

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

**TOWN BOARD MEETING  
June 10, 2015**

**Present:** Supervisor Alan Bell  
Councilman Edward Jessup  
Councilman Gary Polhemus  
Councilman Joseph Luna

**Absent:** Councilman Andrew P. Dyal

**Recording Secretary:** Christine O'Reilly-Rao, Town Clerk

**Others Present:** Ron Blass, Esq. Van De Water & Van De Water  
Wanda Livigni, Planning & Public Works

The regular meeting of the Town Board was held on Wednesday, June 10, 2015, at 120 Stringham Road, Town of LaGrange. Supervisor Bell called the meeting to order at 7:00 pm. The Town Clerk led the flag salute.

Mr. Bell asked for a motion to accept the minutes for May 27, 2015. Councilman Jessup moved to do so, seconded by Councilman Polhemus. The motion carried unanimously.

Mr. Bell asked for a motion to accept the monthly reports for April 2015. Councilman Luna moved to do so, seconded by Councilman Polhemus. The motion carried unanimously.

Building, Zoning, Public Works & Planning	Total \$14,380.00
Highway Department	Total \$300.00
Justice Hayes (incl. State Share)	Total \$18,046.00
Justice O'Hare (incl. State Share)	Total \$21,994.00
Recreation	Total \$64,247.20
Town Clerk	Total \$2,118.61

**Agenda**

The Town Comptroller requested approval for various budget transfers and amendments. (SEE ADDENDUM) Mr. Bell noted that some of the amendments related to CHIPS monies from the State, which were compensation for winter related expenses. Councilman Jessup moved to approve the request, seconded by Councilman Luna. The motion carried unanimously.

Supervisor Bell introduced a Code of Conduct for all Town employees. All of the Board members stated that they had reviewed the policy before the meeting. (SEE ADDENDUM)

Councilman Jessup moved to approve the Code of Conduct, seconded by Councilman Polhemus. The motion carried unanimously.

The Planning Board Chairman requested a recommendation with respect to granting re-approval of final subdivision approval for Hidden Ponds Estates. Ms. Livigni explained that she, Mr. Kelly, Mr. Artus and Mr. Bolner had met with one of the developers earlier today to discuss the project. The developer expressed concern as to the cost of the project with regard to the need to remediate flooding issues. A discussion followed.

Mr. Luna expressed his opinion that the Board not recommend the re-approval request since the developers knew the potential problems when they sought Planning Board approval for a five (5) lot subdivision with a shared driveway. He added that they have since changed the project to 10 lots.

Mr. Blass stated that the Town and the developers were in contract for real property which is currently owned by the Town and is located within the boundaries of the proposed subdivision; adding that the contract was conditional on the subdivision being approved by the Planning Board for a 10 lot project, which had been done. He advised the Board that it might not be in the Town's best interest to not recommend the re-approval. Further discussion ensued.

Supervisor Bell offered the following resolution, which was seconded by Councilman Jessup:

**WHEREAS**, on at least two occasions, principals of the Project have advised representatives of the Town: (a) that they are doubtful that the Project is feasible, (b) that the costs of infrastructure for the approved 10 lot subdivision are too burdensome, (c) that modification of the subdivision from 10 lots to 5 lots was under consideration among other options, (d) that reduction of Project scope would eliminate any need for the Project to acquire the so-called Well Parcel currently owned by the Town of LaGrange, and (e) that the Project might look to be released by the Town from obligation to purchase the Well Parcel for \$60,000 under a existing contract of sale.

**NOW BE IT RESOLVED**, the Town Board recommends that the Planning Board issue a re-approval of the subdivision for only 3 months on condition that, within those 3 months, the Developer shall elect either: (a) to move forward with the Project as conditionally approved, (b) to file a complete application to amend the Subdivision to address applicants' concern with the current approval plan, or (c) to abandon the subdivision and to relinquish all conditional approvals which have been obtained, and

**BE IT FURTHER RESOLVED**, that as the Town of LaGrange has a contract with the Project for sale of the Well Parcel and that the current conditional approval of the Planning Board is contingent upon, among other things, the Developer's acquisition of title to the Well Parcel (Par. "9" of the Planning Board's approval resolution); that in so making this recommendation to the Planning Board, the Town Board is reserving all rights it may possess under the contract of sale, and it is relinquishing none of those rights at this time.

