

The Milan Town Board held their Regular Town Board meeting on 10/16/2023 at 7:00 pm at the Milan Town Hall.

Present: Supervisor Alfred Lo Brutto

Councilpersons Debra Blalock, Jack Campisi, William Jeffway, Kevin Pike

The Supervisor opened the meeting with the Pledge of Allegiance

Gretchen Stevens from Hudsonia Ltd. gave a presentation on the Natural Resources Inventory. The committee was made up of residents of Milan, people from Hudsonia Ltd. And Hudson River Estuary. She said that the inventory was a grant funded to the Town of Milan from NYS Environmental Protection fund through the Hudson River Estuary Program of the NYSDEC. She reviewed the different kinds of maps – Elevation Zones, Watersheds and Aquifers, Bedrock Geology and Surficial Geology and gave a summary of the inventory. There was a brief question and answer period.

Each board member received a copy of the Regular Town Board Meeting of 09/18/2023.

Each board member received a copy of the Financial Report for the month of September.

Correspondence

- Resignation of Alba Kossen from the Board of Assessment Review.
- Notice from the highway superintendent designating Wilbur Flats Road as a seasonal limited use highway.
- Blue bird nest box report from Susan Gilnack, Chair of the Ralph T. Waterman Bird Club, Inc.

Business

MOTION by Council. Campisi seconded by Council. Blalock to adopt the Town of Milan Budget for Fiscal 2024 as the Town of Milan Preliminary Budget for 2024. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Pike, Lo Brutto

NO – 0

Resolution # 10 of 2023 – Renewal of Cable Franchise Agreement with Cablevision of Wappingers Falls, Inc.

Resolution offered by Supervisor Lo Brutto seconded by Council. Campisi:

AUTHORIZING THE TOWN OF MILAN TO RENEW A CABLE FRANCHISE AGREEMENT WITH CABLEVISION OF WAPPINGERS FALLS, INC. IN THE TOWN OF MILAN

WHEREAS, the Town of Milan (the “Town”) is a “franchising authority” in accordance with Title VI of the Communications Act of 1934, (the “Communications Act”), and is authorized to grant one or more nonexclusive cable television franchises pursuant to Article 11 of the New York Public Service Law, as amended, and Title 16, Chapter VIII, Parts 890.60 through 899, of the Official Compilation of Codes, Rules and Regulations of the State of New York, as amended (collectively the “Cable Laws”);

WHEREAS, the Town, executed a franchise agreement with Cablevision of Wappingers Falls, Inc. (the “Franchisee”) on August 14, 2008, which was thereafter confirmed and made effective by the New York State Public Service Commission (“Commission”) on November 14, 2008 for a term of fifteen (15) years (Case No. 08-V-0941), and

WHEREAS, said franchise agreement will expire on November 14, 2023; and

WHEREAS, Franchisee has submitted a proposed franchise renewal agreement (the “Franchise Renewal Agreement”) to continue operating its system within the Town; and

WHEREAS, The Town and Franchisee have mutually agreed to the terms of said Franchise Renewal Agreement; and

WHEREAS, the Town has determined that the Franchisee is and has been in substantial compliance with all terms/provisions of its existing franchises and applicable law; and

WHEREAS, the Town has determined that Franchisee has the requisite legal, technical, and financial capabilities to operate a Cable Systems within the Town and that Franchisee’s proposals for renewal of the franchises meet the cable related needs of the Community; and

WHEREAS a duly noticed Public Hearing, affording an opportunity for all those interested parties within the Town to be heard on the proposed Franchise Renewal Agreement was held before the Town on October 16, 2023.

