.08 from 9040.8 (Workers Comp. Insurance) to 8989.4 (Misc. Home & Community Services). Roll was taken and carried.
YES - 5 Campisi, Egan, Grumet, Mathison, Gallagher
NO - 0

MOTION by Supervisor Gallagher seconded by Council Campisi to close the New Truck Fund and transfer all funds to the Highway Equipment Reserve Fund. Roll was taken and carried.
YES - 5 Campisi, Egan, Grumet, Mathison, Gallagher
NO - 0

MOTION by Supervisor Gallagher seconded by Council Campisi to create 1420.41 (Attorney PSC Project) and to transfer \$6,000.00 from 1420.4 (Attorney Contractual) to 1420.41 (Attorney PSC Project). Discussion continued. Roll was taken and carried.
YES - 5 Campisi, Egan, Grumet, Mathison, Gallagher
NO - 0

BILLS:

The bills were presented to the Board for their audit and review.

MOTION by Council Campisi seconded by Supervisor Gallagher to pay General Abstract #12 Claims #440 thru #510, Totaling \$74,465.94, Highway Abstract #12 Claims #190 thru #205, Totaling \$13,925.48, Escrow Abstract #12 Claim #14, Totaling \$1,730.06. Roll was taken and carried.
YES - 5 Campisi, Egan, Grumet, Mathison, Gallaghe
NO - 0

MOTION by Supervisor Gallagher seconded by Council Egan to adjourn this meeting. (9:20 PM) Roll was taken and carried.
YES - 5 Campisi, Egan, Grumet, Mathison, Gallagher
NO - 0

Respectfully submitted,

Darlene M. Palmatier, Deputy Town Clerk

