

The Milan Town Board held their Regular Town Board Meeting on 02/17/2014 at 7:30 PM at the Milan Town Hall.

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

The Supervisor opened the meeting with the Pledge of Allegiance.

Supervisor wanted to recognize one of the employees of the Highway Department, Tony Pulver for rescuing a school bus that was stuck in a ditch.

Tax Collector, Pamela Johnson handed in her January monthly report to the Town Board. The total collected was \$346,804.23.

MINUTES – Minutes of Regular Town Board meeting – 01/20/14 – **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
Absent – 1 Grumet

APPOINTMENT

MOTION by Supervisor Gallagher seconded by Council. Mathison to appoint Johanna Bard as Town Historian , ending 12/31/2014. Roll was taken and carried.
YES - 5 Campisi, Egan, Grumet, Mathison, Gallagher
NO – 0
Absent – 1 Grumet

HIGHWAY

Glenn Butler, Highway Superintendent discussed the purchase of a new dump truck, which would replace the 2001 Dodge. He handed out a proposal to the town board. Mr. Butler said that he had just received the proposal himself so he did not have time to review it for accuracy. The estimated price that came in was \$46,338.93. There were some other items that might make the price higher but would still be below the amount budgeted. Council. Egan asked how much was in the budget for the truck , and Mr. Butler said that there was \$60,000. The board wanted to know if he would try and sell the old truck and he said that he would. Discussion continued. The board decided that they would not make any decisions until Mr. Butler had time to review the proposal, and if there were any questions that the board might have for Mr. Butler they could address them before the next meeting.

Post card mailing - Glenn Butler informed the board that the mailing that he did regarding the snow on the roads was a great success. He said that he did not have any problems with the last snow storm.

EXTENSION OF SICK LEAVE FOR HIGHWAY EMPLOYEE

The Town Board discussed whether or not they should extend sick pay for a highway employee that was injured in an automobile accident. The Highway Superintendent said that the employee is expected to be out of work for approximately six (6) weeks. The Supervisor said that he has 189 hours of sick time that he has accrued. He said that there is section in the Town Handbook and Code Book that addresses this issue that can provide additional sick time. He said that he called the Association of Towns, and they suggested that we get in touch with the town's insurance company and find out if they have long term disability. He said that he called, and they do not have it. The Supervisor asked the Association of Towns attorney if this individual has private insurance; e.g., accident insurance, can the town extend him his sick pay and then can we ask him to reimburse the town out of his private insurance. The Supervisor said that he has not heard back from them as of yet. Glenn said it would probably be about a week's pay. Discussion continued. The Supervisor felt that there were things that had to be look into before the board could make a decision.

CABLEVISION

RESOLUTION # 1-2014 Cablevision

Resolution offered by Supervisor Gallagher seconded by Council. Campisi
Whereas, the Milan Town Board held a workshop at 7:00 pm on February 3, 2014, at the Milan Town Hall to review the status of the installation of Cablevision service in the Town of Milan with representatives of Cablevision; and

Whereas, Cablevision has completed installation of service south of Route 199, and

Whereas, Cablevision has requested an up to five year delay in further installation in the town and given as reasons the failure of anticipated residential development in the town, cost overruns in the installation completed, and the low number of households that have signed up for the service;

Now therefore, the Town Board of Milan reluctantly accedes to the request for an up to five year delay in installation but with the following conditions:

Cablevision consider the providing service on Academy Hill Rd, which needs only the installation of the cable;

Cablevision review the possible installation of service along Milan Hill Rd., where new poles have been installed;

Cablevision assist in making arrangements for installation of a service along Spring Lake Rd, which has a high concentration of residences;

Cablevision consider seeking a build out grant through the USDA or NY Energy Connect to aid completion of the town's cable service;

Cablevision make another sales effort in the areas in already serves in Milan; and

Finally, Cablevision report annually to the Town Board the status of its project in Milan.

Discussion followed. The Supervisor felt that this resolution said it all and should forward this to Cablevision and then go from there. Council. Mathison said that we also have a draft of a letter that we might want to send to the executives. Council. Campisi said that if the resolution passes we should use the letter as a cover letter and include the resolution. He also said that at the meeting Cablevision informed the Board that they only had 132 houses out of 700 in the south end of town, but Council. Campisi said using the information from the Assessor's office he could only account for about 440 houses in the south end of town. The concerns were the very low percentage when they talk about the need for 40%. He said when you use the 440 houses you come up with 30%, and we need to make it clear to them. The Supervisor said that he made that clear to Mr. Ahouse and that he might have used vacant parcels included with the improved parcels. He said that all of this information should be included in the

letter. Council. Egan stated that when she had a conversation with Chris Gibson his interest was to provide broad band services to rural communities. She said that there was different grant funding for different companies which Frontier took advantage and increase sales by 60%. The board thought that this should be included in the letter. Discussion continued. Roll was taken and carried.
YES - 5 Campisi, Egan, Mathison, Gallagher
NO – 0
Absent – 1 Grumet