NOW, THEREFORE, be it RESOLVED, that the Town Board determines that it is in the best interest of the public to award the Franchise Renewal Agreement to the Franchisee; and be it

FURTHER RESOLVED that the Town Board hereby authorizes the Town Supervisor to enter into the Franchise Renewal Agreement with Cablevision of Wappingers Falls, Inc., and to execute any other documents necessary to effectuate the granting of the franchise renewal on behalf of the Town of Milan. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Pike, Lo Brutto

NO – 0

Town of Milan Lead Agency for town hall addition

MOTION by Council. Campisi seconded by Council. Pike that the Milan Town Board be designated as the lead agency for proposed addition of 750 square feet to the Milan Town Hall. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Pike, Lo Brutto

NO – 0

Milan Town Hall Type II Action

MOTION by Council. Campisi seconded by Council. Blalock to declare the 750 square foot addition to the Milan Town Hall a Type II action under CRR-NY-617-5, (b)(9) of the State Environmental Quality Review Act requiring no further action. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Pike, Lo Brutto

NO – 0

MOTION by Supervisor Lo Brutto seconded by Council. Pike to approve the recommendation of the highway superintendent for the purchase of highway materials date October 16, 2023. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Pike, Lo Brutto

NO – 0

Proposal/Equitable Assessments, LLC

MOTION by Supervisor Lo Brutto seconded by Council. Blalock to accept the proposal from Equitable Assessments, LLC entitled Town of Milan Scope of Professional Services Assessment Update 2024, including land sales analysis and land table creation, for a sum of \$19,500, half to be completed in Fiscal 2023 and the remainder to be completed in Fiscal 2024. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Pike, Lo Brutto

NO – 0

Public Hearing/Preliminary Budget

MOTION by Supervisor Lo Brutto seconded by Council. Pike to hold a public hearing on November 9, 2023, at 6:50 pm at the Milan Town Hall on the Town of Milan Preliminary Budget for Fiscal 2024. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Pike, Lo Brutto

NO – 0

Public Hearing/Fire Contract

MOTION by Supervisor Lo Brutto seconded by Council. Pike to hold a public hearing on November 9, 2023, at 6:55 pm at the Milan Town Hall on the 2024 contract between the Town of Milan and the Milan Volunteer Fire Department, Inc. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Pike, Lo Brutto

NO – 0

Final Budget/Fire Dept. Contract

MOTION by Council. Campisi seconded by Council. Jeffway to hold a special town board on November 9, 2023, at 7:00 pm at the Milan Town Hall to adopt the Town of Milan Final Budget for Fiscal 2024, and to approve the 2024 contract between the Town of Milan and the Milan Volunteer Fire Department, Inc. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Pike, Lo Brutto

NO – 0

Transfers

MOTION by Council. Campisi seconded by Supervisor Lo Brutto to transfer \$8,000.00 from 1420.4 (Attorney Contractual) to 7020.4 (Recreation Contractual). Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Pike, Lo Brutto

NO – 0

MOTION by Council. Campisi seconded by Council. Blalock to transfer \$5,886.85 from the Parkland Deposits Fund to the General Fund to cover costs of installing two pickleball courts. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Pike, Lo Brutto

NO – 0

MOTION by Council. Campisi seconded by Supervisor Lo Brutto to transfer the following Highway Department sums:

\$31,000.00 from 9720.69DA (Principal Truck 3) to 9720.60DA (Principal Truck 4);

\$1,209.00 from 9720.70DA (Interest Truck 4) to 9720.79DA (Interest Truck 3);

\$1,700.00 from 5112.1DA (Improvements Personal Services) to 5148.1DA (Services to Other Governments Personal Services);

\$1,000.00 from 9010.8DA (NYS Retirement) to 9060.8DA (Hospitalization/Medical Insurance).

Roll was taken and carried.

BILLS: the bills were presented to the board for their audit and review. **MOTION** by Council. Campisi seconded by Council. Jeffway to pay General Abstract # 10 Claims 392 thru 441, totaling \$72,675.26 – Highway Abstract #10 Claims 161-182, totaling \$35,905.07 – Highway Equipment Fund # 10 Claim # 1, totaling \$133,520.50. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Pike, Lo Brutto

NO – 0

MOTION by Council. Blalock seconded by Council. Jeffway to adjourn this meeting. (8:10pm)
Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Pike, Lo Brutto

NO – 0

Respectfully submitted,

Catherine Gill, Town Clerk