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	ABSENT

Dated: June 10, 2015



Christine O'Reilly-Rao, Town Clerk

**Resolution:** Authorizing the execution of a NYS DOT Undertaking for the maintenance of the Route 55 Corridor Roundabouts (SEE ADDENDUM)

**Resolution:** Acceptance of Map, Plan & Report for Frank Farms Stormwater Maintenance District Extension to lot 61 and Setting a Public Hearing (SEE ADDENDUM)

Councilman Jessup moved to approve the Map, Plan Report and set the Public Hearing for June 24th, seconded by Councilman Luna. The motion carried unanimously.(SEE ADDENDUM)

Ms. Livigni requested the Town Board consider authorization of cellular controls upgrade for the Manchester Water District / Sleight – Frank Farm Booster Pump Station. The project's estimated cost is \$9,000 and will be paid out of unencumbered surplus funds in the Manchester Water District. (SEE ADDENDUM)

Councilman Jessup moved to authorize the project, seconded by Councilman Luna. The motion carried unanimously.

### **Committee Reports**

#### **Water and Sewer**

No report

**Recreation**

Mr. Polhemus stated that equipment that was ordered, including a vehicle for the Recreation Director has been delivered. Community Day is June 20<sup>th</sup>. The lake is open. Day camp is half full and registration will now be open to neighboring towns. There are still problems at the dog park. The Advisory Committee will do a census to determine the number of Lagrange residents actually using the park.

**Open Space**

Mr. Jessup stated that The Menken property is still up for discussion. Mr. Polhemus stated that he had spoken with Mr. Htoo of the CAC and Mr. Htoo was in favor of acquiring the property. It was agreed that Mr. Htoo should be consulted on the matter.

**Highway**

Mr. Polhemus stated road paving and edging of the roadways is underway. Mr. Bell added that all of the stop signs, except one are up on Cross Road.

**Business Economic Development Committee**

Mr. Jessup stated that the Committee looked into a webpage called NIXLE, but will likely look at other options. Photo ID badges are being made for the member.

**Assessor**

No report

**Town Attorney**

No comment

**Planning & Public Works**

The Titusville-Noxon Rehabilitation Water- Sewer project should begin on June 22 for the water main portion, which will be done by Gleason Contracting. The project will run through the first or second week of September. Residents and affected properties have been notified of the schedule.

Ms. Livigni will keep interested parties up to date on the progress of the project via email.

Environmental Consultants will be replacing the remaining saddles on Four Winds Drive in the Southwest Water District. The project will run from July 6<sup>th</sup> through mid October. The shutdown of water will occur from 10-4 pm and affected property owners will be kept up to date via email.

The Dutchess County MS4 is running a billboard campaign for public outreach. The educational campaign is aimed at public awareness. The Town will get credit for displaying the banner on Community Day.

**Public Comment**

Councilman Luna moved to open the Public Comment, seconded by Councilman Jessup. The motion was carried by all.

There were no comments from the Public.

Councilman Jessup moved to close the Public Comment, seconded by Councilman Luna. The motion was carried by all.

**Town Board Discussion**

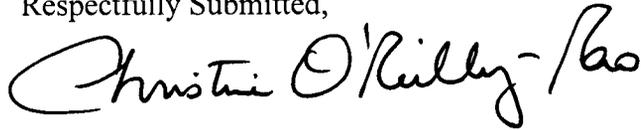
Supervisor Bell asked for the Board to approve a Proclamation for Karl Loatman who is retiring from the library board after 30 years of service. Councilman Jessup, seconded by Councilman Polhemus moved to approve the request. The motion carried unanimously.

The new Town website should be fully operational by July 20<sup>th</sup>. The beta version will be ready one week from Monday.

