

Village of Millbrook Board of Trustees Meeting Minutes

August 22, 2017

I. Call to Order

Mayor Brown called the meeting to order at 6:30 pm and led the Pledge of Allegiance.

Roll Call: Mayor Brown, Deputy Mayor Rochfort, Trustee Herzog, Trustee Hicks, Trustee Van De Water, Fire Chief Bownas

II. Administrative Business

Andy accepted ZBA chairperson position
Noted that swear ins should take place during meetings

Resignation of Stan Morse

Mayor Brown read Stan Morse resignation letter. Mayor Brown accepted
Trustee Herzog made a motion to accept seconded by Deputy Mayor Rochfort and all were in favor.

Trustee Hicks read letter from Robert C Gregory thanking the state troopers for their assistance during 4th of July

III. Old Business

WWTP Fencing Bids

Trustee Van De Water motioned that Adams won the lowest bid seconded by Trustee Hicks all were in favor.

Resolutions

Hazard Mitigation Plan – Deputy Mayor Rochfort read the resolution. Trustee Herzog made a motion to accept seconded by Trustee Hicks all were in favor

Think Differently – Trustee Van De Water read the resolution and motioned to accept seconded by Deputy Mayor Rochfort all were in favor.

a. New Business

Amendment of Easement, Brian Kelly Driveway – Trustee Herzog made a motion to accept seconded by Trustee Hicks all in favor except Trustee Van De Water.

Penflex – Trustee Van De Water motioned to accept an increased amount of \$700 to the benefit offered to the Millbrook Fire Department seconded by Deputy Mayor Rochfort all were in favor. This will be put on a ballot to be voted on in November.

A member of the audience, Kevin, Marybeth & Mike went up to the podium and each stated they were in support of increasing the benefit to \$700.

Fire Department Report read by Fire Chief Bownas
Total of 85 incidents

IV. Administrative Business

Andy Doro to the podium

Andy accepted the position of ZBA chairperson. He was sworn in at 7:15pm.

V. New Business

Joe Velletri Request – Mayor Brown will call Joe Velletri for go ahead.

Discussed cameras on Police Department Vehicles

a. Old Business

ADA contract Resolution – Trustee Herzog motioned to accept the go ahead to sign the contract when ready instead of waiting until the next meeting to sign the contract as it still being put together seconded by Deputy Mayor Rochfort all were in favor.

VI. New Business

Nicole Zeko releasing of the mobile app. Stating that Friday 8/25/17 would be the release date.

VII. Board Updates

Trustee Herzog said we are set for Sept 18th for the ADA project. Just waiting for the go ahead to get in touch with the county & DOT.

Trustee Hicks mentioned that Thursday 8/24 that the Highway Department will be oil & stoning Church Street and Alden Place.

Trustee Van De Water said Community Day plans look good, Contacted Lyall about the playground agreement.

Mayor Brown stated that on Tuesday, October 10th there will be a public hearing about the Thorne Building at the Millbrook Fire House at 7:00pm. The BOT meeting that was scheduled that day will be moved to Thursday, October 12th

Mayor Brown mentioned to the board that he would like to visit a water plant that is about 4 hours away to discuss and see what's involved with the radium in the water. He will find out the costs involved with staying overnight and present it to the board.

VIII. Public Comment

Claudia Heunis – Mentioned cleaning up the village and since Community Day was approaching that some of the businesses in the Village have dirty, moldy awnings. Asked who was responsible for maintaining them. She also brought up the cracks in the tennis courts as well as the broken gate, extra fencing lying around. Wanted to know if the area was going to be cleaned up so it's not an eyesore.

