

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

**TOWN BOARD MEETING
April 23, 2014**

Present: Supervisor Alan Bell
Councilman Joseph Luna
Councilman Edward Jessup
Councilman Gary Polhemus
Councilman Andrew Dyal

Recording Secretary: Margaret Schmitz, Deputy Town Clerk

Others Present: Ron Blass Esq., Van De Water & Van De Water
Wanda Livigni, Planning & Public Works

A regular meeting of the Town Board was held on Wednesday, April 23, 2014, at 120 Stringham Road, Town of LaGrange. Supervisor Bell called the meeting to order at 7:00 p.m. The Deputy Town Clerk led the flag salute.

Supervisor Bell asked for a motion to accept the minutes for the Town Board Meeting of April 9, 2014. Councilman Jessup so moved, seconded by Councilman Polhemus. The motion carried unanimously.

Public Hearings

Supervisor Bell stated that the Town Board has before them a Resolution for a proposed Town Center Lighting District and requested a motion to open the Public Hearing. (SEE ADDENDUM)

Councilman Luna moved to open the Public Hearing, seconded by Councilman Polhemus. The motion carried unanimously.

Mark Tornatore of Route 55 felt that the State should be paying for the lighting, not the Town. He was opposed to establishing the Lighting District; especially since there is not currently a Town Center Village yet.

An Arlington High School Student addressed the Board and stated he was not in favor of the lighting district because most of the kids that attend the High School walk on Dr. Fink Road rather than Route 55 during day light hours when the lights would not be needed.

Ms. Livigni explained what the lights are for and why they are needed. She explained that the lighting district was part of a plan for smart growth that promotes a Town Center Village. A community in which walking to residential and business areas is already designated in the Town Code and Comprehensive Plan. Safety lights at roundabouts are State mandated. She also mentioned that the cost of lighting would be lowest for residential properties. The estimated residential annual benefit assessment is \$152.70.

Supervisor Bell added that the Comprehensive Plan includes further development. NYS DOT is paying for the lighting fixtures, sidewalks and installation from their budget. Electricity & maintenance would be paid for from the Town budget. Establishing the lighting district and laying the infrastructure now rather than having to dig up the roads after the fact makes more sense.

John Covucci of Harden Drive was vehemently opposed to the establishment of the lighting district. He didn't feel it was wise or beneficial. He expressed his displeasure with the notification process for Public Hearings because when the sewer district went in he received a letter notifying him of the Public Hearing. Mr. Covucci showed Mr. Bell that the cancellation notice for the March 26th public hearing appeared on the Town website today and he felt it was misleading and may have deterred people from attending. He suggested rescheduling the meeting to a future date and possibly sending letters to all residents in the proposed district.

In response to some of Mr. Covucci's concerns, Councilman Luna explained that a Citizens Committee for NYS DOT Rt. 55 improvements, which did not include any Town Board Members, selected the design from 6-8 possible concepts. Lights were always included in the design. He added that all districts created are paid for by those served by it.

Councilman Dyal responded to Mr. Covucci's concern regarding the letter notification for the sewer district Public Hearing but not for the lighting district Public Hearing. He stated that the sewer district involved much more money without immediate service available. The lighting district is minimal expense in relation. Councilman Dyal agreed with rescheduling the Public Hearing.

Ms. Livigni corrected the proposed estimated annual benefit unit figure of \$152.70 that she quoted earlier to \$152.17. She reiterated Mr. Dyal's point that the Town went to extraordinary lengths to notify proposed sewer district residents because of the scale of the project.

There was a brief discussion of why the lights are necessary.

Councilman Luna made a motion to adjourn the Public Hearing to May 14, 2014. Councilman Dyal seconded the motion. The motion carried unanimously.

Councilman Jessup moved to open the Public Hearing for a Proposed Local Law regarding stop signs on South Cross Road, seconded by Councilman Polhemus and carried by all. (SEE ADDENDUM)

Ms. D'Souza of S. Cross Rd. stated she is not in favor of the stop signs. She felt enforcement would be better.

Ms. Kevy of S. Cross Rd. spoke at length in favor of the stop signs.

Mr. Aldrich of S. Cross Rd. did not speak in favor or against stop signs, stating he just wants the roads safe. He asked the Board to take the necessary actions to keep people safe.

Mr. Blauth of S. Cross Rd. stated that S. Cross Rd. has many issues. It is coming apart and needs to be repaired. He feels the turn from Upton Rd. to S. Cross at E. Noxon is too tight because motorists drive on his lawn when making the turn. He made no comment in regard to stop signs.

Brian Aldrich, LaGrange Highway Department spoke in opposition of the installation of stop signs. He feels stop signs would create an additional hazard and believes enforcing the speed limit would be more effective. He cited the Manual of Uniformed Traffic Control Devices (M.U.T.C.D.) sec. 211.2 Paragraph C in regard to stop sign use to control speed.

Ms. Kevy questioned the law pertaining to stop signs.

A brief discussion between Brian Aldrich of the Highway Department and Ms. Kevy took place.

Mr. Blass offered definition of language from an updated version of M.U.T.C.D that is being used by the Town. He referenced a Highway Department letter and stated it was not working with current State Regulations.

Ms. Kevy asked the Board if a Traffic Study is a possibility. Mr. Bell responded "in all likelihood".

Mr. Quigley of S. Cross Road stated there is an area near the church with no visibility, from either direction. He offered the idea of School Zone signs since the church has a school.

Mr. Blauth expressed his concern regarding the combination of speed and poor visibility.

