

TOWN OF AMENIA  
**Public Hearing and Regular Board Meeting**  
Thursday, November 20, 2008  
Amenia Town Hall

Supervisor Euvrard called **Public Hearing** to order at 7:00 pm.

Salute to the flag was conducted.

Emergency Exits at right of town board meeting table and at rear of meeting room.

PRESENT:     Councilman Pelkey  
                  Councilwoman Perotti  
                  Councilman Cayea  
                  Councilwoman Doyle  
                  Supervisor Euvrard

**PUBLIC HEARING**  
**PROPOSED RENEWAL OF CABLEVISION FRANCHISE AGREEMENT**

Supervisor Euvrard read legal notice of public hearing and advised that publication of this notice will be at Cablevision's expense.

**PUBLIC COMMENT**

Myrnie Hoazl suggested that other companies be considered for a cable access franchise.

Sharon Kroeger stated that C-Span channels 65 and 66 have been removed. Roger Connor, Director of Government Relations- Cablevision will research.

Tonya Shoumatoff stated that Cablevision has been cooperative and provides excellent service.

MOTION by Supervisor Euvrard, SECONDED by Councilwoman Perotti to **CLOSE** Public Hearing for Cablevision Franchise Agreement at 7:13 pm.

ROLL:	Councilman Pelkey	Aye
	Councilwoman Doyle	Aye
	Councilman Cayea	Aye
	Councilwoman Perotti	Aye
	Supervisor Euvrard	Aye

MOTION CARRIED

Supervisor Euvrard called the **Regular Board Meeting** to order at 7:14 pm.

ROLL: Councilwoman Perotti Aye  
Councilman Cayea Aye  
Councilwoman Doyle Aye  
Councilman Pelkey Aye  
Supervisor Euvrard Aye

**RESOLUTION #35 of 2008  
AUTHORIZING THE TOWN OF AMENIA TO RENEW A FRANCHISE AGREEMENT  
WITH CABLEVISION SYSTEM DUTCHESS CORPORATION (“CABLEVISION”) FOR  
A TEN YEAR PERIOD.**

Councilwoman Perotti made the Motion, seconded by Councilman Pelkey that was  
ADOPTED – VOTE

ROLL: Councilman Cayea Aye  
Councilwoman Doyle Aye  
Councilman Pelkey Aye  
Councilwoman Perotti Aye  
Supervisor Euvrard Aye

**RESOLVED**, to authorize the Town of Amenia to renew franchise agreement with **Cablevision System Dutchess Corporation (“Cablevision”)** for a ten year period. Upon approval from the Town of Amenia, Cablevision is required to apply for a certificate of confirmation from the **Public Service Commission (PSC)**. Agreement will become effective when certificate is granted.

**NO PUBLIC COMMENTS**

**DEPARTMENT REPORTS**

**Highway Department**

Stanley Whitehead reported on roadwork repairs.

**Zoning Department**

Nancy Brusie reported that Allen Sand & Gravel is attempting to remedy their notice of violation from the D.E.C., which requires them to remove certain materials from the site. Allen Sand & Gravel has complied with the violation issued by the Town of Amenia.

**Michael Hayes, Town Attorney**, reviewed Zoning Code Law as it pertains to any solid waste material operation.

**Kevin Clark** of Allen Sand & Gravel stated that permit was issued by the **D.E.C.** in July 2005 for processing top soil with Town Board approval. Michael Hayes and Nancy Brusie will research issue of any zoning code change. Discussion continued with board members.

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**DEPARTMENT REPORTS (Cont’d)**

**Town Clerk**

Maureen Bonds reported that annual trailer permit fee letters have been mailed.

**ICIB** (Industrial and Commercial Incentive Board) volunteers have been notified that **APPOINTMENTS** were made by the Town Board on November 13, 2008.

**COMMITTEE REPORTS**

**PRESENTATION – Harlem Valley Rail Trail Extension**

Tonya Shoumatoff, HVRT, and Mark Morrison, Architect, presented an illustrated schematic design for the Harlem Valley Rail Trail Extension. Design may be viewed on Amenia website.