Kevin McGrane – Wants trees for playground, planting trees around the park. Step 1 is insurance Step 2 is consideration. Town/Village will not invest in trees at this time. The principal promised to clean up the area with weed black and mulch is getting put down at the schools cost. They are going to propose 2 sections of cement block with pole and canopy to provide shade. Playground needs to be available to the village residents or it needs to come down

Andy Doro – Supplied the audience with a samples of broken mortar/cement prices. He mentioned his house is on Harts Village Road where there is a retaining wall that is deteriorating. Chunks of the wall are falling off in large sections into his lawn where it gets hit by his lawn mower. Wants wall to be fixed since it's the village property. Need to talk to Bob to see how to resolve.

Mrs. Doro – Asked to ask Skip about the wall.

IX. Auditing of Bills

Trustee Hicks motioned to audit bills seconded by Trustee Van De Water all were in favor.

Mayor Brown mentioned NYPIRG knocking on doors central Hudson news release with a proposed plan to have better energy service. If rate plan is approved cost will go up 3.7%

X. Adjournment

Deputy Mayor Rochfort 7:58 motioned to adjourn meeting all were in favor.

Respectfully Submitted by:

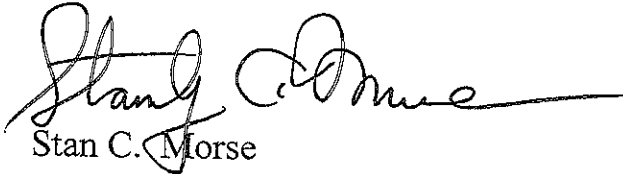
A handwritten signature in cursive script that reads "Nicole Zeko". The signature is written in black ink and is positioned above the printed name.

Nicole Zeko Deputy Clerk

August 18, 2017

To Whom It May Concern,

I am resigning my positions as Village of Millbrook Planning Board Chair and Planning Board Member effective the last day of the month, Thursday, August 31, 2017.

A handwritten signature in black ink, appearing to read "Stan C. Morse". The signature is fluid and cursive, with a long horizontal line extending to the right.

Stan C. Morse

P.O. Box 1437

Millbrook, New York 12545

RESOLUTION 2017-011

Mike Herzog introduced the following resolution, which was seconded by Trustee Brian Hicks, reading as follows:

WHEREAS, the Village is the owner of a certain parcel of real property on there exists a right of way 15 feet in width for the benefit of the property owned by Loren Carrazzone Kelly and Brian Kelly and upon which a driveway has been constructed and exists; and

WHEREAS, it is the desire of the Kellys to install certain utilities within the right of way, but Central Hudson will not permit the installation of utilities unless there is an easement document clearly granting the Kellys the right to install utilities within the driveway.

NOW, IT IS HEREBY RESOLVED that the Village Board of Trustees hereby authorizes the Mayor or Deputy Mayor to execute the proposed Amendment of Easement annexed hereto as **Exhibit A** or any other agreement having substantially the same or similar provisions.

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

- Mayor Brown aye
- Trustee Rochfort aye
- Trustee Herzog aye
- Trustee Hicks aye
- Trustee VanDeWater abstained

DATED: Millbrook, New York
August 22, 2017


SARAH J. WITT, Village Clerk
Village of Millbrook

RESOLUTION NO. 2017-010

**ADOPTION OF JURISDICTIONAL ANNEX TO
DUTCHESS COUNTY HAZARD MITIGATION PLAN**

WHEREAS, the Village of Millbrook has worked cooperatively with Dutchess County, with the assistance of Tetra Tech, Inc., in gathering information and preparing the Dutchess County Multi-Jurisdictional Hazard Mitigation Plan Municipal Annex (the Plan), a copy of which is annexed hereto, and

WHEREAS, the Dutchess County Multi-Jurisdictional Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000, and

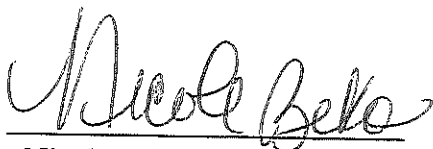
WHEREAS, Dutchess County and the Village of Millbrook are units of government that have afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan, and

WHEREAS, Dutchess County and the Village of Millbrook has reviewed the Plan and affirms the Plan will be updated no less than every five years, and

NOW, THEREFORE BE IT RESOLVED, that this governing body approves and adopts the attached Dutchess County Hazard Mitigation Plan Municipal Annex as this jurisdiction's Natural Hazard Mitigation Plan or a document in the same or substantially the same provisions, and resolves to execute the actions of the Plan.

