

The Milan Town Board held their Regular Town Board meeting on 07/16/18 7:00 pm at the Milan Town Hall.

Present: Supervisor William Gallagher

Councilmen Jack Campisi, Charles Godfrey, William Jeffway

Absent: Councilman Douglas Raelson

The Supervisor opened the meeting with the Pledge of Allegiance.

The Clerk opened the Bids for the court building:

- Kristina Dousharm Architecture, PLLC - \$108,200.00
- Architecture & Engineering Consulting, LLC - \$62,500.00
- Liscum McCormack Van Voorhis LLP - \$81,500.00
- Swartz Architecture, DPC - \$114,970.00
- Optimus Architecture - \$22,000.00

MOTION by Supervisor Gallagher seconded by Council. Jeffway to turn the bids over to the Supervisor and Councilmen Campisi for evaluation. Roll was taken and carried

YES - 4 Campisi, Godfrey, Jeffway, Gallagher

NO - 0

Absent – 1 Raelson

MINUTES: Public Hearing – Local Law # 2 of 2018 06/18/18 – **MOTION** by Supervisor Gallagher seconded by Council. Campisi to accept these minutes as written. Roll was taken and carried

YES - 4 Campisi, Godfrey, Jeffway, Gallagher

NO – 0

Absent – 1 Raelson

MINUTES: Regular Town Board Mtg. 06/18/18 – **MOTION** by Supervisor Gallagher seconded by Council. Godfrey to accept these minutes as written. Roll was taken and carried

YES - 4 Campisi, Godfrey, Jeffway, Gallagher

NO – 0

Absent – 1 Raelson

MINUTES: Special Meeting – appoint back up attorney 07/04/18 – **MOTION** by Supervisor Gallagher seconded by Council. Campisi to accept these minutes as written. Roll was taken and carried

YES - 4 Campisi, Godfrey, Jeffway, Gallagher

NO – 0

Absent – 1 Raelson

BUSINESS

DI Flow Tech, Inc. Quote

MOTION by Supervisor Gallagher seconded by Council. Campisi to accept the quote of DI Flow Tech, Inc. dated 06/1/18 for a sum not to exceed \$5,350.00 to complete the repair work outlined in said quote and described in TAB report 18-213. Roll was taken and carried

YES - 4 Campisi, Godfrey, Jeffway, Gallagher

NO – 0

Absent -1 Raelson

RESOLUTION # 9 OF 2018 – Private Drives (Milan Case Study Subdivision)

Resolution offered by Council. Godfrey seconded by Supervisor Gallagher approving the names for two(2) private drives on Academy Hill Road (Milan Case Study Subdivision):

- Drive A – Stone War Path
- Drive B – Narrow Creek Lane

Roll was taken and carried

YES - 4 Campisi, Godfrey, Jeffway, Gallagher

NO – 0

Absent – 1 Raelson

RESOLUTION #10 OF 2018 – Speed Limit Reduction on Route 199

Resolution offered by Council. Campisi seconded by Council. Jeffway to improve the safety along a specific section of Route 199 in the Town of Milan

Whereas, the speed limit on Route 199 is 55 mph from the south exit of the Taconic parkway and 45 mph from the north exit of said parkway;

And Whereas, the southbound exit of the Taconic Parkway has only a yield sign for traffic control for westbound traffic;

And Whereas, Tribune Lane intersects with Route 199 on the north and Willowbrook Rd. intersects with Route 199 on the south and both are within 100 feet of the southbound Taconic Parkway exit;

And Whereas, there is considerable traffic entering and exiting Tribune lane going to and from Camp Taconic, as well as traffic going to and from Willowbrook Rd.;

And Whereas, there are two entrances and exits from the Milan Convenience Mart, one of which is located a few feet from Tribune Lane and the southbound exit of the Taconic Parkway;

And Whereas, all of these intersections occur within 100 feet of the southbound exit of the Taconic parkway and within the 55 mph speed limit area;

And Whereas, one-tenth of a mile west of the Milan Convenience Mart's exits is the exit for the Milan Town Hall, which exit has restricted sight distance for oncoming westbound traffic due to the curvature off the road;

And Whereas, the driveway for the Milan Town hall marks the beginning of a passing zone for east bound traffic that continues to the Taconic Parkway as well as a passing zone for the westbound traffic;

And Whereas, within 100 yards of the driveway for the Milan Town Hall, Rowe Road crosses Route 1991 on and angle;

And Whereas, immediately to the west of Rowe Road on the south side of Route 199 is the Rowe Methodist Church, whose parking area is on the north side of Route 199;

Now Therefore, The Milan Town Board respectfully recommends that the New York State Department of Transportation continue the 45 mph speed limit on Route 199 from the south exit of the Taconic Parkway passed the intersection of Route 199 with Rowe Rd;

And Further, remove the passing zones from the intersection of Route 199 with Rowe Rd to the south bound exit of the Taconic Parkway;

And Further, replace the yield sign on the southbound exit of the Taconic Parkway with a stop sign.