Mr. Bell asked the Board to review the year to date budget.

Councilman Jessup moved to adjourn at 7:53 pm, seconded by Councilman Polhemus. The motion carried unanimously.

Respectfully Submitted,



Christine O'Reilly-Rao  
Town Clerk

**ADDENDUM**

- Budget Transfers & Amendments
- Code of Conduct
- Resolution: NYS DOT Undertaking
- Map, Plan & Report: Frank Farms Subdivision - Lot 61 Stormwater Maintenance District
- Resolution: Public Hearing – Frank Farms Subdivision – Lot 61
- Memo: Manchester Water District – Sleight- Frank Farms Booster Pump Station

**BUDGET TRANSFERS 6-10-15**

	<u>FROM</u>	<u>TO</u>	<u>AMT.</u>
<b>General Fund:</b>	Zoning, Personal Services (8010.01)	Buildings, Personal Services (1620.01)	12,000.00
	Judgements & Claims, Cont. (1930.04)	Buildings, Contractual (1620.04)	5,000.00
	Tax & Assessment on Town Property (1950.04)	Fiscal Agents, Contractual (1380.04)	494.00
	Health Insurance (9060.08)	Fiscal Agents, Contractual (1380.04)	721.00
	Health Insurance (9060.08)	Personnel, Contractual (1430.04)	585.00

**BUDGET AMENDMENTS 6-10-15**

	<u>General Fund</u>		
Inc. Interfund Transfers (5031)		4,685.32	
Inc. Parks, Freedom Park Water Project (7110.0400.1000)			3,416.92
Inc. Parks, LaGrange Park Concession Stand Proj. (7110.0400.2000)			1,268.40
Budget amendment needed to move monies from LPI for expenses on approved projects.			

	<u>Highway</u>		
Inc. State Aid, CHIPS (3501)		44,707.40	
Inc. Permanents Improvements, Cont. (5112.04)			44,707.40
To increase revenue and expenditure for CHIPS due to 2014 rollover and 2015 Extreme Winter Recovery Apportionment			

# TOWN OF LAGRANGE

## CODE OF CONDUCT

ADOPTED BY THE LAGRANGE TOWN BOARD ON JUNE 10, 2015

### Policy:

The Town of LaGrange has developed this Code of Conduct for its employees with the intent of communicating the expectations of acceptable behavior. This Code outlines the rules of professional conduct that must be observed in order to maintain an atmosphere of civility and respect, and to foster efficient business operations and a productive work environment. Conduct that interferes with business operations, discredits the Town of LaGrange, or is harmful to coworkers or members of our community will not be tolerated.

This Code is comprised of the following guiding principles:

1. Professionalism
2. Accountability
3. Communication

1. **Professionalism** – Employees are expected at all times to conduct themselves in a professional manner in order to promote the best interests of the Town and be in compliance with Town policies. Appropriate employee conduct includes, but is not limited to:

- Treating co-workers and members of the public as you would like to be treated, with respect and dignity.
- Recognize the differences that exist among co-workers and appreciate the value these differences add to the strength of our team.
- Focus on creating a productive work environment for all employees. This means refraining from bullying, harassing, spreading harmful gossip and other forms of behavior that detract from our ability to provide efficient services to the community we serve.
- Being polite even in tough situations. Understanding that displaying decency, good manners and common courtesy to one's co-workers and members of the community strengthens our ability to do our job.

2. **Accountability** – Accountability is about accepting full ownership for the actions employees take and the decisions employees make throughout the course of employment with the Town. Accountability is achieved when employees do the following:

- Use available resources to fulfill job requirements in an efficient, responsible and productive manner.
- Ensure all decisions are fair and made within established policies and procedures without using unnecessary bureaucratic formality.
- Deal with information gained through employment with the Town in accordance with established requirements, including federal and state regulations and the Town of LaGrange policies and procedures. Ensure all data and information gathered during the course of employment is managed with integrity and that confidential information is not improperly disclosed.
- Strive to provide services in a consistent, effective and efficient manner.

