

LaGrange Town Board Meeting

February 17, 2010 7:30 p.m.

(rescheduled from February 10, 2010 - cancelled due to inclement weather)

AGENDA

Call to Order

Salute to the Flag

Minutes Approval

- Minutes from January 27, 2009
- Minutes from January 20, 2010 – Special Joint Board Meeting (Town of Fishkill, Town of Wappingers, Town of LaGrange and Town of Beekman) - Revised
- Minutes from February 1, 2010 - Special Joint Board Meeting (Town of Fishkill, Town of Wappingers, Town of LaGrange and Town of Beekman)

Monthly Reports

The Town Board will consider acceptance of the monthly revenue reports from town departments as follows:

- | | |
|---|--------------------|
| • Building, Zoning, Public Works & Planning | Total \$ 20,515.00 |
| • Highway Department | Total \$ 0.00 |
| • Justice Caplicki (incl. State Share) | Total \$ 22,070.00 |
| • Justice Greller (incl. State Share) | Total \$ 31,275.00 |
| • Town Clerk (incl. State & County Share) | Total \$ 1,010.19 |

Supervisor's Report

Correspondence

- Cablevision
- Time Warner Cable

Agenda Items

Division of Code Enforcement and Administration

- Building Inspector is requesting Town Board's acceptance of the Division of Code Enforcement and Administration Report.

Frank Farms

- Town Board to discuss formation of the Stormwater district.

LaGrange Knights of Columbus

- LaGrange Knights of Columbus is requesting Town Board's approval for their annual K of C Family Carnival to be held Wednesday thru Saturday, July 14-17, 2010. Gary Polhemus, Safety Committee, is requesting the LaGrange Knights of Columbus to submit a security plan for the event.

Performance Bond

- Building Inspector is requesting Town Board's acceptance of a Performance Bond for Health Quest – Taconic Crossing, 1351 Route 55.

Hazardous Mitigation Planning Grant

- Hazardous Mitigation Planning Grant update involving the Towns of LaGrange, East Fishkill, Wappingers Falls and the Villages of East Fishkill and Wappingers Falls.

Math and Physics Exploratorium

- Irv Miller is requesting Town Board's approval to waive the \$500.00 application fee for signage and occupancy for the Math and Physics Exploratorium.

Resolutions

- Bond resolution for previously approved equipment purchases.
- Resolution authorizing the Town of LaGrange to submit a grant application to the New York State Department of State's 2009-2010 Local Government Efficiency Grant Program for the purposes of seeking funding for a General Efficiency Planning Grant to enter into a study of regional collaboration and shared services with other municipalities.
- Resolution amending the fee schedule concerning the 2% inspection fees.
- Resolution local law amending section 199-47, inspection of improvements, of the Town code to adjust cost of inspection. Town Board to set public hearing date.

Committee Reports

- Water and Sewer
- Recreation
- Open Space
- Highway

Town Board Comments

- This time is set aside for new or old business not on the agenda

Town Attorney

- This time is set aside each meeting for new business by the Towns Attorney not listed elsewhere in the agenda

Administrator of Public Works

- This time is set aside each meeting for the Administrator of Public Works to discuss Planning, water, sewer, MS4 and related topics not listed elsewhere on the agenda.

Environmental Consultants

- Reports from the operators of the Town's water and sewer facilities

Public Comment

- Public comments are accepted during this time.

Executive Session**Adjournment**

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

**TOWN BOARD MEETING
FEBRUARY 17, 2010**

Present: Deputy Supervisor Luna
Councilman Steve O'Hare
Councilman Edward P. Jessup

Absent: Supervisor Jon Wagner
Councilman Gary Beck

Recording Secretary: Margaret Schmitz, Deputy Town Clerk

Others Present: Rebecca Valk, Esq. Van De Water & Van De Water
Wanda Livigni, Administrator of Public Works

A Regular Meeting of the Town Board was held on Wednesday, February 17, 2010 at the LaGrange Town Hall, 120 Stringham Road. Deputy Supervisor Luna called the meeting to order at 7:30 p.m. The Deputy Town Clerk led the flag salute.

Deputy Supervisor Luna asked for motion to accept the minutes from January 27, 2010. Councilman O'Hare so moved; seconded by Councilman Jessup; carried unanimously. Councilman O'Hare made a motion to accept the minutes from the January 20, 2010 Special Joint Board Meeting; seconded by Councilman Jessup; carried unanimously. Councilman O'Hare made a motion to accept the minutes from the February 1, 2010 Special Joint Board Meeting; seconded by Councilman Jessup; carried unanimously.

Deputy Supervisor Luna asked for a motion to accept the monthly reports for December, 2009. Councilman O'Hare so moved; seconded by Councilman Jessup; carried unanimously.

Building, Zoning & Public Works	Total \$20,515.00
Highway Department	Total \$ 0.00
Justice Caplicki (incl. State Share)	Total \$22,070.00
Justice Greller (incl. State Share)	Total \$31,275.00
Town Clerk (incl. State & County Share)	Total \$1,010.19

Supervisors Report

No report.

Correspondence

Deputy Supervisor Luna stated Cablevision and Time Warner Cable sent notification of programming changes. These correspondences will be filed in the Town Clerk's Office for two weeks.

Agenda Items

Division of Code Enforcement and Administration

Deputy Supervisor Luna stated that the Building Inspector is requesting Town Board's acceptance of the Division of Code Enforcement and Administration Report. Councilman Jessup made a motion to accept the report; seconded by Councilman O'Hare; carried unanimously. (SEE ADDENDUM)

Frank Farms Stormwater District

Deputy Supervisor Luna explained that there is an Order by the Town Board for Hearing on the Extension of the Frank Farm Stormwater District. Ms. Livigni stated this is an extension of the Frank Farm Storm Water District to encompass Phase II of that subdivision. Rebecca Valk recommended setting the Public Hearing for March 10, 2010 to allow the necessary time for publication. Councilman Jessup made a motion to set the Public Hearing for March 10, 2010; seconded by Councilman O'Hare; carried unanimously. (SEE ADDENDUM)

Knights of Columbus

Deputy Supervisor Luna stated a letter has been received by the LaGrange Knights of Columbus requesting approval to hold the K of C Family Carnival on July 14 – July 17, 2010 at the Pop Warner Football Fields on Overlook Road. Councilman O'Hare wished to disclose that he is a member of the Knights of Columbus, but not an officer and asked if any Town Board Member would object to his voting. There were no objections from the Board. Councilman Jessup made a motion to approve the request; seconded by Councilman O'Hare; carried unanimously.

Performance Bond

Deputy Supervisor Luna stated that Building Inspector, Kenneth McLaughlin, submitted a letter requesting the Town Board's acceptance of a \$10,000 Performance Bond for Health Quest / Taconic Crossing, 1351 Route 55. Councilman O'Hare made a motion to accept the Performance Bond; seconded by Councilman Jessup; carried unanimously. (SEE ADDENDUM)

Fee Waiver

Deputy Supervisor Luna stated that the Building Inspector requests the Town Board's approval to waive zoning fees totaling \$525.00 for Dr. Miller to occupy a commercial tenant space for the

Math & Physics Exploration, Inc., as it is a non-profit organization. Councilman O'Hare wished to disclose that he formed the corporation but did not represent them on the application. Councilman O'Hare stated he spoke with council and was told there does not appear to be any form of conflict of interest. Councilman O'Hare stated if any member of the Town Board objects to his voting on this matter he would abstain. There were no objections. Councilman O'Hare made a motion to waive the fee for not-for-profit; seconded by Councilman Jessup; carried unanimously.

