

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

**TOWN BOARD MEETING
August 13, 2014**

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

Recording Secretary: Christine O'Reilly-Rao, Town Clerk

Others Present: Ron Blass, Esq. Van De Water & Van De Water
Dianna Campaglione, Environmental Consultants

The regular meeting of the Town Board was held on Wednesday, August 13, 2014, at 120 Stringham Road, Town of LaGrange. Supervisor Bell called the meeting to order at 7:00 pm. The Town Clerk led the flag salute.

Mr. Bell asked for a motion to accept the minutes for July 23, 2014 and August 6, 2014. Councilman Jessup moved to do so, seconded by Councilman Luna. The motion carried unanimously.

Public Hearing: Transfer Station

Councilman Jessup, seconded by Councilman Luna moved to open the Public Hearing. The motion carried unanimously. (See Addendum) There were no comments from the Public. Councilman Luna, seconded by Councilman Dyal moved to close the Public Hearing. The motion was carried by all.

Resolution: Transfer Station

Councilman Dyal moved to have Supervisor Bell execute the Transfer Station Agreement with Royal Carting. Councilman Polhemus seconded the motion and it carried. (See Addendum)

Mr. Bell asked for a motion to accept the monthly reports for June 2014. Councilman Luna moved to do so, seconded by Councilman Polhemus. The motion carried unanimously.

- Building, Zoning, Public Works & Planning Total \$ 17,180.00
- Highway Department Total \$ 900.00
- Justice Hayes (incl. State Share) Total \$ 21,827.00
- Justice O'Hare (incl. State Share) Total \$ 20,311.00
- Recreation Total \$ 39,403.00
- Town Clerk Total \$ 1,415.29

Agenda

Mr. Bell asked for a motion to set an escrow amount of \$2,500.00 for a proposed Zoning Amendment for Firemens Way. He added that the estimate from Clark Patterson Lee has not yet been received, which means the escrow amount will likely be increased at some future date. The applicant is aware that the escrow will increase as estimates are received.

Councilman Jessup, seconded by Councilman Luna moved to establish the escrow in the amount of \$2,500.00. The motion carried.

Councilman Luna moved to designate March 14th as Math Recognition Day, seconded by Councilman Dyal. The motion carried unanimously. (SEE ADDENDUM)

The Administrator of Planning and Public Works requested that the Board reject all bids pertaining to the Saxon Drive Rehabilitation Project for the Titusville Sewer District. The bids received exceeded the Town Engineer's estimate, as well as available funds in the District. Ms. Livigni recommended rebidding the project with a modified scope. (SEE ADDENDUM) Councilman Jessup, seconded by Councilman Polhemus moved to reject the bids. The motion carried.

Councilman Dyal, seconded by Councilman Polhemus moved to authorize the Supervisor to execute an Inter-Municipal Agreement regarding Board of Assessment Review member grievances. The motion carried unanimously. (SEE ADDENDUM)

Highway Superintendant Kelly requested awarding the contract for Liquefied Petroleum (LP) GAS for 2014-2015 to Quinlan Gas. The gas will be for Recreation, Highway and Town Hall. Councilman Luna move to award the contract to Quinlan Gas, seconded by Councilman Polhemus. The motion carried. (SEE ADDENDUM)

Justice O'Hare requested Town Board approval to attend the Annual NYS Magistrate Conference from September 21, 2014 to September 24, 2014. The cost to the Town is approximately \$962.00.

Councilman Jessup, seconded by Councilman Luna moved to approve the request. The motion carried.

Justices O'Hare and Hayes requested Town Board approval for Court Clerks Carolyn and Carol Harklerode to attend the Annual Fall Conference of the NYS Association of Magistrates Court Clerks from September 28, 2014 to October 1, 2014. The cost to the Town is approximately \$625.32.

Councilman Jessup, seconded by Councilman Luna moved to approve the request. The motion carried.

Committee Reports

Water and Sewer

No Report
Recreation
No Report

Open Space

Councilman Jessup stated that the bench for the Jon Wagner Memorial will likely be delivered soon. The unveiling will be scheduled at that time.

Highway

No Report

Business Economic Development

No Report

Town Attorney

No comment

Public Comment

Councilman Luna moved to open the Public Comment, seconded by Councilman Dyal. The motion was carried by all.

Mellina Weiss stated that the picnic at Freedom Park on Sunday was enjoyed by a number of out of Town residents as well as various elected official. She added that we should be proud to have one of the most beautiful parks in the County.

Ms. Weiss asked what the Town's policy was about recycling cans and bottles during events at the park. Beverages were served in small plastic cups which she felt was more wasteful than serving full cans and bottles which could be recycled. She noted that neither Freedom Park nor Stringham Park has any recycling bins.

Ms. Weiss stated that she was disappointed with the Town's website. She feels that it does not serve Town residents with important up to date information.

Supervisor Bell agreed that the website needs to be completely overhauled. He is currently weighing several options to do this and hopes to budget funds for it either this year or next.