3. **Communication** – Communication is the process of sending and receiving information. Communication takes on many forms including face-to-face interactions, phone, voicemail, e-mails, text messages, social media, and other types of written communication. In order to ensure that we effectively communicate with co-workers and members of our community, employees should do the following:

- Listen and speak with empathy.
- Be intuitive enough to select the most appropriate form of communication for the situation at hand.
- Be aware that employees' communication style is a direct reflection of their level of professionalism and therefore it is important to avoid using inappropriate words or body language.
- Embrace the importance of achieving consensus in order to solve problems and improve work processes. Understand that being flexible demonstrates a willingness to learn new ways and methods.
- Understand the role that trust plays in our overall success. Employees should strive to display positive behaviors that build trust and avoid those behaviors that break it down.

**ACKNOWLEDGEMENT OF THE TOWN OF LAGRANGE  
CODE OF CONDUCT**

As an employee of the Town of LaGrange, I understand that I play an integral role in the overall success of our local government. My signature indicates my commitment to embracing this Code and holding myself accountable for results.

NAME: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_

TITLE: \_\_\_\_\_

DATE: \_\_\_\_\_

**RESOLUTION BY THE TOWN BOARD  
TOWN OF LAGRANGE  
DUTCHESS COUNTY**

**UNDERTAKING  
for the benefit of  
The New York Department of Transportation**

**RESOLUTION # 2015-06-10**

Councilman Luna introduced the following resolution which was seconded by Councilman Jessup;

**WHEREAS**, the TOWN OF LAGRANGE approved the placement of landscaping (trees, shrubs, planting beds, grass and stamped asphalt treatments) on the Route 55 Corridor project, and agreed that the TOWN OF LAGRANGE will maintain the landscaping (trees, shrubs, planting beds, grass and stamped asphalt treatment; including necessary mowing, mulching, weeding, pruning, replacement repair) on February 27, 2013,

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby authorize the Town Supervisor, Alan Bell to execute the attached Undertaking for the benefit of the New York State Department of Transportation.

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	ABSENT

Dated: June 10, 2015

  
Christine O'Reilly-Rao  
La Grange Town Clerk



## UNDERTAKING

For the benefit of

### The New York State Department of Transportation

In connection with work affecting state highways

(For use by New York municipalities and federal agencies)

WHEREAS, the undersigned Town of La Grange, Dutchess County (hereinafter referred to as "Permittee") from time to time receives permits from the New York State Department of Transportation (hereinafter referred to as the "NYSDOT") and otherwise conducts activities and operations upon highways and/or within right-of-way controlled by the State of New York for such purposes as the obstruction, installation, construction, maintenance and/or operation of facilities; and

WHEREAS, Permittee's access and operation upon state right-of-way is conditioned upon compliance with Highway Law Sections 52, 103, 203 and/or 234, including the conditions that Permittee assume all responsibility for (a) the temporary control of all modes of traffic (including motorized and non-motorized travel) affected by Permittee's operations, (b) complete restoration of state facilities to their condition prior to permitted use or activity, and (c) all claims, damages, losses and expenses,

NOW, THEREFORE, in relation to all operations and/or actions undertaken within state right-of-way, Permittee hereby agrees to the following terms and conditions:

**1. Permit Applications.** Excepting only activities undertaken to protect public safety because of emergency conditions or incidents, Permittee shall provide timely written notice to NYSDOT of operations or activities affecting state right-of-way. Under normal circumstances, a minimum of five business days notice shall be provided. Notification of emergency activities shall be provided to NYSDOT as soon as practicable after the activity. The Permittee shall apply for project-specific permits for activities not allowed under any existing annual permit. Such application shall identify proposed project locations, desired dates/hours, proposed work/activities, traffic control, and site restoration

**2. Applicable Rules, Regulations & Conditions.** Permittee shall comply with all of the laws, rules and regulations applicable to construction, maintenance activities and operations and shall further comply with such terms and conditions that may be imposed by NYSDOT in connection with permitted activity or operations. Temporary Traffic Control, highway safety appurtenances, and restoration of state facilities shall be completed in accordance with NYSDOT regulations and standards.