Hazardous Mitigation Planning Grant

Wanda Livigni explained that Hazardous Mitigation Grant is a grant to help create a plan to address ways to mitigate hazards; primarily along the Jackson Creek. Ms. Livigni stated the five communities involved are the Towns of LaGrange, East Fishkill, Wappingers, Village of East Fishkill and the Village of Wappingers. This is the first step in getting readily eligible for funding to make improvement to the creek and solve the flooding. She stated, this will also consider other hazardous mitigation problems that the five communities wish to address. Councilman Jessup asked Ms. Livigni if the grants had been suspended because there was a moratorium on certain grants. Ms. Livigni stated that this grant has already been approved and there is currently a planning committee put together that is meeting tomorrow. They will be working toward putting together a State Emergency Management Plan that the Federal Government will approve. This is Federal money. Ms. Livigni stated she wanted to let the public know what is going on, and there will be more updates as the process moves forward.

Bond Resolution

Deputy Supervisor Luna introduced a Bond Resolution for previously approved equipment purchases. Councilman Jessup made a motion to approve the Bond Resolution; seconded by Councilman O'Hare.

Vote as follows:

Supervisor Wagner	ABSENT
Councilman Luna	AYE
Councilman Beck	ABSENT
Councilman O'Hare	AYE
Councilman Jessup	AYE

According to Section 33 of the Local Finance Law, adoption of a bond resolution requires the affirmative vote of a least two-thirds of the voting strength of the Board. As the Town Board includes five members, a least four members of the Board must vote in favor of the bond resolution. An affirmative vote of 3 members would only constitute six-tenths of the voting strength of the Board and fall short of the two-thirds requirement. Accordingly, the Bond Resolution will be put on the next Town Board agenda.

Resolution

Deputy Supervisor Luna introduced a Resolution authorizing the Supervisor to submit a grant application to the New York State Department of State's 2009-2010 Local Government Efficiency Grant Program for the purposes of seeking funding for a General Efficiency Planning Grant to enter into a study of regional collaboration and shared services with other municipalities. Councilman O'Hare made a motion to approve the resolution; seconded by Councilman Jessup; carried unanimously. (SEE ADDENDUM)

Resolution

Deputy Supervisor Luna introduced a Resolution to amend the Fee Schedule to provide that the Inspection Fee shall be "2% of the site improvements or, where a performance bond is required under section 199-8 (a) (2) of the Town Code, 2% of the minimum or base amount of the performance bond." Councilman O'Hare made a motion to accept the Resolution; seconded by Councilman Jessup; carried unanimously. (SEE ADDENDUM)

Resolution

Deputy Supervisor Luna introduced a proposed Local Law Resolution amending Town Code Section 199-47, Inspection of Improvements, of the Town Code to adjust costs of inspection and asked for motion to set a Public Hearing date of March 24, 2010. Councilman O'Hare so moved; seconded by Councilman Jessup; carried unanimously. (SEE ADDENDUM)

Committee Reports

Open Space

Councilman Jessup reported that Dutchess Land Conservancy was contacted by someone who is interested in having their farm considered for Open Space. The property is the Red Oaks Mill Farm; an application has not yet been submitted. Dutchess Land Conservancy wanted to know what the Town's feelings are on the property. Councilman Jessup stated that he would get back to DLC after more discussion. Councilman Jessup stated he felt it may be a viable piece of property for Open Space.

Highway

Councilman Jessup reported that the Highway Committee was scheduled to meet this evening but will be rescheduling the meeting due to the fact that Mr. Kelly had been working through the night sanding and salting the roads. There was nothing further to report.

Town Board Comments

Councilman O'Hare reported that Pop Warner Football is constructing a building at Overlook Fields. The Town had an agreement signed with Pop Warner authorizing them to build the building and finance it. As part of the terms of the financing, the Town put a schedule in the agreement that provided for a buy-out in the event the Town told Pop Warner they had to move. Pop Warner is in the process of closing on a loan with a bank, possibly M&T Bank, and the bank requested that the Town authorize that in the event the Town asks Pop Warner to leave, the money the Town has to pay would first go to satisfy their loan. Councilman O'Hare gave the following example: "If the Town terminates the lease early, pursuant to the agreement, the Town would owe Pop Warner \$40,000. The Bank wants the Town to pay them before paying Pop Warner anything." This is at the request of the Bank. Since there is a closing on Friday, Councilman O'Hare made a motion authorizing the Supervisor to sign anything necessary to advance their closing. Councilman O'Hare stated it was his belief that the Agreement the Town signed with Pop Warner included that. Councilman Jessup seconded the motion; carried unanimously.

Town Attorney

Rebecca Valk reported that she is working with the Dutchess County S.P.C.A on finalizing the terms of the 2010 Housing Control Agreement. There is a sticking point in the Agreement regarding the Town's addition to the Agreement that in the event the S.P.C.A. decides to waive any redemption fees, those fees would not become the responsibility of the Town. Councilman Jessup stated that the Town Board members would be opposed to paying those fees waive by the S.P.C.A. Ms. Valk mentioned that the Supervisor had a question regarding veterinary care that needed to be clarified. Councilman Jessup asked if the Town becomes responsible for the cost of veterinary care. Ms. Valk stated that only happens in the event a dog is not redeemed and, according to the Dog Control Officer, that has only happened a few times in the past 25 years. Ms. Valk stated she would summarize this information for the Town Board to consider.

Public Works

Ms. Livigni proposed Change Order #1 for the Green Innovations Grant Program for the Titusville Water Treatment Plant Aeration upgrade. Stimulus money was received for this project. Ms. Livigni stated the total project cost was \$451,000; of that \$45,100 is a Town match paid out of the Titusville Sewer District. She stated when bids were submitted we didn't bid on a more costly blower because we were unsure how the bids were going to come in this economy. When the bids came in, they came in far lower than what we were allowed to do in this project funding wise. Ms. Livigni said it was determined that if the stimulus money was not used, the unused portion would go unused. This is a good way to lock up the money. This change order is for a more efficient yet more expensive blowers. The total Change Order cost is \$99,412 which would bring the total construction price up to \$365,356.00. Ms. Livigni explained that with the engineering and the anticipated legal costs, the entire allocation that EFC has provided us will be used. Ms. Livigni states she is requesting Town Board approval to submit this Change Order to lock up the grant money. Councilman Jessup made a motion to approve Ms. Livigni's request; seconded by Councilman O'Hare; carried unanimously. (SEE ADDENDUM)

Environmental Consultants

Ms. Livigni reported, on behalf of Environmental Consultants, that there are issues with water meter replacements with the last five percent needing to be replaced becoming a problem. Ms. Livigni stated she has met with Environmental Consultants, and they would like to work with Van De Water and Van De Water on some possible ways to put better enforcement in place. Ms. Livigni said the Highways Superintendant has brought it to her attention that within the next four years he plans to repave Four Winds Drive in the Southwest Water District. Ms. Livigni advised the Town Board that she plans to present some requests in the future as the water main on Four Winds Drive is in good shape, but the service connections are in extremely poor condition; they are rotting away. Ms. Livigni said she would hate to see a newly paved road with patches all over it from water service repairs. Councilman Luna wished to clarify if Ms. Livigni's intention is to make the repairs prior to road reconstruction. Ms. Livigni stated that was correct.

