

Town of Pine Plains Town Board Meeting

March 21, 2024

The Town of Pine Plains Town Board convened for a regular schedule meeting at the Town Hall on the above date at 7 pm. Supervisor Brian Walsh, Councilman Robert Ambrose, Councilwoman Jeanine Sisco, Councilman Kevin Walsh and Councilman Matthew Zick were present. Also in attendance was Attorney to the Town Warren Replansky, Highway Superintendent Carl Baden, Building/ Code Officer Ed Casazza, PPWIA/Engineer Ray Jurkowski, Sergeant Michael Beliveau, Recreation Director Brian Coons and thirteen members of the public.

Supervisor Walsh called the meeting to order, and the Pledge of Allegiance was done.

Councilman Ambrose motioned to approve the February 2024 Town Clerks Report, and accept the February 15 Town Board minutes, February 22 Special meeting minutes and the March 4 special meeting minutes, second by Councilman Walsh. 5-0 Passed.

K. Walsh motioned to pay General Bills 020695-02740, Lighting District Bill 20693, Highway Department 20741-20752, and PPWIA 3267-3271, second by Ambrose 5-0 Passed.

Public Comment- Supervisor Walsh stated Hudson Valley Doors will be installing an ADA operator for the right door at the Community Center. The website will be getting an update from Zenpoint media, and the lighting in the Library will be replaced with warmer bulbs. K. Walsh read e-mail from Ethan DiMaria (on file). Supervisor Walsh acknowledged the receipt of an e-mail from the Zoghlin group pertaining to the Carson Solar Project (on file). Claire Gunning Library Board President introduced the new Librarian DeeAnn Campbell. Alice Hanback Nuccio discussed the website, wheelchairs and grants for sidewalk and septic. Gail Mellow- asked about the best way to get in touch with the Building Inspector. George Keeler discussed the Town Clock not working. Helene Marsh spoke about the PILOT agreement for Carson Power, and the site plan modifications. The attorney to the Town said the Planning Board has not received an application for the site plan modification.

K. Walsh motioned to move into executive session to discuss Attorney Client business and to invite the attorney to the Town Warren Replansky, second by Councilwoman Sisco 5-0 Passed.

Councilman Zick motioned to return to regular session second by Sisco 5-0 Passed.

Town Attorney- The attorney to the Town, Warren Replansky explained the “Resolution Scheduling a Public Hearing for the Removal of the Current Conservation Council Members from the Conservation Advisory Council” Motioned by K. Walsh to approve, second by Ambrose. Roll Call was taken 5- Aye 0- Nay Passed.

Replansky also presented “Resolution Extending a Local Law No. 3 of 2023 which Enacted an Eight Month Moratorium on the Processing and Approval of New Applications for Tier 3 Solar Facilities for a Period of Six Additional Months.” Motioned to approved by Ambrose, second by K. Walsh Roll Call was taken 5- Aye 0- Nay Passed.

Attorney to the Town presented “Resolution Approving the Consent Order & Judgement in the Tax Certiorari Proceedings *Sunny River LLC v. The Assessor of the Town of Pine Plains et. Al.*, index no 2020-51901, 2021-52796:2022-52150 and 2023-52449” motion to approve by Zick second by K. Walsh 5-Aye 0- Nay Passed.

The attorney to the Town gave an update on the case with Carson Power, it has been moved to Putnam County and has been reviewed.

Replansky presented “Resolution Approving the Payment in Lieu of Taxes Agreement Between the Town of Pine Plains and Pulvers Corner Solar 1 LLC and Pulvers Corner 2 LLC” The Town for a 15-year period commencing with \$4,583.60 payment in the first year and gradually increasing by 2% per annum to \$6,047.97 in the 15th year. Motion to approve by Ambrose, second by Sisco. Roll call was taken 5- Aye 0-Nay Passed.

“Resolution Approving Host Community Agreement Between the Town of Pine Plains and Pulvers Corner Solar 1 LLC and Pulvers Corner 2 LLC” This agreement states Pulvers Corner has agreed to enter into a Host Community Agreement with the Town of Pine Plains which provides, in relevant part, for the payment to the Town of \$25,000.00 within ten (10) days of the issuance of the building permits for said project. Motion to approved made by K. Walsh second by Sisco. Roll Call was taken 5-Aye, 0-Nay. Passed.

The attorney to the Town also presented “Resolution Authorizing the Town Supervisor to Execute a Decommission Agreement and Approve Decommissioning Bond in Conjunction with the Special Use Permit and Site Plan Approval for the Pulvers Corner Sola 1 LLC and Pulvers Corner Solar 2 LLC Solar Facility” Motion to approve made by Zick second by K. Walsh. Roll call was taken 5-Aye 0-Nay Passed. Ambrose motioned to set a public hearing on April 18, 2024, at 7:05 pm for the consideration of the removal of existing members of the Conservation Advisory Council member, second by K. Walsh 5-0 Passed. Ambrose motioned to set a public hearing on April 18, 2024, at 7:15 for the proposed Local Law No. 1 of the Year 2024, second by K. Walsh 5-0 Passed.

Department Reports- Highway- Highway Superintendent Carl Baden Read report (on file). Zick also stated Rancourt will be at the brush pile in April to shred the brush pile.

Building Inspector- Report on file.

PPWIA/Engineer- Ray Jurkowski read report (on file).

Animal Control- Report on file. Supervisor Walsh also stated the kennel received a perfect review from New York State Ag and Markets.

Police Department- Report on file. Sergeant Michael Beliveau let the Board know the department will be taking an advance impaired roadside class next month and taser testing.

Recreation- Recreation Director Brian Coons read report on file. Dates to remember 4/6/2024 Ball field clean up day, 4/20/2024 opening day. For seniors 4/10/2024 Fall Prevention & 30 min balance class, and 5/22 Aging in place. Ambrose motioned to appoint Andrew Anderson as Assistant Recreation Director at a payrate of \$4,000.00 yearly, second by K. Walsh 5-0 Passed. Ambrose motioned to appoint Andrew Anderson as the Director of camp at the pay rate of \$6,000.00, second by K. Walsh 5-0 Passed. Zick motioned to appoint Katherine Prentice to a 3-year term on the Recreation Committee, Jim Jackson a 2-year term, and Les Funk to a 2-year term, second by Sisco 5-0 Passed. The attorney to the Town will draft a Resolution.

Old Business- K. Walsh wanted to follow up on the RFP for the New Town Hall and form a committee. Jurkowski said to advertise to Albany and the State for the architect. K. Walsh also wanted to discuss the sewer project and to form a committee with K Walsh as the chairman. Motion to form the sewer committee second by K. Walsh 5-0 Passed. Please send letters of interest to superviosr@pineplains-ny.gov. Ambrose motioned payrate for new hire police officer Aaron Fantroy for \$22/hr., second by K Walsh 5-0 Passed. Sisco brought up the watering for the barrel in town. K Walsh motioned to hire at \$15/hr. to water the barrels in Town, second by Zick

5-0. The Beautification Committee would like to ask for a estimate from Down to Earth for clean up at the Community Center.

New Business- Ambrose motioned to accept resignation of Officer Zachary Alpay, second by K. Walsh 5-0 Passed. K Walsh motioned to approve Bonded Concrete, and Williams Lumber for materials for the softball dugout, second by Sisco 5-0 Passed.

Zick motioned to adjourn, second by K. Walsh 5-0 Passed.

Supervisor: Brian Walsh

Councilman: Matt Zick

Councilman: Robert Ambrose

Councilwoman: Jeanine Sisco

Councilman: Kevin Walsh