An Arlington High School Student from Field of Dreams Way stated that everyone speeds and enforcement of the speed limit works. He was not in favor of the stop signs.

A resident of S. Cross Rd. asked what other options, other than stop signs, are there?

Brian Aldrich stated School Crossing Signs have been in place near the church for over 10 years. They are yellow warning signs that offer no legal bearing. School Zone signs can drop the speed limit from 30 to 25 within a specified time frame.

Ms. Kevy spoke in favor of multiple solutions for the situation since the entire road is a problem. She just wants safety.

A written comment from J. Kelley of W. Clove Mountain Road, opposing the proposed law, was faxed to the Town Clerk's Office at 5:49 p.m. but not retrieved until after the Town Board Meeting. (SEE ADDENDUM)

Councilman Jessup moved to close the Public Hearing, seconded by Councilman Dyal. The motion carried unanimously.

Correspondence

Supervisor Bell stated that the Board is in receipt of a memorandum from the Superintendent of Highways, informing the Board that Scott Strack had been promoted to Foreman I, replacing Arthur Daniels. The Board acknowledged the promotion. (SEE ADDENDUM)

Agenda

Supervisor Bell introduced a Resolution Endorsing New York State Senate Bill No. 5408-A and Assembly Bill No. 8315 to designate Wappinger Creek as an inland waterway. Councilman Luna moved its adoption, seconded by Councilman Polhemus. The motion carried (SEE ADDENDUM)

Supervisor Bell asked for a motion to release the Stormwater Maintenance Bond for Taconic Crossing (Page Park Associates) in the amount of \$13,378.00. Councilman Jessup so moved, seconded by Councilman Luna. The motion carried unanimously. (SEE ADDENDUM)

Supervisor Bell stated that the Highway Superintendent is requesting to go to bid for a John Deere 5075M Utility Tractor. Councilman Polhemus made a motion to approve the request, seconded Councilman Dyal. The motion carried unanimously. (SEE ADDENDUM)

Mr. Bell requested a motion to appoint Diane Llyod part-time court clerk at an hourly wage of \$16.00. Councilman Jessup so moved, seconded by Councilman Luna. The motion carried unanimously.

Mr. Bell stated that Assemblyman, Kieran Lalor, is considering hosting an event to memorialize the 70th Anniversary of D-day on Friday, June 6, 2014 and has requested a waiver of the Freedom Park Facility Use Fee. Councilman Luna moved to approve the request, seconded by Councilman Dyal. The motion carried unanimously. (SEE ADDENDUM)

Supervisor's Report

Supervisor Bell reviewed the Revenue and Expense line items for Special Districts. He used the Manchester Water District as an example because it contains all categories.

Committee Reports

Water and Sewer

No Report

Recreation

Councilman Dyal reported that the MacGhee fields look great after being redone. Lourdes contributed to half of the cost since they frequently use the fields. Repairs are being made to the plumbing at Freedom Park. Ms. Livigni added that Noxon Road chlorination is complete but not online until next week.

Open Space

No Report. Councilman Jessup requested that the Business Economic Development Committee report be added to the future agendas.

Highway

No Report

Town Attorney

No Report

Administrator of Public Works

Ms. Livigni provided the Town Board and Town Attorney with a draft of an Inactive Planning Board Application Policy. Mr. Bell asked the Board members to review over and be prepared to discuss it at the next workshop meeting. (SEE ADDENDUM)

Ms. Livigni presented the Town Board with a memorandum regarding 33 Milano Drive land donation. (SEE ADDENDUM) Councilman Luna made a motion to authorize the cost of a surveyor to make revisions to Schedule A, which includes meets and bounds of the second parcel. Councilman Jessup seconded the motion. The motion carried unanimously.

Ms. Livigni reported that she's been receiving numerous tenant complaints regarding the condition of the County Commons parking lot; it does not have a top coat. She requested Board approval for her office to write a memorandum to Ken McLaughlin requesting he issue a Violation of Site Plan. Mr. Bell recommended no additional application approvals for the property owner while in violation. The Town Board authorized issuing a violation.

Environmental Consultants

No Report

Public Comment

Councilman Luna moved to open the meeting to Public Comment. Councilman Jessup seconded the motion and it carried unanimously.

Allison Withers, representing the LaGrange Library reported that the Summer Newsletter will be out soon. 50 programs, including Science, Technology, Engineering, & Mathematics (S.T.E.M.), are offered. E-Books have doubled in the last year. She also reported that the new Librarian is doing a fabulous job.

Councilman Jessup stated that he and Mike Kelly discussed dedicating the flag pole to his father next Wednesday, April 30th at 4:00 p.m.

Mr. Dyal asked Supervisor Bell to speak at the Baseball/Softball Opening Day, Sat. April 26th.

Councilman Dyal asked the Supervisor if a laptop would be useful during the Town Board Meetings. Mr. Bell didn't think that would work out well.

Councilman Luna moved to close the Public Comment, seconded by Councilman Dyal. The motion carried unanimously.

Town Board Comments

Supervisor Bell reported on his meeting with Royal Carting regarding their Agreement with other Towns and how their dump days are handled. Mr. Blass recommended modifying the RFP and go out to bid again with new bid specifications.

Mr. Bell stated that he received a memorandum from the County regarding the Rail Trail. Mr. Jessup suggested the Town stop plowing Rail Trail lots until they release liability to the Town.

Councilman Jessup, seconded by Councilman Dyal moved to adjourn the meeting at 9:10 pm. The motion carried unanimously.