Public Comment

Councilman O'Hare made a motion to open the meeting to public comment; seconded by Councilman Jessup; carried unanimously.

Allison Withers, of the LaGrange Library, reported that download audio books are available on the Library website on any type of gadget except the new Kindle. It's very simple to do and user friendly. Ms. Withers passed out flyers on the download. Ms. Withers also mentioned that the Friends of the Library is having a membership drive and they have a goal of doubling their memberships this year, and their year ends in April; they need four more members to meet their goal. There is a \$5.00 commitment to become a Friend of the Library. Ms. Withers passed out membership applications.

Paul Doherty of Red Wing mentioned that he didn't know if the Town Board had an opportunity to discuss his proposed PDD, but his Planning and Development Magazine wrote about green development that fits in exactly with the plan that Red Wing proposed before you. Mr. Doherty read one sentence from the article "Whether you call today's green construction focus environmentally friendly, development conservation design, smart growth, sustainable or green development, the fact remains that the new methods are becoming more mainstream." Mr. Doherty said "our plan has a minimum of three years, and possibly up to eight years to go through all of the stages necessary, with sewer treatment plant, design and permits, etc." He said "I'm hoping you will get a chance to discuss our application."

Irv Miller of the Math and Physics Exploratorium wished to thank The Board for their support of the Math and Physics Exploratorium.

Councilman Jessup made a motion to adjourn the meeting; seconded by Councilman O'Hare; carried unanimously. The meeting adjourned at 8:05 p.m.

Respectfully Submitted,

Margaret Schmitz
Deputy Town Clerk

ADDENDUM

- **Division of Code Enforcement and Administration Report**
- **Order by the Town Board for Hearing on Extension of Frank Farm Stormwater District**
- **Exhibit A: Clark Patterson Lee, Frank Farm Subdivision – Phase 2 Stormwater Maintenance District Map Plan & Report**
- **Building Inspector's Memorandum: Performance Bond for Taconic Crossing / Health Quest**
- **Resolution: New York State Department of State's 2009-2010 Local Government Efficiency Grant Program**
- **Resolution: Amend Fee Schedule – Inspection Fees**
- **Resolution: Local Law #__ - 2010, Amend Section 199-47, Inspection of Improvements, of the Town Code to Adjust Costs of Inspection**
- **Change Order No. 1: Dakksco Pipeline Corp. / Titusville WWTP Aeration System Improvements.**



New York State Department of State
Division of Code Enforcement and Administration
 99 Washington Avenue, Suite 1160
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 Ph:(518)-474-4073 FAX:(518)-486-4487
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Submit by Email

Print Form

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Reporting Year: 2009

19 NYCRR PART 1203
 UNIFORM CODE: MINIMUM STANDARDS FOR ADMINISTRATION AND ENFORCEMENT

LOCAL GOVERNMENT

Uniform Code Administration and Enforcement Report

GENERAL INFORMATION

Jurisdiction LaGrange
 City/Town/Village or County Town
 Address 120 Stringham Road
 Address LaGrangeville, NY
 Zip/Postal Code 12540
 County: Dutchess

Name of Code Official Kenneth W. McLaughlin
 Title of Code Official Building Inspector
 Code Official DOS Certification # 0988-7459B
 Hours worked per week: 35
 Phone Number: 845 452-1872
 E-mail Address: kmclaughlin@lagrangeny.org

To list additional Code Enforcement Officials enforcing the Uniform Code and Energy Code within your jurisdiction please use page 6 of this form

CODE ENFORCEMENT

1a. Does the jurisdiction utilize third-party contractors to meet the requirements of 19 NYCRR Part 1203? No

1b. If Yes, does the third-party meet the educational requirements per 19 NYCRR Part 1203?

2a. Does the fire department perform fire safety inspections: No

2b. If No, who is responsible for fire safety inspections: Code Official

LOCAL LAW, ORDINANCE, REGULATION

Please list the local law, ordinance or other appropriate regulation that provides for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code and Energy Conservation Construction Code in this Jurisdiction:

Local Law No. 7 of the Zoning Code of Town of LaGrange

PERMITS (Number of permits issued for this reporting year)

3. New One or Two family residences:	<input type="text"/> 26	7. Additions, alterations or repairs on existing residential buildings:	<input type="text"/> 96
4. New Commercial/Industrial buildings:	<input type="text"/> 1	8. Additions, alterations or repairs on existing commercial buildings:	<input type="text"/> 55
5. New Hazardous occupancies (H):	<input type="text"/> 0	9. All other permits (pools, sheds, decks, plumbing, HVAC and etc.):	<input type="text"/> 294
6. New Multiple Residences R occupancies:	<input type="text"/> 0	10. Number of Certificates of Occupancy or Compliance issued for all occupancies:	<input type="text"/> 428

STOP WORK ORDERS

11. Number of Stop work orders issued this reporting year: 6

NOTIFICATION OF FIRE OR EXPLOSION

12. Have procedures been established for notification by the chief of your fire department(s) regarding fire or explosion involving any structural damage, fuel burning appliance, chimney or gas vent: Yes

UNSAFE STRUCTURES AND EQUIPMENT

13. Have procedures been established for identifying and addressing unsafe structures and equipment: Yes

RECEIVED
TOWN CLERK
1/13/10



New York State Department of State
Division of Code Enforcement and Administration
99 Washington Avenue, Suite 1160
Albany, NY 12231
Ph:(518)-474-4073 FAX:(518)-486-4487
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19 NYCRR PART 1203
UNIFORM CODE: MINIMUM STANDARDS FOR ADMINISTRATION AND ENFORCEMENT

LOCAL GOVERNMENT

Uniform Code Administration and Enforcement Report

Reporting Year: **2009**

Jurisdiction

LaGrange

OPERATING PERMITS

14a. Are operating permits required by the municipality:

Yes

14e. buildings containing one or more areas of public assembly with an occupant load of 100 persons or more

12

14b. Manufacturing, storing or handling hazardous materials in quantities exceeding those listed in Tables 2703.1.1(1), 2703.1.1(2), 2703.1.1(3) or 2703.1.1(4), of the Fire Code of New York State (see 19 NYCRR Part 1225);

1

14f. Buildings whose use or occupancy classification may pose a substantial potential hazard to public safety, as determined by the government or agency charged with or accountable for administration and enforcement of the Uniform Code

1

14c. Hazardous processes and activities, including but not limited to, commercial and industrial operations which produce combustible dust as a by-products, fruit and crop ripening, and waste handling:

2

14d. Use of pyrotechnic devices in assembly occupancies;

0

14g. Other: 0 Please Specify:

FIRE SAFETY AND PROPERTY MAINTENANCE INSPECTIONS

Area of Public Assembly (with occupant load of 50 or more and not an accessory use)

15a. Number of occupancies in this jurisdiction:

32

15b. Number of occupancies inspected in this jurisdiction:

29

Multiple Dwellings (not including dormitories):

16a. Number of buildings containing 3 or more dwelling units in this jurisdiction :

45

16b. Total number of dwelling units in multiple dwellings: (contained in Item 16a)

206

16c. Number of multiple dwelling buildings inspected (from Item 16a):

21

Commercial/Industrial buildings (not included above):

17a. Number of occupancies in this jurisdiction:

447

17b. Number of occupancies inspected in this jurisdiction:

76

SPECIAL INSPECTIONS

18a. Are special inspections required by the municipality:

No

18b. Does the municipality retain special inspection reports:

Not Appl

18c. Is a statement of special inspections required as part of a condition for permit issuance:

Not Appl

18d. Are special inspection reports required to be submitted prior to the issuance of a certificate of compliance or completion:

No

CODE COMPLIANCE

19a. Has your municipality adopted more restrictive local standards (requirements) to the Uniform Fire Prevention and Building Code (Uniform Code)?
 Yes, Residential only Yes, Commercial only Yes, Commercial and Residential No

19b. If Yes, has a petition been filed with the State Fire Prevention and Building Code Council per Executive Law Article 18 Section 379?

