

**STATE OF NEW YORK  
COUNTY OF DUTCHESS  
TOWN OF LA GRANGE**

**TOWN BOARD MEETING  
April 8, 2009**

**Present:** Councilman Joseph Luna  
Councilman Dale Borchert  
Councilman Steve O'Hare  
Supervisor Jon J. Wagner

**Absent:** Councilman Gary Beck

**Recording Secretary:** Margaret Schmitz, Deputy Town Clerk

**Others Present:** Wanda Livigni, Administrator of Public Works  
Diana Campaglione, Environmental Consultants  
Rebecca Valk Esq., Van De Water & Van De Water

A regular meeting of the Town Board was held on Wednesday, April 8, 2009, at the LaGrange Town Hall, 120 Stringham Road. Supervisor Wagner called the meeting to order at 7:30 p.m. The Deputy Town Clerk led the flag salute.

Supervisor Wagner asked for a motion to approve the minutes from March 25, 2009. Councilman Luna moved to do so, seconded by Councilman O'Hare and carried unanimously.

Supervisor Wagner asked for a motion to accept the monthly revenue reports for March 2009 in addition to the February 2009 for Superintendent of Highway. Councilman O'Hare so moved, seconded by Councilman Luna and carried by all.

Building, Planning, Zoning & Public Works:	\$11,295.00
Highway Superintendent:	\$200.00 (February 2009)
Highway Superintendent:	\$200.00
Justice Caplicki - including State share	\$33,965.00
Justice Greller - including State share	\$35,199.00
Town Clerk – including State and County share	\$2,464.48

## **Correspondence**

### **Resolution of Waiver of 30 day waiting period for a Liquor License.**

Supervisor Wagner requested a motion to waive the 30 day waiting period for a liquor license for TNP Corporation D/B/A Daily Planet, 1202 Route 55, LaGrangeville, NY. Councilman Luna so moved, seconded by Councilman Borchert, carried unanimously. (SEE ADDENDUM)

The U.S. Census will start canvassing the Town of LaGrange between April and July. They will be visiting every housing unit and neighborhood in the community to confirm the address and physical location of each place where people live or stay. Census employees will wear official identification and carry hand held computers to capture physical addresses and their GPS coordinates. This information will be on the Town Website and a notice will be posted. Local law enforcement has been notified. Councilman Borchert asked about the timing of the Census because he believed this wouldn't start until 2010. Supervisor Wagner explained that the canvassing in April – July will be a preliminary Census of the buildings that may contain people which will then be counted in 2010.

Supervisor Wagner gave an update on the Transportation Enhancement Program. In the first round of the selection process the Dr. Fink Access and Safety Enhancement Project was not selected. The Town needs to have the project ready in the event that it is selected for round two funding of the stimulus package.

Supervisor Wagner stated he received two letters from Cablevision. Cablevision has been informed by the ABC Network that they will no longer provide ABC Plus. This is a decision on the part of ABC, not Cablevision. Cablevision advised the Town that it is going through a transition process and some of the channels they carry on their analog system with digital cable, will be available only with the use of a digital box. They are offering their analog customers, up until July 4<sup>th</sup> a free digital box for a year due to the fact that many channels that can now be received without a box will no longer be received without a box. Municipalities will have to react to this in their Franchise Agreements. Cablevision is launching the Live Well HD Network. These documents will be on file in the Town Clerk's office for a limited time.

### **Supervisor's Report**

Supervisor Wagner asked for a motion to appoint Kathleen Kowgios of Pleasant Valley as a part-time Legislative Aide. This is not a new position but a replacement for a resignation about two months ago. This position supports the Town Board, the Town Supervisor's Office, and handles everyday personnel matters. This person acts as a personnel interface and maintains personnel files. A motion was made by Councilman Luna, seconded by Councilman O'Hare and carried by all. Ms. Kowgios will be starting on April 20, 2009. Her hours will be Monday – Thursday, 9:00 a.m. – 2:00 p.m.

At the April 7, 2009 meeting of Dutchess County Supervisors & Mayors Association it was expressed that the Association is in support of a local summit on flood plain management and flood mitigation to bring closure to numerous years of rhetoric with various agencies trying to get closure of these topics, specific to Dutchess County. The Association would like Mr. William Janeway, the Region Three Director of the Department of Environmental Conservation to attend a Supervisors & Mayors Association meeting to open a dialogue and get to the point of having a summit and bring closure to some of these issues.