Respectfully Submitted,

Margaret Schmitz
Deputy Town Clerk

ADDENDUM

- Affidavit of Publication and Posting – Town Center Lighting District
- Notice of Adjourned Public Hearing – Town Center Lighting District
- Affidavit of Publication – Proposed Local Law – Stop Signs
- Letter from J. Kelley – Public Hearing Comment – Stop Signs
- Resolution: Endorsing NY Senate Bill 5408-A & Assembly Bill No. 8315
- Stormwater Management Consultants – Taconic Crossing
- Memorandum: Highway Superintendent – Bid Request for Utility Tractor
- Draft Inactive Planning Board Application Policy
- Memorandum – 33 Milano Drive Land Donation

Poughkeepsie Journal

Poughkeepsie, N.Y.

AFFIDAVIT OF PUBLICATION

**TOWN OF LAGRANGE
ORDER CALLING FOR PUBLIC HEARING
FOR PROPOSED TOWN CENTER LIGHTING DISTRICT**

WHEREAS, on January 22, 2014, the Town Board of the Town of LaGrange adopted a resolution authorizing the preparation of a map, plan and report for the establishment of a lighting improvement district to be known as the Town Center Lighting District in the Town of LaGrange, as described below, and

WHEREAS, the map, plan and report, bearing date of March 19, 2014, has been prepared by Clark Patterson Lee and filed in the office of the LaGrange Town Clerk, and

WHEREAS, the boundaries of the proposed benefited area include the properties listed and identified on Exhibit "A" hereto, and

WHEREAS, the People of the State of New York, acting and through the Commissioner of Transportation, is constructing sidewalk and traffic circle lighting improvements along Route 55 between Lauer Road and the Taconic State Parkway within the municipality and at no cost to the Town, and

WHEREAS, it is proposed to be the obligation of a lighting improvement district within the Town to operate, to maintain and to repair all of the aforesaid lighting system improvements, as more specifically set forth within the map, plan and report; and

WHEREAS, the maximum amount proposed to be expended annually in the first year following formation of the district is estimated to be \$10,500.00 for the operating, maintenance and repair of the improvements, and

WHEREAS, there will be no capital or construction costs incurred for the improvements, and

WHEREAS, the cost to the typical property, which is not one or two family residential, in the district in the first year following formation of the district is projected to be \$304.34 based on an assessment of two (2) benefit units under the method identified in the map, plan and report, and

WHEREAS, the cost to the typical one or two family residence property in the district in the first year following formation of the district is projected to be \$152.17 based on an assessment of one (1) benefit unit under the method identified in the map, plan and report, and

WHEREAS, the estimated cost for each actual property included within the district in the first year following formation of the district, based on the district's benefit assessment formulation, is identified within the map, plan and report, and

WHEREAS, the proposed method of apportioning the annual costs for the operation, maintenance and repair of such improvements is as follows: all costs are to be assessed, levied, and collected from the several parcels of land within the benefited area in proportion to the amount of benefit provided by the lighting improvements, and no part is to be apportioned to or collected from properties in the Town located outside of the benefited area's boundaries, and

WHEREAS, a map, plan and report dated March 19, 2014 and describing such lighting improvement district are on file in the office of the Town Clerk of the Town of LaGrange, 120 Stringham Road, LaGrangeville, New York 12540 and available for public inspection between 8:30 a.m. and 4:00 p.m. on all business days except Tuesdays when the hours are between 8:00 a.m. and 3:30 p.m., and

WHEREAS, the aforesaid map, plan and report takes the place of an original map, plan and report which was dated March 6, 2014, and which has been withdrawn by the Town Board, and

WHEREAS, this order for public hearing takes the place of an original notice of public hearing dated March 12, 2014 which has been withdrawn by the Town Board which resulted in the cancellation of an original public hearing set for March 26, 2014, and it is

State of New York
County of Dutchess
City of Poughkeepsie

Rita Lombardi, of the City of Poughkeepsie, Dutchess County, New York, being duly sworn, says that at the several times hereinafter mentioned he/she was and still is the Principle Clerk of the Poughkeepsie Newspapers Division of Gannett Satellite Information Network, Inc., publisher of the Poughkeepsie Journal, a newspaper published every day in the year 2014 in the city of Poughkeepsie, Dutchess County, New York, and that the annexed Notice was duly published in the said newspaper for one insertion

Successively, in each week, commencing on the 10th day of April in the year of 2014 and on the following dates thereafter, namely on:

And ending on the _____ day of _____ in the year of 2014, both days inclusive.

Rita Lombardi
Subscribed and sworn to before me this 10th day of April in the year of 2014.

Rose Ann Simpson
Notary Public

My commission expires 1/4/2018

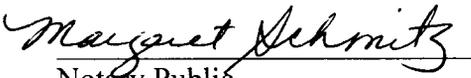
ROSE ANN SIMPSON
Notary Public - State of New York
No. 01SI6215893
Qualified in Dutchess County
My Commission Expires January 04, 2018

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

I, the undersigned Clerk of the Town of LaGrange, Dutchess County, New York, DO HEREBY CERTIFY that on the 10th day of April, 2014, I duly caused a copy of the Order to Establish the Town Center Lighting District to be conspicuously posted on the sign-board maintained by the Clerk's Office at 120 Stringham Road, Town of LaGrange.