Yes No Unknown

20. Has your municipality adopted more restrictive local standards (requirements) to the State Energy Conservation Construction Code (Energy Code)?

Yes, Residential only Yes, Commercial only Yes, Commercial and Residential No



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Submit by Email

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19 NYCRR PART 1203

UNIFORM CODE: MINIMUM STANDARDS FOR ADMINISTRATION AND ENFORCEMENT

LOCAL GOVERNMENT

Uniform Code Administration and Enforcement Report

Reporting Year: **2009**

Jurisdiction

LaGrange

19 NYCRR PART 1203 **CODE COMPLIANCE**

21. Has your municipality adopted Green or Sustainable Building Standards for construction?
 Yes, Residential only Yes, Commercial only Yes, Commercial and Residential No

22. Please check any of the following procedures that your municipality uses to ensure compliance with the **Uniform Code** ? (check all that apply)
 Field Inspections Plan Reviews Software Report/Print-out Compliance Check List
 Other (Please Specify): _____

23. Please check any of the following procedures that your municipality uses to ensure compliance with the **Energy Code** ? (check all that apply)
 Field Inspections Plan Reviews Software Report/Print-out Compliance Check List
 Other (Please Specify): _____

24. On average, how many site inspections does your municipality conduct for **Uniform Code** compliance for each new residential building ?
 0 1 2 3 4 or more

25. On average, how many site inspections does your municipality conduct for **Uniform Code** compliance for each new commercial building ?
 0 1 2 3 4 or more

26. On average, how many site inspections does your municipality conduct for **Energy Code** compliance for each new residential building ?
 0 1 2 3 4 or more

27. On average, how many site inspections does your municipality conduct for **Energy Code** compliance for each new commercial building ?
 0 1 2 3 4 or more

19 NYCRR PART 1203 **ENERGY CODE**

28. Based on your municipalities records, what method of Energy Code compliance is submitted most often for Residential construction? (rank in order 1 to 6, 1 being the most used method)
Software RESCheck 1 Trade-off Method 6 Prescriptive Method 2
Other Software Method 3 Worksheets (DOS Web site) 4 Energy Analysis Method 5

29. Based on your municipalities records, what method of Energy Code Compliance is submitted most often for Commercial construction? (rank in order 1 to 6, 1 being the most used method)
Software COMCheck 3 Trade-off Method 6 Prescriptive Method 1
Other Software Method 2 Worksheets (DOS Web site) 4 Energy Analysis Method 5



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99 Washington Avenue, Suite 1160
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SEARCHED BY: [redacted]

INDEXED BY: [redacted]

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19 NYCRR PART 1203
UNIFORM CODE: MINIMUM STANDARDS FOR ADMINISTRATION AND ENFORCEMENT

LOCAL GOVERNMENT

Uniform Code Administration and Enforcement Report

Reporting Year: **2009**

Jurisdiction

LaGrange

COMPLAINTS

30a. Total number of all registered Uniform Code related complaints received for this reporting year:

106

30b. Total number of all registered Uniform Code related complaints acted upon for this reporting year:

106

31a. Total number of all registered Energy Code related complaints received for this reporting year:

8

31b. Total number of all registered Energy Code related complaints acted upon for this reporting year:

8

RECORD KEEPING

32. Has a system of records of the features and activities specified in 19 NYCRR 1203.3(a) through (f) been established and maintained:

Yes

ADDITIONAL INFORMATION

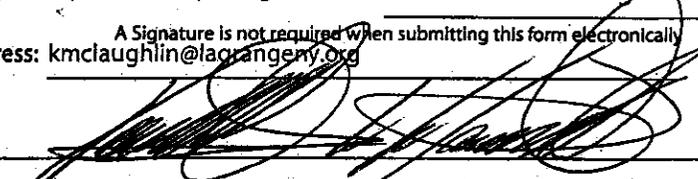
Additional information/comments:

SIGNATURE

Name and Title of person completing this form: Kenneth W. McLaughlin

E-mail Address: kmclaughlin@lagrangenyny.org

Phone: 845 452-1872

Signature: 

Date: 2/3/2010

Title 19NYCRR Part 1203, requires every city, village, town, and county, charged with administration and enforcement of the Uniform Code to annually submit a report of its activities to the Secretary of State. The information provided on this form is used to verify your municipality's compliance with the minimum standards for administration and enforcement of the Uniform Code contained in Part 1203. The information provided will also be used to develop education, outreach and support programs for municipalities and Code Enforcement Officials.

PLEASE NOTE

Please complete this form electronically and e-mail to the Division of Code Enforcement and Administration (Codes Division). Please use the 'Submit by Email' button found on the upper right hand corner to submit the form. E-mail this form to the Division of Code Enforcement and Administration no later than January 30th of the year following the reporting year. (example: Deadline for 2009 Reporting Year is January 30, 2010.) **Once the electronic form is received, the Codes Division will respond with an e-mail acknowledging receipt of the form within three business days. If an acknowledgment e-mail is not received from the Codes Division, please fax or mail a copy of the form to the address below.**

If e-mail is unavailable, this form may be mailed or FAXed to the Department of State at the following address:

New York State Department of State
Division of Code Enforcement and Administration
99 Washington Avenue, Suite 1160
Albany, NY 12231
Ph:(518)-474-4073 FAX:(518)-486-4487
www.dos.state.ny.us



19 NYCRR PART 1203
UNIFORM CODE: MINIMUM STANDARDS FOR ADMINISTRATION AND ENFORCEMENT



LOCAL GOVERNMENT

Uniform Code Administration and Enforcement Report Page 5 Of 6

PLEASE NOTE

Please complete this form electronically and e-mail to the Division of Code Enforcement and Administration (Codes Division). Please use the 'Submit by Email' button found on the upper right hand corner to submit the form. E-mail this form to the Division of Code Enforcement and Administration no later than January 30th of the year following the reporting year. (example: Deadline for 2009 Reporting Year is January 30, 2010.) **Once the electronic form is received, the Codes Division will respond with an e-mail acknowledging receipt of the form within three business days. If an acknowledgment e-mail is not received from the Codes Division, please fax or mail a copy of the form to the address below.**

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www.dos.state.ny.us

INSTRUCTIONS

These instructions follow the order of requested information on Annual Local Code Administration Form, and are intended to clarify the response required for a complete application. After reading the application and these instructions, should you still have questions please call: The Department of State, Division of Code Enforcement and Administration at (518)-474-4073.

General information:

1. The "Reporting Year" shall mean the calendar year (January through December) for which the reported data has been collected.
2. Enter the name of the Jurisdiction, including Address, Zip Code and County that the jurisdiction resides.
3. Provide the name, title and DOS Certification number of the primary Code Enforcement Official who enforces the code within the jurisdiction. If certification has not yet been completed by this individual please enter the expected completion date in lieu of certification number within the space..
4. Enter the e-mail address and office phone number of the primary code enforcement official.
5. On page 6; Enter the name, title, e-mail and DOS certification for each Code Enforcement Official who enforces the Uniform Code within your jurisdiction. Enter the number of hours per week each individual works for the jurisdiction. If certification has not yet been completed by any individual please enter the expected completion date in lieu of certification number within the space.
6. Use one form for each municipality, please do not include multiple municipalities per form.