Mayor Brown	<u>aye</u>
Deputy Mayor Rochfort	<u>aye</u>
Trustee Herzog	<u>aye</u>
Trustee Hicks	<u>aye</u>
Trustee Van De Water	<u>aye</u>

Dated: Millbrook, New York
August 22, 2017



Nicole Zeko, Deputy Clerk
Village of Millbrook

1 ~~Town/Village/City of~~ Millbrook
2 ~~Town/Village/City of~~ Millbrook Board
3 Resolution

Trustees

4 Resolution Calling On ~~Town/Village/City of~~ Millbrook, Residents And
5 Business Owners To Adopt The "Think Differently" Initiative To Assist Individuals
6 With Special Needs And Their Families

7 WHEREAS, the "Think Differently" initiative is about promoting awareness and acceptance of
8 all people, and advocating for the inclusion of all individuals living on the Autism Spectrum and
9 with special needs; and

10 WHEREAS, our state and communities are stronger because of our diversity and differences;
11 and

12 WHEREAS, according to the Center for Disease Control (CDC) over 55 million people, or
13 approximately 19% of Americans, have a type of disability or special need; and

14 WHEREAS, for some people with special needs, the very things that make them unique can
15 also keep them on the sidelines, separate from those who might not understand their differences
16 or uniqueness; and

17 WHEREAS, it is important to promote and provide guidance to those with special needs on
18 how to access publically supported services available to them in the community; and

19 WHEREAS, it is important to encourage and educate the community and businesses on ways
20 they can make facilities and services more accessible and on how to train staff to welcome and
21 support special needs customers and co-workers; and

22 WHEREAS, the goal of this initiative is to provide a supportive and inclusive environment for
23 individuals of all abilities by supporting community events that expand family friendly
24 opportunities for people with special needs and their families; and

25 WHEREAS, adopting the "Think Differently" initiative is an important statement that our
26 Town/Village/City officials, business owners and residents can make to show their support for
27 the differently-abled children and adults with special needs, and their families.

28 NOW, THEREFORE, BE IT RESOLVED, that the ~~Town/Village/City of~~ Millbrook
29 residents and business owners to adopt the "Think Differently" initiative so that all are better
30 prepared to communicate with, provide for, and support those living on the Autism Spectrum
31 and with special needs.

Mayor Brown aye
Dep Mayor J. Rochfort aye
Brian Hicks - Trustee aye
Kyle Van DeWater - Trustee aye
Mike Herzog - Trustee aye

Nicole Zeko
Nicole Zeko
Deputy Clerk
Village of Millbrook

PROPOSITION

FOR SUBMISSION TO ELECTORS OF THE
VILLAGE OF MILLBROOK

AMENDMENT TO THE
MILLBROOK FIRE DEPARTMENT SERVICE AWARD PROGRAM
FOR ACTIVE VOLUNTEER FIREFIGHTER MEMBERS
OF THE MILLBROOK ENGINE, HOOK & LADDER, CO., #1

THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF MILLBROOK ADOPTED A RESOLUTION ON _____ AUTHORIZING, PURSUANT TO ARTICLE 11-A OF THE GENERAL MUNICIPAL LAW OF THE STATE OF NEW YORK, A PUBLIC REFERENDUM OF ELIGIBLE VOTERS OF THE VILLAGE OF MILLBROOK.

THE RESOLUTION SEEKS APPROVAL OF AN AMENDMENT TO THE DEFINED CONTRIBUTION SERVICE AWARD PROGRAM, WHICH WAS ESTABLISHED EFFECTIVE JANUARY 1, 2003 AND IS ADMINISTERED BY THE VILLAGE OF MILLBROOK FOR ACTIVE VOLUNTEER FIREFIGHTER MEMBERS OF THE MILLBROOK ENGINE, HOOK & LADDER, CO., #1.