Christine O'Reilly-Rao, Town Clerk

Sworn to before me this
23rd Day of April, 2014


Notary Public

MARGARET SCHMITZ
NOTARY PUBLIC-STATE OF NEW YORK
No. 01SC6220139
Qualified in Dutchess County
My Commission Expires April 12, 20

TOWN OF LAGRANGE
NOTICE OF ADJOURNED PUBLIC HEARING
FOR PROPOSED TOWN CENTER LIGHTING DISTRICT

WHEREAS, on January 22, 2014, the Town Board of the Town of LaGrange adopted a resolution authorizing the preparation of a map, plan and report for the establishment of a lighting improvement district to be known as the Town Center Lighting District in the Town of LaGrange, as described below, and

WHEREAS, the map, plan and report, bearing date of March 19, 2014, has been prepared by Clark Patterson Lee and filed in the office of the LaGrange Town Clerk, and

WHEREAS, the boundaries of the proposed benefited area include the properties listed and identified on Exhibit "A" hereto, and

WHEREAS, the People of the State of New York, acting and through the Commissioner of Transportation, is constructing sidewalk and traffic circle lighting improvements, at no cost to the Town of LaGrange, along Route 55 between Lauer Road and the Taconic State Parkway within the municipality, and

WHEREAS, it is proposed to be the obligation of a lighting improvement district within the Town to operate, to maintain and to repair all of the aforesaid lighting system improvements, as more specifically set forth within the map, plan and report; and

WHEREAS, the maximum amount proposed to be expended annually

in the first year following formation of the district is estimated to be \$10,500.00 for the operating, maintenance and repair of the improvements, and

WHEREAS, there will be no capital or construction costs incurred for the improvements, and

WHEREAS, the cost to the typical property, which is not one or two family residential, in the district in the first year following formation of the district is projected to be \$304.34 based on an assessment of two (2) benefit units under the method identified in the map, plan and report, and

WHEREAS, the cost to the typical one or two family residence property in the district in the first year following formation of the district is projected to be \$152.17 based on an assessment of one (1) benefit unit under the method identified in the map, plan and report, and

WHEREAS, the estimated cost for each actual property included within the district in the first year following formation of the district, based on the district's benefit assessment formulation, is identified within the map, plan and report, and

WHEREAS, the proposed method of apportioning the annual costs for the operation, maintenance and repair of such improvements is as follows: all costs are to be assessed, levied, and collected from the several parcels of land within the benefited area in proportion

to the amount of benefit provided by the lighting improvements, and no part is to be apportioned to or collected from properties in the Town located outside of the benefited area's boundaries, and

WHEREAS, a map, plan and report dated March 19, 2014 and describing such lighting improvement district are on file in the office of the Town Clerk of the Town of LaGrange, 120 Stringham Road, LaGrangeville, New York 12540 and available for public inspection between 8:30 a.m. and 4:00 p.m. on all business days except Tuesdays when the hours are between 8:00 a.m. and 3:30 p.m., and

WHEREAS, the LaGrange Town Board previously issued an Order calling for public hearing at LaGrange Town Hall at 7:00 p.m. on April 23, 2014 for the establishment of the Town Center Lighting District, and said Order is on file with the Town Clerk; and

WHEREAS, on April 23, 2014, the public hearing was opened; and

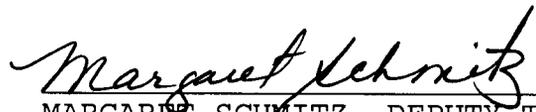
WHEREAS, on April 23, 2014, the Town Board adjourned the public hearing to May 14, 2014 commencing at 7:00 p.m. at the LaGrange Town Hall; and

WHEREAS, the Town Clerk is directed to publish and post notice of the adjourned date, time and place of the public hearing;

PLEASE TAKE NOTICE that the Town Board of the Town of LaGrange, shall meet at the Town Hall, 120 Stringham Road, LaGrangeville, New York 12540, on the 14th day of May, 2014, at 7:00 o'clock p.m., Prevailing Time, for the purpose of continuing a public hearing on

the proposal to establish a Town Center Lighting District in accordance with the terms of the map, plan and report dated March 19, 2014 and the initial Order for Public Hearing on file with the Town Clerk, at which time and place all persons interested in the subject thereof may be heard concerning the same.

Dated: LaGrange, New York
April 23, 2014


MARGARET SCHMITZ, DEPUTY TOWN CLERK

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Exhibit "A"

TAX PARCEL			PROPERTY OWNER
SECTION	BLOCK	LOT	
006460	0002	553816	B R H Land LLC
006460	0002	585905	Tax Sale In-Rem 2011
006460	0001	435981	Cy Management Inc
006460	0001	453982	Linda Cuatt
006460	0001	458981	1081 Route 55 LLC
006460	0002	702931	MarkA Tornatore
006460	0001	440956	B R H Land LLC
006460	0002	678933	Margarita Drivas
006460	0002	689930	Law Crosse LLC
006460	0002	548962	Savone Realty North LLC
006460	0002	715925	Robert D. Ferris
006460	0001	466978	Rodax Enterprises LLC
006460	0001	398951	Rieger Homes, Inc.
006460	0002	619920	Leemilts Petroleum
006460	0002	520966	Savone Realty North LLC
006460	0001	401979	GTY NY Leasing Inc
006460	0002	638947	Marene Management Group Inc
006460	0001	422782	B R H Land LLC
006460	0002	650904	Presbyterian Church & Grounds
006460	0001	489973	Savone Realty North LLC
006460	0002	538899	1110 Route 55 LLC
006460	0001	480927	1110 Route 55 LLC
006460	0002	604956	JSM Development LLC
006460	0002	611894	Full Gospel Center
006461	0004	668121	Arlington C S D #1

Poughkeepsie Journal

Poughkeepsie, N.Y.