Code Enforcement: (Items 1a through 2b) Answer questions 1a through 2b based on third-party inspectors and fire safety inspections.

Local Law, Ordinance, Regulation. Enter the name and number of the local law, ordinance and/or regulation that provides for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code within this Jurisdiction. (example: Local Law #12 of 2006)

Permits: (Items 3 through 10) Enter the number of permits for each occupancy type listed for this reporting year. For permits not covered in questions 3 through 8 enter all other permits in question 9.

Stop Work Order: (Item 11) Enter the number of stop work orders issued for this reporting year. If none have been issued enter 0.

Notification of Fire and Explosion and Unsafe Structures and Equipment: (Items 12 and 13) Enter either 'Yes' or 'No' if procedures have been established.

Operating Permits: (Items 14a through 14g) Enter the number of Operating Permits issued for each of the items listed 14a through 14f. If your jurisdiction requires addition operating permits not listed in questions 14a through 14g, please list the total number of operating permits issued in item 14f (Other). Enter a brief description of each of the additional operating permit in the space provided.

Fire Safety and Property Maintenance Inspections: (Item 15 through 17) Enter the total number of occupancies in this jurisdiction for each occupancy type listed in items 15a, 16a, and 17a. If the exact amount is unknown please enter an estimated amount. In items 15b, 16c and 17b: enter the total number of buildings inspected this reporting year, for each type of occupancy as described in 15a, 16a and 17a.

Special Inspections: (Items 18a - 18d) Answer questions 18a through 18d in reference to special inspections.

Code Compliance: (Items 19 through 27) Answer questions 18 through 26 based on your municipalities records in regards to the administration and enforcement of the Uniform Fire Prevention and Building Code and the State Energy Conservation Construction Code.

Energy Code: (Items 28 through 29) Answer questions 27 through 29 based on your municipalities records in regards to the administration and enforcement of the State Energy Conservation Construction Code.

Complaints: (Items 30 - 31) Enter the total number of Uniform and Energy Code related complaints received for this reporting year in Item 30a and 31a. If the exact amount is unknown please enter an estimated amount. In item 30b and 31b, enter the total number of Uniform and Energy Code related complaints, that were acted upon.

Record Keeping: (Item 32) Enter either 'Yes' or 'No' if a system of records of features has been established and maintained.

Additional Information: Provide any additional information that may prove helpful in processing the form.

Signature: Enter the name, title, e-mail and phone number of the person completing the form. If the form is being submitted electronically (via e-mail) no signature is required.

Please use the 'Submit by Email' button found on the upper right hand corner to submit the form.

**ORDER BY TOWN BOARD FOR HEARING
ON THE EXTENSION OF THE FRANK FARM STORMWATER DISTRICT**

WHEREAS, a petition, dated February 17, 2010, for the extension of a stormwater (i.e. drainage) district pursuant to Article 12 of the Town Law was filed with the Town Board of the Town of LaGrange, Dutchess County, New York on February 17, 2010.

WHEREAS, the proposed district is described and bounded to include a portion of the real property identified by the tax parcel number 6361-03-250436 and the fully extended district is illustrated within the map and plan attached hereto as Ex. A.

WHEREAS, the proposed improvements consist of items specified in a Map and Plan prepared by Clark Patterson Lee on February 10, 2010, and on file with the Town Clerk. The improvements shall be made by the developer of the project, as a condition of Planning Board approval thereof; and

WHEREAS, the maximum capital amount proposed to be expended for the drainage improvements is \$0.00, since the cost of the improvements shall be borne by the developer, and said capital improvements are proposed to be dedicated to the proposed extended drainage district; and

WHEREAS, as set forth within the Map and Plan which is on file with the Town Clerk, the estimated amount anticipated to be expended annually by the proposed drainage district for the operation and maintenance of the facilities is \$19,840.00 per year, and the annual benefit assessment cost to the typical property, which will be a one-family home, shall initially

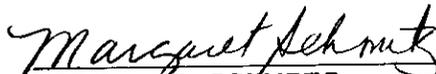
approximate \$310.00 per year based upon that annual budget spread over the stormwater district as extended consisting of sixty-four (64) benefit units; and

ORDERED, this Board will hold a public hearing to consider the adoption of the petition and relevant matters on March 10, 2010, at 7:30 p.m., at the Town Hall, Town of LaGrange, County of Dutchess, New York. All persons interested in this matter shall be heard, and it is further

ORDERED, that the Town Clerk of the Town of LaGrange is hereby authorized and directed to publish a certified copy of this order in the official paper, the first publication thereof to be not less than ten nor more than twenty days before the day set for the hearing, and to post a copy of same on the sign-board of the Town of LaGrange, in the same time and manner, as required by Town Law §193.

Supervisor Wagner	ABSENT
Councilman Luna	AYE
Councilman Beck	ABSENT
Councilman O'Hare	AYE
Councilman Jessup	AYE

DATED: February 17, 2010
LaGrangeville, New York


MARGARET SCHMITZ,
DEPUTY TOWN CLERK



Clark Patterson Lee
DESIGN PROFESSIONALS

February 10, 2010

Mr. Jon J. Wagner, Supervisor
and Town of LaGrange Board
Town of LaGrange
120 Stringham Road
LaGrangeville, NY 12540

**Re: Town of LaGrange
Frank Farms Subdivision – Phase 2
Stormwater Maintenance District MP&R
Job # 11278.05**

Dear Supervisor Wagner and Town of LaGrange Board:

Pursuant to the completion of the requirements to obtain Final Subdivision Approval for the above referenced project, this map, plan, and report describes the required maintenance of facilities associated with the extension of the existing Stormwater Maintenance District (the District) to serve the Frank Farm Subdivision Phase 1 & 2. The Town Board serves as the District Administrator and is responsible for maintenance of the stormwater facilities. Maintenance will be accomplished by hiring personnel on an as-needed basis, or entering into a contract with a third party for the maintenance services.

Area to be Served: Map

The Stormwater Maintenance District is to serve the Frank Farms Subdivision, Phase 1 & 2 sections, which is located off Overlook Road. Phase 2 of the subdivision contains ± 88.20 acres in the Town of LaGrange. Thirty three (33) single-family residential (SFR) parcels are proposed. Attached is a location map that shows the Phase 1 & 2 boundaries of the subdivision. Phase 1 & 2 of the subdivision combined will consist of a total of ± 149.48 acres and sixty four (64) SFR lots.

Plan

The Stormwater Maintenance District Administrator will be responsible for maintenance of the drainage improvements associated with construction of Phase 2, including two new stormwater management facilities located on Ridgeline Drive and Sommerset Road, and the existing components associated with Phase 1. Each parcel within the District will pay an equal share of the costs associated with these activities. Annual costs per parcel will be directly proportional to the amount of maintenance and/or repairs required within any given year. Vacant parcels owned by the Developer will also be included within the District, therefore, sixty four (64) equal "assessments" or "benefit

900 Corporate Boulevard
Newburgh, NY 12550
clarkpatterson.com
845.567.6700 TEL
845.567.9614 FAX

units" will equally share the District's costs, until later phases are constructed and the District boundary is revised. It is expected that the annual cost to a property within the District will vary with the age of the drainage system. The Town Board will establish a budget each year for the District. Initially, it is anticipated that the annual budget will be \$19,840 (approximately 2% of the construction costs of the stormwater management and drainage facilities) or \$310 per year per residence.