**3. Site Restoration.** Permittee shall, at its own expense, promptly complete the work allowed under each permit and, within a reasonable time, restore State property damaged by its work/activities to substantially the same or equivalent condition as existed before such work was begun as determined by the Commissioner or his/her designee. In the event that the Permittee fails to so restore damaged State property within what the Commissioner deems to be a reasonable time, the Commissioner, after giving written notice to the Permittee, may restore the property to substantially the same or equivalent condition as existed before the Permittee's work/activities, in which case, Permittee agrees to reimburse the reasonable expenses in connection therewith.

**4. Payment & Release of Liens.** Permittee shall be responsible for the payment of all costs and materials relating to its work in the public right-of-way, and agrees to defend and save harmless NYSDOT against any and all lien claims made by persons supplying services or materials to Permittee in connection with Permittee's work.

**5. Indemnity.** In addition to the protection afforded to NYSDOT under any available insurance, NYSDOT shall not be liable for any damage or injury to the Permittee, its agents, employees, or to any other person, or to any property, occurring on the site or in any way associated with Permittee's activities or operations, whether undertaken by Permittee's own forces or by contractors or other agents working on Permittee's behalf. To the fullest extent permitted by law, the Permittee agrees to defend, indemnify and hold harmless the State of New York, NYSDOT, and their agents from and against all claims, damages, losses and expenses, including but not limited to, claims for personal injuries, property damage, wrongful death, and/or environmental claims and attorney fees arising out of any such claim, that are in any way associated with the Permittee's, activities or operations under any and all permits issued using this Undertaking.

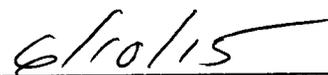
FURTHERMORE, Permittee hereby warrants that the obligations of this Undertaking are backed by the full faith and credit of Permittee. Permittee may insure or bond any of the obligations set forth herein, or may rely upon self-insurance, budgeted funds, or funds for general operations.

This Undertaking shall be applicable to all permitted activities and operations undertaken after the date of execution and work initiated while this Undertaking is in effect. This Undertaking may be revoked by the Permittee or rejected by NYSDOT upon thirty days written notice but will continue to apply to all permitted activities/operations that were permitted by virtue of this Undertaking. Unless terminated for the purpose of future activities/operations, this Undertaking shall have a term of twenty (20) years and shall be kept on file to facilitate the issuance of future permits to which it will apply.

IN WITNESS WHEREOF, the Town of La Grange agrees to the terms of this Undertaking, and has caused its execution by the authorized officer or employee (attach Resolution of Approval).



Alan Bell, Supervisor



Date

120 Stringham Road  
La Grangeville, New York 12540  
(845) 452-1830  
abell@lagrangeny.org



May 29, 2015

Mr. Alan Bell, Supervisor  
and Town of LaGrange Board  
Town of LaGrange  
120 Stringham Road  
LaGrangeville, NY 12540

**Re: Town of LaGrange  
Frank Farms Subdivision – Lot 61  
Stormwater Maintenance District MP&R  
Parcel #133400-6361-03-078459  
Job # 11278.05**

Dear Supervisor Bell 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 & 3 and Lot 61. 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 & 3 sections and Lot 61, which is located off Keith Drive. Lot 61 of the subdivision contains  $\pm 4.3$  acres in the Town of LaGrange which is a proposed single-family residential (SFR) parcels. Attached is a location map that shows the Phase 1, 2 & 3 and Lot 61 boundaries of the subdivision. Phase 1, 2 & 3 and lot 61 of the subdivision combined will consist of a total of  $\pm 176.0$  acres and eighty (80) SFR lots.

**Plan**

The Stormwater Maintenance District Administrator will be responsible for maintenance of the drainage improvements associated with construction of Lot 61, and the existing components associated with Phase 1, 2 & 3. 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, eighty (80) equal “assessments” or “benefit 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 \$20,800 (approximately 2% of the construction costs of the stormwater management and drainage facilities) or \$260 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 2010) 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) stormwater management basins are constructed 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.