THE AMENDMENT WOULD BE EFFECTIVE JANUARY 1, 2018 AND IF APPROVED, WOULD INCREASE THE SERVICE AWARD CONTRIBUTION THAT SHALL BE CREDITED TO THE SERVICE AWARD PROGRAM ACCOUNT OF A PARTICIPATING VOLUNTEER, FROM \$360 TO \$700, FOR EACH CALENDAR YEAR BEGINNING AFTER DECEMBER 31, 2017 DURING WHICH SUCH VOLUNTEER EARNS A YEAR OF SERVICE CREDIT UNDER THE PROGRAM POINT SYSTEM;

BASED ON THE CURRENT ACTIVE VOLUNTEER FIREFIGHTER ROSTER, THE COST OF THE CURRENT PROGRAM COULD BE AS MUCH AS \$13,000, IF ALL FIREFIGHTERS EARN A YEAR OF SERVICE CREDIT UNDER THE POINT SYSTEM. IF APPROVED, THE ANNUAL COST OF THE AMENDED PROGRAM COULD BE \$25,200 OR \$700 FOR EACH PARTICIPATING FIREFIGHTER. THE ANNUAL COST OF ADMINISTRATION OF THE AMENDED PROGRAM IS EXPECTED TO BE ABOUT \$3,100.

THEREFORE, SHALL THE STATED RESOLUTION TO AMEND THE MILLBROOK FIRE DEPARTMENT SERVICE AWARD PROGRAM BE APPROVED?

YES

NO

2017-008

Village of Millbrook
Resolution of the Board of Trustees

*In the matter of amending the Service
Award Program for active volunteer firefighters
of the Millbrook Fire Department*

WHEREAS; residents of the Village of Millbrook approved a proposition on December 16, 2002 to establish a Defined Contribution Service Award Program, effective January 1, 2003, for active volunteer firefighters of the Millbrook Fire Department/Millbrook Engine & Hook & Ladder Company No. 1, in accordance with Article 11-A of the New York State General Municipal Law; and,

WHEREAS; such Service Award Program is administered by the Village of Millbrook provides that an active volunteer firefighter earns a \$360 Service Award contribution and a year of service credit for each calendar year, beginning on or after January 1, 2003, during which the volunteer firefighter earns 50 or more points under the Service Award Program Point System; and,

WHEREAS; active volunteer firefighters shall earn points under the Point System, as defined in General Municipal Law §217(c), for attending approved training courses, attending drills, responding to alarms, holding an elected or appointed position, attending meetings, and other miscellaneous firematic-related activities; and,

WHEREAS; a participating volunteer firefighter's account is the sum of the Service Award contributions earned by the participant, plus investment income earned or allocated to the participant's account, less any investment related expenses and other administrative expenses associated with the participant's account; and,

WHEREAS; a participant shall become fully vested in his or her account after earning at least five (5) years of service credit, attaining age 55, being awarded a total and permanent disability, or dying while an active volunteer firefighter; and,

WHEREAS; a participant shall be entitled to receive his or her account balance calculated as of the December 31st immediately following attainment of age 55; and,

WHEREAS; Article 11-A currently allows annual Service Award contributions to be as much as \$700; and,

WHEREAS; Article 11-A authorizes the Board of Trustees of the Village of Millbrook to seek voter approval of amendments to the Service Award Program that may improve Service Award Program benefits and thereby help the Millbrook Fire Department recruit and retain active volunteer firefighters;

Now, Therefore, BE IT RESOLVED, That:

The Board of Trustees of the Village of Millbrook, as authorized by Article 11-A of the New York State General Municipal Law §216, directs that there shall be a public referendum of eligible voters of the Village of Millbrook, in an election to be held on Tuesday, _____, to determine whether the Millbrook Fire Department Service Award Program shall be amended effective January 1, 2018 to increase the annual Service Award contribution from \$360 to \$700, for each calendar year beginning after December 31, 2017 during which an active volunteer firefighter earns a year of service credit under the Point System.