Report

The Frank Farm Stormwater Maintenance District will be responsible for maintenance and repair of the subdivision's drainage systems. Maintenance of the various components of the systems is described below. Please note that the recommendations provided were based upon guidelines set forth in the New York State's *Stormwater Management Design Manual* (April 2008) and *Standards and Specifications for Erosion and Sediment Control* (August 2005). The frequency of maintenance services for the project may vary from these recommendations.

Catch Basins

Catch basins should be inspected annually. Debris and litter should be removed from the basins during these inspections. Sediment will have to be removed from the basins either manually or by a vacuum truck when 10% of the available capacity has been used up (e.g., 1.2" per 12" of sump.) In addition, the structures should be repaired and/or replaced on an as-needed basis.

Rip Rap Inlet and Outlet Protection

All riprap inlet and outlet protection shall be inspected on an annual basis to insure that scour of the rip rap has not occurred; and stones have not been dislocated or accumulated sediment or debris. If repair is required, said repair should be made immediately and the stone reset.

In addition, all culvert inlets and outlets should be checked for clogging and accumulation of sediment, and cleaned as needed.

Stormwater Management Basins

Two (2) additional stormwater management basins are proposed in Phase 2 of the subdivision. Two (2) basins are constructed in Phase 1 of the subdivision. The stormwater basins contain forebays and basins to collect and treat runoff. Maintenance tasks to be performed include:

1. Sediment forebay – The sediment forebay shall be inspected on an annual basis. Sediment accumulation or other debris shall be noted, and cleanout is required before the depth of sediment equals 50% of the design depth. The sediment forebay shall include a permanent marker delineating the 50% design depth for visual inspection.
2. Stormwater management basin – The water quality basin shall be inspected bi-annually (spring and fall) for adequate vegetation, undesirable vegetative growth, undesirable woody vegetation, and sediment and/or trash accumulation. The vegetation should be maintained as noted above and mowed or trimmed as necessary to provide for proper function of the water quality basin. Any growth of invasive species should be removed. Animal burrows or other damage by animals is to be immediately repaired.
3. Outfall – The outfall shall be inspected on an annual basis to note any rip rap failure, clogging or slope erosion, and repaired or replaced immediately.
4. Outlet pipes – The outlet pipes should be checked for clogging and accumulation of sediments annually and cleaned as required.

Swales

Swales will have to be inspected on an annual basis and after all major storm events (e.g., after each event where 3 inches of rainfall is exceeded in a 24-hour period). During the inspection, all debris and litter should be collected and removed. In addition, the following items should be checked and repaired as needed:

- The swales should be checked for erosion, and all eroded areas should be stabilized immediately.
- All culvert outlets and inlets should be checked for clogging and accumulation of sediment, and cleaned as needed.

Grassed swales should be mowed at least twice during the growing season (e.g., middle and end of the growing season) to prevent the growth of trees and shrubs, to ensure the swale capacity is not reduced, and to control weed growth.

All permanent and post-construction stormwater facilities that provide qualitative treatment are to be maintained in accordance with the New York State *Stormwater Management Design Manual* (April 2008).

Extension of the proposed Frank Farm Stormwater Maintenance District will be completed at no cost to the Town. Easements are required to be obtained for access to all

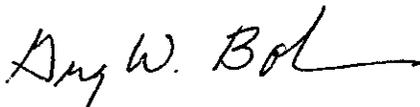
Jon J. Wagner, Supervisor
and Town of LaGrange Board
February 10, 2010
Page 2

the facilities in the proposed Stormwater Maintenance District. Compensation for work by the Town Engineer and Town Attorney is by way of escrow established by the Developer of the subdivision.

Should you have any questions, please do not hesitate to contact us.

Sincerely,

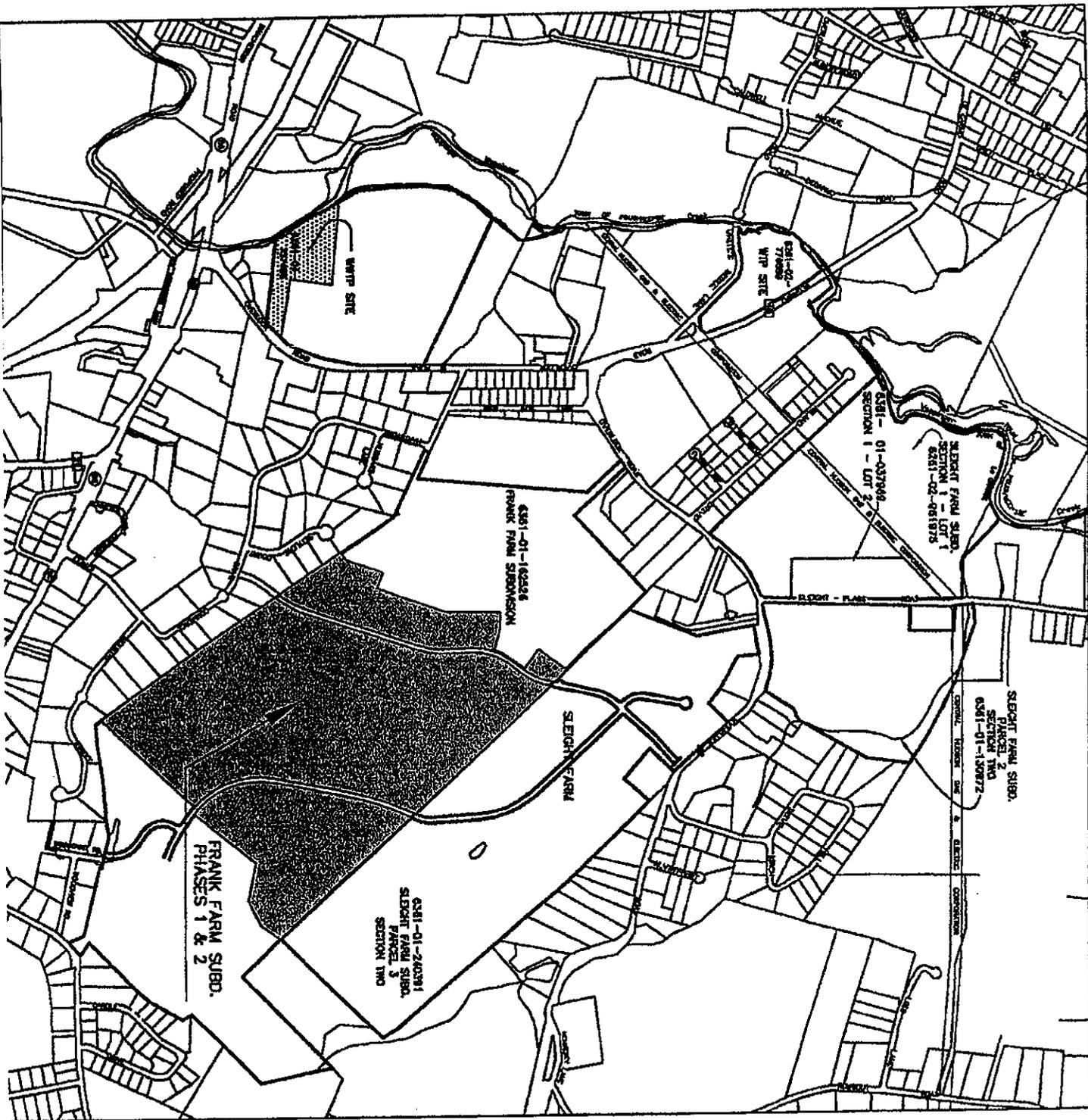
Clark Patterson Lee



Greg W. Bolner, P.E.
Principal Associate

cc: Alan Bell, Planning Board Chairman
Wanda Livigni, Administrator of Public Works
Margaret Schmit, Deputy Town Clerk
Ronald Blass, Jr., Van DeWater and Van DeWater, Town Attorney