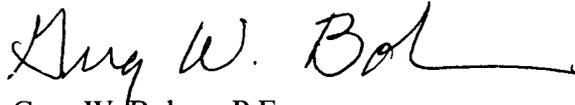
All permanent and post-construction stormwater facilities that provide qualitative treatment are to be maintained in accordance with the New York State *Stormwater Management Design Manual* (April 2010).

Extension of the proposed Frank Farm Stormwater Maintenance District will be completed at no cost to the Town. 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**

A handwritten signature in black ink that reads "Greg W. Bolner". The signature is written in a cursive style with a long horizontal line extending to the right.

Greg W. Bolner, P.E.  
Principal Associate

cc: Wanda Livigni, Administrator of Public Works  
Christine O'Reilley-Rao, Town Clerk  
Ronald Blass, Jr., Van DeWater and Van DeWater, Town Attorney

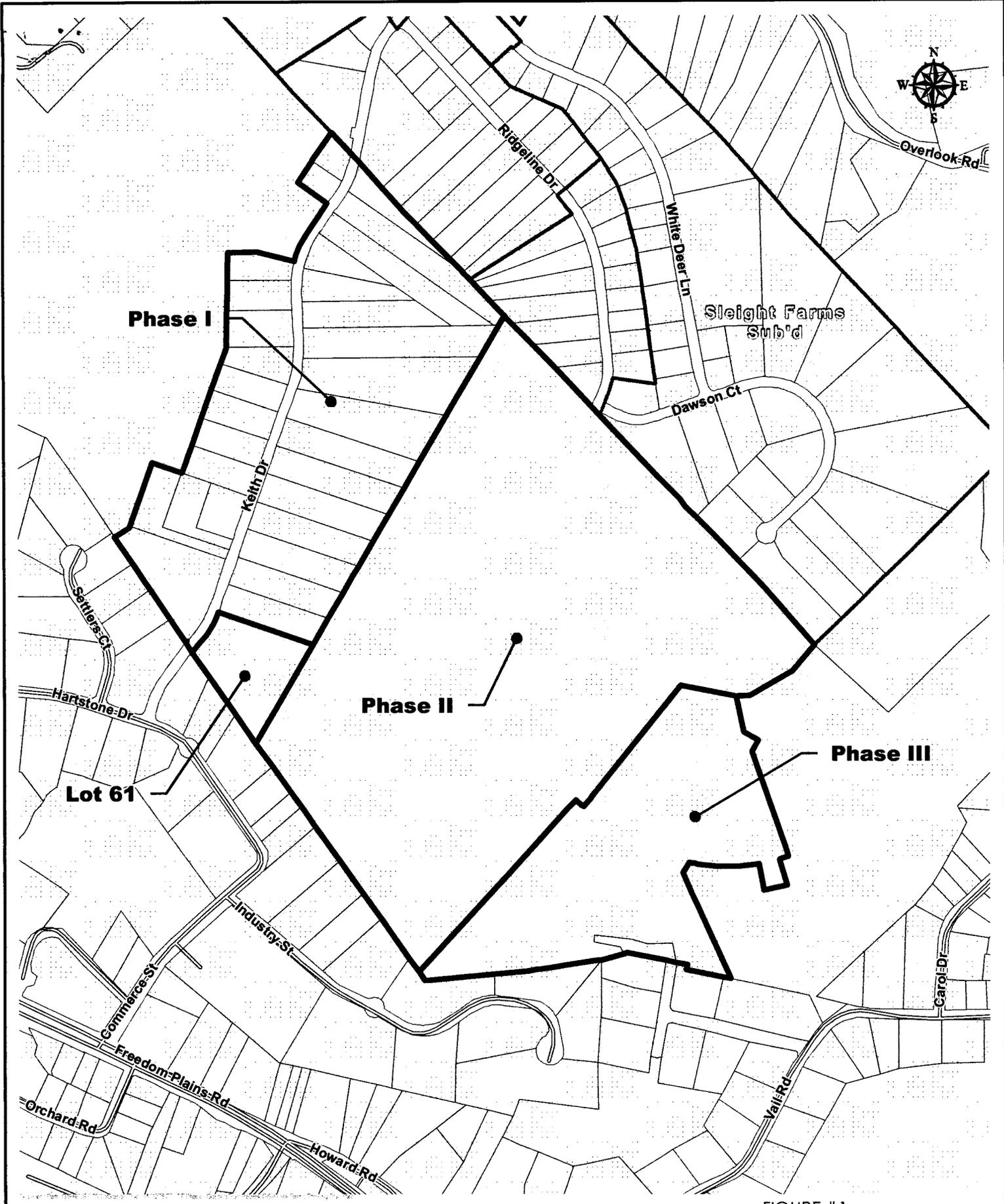


FIGURE #1



**Clark Patterson Lee**  
DESIGN PROFESSIONALS

103 EXECUTIVE DRIVE  
NEW WINDSOR, NY 12553  
800-274-9000  
www.clarkpatterson.com

DATE:	05/29/15
DRAWN:	JWS
CHECKED:	GWB
SCALE:	1"=600'
PROJ. #:	11278.07

**Frank Farms Phases I-III & Lot 61**

**Stormwater Maintenance District**

Town of LaGrange, Dutchess County, New York

**PETITION FOR THE EXTENSION OF THE FRANK FARM**  
**STORMWATER (DRAINAGE) MAINTENANCE DISTRICT**  
**FOR LOT "61"**

TO THE TOWN BOARD OF THE TOWN OF LAGRANGE, COUNTY OF DUTCHESS,  
STATE OF NEW YORK.

We, the undersigned owners of taxable real property situated in the proposed district described below, are the owners in the aggregate of at least one-half of the assessed valuation of all the taxable real property in the proposed drainage district extension area comprising Lot 61 of the Frank Farm Subdivision, as shown upon the latest completed assessment roll of the Town of LaGrange, and/or the resident owners of the taxable real property aggregating at least one-half of all the taxable real property of the proposed district owned by resident owners, according to the latest completed assessment roll of the Town, hereby petition as follows:

1. Petitioner proposes, pursuant to Article 12 of the Town Law of the State of New York that the Town Board of the Town of LaGrange extend the Frank Farm Stormwater District, a drainage district previously established pursuant to Article 12 of the Town Law, to cover the portion of the real property tax parcel number 133400-6361-03-078459 which comprises Lot 61 of the Frank Farm Subdivision approved by the Town of LaGrange Planning Board.

2. The territory of the proposed drainage district extension is located wholly in the Town of LaGrange, County of Dutchess, and State of New York, and is outside of any city or incorporated village.

3. Herein incorporated is a general map and plan of such proposed extended drainage district, as prepared by a competent and licensed engineer, Clark Patterson Lee on May 29, 2015, 2011, including a general description of all the drainage improvements to be established at no cost to the Town of LaGrange and at the cost of the aforesaid developer.

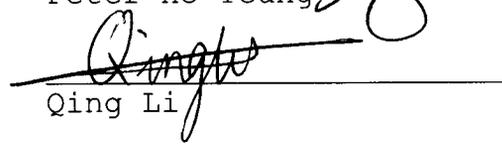
4. The maximum amount to be expended by the drainage district for the construction and acquisition of the improvements is \$0.

5. The petitioner acknowledges and agrees that (a) the drainage district extension's estimated annual expenses for the operation, maintenance and repair of the public drainage improvements shall be a special benefit portion of the total currently estimated \$20,800.00 estimated annual charge, as such charge may change periodically, consistent with the formula of one benefit unit per each subdivision lot as set forth in the map and plan, and (b) that benefit to the subject property arises upon the formation of this district extension to include the property.

6. This petition is irrevocable, shall run with the land, and shall bind the petitioner's heirs, successors and assigns.

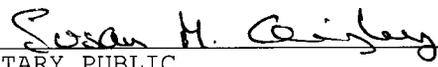
WHEREFORE, petitioner requests that the Town Board of the Town of LaGrange establish the drainage district extension hereinabove proposed and described and that a public hearing thereon be held according to law.