Based on the current active volunteer firefighter roster, the cost of funding the current Program could be as much as \$13,000, if all firefighters earn a year of service credit under the Point System. Should voters approve this amendment, the annual cost could be \$25,200 or \$700 for each participating firefighter. The annual cost of administration of the amended program is expected to be about \$3,100.

All other provisions of the Millbrook Fire Department Service Award Program which required voter approval shall not change and the program shall continue to be administered by the Village of Millbrook in accordance with Article 11-A of the New York State General Municipal Law as such law is amended from time to time.

Trustee Kyle Van De Water moved,

Trustee Joe Rochfort seconded, and the Board of Trustees voted as follows:

	YES	NO
Trustee <u>Mayor Brown</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Trustee <u>J. Rochfort</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Trustee <u>M. Herzog</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Trustee <u>K. Van De Water</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Trustee <u>B. Hicks</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/> <u>abstained</u>

RBMayor

From: Rebecca Valk <rvalk@MBWise.com>
Sent: Tuesday, August 22, 2017 2:42 PM
To: Ann Derwin; RBMayor
Cc: Joe Rochfort; Mike Herzog; 'Eric Holt'
Subject: RE: Contract

The Board will approve in sum and substance tonight, so if we have some tweaks, as long as they are not substantive, we can address after tonight.

Please review and let me know if anything appears incorrect. We are using AIA contracts 101, 101 Ex. A and A201 (general conditions).

Rebecca A. Valk

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BUTTS &
WISE
LLP**

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From: Ann Derwin [mailto:Ann@nickydiggs.com]
Sent: Tuesday, August 22, 2017 2:38 PM
To: Rebecca Valk <rvalk@MBWise.com>; RBMayor <RBMayor@villageofmillbrookny.com>
Cc: Joe Rochfort <JRTrusteeVoM@gmail.com>; Mike Herzog <MHTrusteeVoM@gmail.com>; 'Eric Holt' <ericmholt@gmail.com>
Subject: Re: Contract

Rebecca:

JOSEPH VELLETRI'S SONS INC.
MILLBROOK, NEW YORK

COPY

August 15, 2017

Village of Millbrook
Millbrook, NY 12545

Village of Millbrook Board of Trustees,

Joseph Velletri's Sons Inc. 3285 - 3287 Franklin Avenue Millbrook, NY 12545 is in the process of working with Millbrook Restoration to have necessary carpentry repairs and the building painted. Liability and Workman's Compensation Insurance Certificates will be in place.

The work on the building front will require the use of a lift to access the height of the building. Work on the building includes necessary carpentry repairs, setting up lead dust containment / clean up, power wash, scrape, sand, prime and paint.

We are requesting the Village of Millbrook's permission to block off the section of sidewalk, two parking spaces on Franklin Avenue in front of our building during work hours and cut one tree branch that hangs over the sidewalk towards the building. Anticipated time frame for the work is end of September into October 2017. The front work is estimated to be complete in one week.

Please advise us of your decision and if any permits are necessary. Any questions please call Judy or Joe at 677-9647.

Respectfully,
Joseph Velletri's Sons Inc.
Judy Velletri
Joseph Velletri 111

JOSEPH VELLETRI'S SONS INC.
CARPET / WINDOW TREATMENTS
PAINT / WALLPAPER
GENERAL CONTRACTING
JOSVEL3285@AOL.COM

3285 FRANKLIN AVENUE
MILLBROOK, NEW YORK 12545

845 677 9647
FAX 845 677 9656

August 22, 2017 Voucher Totals

Vouchers 16706-16742

A - GENERAL FUND	18,426.06
F - WATER FUND	7,097.68
G - SEWER FUND	12,397.27
TA - TRUST & AGENCY FUND	35.35
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	37,956.36

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