Wayne Delia introduced himself as the newly elected President of the LaGrange Association Library Trustees. He stated that the library is facing budgetary issues; adding that he hopes to work with the Town Board on this matter.

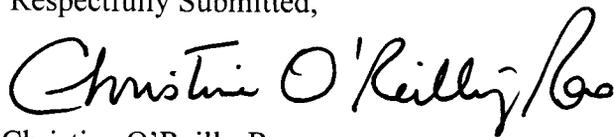
Councilman Jessup moved to close the Public Comment, seconded by Councilman Dyal. The motion was carried by all.

Town Board Discussion

Mr. Bell discussed proposed changes in zoning and provided the Board with some maps to clarify the areas in question. The Board was in agreement with the outlined areas to be re-zoned and Mr. Bell stated that he would like Mr. Blass and Ken Mc Laughlin to get started on the re-zoning process.

Councilman Jessup moved to adjourn at 7:20 pm, seconded by Councilman Dyal. The motion carried unanimously.

Respectfully Submitted,



Christine O'Reilly-Rao
Town Clerk

ADDENDUM

- Affidavit of Publication: Notice of Public Hearing Transfer Station
- Resolution: Transfer Station
- Proclamation: Math Recognition Day
- Memo: Saxon Drive Pump Station Project
- Inter-Municipal Agreement: Unionvale and LaGrange
- Memo: LP Gas Bids

AFFIDAVIT OF PUBLICATION
FROM



RITA LOMBARD

_____ being duly sworn says that he/she is the principal clerk of **THE**
POUGHKEEPSIE JOURNAL, a newspaper published in the County of Dutchess and the State of New York, and the
notice of which the annexed is a printed copy, was published in the newspaper on the date (s) below:

Ad Number:	Start Date:	Run Dates:
0000045390	08/02/2014	08/02/14

Rita Lombardi

Signature

Sworn to before me, this 5th day of August 2014

Rose Ann Simpson

Notary Signature

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 La Grange will hold a public hearing at the Town Hall, 120 Stringham Road, La Grangeville, New York on August 13, 2014 at 7:00 o'clock, p.m., regarding a proposed franchise to be granted for the operation of the transfer station located at 130 Stringham Road.

TAKE FURTHER NOTICE, that copies of the aforesaid proposed franchise agreement will be available for examination at the office of the Clerk of the Town of La Grange, at the Town Hall, 120 Stringham Road, La Grangeville, New York between the hours of 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., between 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: La Grangeville,
New York
July 23, 2014

CHRISTINE O'REILLY-RAO,
TOWN CLERK

45390

RESOLUTION

Councilman Dyal offered the following resolution, which was seconded by Councilman Polhemus, who moved its adoption:

WHEREAS, the Town of LaGrange and Panichi Holding Corp. d/b/a Royal Carting Service Co. have negotiated a contract for the latter's operation of a trash and recycling center for town residents located at 130 Stringham Road; and

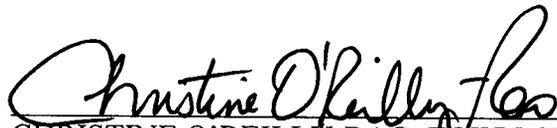
WHEREAS, a copy of the proposed agreement is annexed hereto as Exhibit "A";

NOW, THEREFORE, BE IT RESOLVED that the Town Board approves, and authorizes the Supervisor to execute the proposed agreement commencing August 14, 2014 and ending August 13, 2016, between Town of LaGrange and Panichi Holding Corp. d/b/a Royal Carting Service Co., or any other agreement having substantially the same or similar provisions.

The foregoing resolution was voted upon with all councilmen voting as follows:

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

DATED: LaGrangeville, New York
August 13, 2014

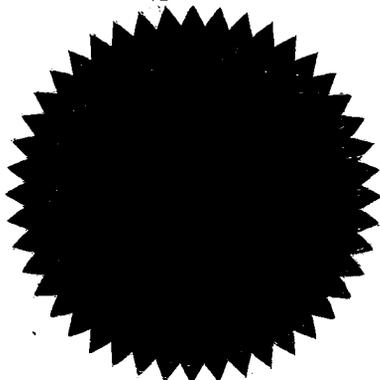

CHRISTINE O'REILLY-RAO, TOWN CLERK

PROCLAMATION

- WHEREAS,** Today, we, the Town Board of the Town of LaGrange, recognize March 14 (3/14) as π day; and
- WHEREAS,** We will celebrate this day of March 14 yearly, by the recognition of outstanding mathematics students; and
- WHEREAS,** We will designate the **Math and Physics Exploration, Inc.** with the cooperation of the Arlington Central School District to select these students; and
- WHEREAS,** We will ask the Rotary of LaGrange or other service organization to fund the award process.
- THEREFORE,** The Town of LaGrange does hereby proclaim the early celebration of March 14:

Math Recognition Day

In witness whereof, I hereunto set hand and seal of the Town of LaGrange to be affixed on this 13th day of August, 2014.