AFFIDAVIT OF PUBLICATION

State of New York
County of Dutchess
City of Poughkeepsie

Rita Lombardi, of the City of Poughkeepsie,
Dutchess County, New York, being duly sworn, says
that at the several times hereinafter mentioned he/she
was and still is the Principle Clerk of the Poughkeepsie
Newspapers Division of Gannett Satellite Information
Network, Inc., publisher of the Poughkeepsie Journal, a
newspaper published every day in the year 2014 in the
city of Poughkeepsie, Dutchess County, New York, and
that the annexed Notice was duly published in the said
newspaper for one insertion
Successively, in each week, commencing on the 18th
day of April in the year of 2014 and on
the following dates thereafter, namely on:

And ending on the _____ day of _____ in
the year of 2014, both days inclusive.

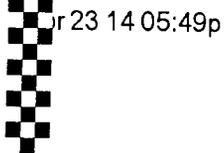
Rita Lombardi
Subscribed and sworn to before me this 18th day
of April in the year of 2014.

Rose Ann Simpson
Notary Public

My commission expires 1/4/2018

ROSE ANN SIMPSON
Notary Public - State of New York
No. 01SI6215893
Qualified in Dutchess County
My Commission Expires January 04, 2018

NOTICE OF PUBLIC HEARING
TAKE NOTICE that the Town Board of the Town of LaGrange will hold a public hearing at the Town Hall, 120 Stringham Road, LaGrangeville, New York on April 23, 2014 at 7 o'clock, p.m., on Local Law No. _____ of the Year 2014, to AMEND TOWN OF LAGRANGE TOWN CODE SECTION 226-6, SCHEDULE "A" TO ADD A STOP SIGNS ON SOUTH CROSS ROAD (NORTHBOUND) AT ITS INTERSECTION WITH MILLER HILL DRIVE AND JOHNSON ROAD, AND SOUTH CROSS ROAD (SOUTHBOUND) AT ITS INTERSECTION WITH MILLER HILL DRIVE AND JOHNSON ROAD.
TAKE FURTHER NOTICE, that copies of the aforesaid proposed local law will be available for examination at the office of the Clerk of the Town of LaGrange, at the Town Hall, 120 Stringham Road, LaGrangeville, New York between the hours of 8:30 a.m. and 4:00 p.m. on all business days, with the exception of Tuesdays when the hours are 8:00 a.m. to 3:30 p.m., from the date of this notice and the date of the public hearing.
TAKE FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.
DATED: LaGrangeville, New York April 9, 2014
CHRISTINE O'REILLY-RAO, LaGrange Town Clerk
The foregoing resolution was voted upon with all Councilmen voting as follows:
Supervisor Bell AYE
Councilman Luna AYE
Councilman Jessup AYE
Councilman Polhemus AYE
Councilman Dyal AYE
DATED: LaGrangeville, New York April 9, 2014
CHRISTINE O'REILLY-RAO, LaGrange Town Clerk 3564



239 W. Clove Mountain Road
LaGrangeville, NY 12540

April 23, 2014

Christine O'Reilly-Rao
Town Clerk
Town of LaGrange
120 Stringham Road
LaGrangeville, NY 12540

**RE: PROPOSED LOCAL LAW
AMENDMENT OF TOWN CODE SECTION 226-6, SCHEDULE "A"
TO ADD STOP SIGNS ON SOUTH CROSS ROAD AT INTERSECTIONS WITH
MILLER HILL DRIVE AND JOHNSON ROAD**

Ms. O'Reilly-Rao,

The purpose of this letter is to provide my comments for consideration by the members of the LaGrange Town Board on the subject proposed local law amending the Town Code to add stop signs on South Cross Road at both Miller Hill Drive and Johnson Road.

As area residents for over 17 years, my wife and I have traveled on South Cross Road countless times on a nearly daily basis. In all the years we have driven on South Cross Road, we never encountered or witnessed any accidents or safety problems associated with the Miller Hill Drive and Johnson Road intersections. Based on my personal experience as a motorist as well as my more than 20 years of professional experience as a highway and transportation engineer, the addition of stop signs on South Cross Road at these intersections appears neither warranted nor recommended.

According to the minutes of the March 12, 2014 LaGrange Town Board meeting, residents of South Cross Road have expressed concern regarding cars speeding through their neighborhood. While the addition of stop signs has shown to result in reduced speeds within 200 feet of an intersection with stop control, statistics compiled from many studies conducted throughout the country reveal that stop signs are ineffective at reducing speeds on a given segment or roadway and can even result in increased speeds between stop controlled intersections as motorists "make up for lost time". In addition, stop signs tend to increase noise in the vicinity of an intersection due to acceleration and braking noise and result in more fuel consumption and exhaust emissions as vehicles come to a stop and start up again.

Most significantly, numerous studies have shown that when not required to stop by cross traffic, drivers tend to ignore stop signs to a large extent, with as many as 20 to 40 percent passing through a stop condition at higher than 5 miles per hour. While there is not conclusive evidence that the addition of stop signs not needed to assign right-of-way or address safety concerns cause an increase in accidents at the intersection of location, it is widely accepted that the excessive use of regulatory and warning signs tend to reduce the effectiveness of signs overall as stated in

Christine O'Reilly-Rao

April 23, 2014

Page 2 of 2

Section 2A.04 of the National *Manual on Uniform Traffic Control Devices* (MUTCD). Given the severity of the accident history at the intersection of North and South Cross Road and NYS Route 55, it is recommended that the addition of stop signs which may be perceived by motorists as "unnecessary" be carefully considered in the vicinity of an intersection with such a significant accident history.