Another issue that came up at the Mayors & Supervisors Association meeting was that the Dutchess County Legislature is starting an initiative where they are interested in shared services with municipalities; this was not warmly received. Although this is an interesting concept, there are implications of eliminating services. The County Legislature expressed there is no buy-in with the Executive Branch or County Government. The dialog of the meeting pointed out some possible barriers; i.e., the County came to the Supervisors' and Mayors' Association and offered to be the conduit for purchasing less expensive electricity through Non-Central Hudson vendors, however this never got off the ground. This is a dialog that they are going to try to keep open and hopefully the Mayors' & Supervisors' of the County can get involved and may save some money with it.

Supervisor Wagner introduced the Resolution for The Sign Ordinance and asked for a motion to set a public hearing on May 13, 2009. A motion was made by Councilman Luna, seconded by Councilman Borchert and carried by all. (SEE ADDENDUM)

Councilman Luna explained that this is a re-visit to the Sign Ordinance. There are many changes to the ordinance and input from sign companies and merchants were taken into consideration.

Supervisor Wagner asked for a motion to accept Building Inspector, Ken McLaughlin's request for V. Osaba, T. Sayles and himself to attend the NYS Fire Marshals and Inspectors Association Training Program to be held in Poughkeepsie on Wednesday, August 26, 2009. The cost of the meeting is \$75 per person for a total of \$225. This training will fulfill a portion of required service training for 2009. A motion was made by Councilman Luna, seconded by Councilman Borchert and carried by all. (SEE ADDENDUM)

## **Committee Reports**

### **Water and Sewer Committee**

Councilman Luna reports there are no current problems.

### **Recreation Committee**

Councilman O'Hare wanted to remind everyone that Community Day is June 13, 2009 and all residents will be receiving a Recreation Calendar of Events for 2009 and a Community Day Booklet in the mail.

## **Open Space Committee**

Councilman Borchert reported that the Open Space Application will be worked on at the next Town Board Workshop Meeting.

## **Town Board Comments**

No comments.

## **Town Attorney**

No Comments

## **Public Works**

There is a property owner at 23 Scenic Hills abutting the old Titusville WWTP that voiced a concern about drainage when modifications were made to that driveway. The Superintendent of Highways, Mike Kelly, assisted the district and Ms. Livigni and restored the swell. This should alleviate the drainage problem. On April 3, 2009, Chazen conducted the final inspection of the Titusville Waste Water Treatment Plant.

Supervisor Wagner recommended that a formal policy, on the part of the municipality, be put in place on how we address citizen complaints that they used water due to an accidental discharge of water. As an example; water that went through a meter was treated and went through the meter again due to a failure of a water softener. The Town feels badly when someone gets a high bill due to a situation such as this, but the costs are incurred by the water being pumped, treated and re-pumped. Supervisor Wagner expressed that it really is not fair that the cost be absorbed by the entire district. Up to this point these cases have been considered on a case by case basis and the Town would be better served to have a formal policy in place.

Wanda Livigni agreed to submit a proposed policy for the Town Board to review. Ms. Livigni suggested the policy, once adopted, be mailed out as an insert flyer in the water bills.

## **Environmental Consultants**

Comment inaudible.

Supervisor Wagner moved to open the meeting for public comment. Councilman Luna made a motion, seconded by Councilman Borchert at carried by all.

## **Public Comment**

Gail Parzyck of Arthursburg Rd. - asked a question in regard to the Committee to review the Master Plan that was mentioned at last week's meeting. Mrs. Parzyck stated that she understood the committee would be comprised of two Planning Board Members, two Town Board Members and wanted to know what board the other two people on the committee would be from?

Supervisor Wagner – “Committees usually are not comprised of an even number of people so there wouldn’t be a stalemate. It would mostly likely be someone from the public at large. The way the Town Board handles this is to advertised in the Poughkeepsie Journal as a press release or news article for people to come in and be considered for the position.”

Gail Parzyck – “So that means an individual tax payer in the town could possibly become a member of this committee?”

Supervisor Wagner – “Right.”

Gail Parzyck – “Can you tell me when the next public hearing will be on the Arthursburg Road / Route 82 situation?”

Supervisor Wagner – “No, because we don’t have one scheduled now.”

Supervisor Wagner asked for a motion to close the public comment portion of the meeting, Councilman Borchert made a motion, seconded by Councilman Luna, carried by all.

Supervisor Wagner made a motion to adjourn to executive session for attorney / client consult on a contract issue at 7:45 p.m. the Board voted unanimously to do so.

The Town Board returned from executive session at 8:15 p.m. Councilman Luna made a motion to adjourn the meeting, seconded by Councilman Borchert, carried by all.

The meeting was adjourned at 8:15 p.m.

Respectfully Submitted,

Margaret Schmitz  
Deputy Town Clerk

## **ADDENDUM**

- **Resolution – 30 day waiver for liquor license; TNP Corporation**
- **Resolution of introduction – Sign Ordinance**
- **K. McLaughlin letter requesting training authorization**