11 2 10



AREA MAP
FRANK FARM SUBDIVISION - PHASES 1 & 2

SOURCE: TAKEN FROM TOWN OF LAGRANGE TAX MAPS

SCALE: 1" = 1,200'

TOWN OF LAGRANGE
OFFICE OF THE BUILDING INSPECTOR
120 Stringham Road, LaGrangeville, NY 12540
845-452-1872; Fax 845-452 7692

DATE: February 16, 2010

TO: Town Board

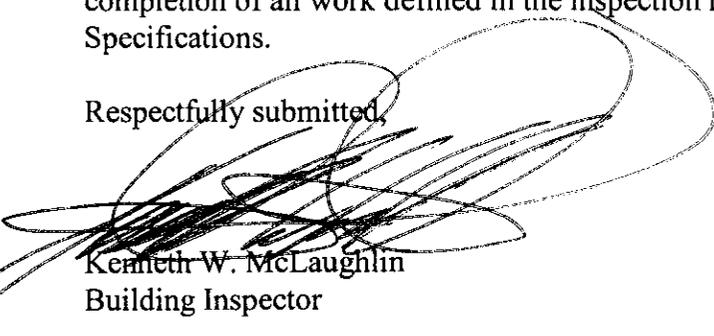
FROM: Kenneth W. McLaughlin

RE: Request To Accept Performance Bond
Health Quest – Bld. Permit #10-013
Taconic Crossings, 1351 Route 55
LaGrangeville, NY 12540
Tax Map No. 08-6560-01-128948

Please be advised that a site inspection was conducted by Tim Sayles, Deputy Fire Inspector and myself at the subject property. The first floor is in compliance, however, there remains some work that will not be finished until the second floor is complete (please see attached list).

I hereby recommend that a Performance Bond in the amount of \$10,000.00 be accepted to insure completion of all work defined in the inspection report in accordance with the approved Plan and Specifications.

Respectfully submitted,



Kenneth W. McLaughlin
Building Inspector

Copy: Jon Wagner, Town Supervisor
Attachment

KWM:svr

received
2/16/10

TOWN OF LAGRANGE
OFFICE OF FIRE PREVENTION
120 Stringham Road, LaGrangeville, NY 12540
845-452-2046; Fax 845-452 -7692

DATE: February 11, 2010

TO: Jason Page
Darin Page
Page Park Associates, LLC
85 Civic Center Plaza
P.O. Box 792
Poughkeepsie, NY 12602

FROM: Office of Fire Prevention
Tim Sayles, Deputy Fire Inspector

SUBJECT: Grid No. 6560-01-128948
Health Quest, Taconic Crossings, 1351 Route 55

As a result of our final fit-up inspection, the following is a list of our requirements:

1. Requesting required fire alarm documents and reports, statement compliance
2. Letter stating sprinkler upgrade as required for entire building target date
3. Post evacuation plan/fire safety
4. Install new tenant keys in knox box
5. All certifications for mechanical/electrical
6. Hang portable fire extinguishers
7. Balance report for HVAC system
8. QEI for elevator/certification
9. List/Certification of all emergency lighting
10. As-builts for all systems

Please contact me at 452-2046 if you have any questions concerning the above.

Sincerely,

Tim Sayles
Deputy Fire Inspector

TS/sq

RESOLUTION

A resolution authorizing Supervisor Wagner of the Town of LaGrange to submit a grant application to the New York State Department of State's 2009-2010 Local Government Efficiency Grant Program for the Purposes of Seeking Funding for a General Efficiency Planning Grant to enter into a study of regional collaboration and shared services with other municipalities.

Councilman O'Hare offered the following resolution which was seconded by Councilman Jessup, who moved its adoption:

WHEREAS, the current economic crisis at state and local levels makes collaboration and shared services a high priority and necessity for continued operations, especially when such efforts and initiatives leads to cost savings, economies of scale, and reduced burdens on the taxpayer, and

WHEREAS, the Town of LaGrange and other municipalities in the County of Dutchess share interest in studying how a regional approach to service delivery would lead to cost savings and other efficiencies yet to be demonstrated and have participated in several meetings to discuss the issue of shared services given current and projected needs; and

WHEREAS, the General Efficiency Planning Grant Category within the New York State Department of State's 2009-2010 LGE Grant program exists as a funding source to fund such a study and the Town of LaGrange has participated in the aforementioned meetings is willing to serve in the capacity of Lead Applicant for the intended application; and

WHEREAS, Pattern for Progress, the regional planning agency has facilitated meetings in which the Town of LaGrange has been represented to explore regional collaboration among neighboring municipalities in which reducing costs through collaboration and sharing has emerged as a top priority, and

WHEREAS, Supervisor Wagner has requested that the Town of LaGrange be authorized to submit a grant application to the New York State Department of State's 2009-2010 Local Government Efficiency Grant Program for multi-municipal, general efficiency planning grant and for the Town of LaGrange to commit to share equally among participating municipalities, the ten (10%) percent required cash match.

NOW THEREFORE, be it resolved, that Supervisor Wagner, on behalf of the Town of LaGrange is hereby authorized to serve as Lead Applicant and apply for a grant from the New York State Department of State for the Local Government Efficiency Grant program in the General Efficiency Planning Grant category for the purpose of funding a study of cost savings and economies of scale resulting from shared services.

BE IT FURTHER RESOLVED that the Town of LaGrange will share equally with other participating municipalities in the required ten (10%) percent cash match for the project and commits to a local contribution.

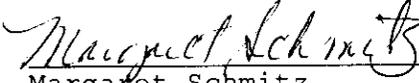
AND FURTHER RESOLVED that Supervisor Wagner is hereby authorized to execute any and all other paper and agreements required in

connection with such application subject to the review thereof by the Town of LaGrange attorney for the purposes of form and content.

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

Supervisor Wagner	ABSENT
Councilman Luna	AYE
Councilman Beck	ABSENT
Councilman O'Hare	AYE
Councilman Jessup	AYE

DATED: LaGrangeville, New York
February 17, 2010


Margaret Schmitz
Deputy Town Clerk

(All signatures should be in blue ink)

RESOLUTION

Deputy Supervisor Luna offered the following resolution which was seconded by Councilman O'Hare, who moved its adoption:

BE IT RESOLVED that the Town Board hereby amends the Fee Schedule to provide that the Inspection Fee shall be "2% of the site improvements or, where a performance bond is required under Section 199-8(a)(2) of the Town Code, 2% of the minimum or base amount of the performance bond."

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

Supervisor Wagner	ABSENT
Councilman Beck	ABSENT
Councilman Luna	AYE
Councilman O'Hare	AYE
Councilman Jessup	AYE

DATED: LaGrange, New York
February 17, 2010


MARGARET SCHMITZ, DEPUTY TOWN CLERK

RESOLUTION

Councilman O'Hare, seconded by Councilman Jessup, introduced the following proposed local law, to be known as Local Law No. ___ of 2010, entitled A LOCAL LAW OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK AMENDING SECTION 199-47, INSPECTION OF IMPROVEMENTS, OF THE TOWN CODE TO ADJUST COSTS OF INSPECTION.