Roll was taken and carried

YES - 4 Campisi, Godfrey, Jeffway, Gallagher

NO – 0

Absent – 1 Raelson

RESOLUTION # 11 OF 2018 – Speed Limit Reduction/Rock City

Resolution offered by Council. Campisi seconded by Council. Jeffway to improve the safety along a specific section of Route 199 in the Town of Milan

Whereas, the speed limit entering the intersection of Route 199, Route 308, the two exits for Brooklyn Heights Road, and Rock City Road is 55 mph;

And Whereas, the curve of Route 1999 approaching the said intersection make it difficult to see the traffic light as said intersection;

And Whereas, traffic stopped at the light is not visible until vehicles reach the decline of Route 199 east of the traffic light;

And Whereas, there is no traffic lane to accommodate traffic proceeding on Route 199 through the intersection;

And Whereas, traffic exiting the western exit of Brooklyn Heights Road has difficulty making a safe exit due to the 55 mph speed limit of traffic moving westerly from Route 199 on to Route 308, particularly for traffic turning right on to the western road connecting Route 308 and Route 199;

Now Therefore, The Milan Town Board respectfully recommends that the New York State Department of Transportation reduce the speed limit to 45 mph and replace the present 55 mph speed limit sign east of said intersection with a 45 mph sign. Roll was taken and carried

YES - 4 Campisi, Godfrey, Jeffway, Gallagher

NO – 0

Absent- 1 Raelson

RESOLUTION # 12 OF 2018

At a regular meeting of the Town of Milan Town Board duly held at the Town Hall, 20 Wilcox Circle in the Town of Milan on the 16th day of July, 2018. Upon the calling of the roll by the Clerk the following members were:

Present: Supervisor William Gallagher

Councilmen Jack Campisi, Charles Godfrey, William Jeffway

Absent: Councilman Douglas Raelson

The following resolution was offered for adoption by Supervisor Gallagher which resolution was seconded by Council. Campisi

RESOLUTION APPROVING THE SETTLEMENT OF THE MATTER PURSUANT TO §123 OF THE N.Y. AGRICULTURE AND MARKET LAW AGAINST EDWARD EIFFERT IN ACCORDANCE WITH ORDER ON CONSENT.

WHEREAS, the Town has commenced litigation in Town Justice Court against Edward Eiffert (the “Respondent”) pursuant to Section 123 of the N.Y. Agriculture and Markets Law as a result of an incident which occurred at or near 118 North Road on June 30, 2018.

WHEREAS, during the incident two of the Respondent’s dogs attacked an individual who suffered serious injuries.

WHEREAS, the back-up Town Attorney and back-up Special Prosecutor for the Town, Cappillino & Rothschild LLP by Jeffrey Rothschild, Esq. has been duly appointed and authorized to prosecute and/or adjudicate the matter.

WHEREAS, Jeffrey Rothschild, Esq. and counsel for the Respondent have entered into a tentative settlement of the matter, subject to the approval of the Town Board, whereby the Respondent would agree to construct certain safety measures and meet certain conditions in order to regain possession of the dogs.

WHEREAS, the proposed Order on Consent containing the terms of the settlement is attached hereto and made a part hereof, and

WHEREAS, the Town Board has determined that it is in the best interests of the health, safety and welfare of the citizens of the Town to resolve this case pursuant to the terms of the Order on Consent.

NOW THEREFORE BE IT RESOLVED that the Town Board authorizes, directs and empowers Jeffrey Rothschild, Esq. of Cappillino & Rothschild LLP to execute the Order on Consent;

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized, directed and empowered to take any and all actions necessary to implement this resolution.

Supervisor William Gallagher	AYE
Councilman Jack Campisi	AYE
Councilman Charles Godfrey	AYE
Councilman William Jeffway	AYE
Councilman Douglas Raelson	ABSENT

There being a majority of the Town Board voting to approve the resolution, the resolution was declared by the Supervisor to have been adopted.

PLANNING BOARD APPOINTMENT

MOTION by Council. Jeffway seconded by Council. Godfrey to appoint Kevin Pike as a member to the Planning Board to fill the unexpired term of Jeffrey Anagnos – term to expire 12/31/2020. Roll was taken and carried
YES - 4 Campisi, Godfrey, Jeffway, Gallagher
NO – 0
Absent – 1 Raelson

TRANSFERS:

MOTION by Council. Campisi seconded by Council. Jeffway to transfer \$500.00 from 1650.4 (Central Communications) to 1920.4 (Municipal association Dues-Other). Roll was taken and carried
YES - 4 Campisi, Godfrey, Jeffway, Gallagher
NO – 0
Absent – 1 Raelson

MOTION by Council. Campisi seconded by Council. Jeffway to transfer \$40.00 from 7510.41 (Bicentennial) to 7510.4 (Contractual). Roll was taken and carried
YES - 4 Campisi, Godfrey, Jeffway, Gallagher
NO – 0
Absent - 1 Raelson

BILLS: the bills were presented to the board for their audit and review. **MOTION** by Council. Campisi seconded by Council. Jeffway to pay General Abstract # 7 Claims 310 thru 351 , totaling \$ 34,094.44 – Highway Abstract # 7 Claims 96 thru 117 , totaling \$ 141,818.01 – Escrow Abstract # 7 Claims 6 & 7, totaling \$152.50. Roll was taken and carried

YES - 4 Campisi, Godfrey, Jeffway, Gallagher

NO – 0

Absent – 1 Raelson

MOTION by Supervisor Gallagher seconded by Council. Jeffway to adjourn this meeting.

(7:30 pm). Roll was taken and carried

YES – 4 Campisi, Godfrey, Jeffway, Gallagher

NO – 0

Absent - 1 Raelson

Respectfully submitted,

Catherine Gill, Town Clerk