Alan Bell

Alan Bell
Town Supervisor



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: August 7, 2014
TO: Supervisor Bell & Town Board
CC: Christine Toussaint, Comptroller
FROM: Wanda Livigni
RE: Titusville Sewer District
Saxon Dr Pump Station Rehabilitation Project

Gentlemen,

Attached is the Town Engineer's letter pertaining to the bid results for the above referenced project. The bid results exceeded our Engineer's Estimate as well as our available funds. Therefore, I, too, recommend that we reject all bids and rebid over the winter with a modified scope.

Thank you for your consideration.



Clark Patterson Lee
DESIGN PROFESSIONALS

August 4, 2014

Mr. Alan Bell, Supervisor
and Town of LaGrange Board
120 Stringham Road
LaGrangeville, New York 12540

**Re: Town of LaGrange
Titusville Sewer District
Saxon Drive Pump Station Replacement Project
Job # 11278.92**

Dear Supervisor Bell and Members of the Town Board:

The Town of LaGrange received four (4) bid for the Saxon Drive Sewer Pump Station Replacement Project. The base bids in the amount of \$268,500, \$298,890, \$367,460 and \$380,000 were received from Arold Construction, Copolla Services, Eventus, and Coyle Industries, respectively. The Engineer's estimate used for the preparation of the MPR was approximately \$200,000.

Based on Clark Patterson Lee's (CPL) evaluation of the bids received in comparison with the Engineer's estimate, CPL is recommending that the Town Board reject all bids and CPL will work with the Town to reconfigure the bid document to address cost. It is then recommended that the Town rebid the project, with a slightly modified scope during in December with the intent to award over the winter and begin construction in early spring.

If you have any questions, please contact me at 845-567-2011 ext. 2119.

Sincerely,

CLARK PATTERSON LEE

Greg W. Bolner, P.E.
Principal Associate

cc: Christine O'Reilly Rao, Town Clerk
Christine Toussaint, Town Comptroller
Wanda Livigni, Administrator of Public Works
Ronald C. Blass, Jr., Van DeWater and Van DeWater, Town Attorney

103 Executive Drive
Suite 202
New Windsor, NY 12553
clarkpatterson.com
800.274.9000 TEL
845.567.9614 FAX

3. This Agreement shall have a term commencing Sept. 1, 2014 and ending Sept. 30, 2019.
4. This Agreement shall be terminable at will by either party upon giving thirty (30) days written notice.
5. It is understood that this Agreement constitutes the entire Agreement between the Town of Union Vale and the Town of LaGrange.
6. This Agreement and the performance thereof shall be governed, interpreted, construed and regulated by the laws of the State of New York.
7. If any term, covenant, condition or provision of this Contract or the application thereof to any person or circumstances shall, at any time or to any extent, be invalid or unenforceable, the remainder of this Contract, or the application of such terms or provisions to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby, and each term, covenant, condition and provision of this Contract shall be valid and be enforced to the fullest extent permitted by law.
8. No agreements, oral or written, respecting this agreement shall be binding upon either party unless in writing and attached hereto.

IN WITNESS WHEREOF, the parties have executed this Agreement, on the date first set forth above.

TOWN OF UNION VALE

TOWN OF LAGRANGE

By: _____

LISETTE HITSMAN

Town Supervisor

By: Alan Bell

ALAN BELL

Town Supervisor



TOWN OF LAGRANGE HIGHWAY DEPARTMENT

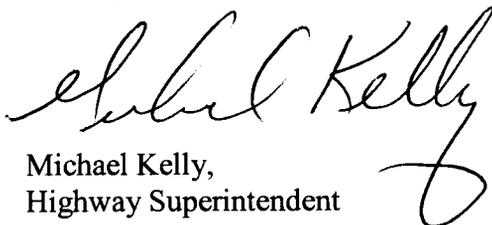
130 STRINGHAM ROAD
LAGRANGEVILLE, NY 12540
845-452-2720 845-452-2709 FAX

DATE: August 5, 2014
TO: The Town Board
FROM: Michael Kelly
RE: Award Liquefied Petroleum (LP) Gas Contract for 2014-2015

After reviewing all bids that were submitted to the Town for the "Liquefied Petroleum (LP) Contract for October 1, 2014-September 30, 2015", it is my recommendation that we award the bid to the following vendor marked in **BOLD** print as they were the lowest bidder.

	<u>PRICE PER GALLON</u>	<u>BULK PRICE -ONE 19,000 GALLON LOT</u>
Quinlan Gas, Inc. 15 Old Manchester Road Poughkeepsie, NY 12603	\$ 1.85	\$35,150.00
Wilson Oil 634 Route 52 Beacon, NY 12508	\$ 3.599	\$68,400.00
Mirabito Energy 187 Rockland Road Roscoe, NY 12776	\$ 1.98	\$37,620.00

Thank you,


Michael Kelly,
Highway Superintendent