In closing, the addition of stop signs are not recommended and have not been shown to be effective in reducing speeds on a segment of road such as South Cross Road, and their installation in a multi-way stop application should be based on an engineering study as stated in the MUTCD. A brochure for the general public on the use of stop signs prepared by the City of Springfield, Missouri is attached for your information.

Thank you for the opportunity to comment on the subject proposed local law. Please include my comments in the record of the Public Hearing scheduled for April 23, 2014 at 7:00pm. If you have any questions or would like to discuss this matter in further detail, please do not hesitate to contact me at (845) 489-3647.

Sincerely,



Joseph E. Kelley, P.E.

Attachment

Via e-mail and 1st class mail

c: Alan Bell, Supervisor (via fax and e-mail)

STOP Signs Installed in Wrong Places...

...usually create more problems than they solve.

Many requests are received for STOP signs to interrupt traffic or to slow speeding vehicles. However, studies across the nation show that there are a high number of intentional violations when STOP signs are installed as nuisances or "speedbreakers."

Studies show that speed is reduced in the immediate vicinity of nuisance STOP signs. However, speeds are higher between intersections than before the signs were installed. This is caused by motorists "making up for lost time."

Nuisance STOP signs also increase air pollution, waste fuel and create more traffic noise.



A Traffic Safety Message
From the
City of Springfield
Public Works Department



For more information:
417-864-1980
<http://www.springfieldmo.gov/traffic>

Will
More STOP Signs
Slow Traffic
On Our Street ?



Neighborhood Streets with Low Traffic...

...tend to operate best under
the State Right of Way law.

When an intersection has no STOP or YIELD signs, State Law applies. It requires that when two vehicles enter a four-leg intersection from different streets at the same time, the driver on the left must yield right of way to the driver on the right. This requires drivers on all four approaches to slow down to reasonable speeds.

However, when STOP signs are installed on one street, drivers on the other street tend to increase speed since they have the right of way. Drivers tend not to be as careful, since they feel others need to yield to them.



Under the Right Conditions...

...STOP signs can play an
important role in traffic
safety.

National standards have been established to determine when STOP signs should be installed. These standards consider traffic speed, number of vehicles, sight distance, and frequency of "gaps in traffic" for safe vehicle entry or pedestrian crossing.

When STOP signs are used, they should stop vehicles on the street with less traffic. Four-way STOPs are helpful only when traffic is high and approximately equal on all four approaches. Experience indicates that when at least 500 cars per hour enter an intersection for a substantial portion of the day, four-way STOPs may be considered.

Most drivers are reasonable and prudent. When confronted with unreasonable and unnecessary restrictions, motorists are more likely to violate any type of traffic sign.

REMEM-

STOP signs:

- ✦ Do Not Stop Speeding
- ✦ Increase Air Pollution
- ✦ Increase Noise Pollution
- ✦ Waste Fuel

RESOLUTION
WAPPINGERS CREEK WATERSHED

Councilman Luna offered the following resolution which was seconded by Councilman Polhemus, who moved its adoption.

WHEREAS, water exists in watersheds that extend beyond municipal borders, and Dutchess County's municipalities are working together to protect water resources; and

WHEREAS, the severe weather events of 2011 and 2012 have illustrated the need for pro-active, but green storm water management practices and policies in the Wappingers Creek Watershed and

WHEREAS, the federal government through the Environmental Protection Funds and the New York State (N.Y.S. D.O.S.) Division of Coastal Resource has provided monies to help communities protect the designated water body and revitalize the community and

WHEREAS, the Designated Inland Waterways Act (S5408-A) has been introduced in the N.Y.S. Senate by Senator Terry Gipson and into the N.Y.S. Assembly by Didi Barrett (Bill# A08015) to include the Wappinger Creek in the list of designated waterways,

NOW, therefore be it resolved that the Town of LaGrange as a participant of the Wappingers Creek Watershed Intermunicipal Council supports the Designated Inland Waterways Act and hopes for the adoption of this bill in the N.Y. State Legislature.

The foregoing resolution was duly put to a vote which resulted as follows:

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Polhemus	AYE
Councilman Dyal	AYE
Councilman Luna	AYE

Dated: LaGrangeville, New York
April 23, 2014


MARGARET-SCHMITZ
DEPUTY TOWN CLERK,
TOWN OF LAGRANGE

Stormwater Management Consultants, Inc.

April 10, 2014

Mr. Alan Bell, Supervisor
and Members of the Town Board
120 Stringham Road
Lagrangeville, New York 12540

*Re: Taconic Crossings - NYS Route 55
Stormwater Management Facilities Maintenance Bond*

Dear Supervisor Bell:

Stormwater Management Consultants, Inc. (SMC) previously submitted a performance bond estimate for the proposed permanent post construction stormwater management facilities for the Taconic Crossings Site Plan in a memo to the Town Board dated June 1, 2010. The amount of said performance bond estimate was \$66,890.