Dated: 6-5-15, 2015

  
\_\_\_\_\_  
Peter Ho Yeung  
  
\_\_\_\_\_  
Qing Li

STATE OF NEW YORK, COUNTY OF DUTCHESS } ss.:

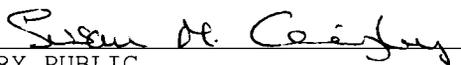
On the 5th day of June, 2015, before me, the undersigned, a notary public in and for said state, personally appeared Peter Ho Yeung, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

  
\_\_\_\_\_  
NOTARY PUBLIC

**SUSAN M. QUIGLEY**  
Notary Public, State of New York  
Reg. No. 01QU6083380  
Qualified in Dutchess County  
My Commission expires Nov. 12, 2018

STATE OF NEW YORK, COUNTY OF DUTCHESS } ss.:

On the 5th day of June, 2015, before me, the undersigned, a notary public in and for said state, personally appeared Qing Li, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

  
NOTARY PUBLIC

**SUSAN M. QUIGLEY**  
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## TOWN OF LAGRANGE

120 Stringham Road  
LaGrangeville, New York 12540-5507

*Administrator of Planning & Public Works*  
845-452-8562 ~ 845-452 7692 fax ~ [wlivigni@lagrangeny.org](mailto:wlivigni@lagrangeny.org)

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DATE: June 5, 2015

TO: Supervisor Bell & Town Board

CC: Christine O'Reilly-Rao, Town Clerk  
Christine Toussaint, Comptroller

FROM: Wanda Livigni

RE: 2015 Capital Plan – Project Addition  
Manchester Water District – S/F Booster Pump Station – controls upgrade

Dear Gentlemen –

Based on new issues with the controls at the Sleight-Frank Booster Pump Station & Storage Tank and the fact that monies are currently in place, I am requesting that the Town Board approves adding the cellular controls upgrade on this site. It was scheduled for 2016 however spending money on a 'band-aid' seems the least cost effective way to proceed.

The Project was item #19 on the 2015 Water & Sewer Capital Plan, estimated to cost \$9,000 and to be paid out of unencumbered surplus funds from the Manchester Water District.

Thank you for your consideration.

ORDER BY TOWN BOARD FOR HEARING  
ON THE EXTENSION OF THE FRANK FARM STORMWATER DISTRICT  
TO INCLUDE LOT 61 OF THE FRANK FARM SUBDIVISION

WHEREAS, the relevant property owner petitions for the extension of a stormwater (i.e. drainage) district in relation to Lot 61 of the Frank Farm Subdivision pursuant to Article 12 of the Town Law; and

WHEREAS, the proposed district extension area is described and bounded to include the real property tax parcel number 133400-6361-03-078459 which comprises Lot 61 of the Frank Farm Subdivision approved by the Town of LaGrange Planning Board, and the extension has the effect of adding the extension area to the pre-existing stormwater district and prior extensions; and

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

WHEREAS, as set forth within the Map and Plan prepared by Clark Patterson Lee which is on file with the Town Clerk, the estimated amount anticipated to be expended annually by the drainage district for the operation and maintenance of consolidated district facilities ("consolidated facilities") of the initial stormwater district, the current extension, and all prior extensions, is \$20,800.00 per year, and the annual benefit assessment cost to the typical property for the consolidated facilities, which will be a one-family home, shall initially approximate \$260.00 per year based on that anticipated annual

2015-06-10 Order for P H Stormwater Maint. Frank Farm incl Lot 61

budget of \$20,800.00 spread over the properties within the consolidated initial stormwater district and its current and prior extensions; and

ORDERED, this Board will hold a public hearing to consider the adoption of the petition and relevant matters on June 24, 2015, at 7:00 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 Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	ABSENT

Dated: LaGrangeville, New York  
June 10, 2015

  
CHRISTINE O'REILLY-RAO TOWN CLERK