TRANSMISSION LINE UPDATE

Council. Mathison gave an update on the Transmission lines. She said that she has gotten many emails from realtors because they did not know who to go to for information. Council. Mathison said that there is a possibility that the National Association of Realtors, as well as the Multiple Listing Service will be interested in joining the coalition. She said that Houlihan - Lawrence are willing to meet with her and get some real information. Last week the Town of Milan filed a request with the PSC to use some of our Intervenor funds for letters for Milan residents. The judges have to decide on that. There is a very special meeting on the February 20th of the PSC in which the five commissioners are going to discuss what they are going to change relative to this entire project. She said that some days after that there will be a ruling; the common belief is to try to change the project to stay in line with the governor's preferred strategy to stay inside the corridor. Council. Mathison said on Friday an analysis was published that stated whether the four applicants could generate the thousand megawatts that was required. Their analysis was that the three that will come through Milan can deliver this. The one that cannot deliver that amount of power was Boundless Energy Solution. Council. Mathison said that the Siemen's Engineers were going to publish something and contest this, and Gidon Eshel, a physicist and a member of the Bard College faculty read the report and filed a comment with the PSC saying that the report appears to be seriously flawed. Council. Mathison said that we still do not have the administrative contract from the PSC, which they are holding up and have acknowledged that. Council. Mathison said that was a large number of people that sent comments in response to the Action Alert that went out on Saturday. Council. Campisi asked Council. Mathison if she was able to distribute the declassified study on terrorism that Rion Lo Brutto sent to us. Council. Mathison said that she distributed it to the coalition. She said that she would like to file it under comments on the web site or maybe have the towns' attorney do it as a proper filing rather than a comment and do it in such a way that we request that the PSC evaluate this in their go forward plan. Discussion continued.

RESOLUTION # 2 – 2014/ Support of DC Resolution #2013357

Resolution offered by Council. Mathison seconded by Council. Egan

ENVIRONMENT

2013352

12/5/13

C,

REVISED AND COMBINED WITH

AMENDED ON FLOOR

RESOLUTION NO. 2013357

RE:

ADOPTION OF A DUTCHESS COUNTY GOVERNMENT POLICY
STATEMENT REGARDING THE CONSTRUCTION OF ABOVE-
GROUND TRANSMISSION LINES THROUGH THE COUNTY AND
THE ADDITION OF A NEW CAPACITY ZONE BY THE FEDERAL
ENERGY REGULATORY COMMISSION INCLUDING DUTCHESS
COUNTY

Legislators TYNER, JETER-JACKSON, PERKINS, BLALOCK, MAC
AVERY, FLESLAND, SERJNO, AMPARO, BORCHERT, FORMAN, HORTON,
HUTCHINGS, INCORONATO, MJCCIO, ROLISON, ROMAN, TRAUDT,
WEISS, WHITE and WU, KINSON offer the following and move its adoption:

WHEREAS, the County of Dutchess has been made aware that the State of
New York is considering a project that will upgrade or expand the transmission grid,
including the potential construction of new, above-ground transmission lines through
the towns of Milan, Clinton, Pleasant Valley and possibly others, and

WHEREAS, the state Public Service Commission is currently reviewing
proposals to build transmission lines from upstate New York in an effort to provide
energy downstate, and

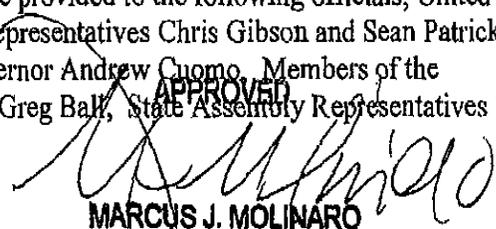
WHEREAS, local communities and residents have expressed significant
concerns as to the economic and environmental impact this project will have to
Dutchess County, and

WHEREAS, the County of Dutchess has been made aware that the Federal
Energy Regulatory Commission (FERC) has ordered the creation of a new capacity
zone in New York State to include Dutchess County and the creation of such a zone
will raise the cost of electric service for residents and businesses in Dutchess County,
now,
therefore be it

RESOLVED, that the affixed policy statement be the official policy of Dutchess
County Government whereby it opposes the construction of new, above-ground
transmission lines that would unfairly impact the Dutchess County Residents, with the
hope that the Public Service Commission will consider all options and alternatives while
ensuring that compensation is provided to communities and landowners impacted by
this project should the Public Service Commission approve construction, and, be it
further