During the course of construction of the stormwater management facilities, this office, the Town of LaGrange Administrator of Public Works and the Owner/Operator's design engineer conducted numerous site inspections to insure the proposed stormwater management facilities were constructed in accordance with the approved amended Stormwater Pollution Prevention Plan (SWPPP), the approved amended Site Plan and the design specifications thereof. This office conducted a final site inspection of the stormwater management facilities on July 28, 2010. The stormwater management facilities were found to be installed to the satisfaction of this office at that date.

As per the approved Site Plan, the Owner/Operator was required to submit to the Town of LaGrange a certification of completion by the design engineer that the permanent post construction stormwater management facilities were constructed and installed in accordance the approved Site Plan and the design specifications.

This office was in receipt of a signed and sealed letter dated August 16, 2010 from the Owner/Operator's engineer, Mark A. Day, P.E. providing certification of completion of the installation of the stormwater management system in accordance with the approved Site Plan and design specifications.

It was the recommendation of this office in a memorandum to the Town Board dated August 19, 2010 as per §197-19 of the Code of the Town of LaGrange, that the Stormwater Management Facilities Performance Bond be replaced with a maintenance bond in the amount of \$13,378, which was 20% of the estimated improvement cost of the permanent stormwater management facilities as noted herein, to be held for a period of three (3) years.

On August 25, 2010 the Town Board authorized the replacement of the performance bond with a maintenance bond in the amount of \$13,378.

This office conducted a site inspection on April 10, 2014 for purposes of consideration of a recommendation to the Town Board for release of the above noted maintenance bond. Based upon observations by this office at the April 10, 2014 site inspection, it is the determination of this office that the permanent post construction stormwater management facilities have been maintained in good order and are functioning properly.

Therefore, it is the recommendation of this office that the Town Board consider releasing the maintenance bond for the above referenced project.

Any questions regarding these matters may be directed to me. I may be contacted directly at (845) 462-0022.

Sincerely,



Walter R. Artus, CPESC, CMS4S
Principal

WRA/wra

cc: Stacy Olyha, Planning Board Chairman
Christine O'Reilly-Rao, Town Clerk
Wanda Livigni, Administrator of Public Works, SMO
Ronald Blass, Jr., Esq., Town Attorney, Van DeWater and Van DeWater
Greg Bolner, P.E., Town Engineer, Clark Patterson Lee



TOWN OF LAGRANGE HIGHWAY DEPARTMENT

130 STRINGHAM ROAD
LAGRANGEVILLE, NY 12540
845-452-2720 845-452-2709 FAX

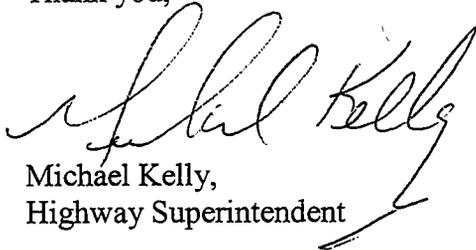
DATE: April 16, 2014
TO: The Town Board
FROM: Michael Kelly, Highway Superintendent
RE: Request to go to Bid for "2014 Equipment"

I am requesting to go out for Bid on the item listed below:

<u>EQUIPMENT</u>	<u>ESTIMATED COST</u>
1 John Deere 5075M Utility Tractor with Mower	\$ <u>72,000.00</u>
TOTAL	\$ 72,000.00

If you have any questions, please contact me anytime.

Thank you,



Michael Kelly,
Highway Superintendent



TOWN OF LAGRANGE

Planning & Public Works
120 Stringham Road
LaGrangeville, New York 12540-5507

Wanda Livigni, Administrator of Planning & Public Works
845-452-8562 ~ 845-452 7692 fax ~ wlivigni@lagrangenyc.org

DATE: April 23, 2014
TO: Supervisor Bell & Town Board
FROM: Wanda Livigni
RE: Inactive Planning Board Applications Policy

Gentlemen –

I offer the following draft for an “Inactive Planning Board Applications Policy”:

1. Any project that has not been in front of the Planning Board for 5 years will be considered inactive as determined by my office;
2. Once a project is determined to be inactive they will receive a letter from me stating such.
 - a. That letter will advise them that they are required to ‘re-activate’ their application with a new submission and Engineer’s report (stating the current status of all previous ‘outside’ regulatory agencies, if applicable) within 2 months;
 - b. They will be required to present their application to the Planning Board within 3 months;
 - c. Failure to comply will result in their application being closed and any escrow monies to be returned to the original applicant (if able to contact or absorbed by the General Fund) and account closed;
3. The inactive application cannot have an additional lapse of inactivity without justification.
 - a. Applicable justifications would be: outside agency reviews, Town Board actions, “Acts of God” (i.e. inability to survey due to 2 feet of snow on the ground or 2 feet of flood waters), negotiations to resolve public hearing issues.
 - b. Once an inactive project is re-activated but is unable to advance the project within a given month, a letter must be submitted explaining the justification;
 - c. A recommendation by me will be given to the Planning Board for each justification; however the Planning Board will make the final determination on the validity of it;
 - d. If the Planning Board determines that the justification is not sufficient then the application will be closed and any escrow monies to be returned and the account closed.

- e. Failure to supply a justification every month of additional inactivity (1 week prior to the Planning Board meeting) will result in the application being closed and return of escrow monies;
- f. There will be no justifications accepted for 6 consecutive months.

I welcome any input/comments the Town Board may have.

Thank you for your consideration!

A handwritten signature in black ink, consisting of stylized, overlapping loops and lines, positioned to the right of the text 'Thank you for your consideration!'.