**Enhancement**

Vicki Doyle, reported upcoming events to include Holiday of Lights in Amenia and Wassaic on December 7, 2008.

**Wastewater – Sewer District**

Supervisor Euvrard reported that completion of MOU(Memorandum of Understanding) between Dutchess County Wastewater Authority, Town of Amenia, and Silo Ridge has been extended to August 31, 2009.

MOTION by Councilman Cayea, SECONDED by Supervisor Euvrard, to AUTHORIZE payment in the amount of \$1,000 to **Morris Associates** for research for Delaware piping for proposed sewer district.

ROLL:	Councilman Pelkey	Aye
	Councilwoman Perotti	Aye
	Councilman Cayea	Aye
	Councilwoman Doyle	Aye
	Supervisor Euvrard	Aye

MOTION CARRIED

**Town of Amenia Committees**

Vicki Doyle will send press release to request volunteers for all committee membership that expires on December 31, 2008. Advertisement to be published on Channel 22. Applications will be accepted until December 10, 2008.

**Mechanic Street Project**

MOTION by Supervisor Euvrard, SECONDED by Councilwoman Doyle, to AUTHORIZE a Change Order payment in the amount of \$6000 to **Con-Tech Construction Technology, Inc.** for additional sidewalk work at bridge near Curves business.

ROLL:	Councilman Pelkey	Aye
	Councilwoman Perotti	Aye
	Councilman Cayea	Aye

Councilwoman Doyle	Aye
Supervisor Euvrard	Aye

**Ethics Committee**

Supervisor Euvrard has sent formal letter of issues (Councilwoman Doyle) to committee for review.

**TOWN OF AMENIA 2009 BUDGET**

MOTION by Supervisor Euvrard, SECONDED by Councilman Pelkey, to **ADOPT** the **Town of Amenia 2009 Budget** with an approximate 6% tax increase.

ROLL:	Councilman Cayea	Aye
	Councilwoman Perotti	Aye
	Councilman Pelkey	Aye
	Councilwoman Doyle	No
	Supervisor Euvrard	Aye

MOTION CARRIED: 4-0

**SNOW REMOVAL BIDS – Opened November 13, 2008**

After town board discussion to accept the higher bid, Michael Hayes, Town Attorney, advised that the town board must determine specific reason(s) for rejection of lowest bid, and offer that bidder the opportunity for rebuttal. Supervisor Euvrard will notify **Al Smith & Sons**.

MOTION by Supervisor Euvrard, SECONDED by Councilwoman Cayea, to **ACCEPT** bid from **Northwest Lawn & Landscaping** in the amount of \$13,770 for Town of Amenia Snow Removal.

ROLL:	Councilman Cayea	Aye
	Councilwoman Perotti	Aye
	Councilman Pelkey	Recuse
	Councilwoman Doyle	Aye
	Supervisor Euvrard	Aye

MOTION CARRIED

**SUPERVISOR'S REPORT**

Town Board Special Meeting Minutes of July 26, 2007, as submitted by Gail Hermosilla, former Town Clerk will be discussed further by town board members.

Town of Amenia 72 hour well pump tests are on hold.

Announced Swim Program at Maplebrook School for Town of Amenia residents in January and February 2009.

Town of Amenia offers announcement of closings due to inclement weather on Channel 22. Letter signed by Supervisor have been sent to local schools with instructions.

## **TOWN BOARD COMMENTS**

Councilman Pelkey stated that budget process has been a great experience.

Councilwoman Doyle announced Dance Program Recital on December 13, 2008 and will be video-taped.

## **PUBLIC COMMENTS**

Myrnie Hoazl requested update on \$150,000 that was considered missing in budget.  
Supervisor Euvrard stated that annual report completed by Accountant and submitted to NY State Comptroller's office was in complete balance.

MOTION by Supervisor, SECONDED by Councilman Cayea, to ADJOURN meeting at 9:20 pm.  
with motion carried unanimously.

Respectfully submitted:

Maureen Bonds  
Amenia Town Clerk

Draft to Town Board: December 8, 2008  
Approved by Town Board: December 11, 2008