BE IT ENACTED by the Town Board of the Town of LaGrange that the Town Code is amended to read as follows:

Section 1. Section 199-47(A) of the Town Code of the Town of LaGrange is amended to read as follows in its entirety:

The Town Engineer and the Town Highway Superintendent, or their authorized representatives, will inspect the required improvements during construction to assure their satisfactory completion, or the Town may employ an engineering inspector, and the Planning Board shall require a certificate from such officials stating that all required improvements have been satisfactorily completed. The developer shall pay the Town the inspection fee established by the Town Board no later than the signing of the subdivision plat for filing, or earlier before inspections start if the developer obtains permission to perform improvements before the subdivision plat is filed. If the actual inspection costs exceed the inspection fee, the developer shall pay the difference within 30 days after accounting and demand from the Administrator of Public Works, and in the event of failure to make sure payment, the Town shall suspend inspections and the developer shall suspend work.

Section 2. This local law shall take effect immediately upon filing with this state's Secretary of State.

Deputy Supervisor Luna advised the Town Board that, pursuant to the Municipal Home Rule Law of the State of New York, it will be necessary to hold a public hearing upon this law. He offered the following resolution which was seconded by Councilman Jessup, who moved its adoption:

Whereas, on February 17, 2010, Deputy Supervisor Luna has introduced this local law for the Town of LaGrange, to be known as "Town of LaGrange Local Law No. ____ of the Year 2010, A LOCAL LAW OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK AMENDING SECTION 199-47, INSPECTION OF IMPROVEMENTS, OF THE TOWN CODE TO ADJUST COSTS OF INSPECTION.

RESOLVED, that a public hearing be held in relation to the proposed changes as set forth in the form of notice, hereinafter provided, at which hearing parties of interest and citizens shall have an opportunity to be heard, to be held at the Town Hall, 120 Stringham Road, LaGrangeville, New York, on March 24, 2010, at 7:30 o'clock p.m., Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Town of LaGrange, by the Town Clerk, at least five (5) days before such hearing and that notice shall be in the same or similar following form:

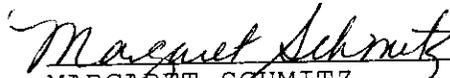
NOTICE OF PUBLIC HEARING

TAKE NOTICE, that the Town Board of the Town of LaGrange will hold a public hearing at the Town Hall, 120 Stringham Road, LaGrangeville, New York on March 24, 2010 at 7:30 o'clock, p.m., on Local Law No. ___ of the Year 2010, A LOCAL LAW OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK AMENDING SECTION 199-47, INSPECTION OF IMPROVEMENTS, OF THE TOWN CODE TO ADJUST COSTS OF INSPECTION.

TAKE FURTHER NOTICE, that copies of the aforesaid proposed local law will be available for examination at the office of the Clerk of the Town of LaGrange, at the Town Hall, 120 Stringham Road, LaGrangeville, New York between the hours of 8:30 a.m. and 4:00 p.m. on all business days 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.

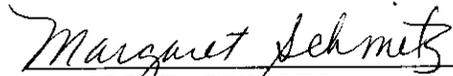
DATED: LaGrangeville, New York
February 17, 2010


MARGARET SCHMITZ
DEPUTY TOWN CLERK

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

Supervisor Wagner	ABSENT
Councilman Luna	AYE
Councilman Beck	ABSENT
Councilman O'Hare	AYE
Councilman Jessup	AYE

DATED: LaGrangeville, New York
February 17, 2010


MARGARET SCHMITZ
DEPUTY TOWN CLERK

Change Order No. 1

Date of Issuance: February 6, 2010 Effective Date: Date if signature by Owner

Project: Titusville WWTF Improvements	Owner: Town of LaGrange	Owner's Contract No.:
Contract: Aertion System Improvements		Date of Contract:
Contractor: Dakksco Pipeline, Inc.		Engineer's Project No.:

The Contract Documents are modified as follows upon execution of this Change Order:

Description: Change the blowers from positive displacement to a more energy efficient turbo blowers along with all associated controls and piping additions at the blower connection point. Add additional piping and miscellaneous equipment required to result in separate aeration zones (3 in each tank).

Attachments (list documents supporting change): Quote from Dakksco Pipeline Corp

CHANGE IN CONTRACT PRICE: CHANGE IN CONTRACT TIMES:

Original Contract Price: \$265,944.00 Original Contract Times: Working days Calendar days

[Increase] [~~Decrease~~] from previously approved Change Orders No. 0 to No. 0: [Increase] [~~Decrease~~] from previously approved Change Orders No. 0 to No. 0:

\$0.00 Substantial completion (days or date): _____

Contract Price prior to this Change Order: Contract Times prior to this Change Order:

\$265,944.00

Increase of this Change Order: [Increase] [~~Decrease~~] of this Change Order:

\$99,412.00

Contract Price incorporating this Change Order: Contract Times with all approved Change Orders:

\$365,356.00

RECOMMENDED:
By: Ang W. Bdl
Engineer (Authorized Signature)

ACCEPTED:
By: _____
Owner (Authorized Signature)

Dakksco Pipeline Corp.
ACCEPTED:
By: [Signature]
Contractor (Authorized Signature)

Date: 2-6-10

Date: _____

Date: 2-6-10

Approved by Funding Agency (if applicable): _____
Date: _____

DAKKSCO PIPELINE CORP.
2 EASTMAN PLACE
LEICESTER, NY 14481

Clark Patterson Lee
900 Corporate Blvd.
Newburgh, NY 12550

Fax 845-567-9614

Attn: Eric Weis PE, Greg Bolner PE

Date: 02/05/10

RE: Town of LaGrange - Titusville WWTP - Aeration Improvements
CHANGE ORDER - UPGRADE BLOWERS & ACCESSORIES

Eric, Greg,

Per your requests, DAKKSCO Pipeline Corp. has determined the additional work and costs involved with upgrading the three (3) original PD Blowers to three (3) Neuros Turbo Blowers with additional stainless piping and valves. The Change Order also includes additional stainless isolation drop leg piping and SCH 80 PVC Supply Piping for each tank. The following is a summary of the work:

- a. Supply three (3) new Neuros Turbo Blowers - Model NX30-C070 - rated 30 HP each with inlet flow of 400 SCFM & discharge @ 10.5 PSIG - complete with integral VFD's and inverters along with local control panel for control & monitoring
- b. Furnish, Fabricate and Install additional Stainless Discharge Piping for each blower. Blower discharge is top-mount and will require additional piping to headers.
- c. Furnish, Fabricate and Install additional Aeration Grid Isolation Maintenance Piping and Valves to each Tank. This consists of a series of Stainless discharge piping and valves from a new fabricated stainless header to new stainless drop-legs and switch to SCH 80 PVC below fluid level. This system will isolate sections of the Bubbler Diffuser Grid for normal maintenance and future repairs to the system.
- d. All required concrete cores, anchor systems, anchors, couplers, fittings for the new system.

TOTAL ADD for WORK ABOVE =	\$ 99,412.00
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The above Change in Work will require an additional 10 working days to complete. DAKKSCO will require an extension in the Contract Time of 10 working days.

Thank you.

Dan Morin - President
Amy Morin - Secretary
DAKKSCO Pipeline Corp.