TOWN OF LAGRANGE

Planning & Public Works
120 Stringham Road
LaGrangeville, New York 12540-5507

Wanda Livigni, Administrator of Planning & Public Works
845-452-8562 ~ 845-452 7692 fax ~ wlivigni@lagrangenyc.org

DATE: April 23, 2014
TO: Supervisor Bell & Town Board
FROM: Wanda Livigni 
RE: 33 Milano Drive – land donation

Gentlemen –

I have attached my March 5, 2014 memo pertaining to this land donation, which denotes the terms the Town Board agreed to.

In furthering this land donation, the Town Attorney observed that the Schedule A for the description of the parcels only pertained to one parcel. Therefore, an additional description is required for the 2nd parcel (in other words – the future Town parcel). I have reached out to the property owner and I asked him to obtain the 2nd description. He spoke to the Surveyor and requested that the Town pay for the 2nd lot description since we are going to be saving money on his appraiser (\$1,500 vs \$350). I spoke to the Surveyor and requested a proposal. I have not received the proposal yet, but he did verbally tell me the cost would be \$150.

Since this is a change to the March 12, 2014 Town Board approved terms, I am requesting your input and potential approval to proceed with obtaining that 2nd lot description (authorization to pay Surveyor a not to exceed amount of \$150).

Thank you for your consideration.



TOWN OF LAGRANGE

Planning & Public Works
120 Stringham Road
LaGrangeville, New York 12540-5507

Wanda Livigni, Administrator of Planning & Public Works
845-452-8562 ~ 845-452 7692 fax ~ wlivigni@lagrangenyny.org

DATE: March 5, 2014
TO: Supervisor Bell & Town Board
FROM: Wanda Livigni
RE: 33 Milano Drive – land donation

TB approved
as noted
3/12/14
WLL

Gentlemen –

As we have previously discussed, the property owner (Ismael Roman, Jr) of 33 Milano Drive is interested in donating floodplain lands to the Town. The following is the terms the property owner has accepted:

1. The Town will draft (and pay for) a purchase agreement with the property owner to accept ownership of this donated land with the provision that the Town will not pay the pro-rated taxes on the parcel;
2. The Town pays for a certified appraisal (2 quotes are attached); — *\$350 approval appraiser*
3. The Town will furnish the certified appraisal of the donated land to the current property owner;
4. The Town will perform the subdivision based on the survey and metes & bounds already performed and paid for by the property owner.

I offer this for your consideration.

Thank you.

Wanda Livigni

↓
*Could apply
Monroe County Dept*

*VDW - met to discuss \$1000
to purchase agreement
+ closing*

McGrath & Company, Inc.

Real Estate Appraisers & Counselors

Dutchess: 1069 Main Street, Fishkill, NY 12524

(845) 896-5333 - fax (845) 896-5340

EMail: 1069main@optonline.net

Westchester: 444-D Old Post Road, Bedford, NY 10506

(914) 234-6300 - fax (914) 234-9332

February 10, 2014

Wanda Livigni
c/o Town of LaGrange
120 Stringham Rd.
LaGrangeville, New York 12540

Re: 33 Milano Drive
Town of LaGrange
Dutchess County, New York

Dear Sirs:

In accordance with your request, we have reviewed the description and pertinent data of the captioned property to determine our fee for appraisal services.

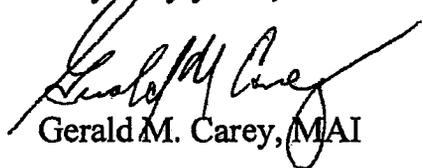
The appraisal will be prepared in a summary format, signed by a Certified General Real Estate Appraiser and will conform to current Uniform Standards of Professional Appraisal Practice (USPAP). The report will be prepared for use by the property owner and for submission to the Internal Revenue Service.

The subject property consists of a 4.73 acre irregular shaped parcel to be subdivided from a larger 5.8 acre site situated at the terminus of Milano Drive in the Town of LaGrange, Dutchess County, New York.

Our fee for the appraisal report will be \$1,500. The assignment will be completed within three (3) weeks of receiving your authorization to proceed. We will provide three (3) copies of the report.

Thank you for the opportunity to present this proposal. We look forward to working with you on this assignment. If you would like us to proceed, please acknowledge.

Very truly yours,



Gerald M. Carey, MAI

Authorized to Proceed

FROM:
 Alfred Reichin
 Valley Appraisers, Inc.
 90 Cedar Ave
 Poughkeepsie, NY 12603
 Telephone Number: 845-473-5000 Fax Number: 845-473-1143

INVOICE

INVOICE NUMBER

14B012

DATE

02/26/2014

REFERENCE

Internal Order #:
 Lender Case #:
 Client File #:
 Main File # on form: 14B012
 Other File # on form:
 Federal Tax ID: 14-1646545
 Employer ID:

TO:
 Ismael Roman
 33 Milano Dr
 Poughkeepsie, NY 12603
 Telephone Number: Fax Number:
 Alternate Number: E-Mail: iromanjr69@gmail.com

DESCRIPTION

Lender: N/A Client: Ismael Roman
 Purchaser/Borrower:
 Property Address: 33 Milano Dr
 City: Poughkeepsie
 County: Dutchess State: NY Zip: 12603
 Legal Description: Town of Lagrange

FEES AMOUNT

Land Appraisal	350.00
SUBTOTAL	
	350.00

PAYMENTS AMOUNT

Check #:	Date:	Description:	
Check #:	Date:	Description:	
Check #:	Date:	Description:	
SUBTOTAL			

TOTAL DUE \$ 350.00