RESOLVED, that Dutchess County Government also opposes the
establishment of a new capacity zone raising electric rates for Dutchess County
residents and businesses with the hope that alternatives to the new capacity zone
formation ordered by FERC be considered in an effort to avoid or minimize the
customer rate impacts of a new capacity zone, and be it further

RESOLVED, that a copy of this resolution and policy statement be provided to the following officials, United
States Senators Charles Schumer and Kirsten Gillibrand, United States Representatives Chris Gibson and Sean Patrick
Maloney, Members of the Federal Energy Regulatory Commission, Governor Andrew Cuomo, Members of the
Public Service Commission, New York State Senators Terry Gipson and Greg Ball, State Assembly Representatives
Didi Barrett, Kieran Lalor, Kevin Cahill, and Frank Skartados.

APPROVED

MARCUS J. MOLINARO

STATE OF NEW YORK

SS:

DATE: 12/12/2013

COUNTY OF DUTCHESS

AND FURTHER RESOLVED that the Town of Milan Town Board strongly supports this
Dutchess County Resolution # 2013357. Roll was taken and carried.

YES - 4 Campisi, Egan, Mathison, Gallagher

NO – 0

Absent – 1 Grumet

GRANT APPLICATION

Council. Egan gave an update on the grant application that she is working on. She said that it was not quite complete because there was a conflict with the number of hours that Karen Buechele will work. Mrs. Buechele believes she can commit to 300 hours to the project on her own additional time plus four hours of time as an employee as her in time contribution. Council. Egan said that we only have one year to complete this project. Council. Egan said that the grant is basically about equipment, time and salary. It is due March 3, 2014. Council. Egan said that she has to focus on talking to a couple of people one of them was the IT people to find out how much it will cost to install the equipment, the disposal people (shredding documents), and she had to get a price for scanners.

The Supervisor said that about a year ago the Town of Milan got together with our county legislator and other towns - North East, Stanfordville and Pine Plains. We had a meeting and invited the supervisors and board members and highway superintendents to discuss shared services and how things work in each town. The Supervisor said that it has worked out very well and has expanded and now, and have included Red Hook, Rhinebeck and Clinton Corners. We have another meeting in March to see what is going on in the other towns.

PUBLIC COMMENT

Russ Frehling had a comment about Cablevision. He wanted to know if they signed an exclusive contract with the town. The Supervisor said that they did sign an exclusive contract with the town but the contract has certain areas in it which allow them not full fill their obligations if did not get the sign up that they hoping for. The Supervisor gave a for instance saying if you have a very long drive over 150 feet it could become very expensive to provide that service. Council. Mathison said that this is a franchise agreement that is basically doesn't have any teeth in it. We are not restricted to have others come in to service us, so it is not unique in the sense that we're forbidden to have somebody else come in. Council. Mathison said that the town is trying to reach the decision makers with this resolution and letter. Mr. Frehling brought up the sick leave issue. He said that he would hate to see the town without a lot of due care and careful thought set a precedent that can leave the tax payers in a lurch.

TRANSFERS:

MOTION by Council. Campisi seconded by Council. Egan to transfer \$3,000 from 1420.4 (attorney) to 6869.1 (other Econ Opp. & Development Cell Tower Contractual). Roll was taken and carried.

YES - 5 Campisi, Egan, Mathison, Gallagher

NO – 0

Absent – 1 Grumet

MOTION by Supervisor Gallagher seconded by Council. Egan to transfer \$2,539.24 from the Highway Fund to the Highway Equipment Reserve Fund. Roll was taken and carried.

YES - 5 Campisi, Egan, Mathison, Gallagher

NO – 0

Absent – 1 Grumet

BILLS – Bills were presented to the Board for their audit and review. **MOTION** by Council. Campisi seconded by Council. Egan to pay General Abstract # 15 Claims 549 thru 554, totaling \$8,739.03 – Highway Abstract # 15 Claim 221, totaling \$29.99 – General Abstract # 2 Claims 16 thru 53, totaling \$19,077.35 – Highway Abstract # 2 Claims 3 thru 32, totaling \$51,367.72 – Escrow Abstract Claims 2 & 3, totaling \$3,593.86. Roll was taken and carried.

YES - 4 Campisi, Egan, Mathison, Gallagher

NO – 0

Absent – 1 Grumet

MOTION by Supervisor Gallagher seconded by Council. Egan to adjourn this meeting. (8:46 PM) Roll was taken and carried.

YES - 4 Campisi, Egan, Mathison, Gallagher

NO – 0

Absent – 1 Grumet

Respectfully submitted,

Catherine Gill, Town Clerk