

UNION VALE TOWN BOARD TOWN BOARD MEETING JUNE 17, 2026

249 DUNCAN ROAD, UNION VALE, NEW YORK, TOWN HALL 7:30 PM

PRESENT: Supervisor Steve Frazier

Town Council: Kevin Durland, Kevin McGivney, Josh Redinger, Kevin Harrington

Town Clerk: Andrea Casey

Highway Superintendent: Ed Kading

Town Attorney: Ian Lindars

Supervisor Frazier called the meeting to Order to Order and Salute to the Flag at 7:30PM

Motion Approve Minutes: Councilman McGivney made a motion to approve the May 20, 2026 meeting minutes which was seconded by Councilman Redinger and all were unanimously in favor.

Supervisors Report

- Finance Report May 2026: General Checking: \$1,111,848.00 MSC Receipts: \$22,654.00, General MM: \$120,313.00 General NYCLASS: \$2,801,838.00, General NYCLASS-Reserve: \$10,333.00 General NYCLASS- **Total \$4,066,186.00**
- Highway Checking: \$587,291.00, Highway MM: \$43,600.00, Highway NYCLASS: \$32,556.00, Highway New Acct for W. Clove Mtn Bridge: \$622,363.00, NYCLASS-Reserve \$210,143.00, total \$1,195,952.00
Grand Total: \$5,562,139.00
- Overall YTD is favorable 174k vs the budget, YTD revenue is down 12k due to lower recycle fees and interest. YTD expenses is favorable 174K vs budget due to timing of expenses.
- Community night is June 26, from 6-9:30pm, food trucks, tables, town depts hopes all attends and cap the evening with fireworks.
- Sunday, June 28, 8-5pm a competitive horse show, encourages all to attend and music in the park was a wonderful event.
- The 30-day periods of both public referendums, truck and rental have expired with no challenges

Board Member Reports

Councilman Redinger- reviewing climate smart community grants we would be eligible for but has found nothing we would qualify for. All flood related grants are for chronic flood water to infrastructure and town buildings.

Councilman Harrington- north of chestnut ridge, the halls corners bridge is now open. The bridge to Sharon CT is now closed. Wanted to commend the HWY dept after last storm.

Councilman Durland- congratulations to all who put the horse show on and it was well attended and had a great time. He has also been reviewing another lawsuit.

Councilman McGivney- He also attended the horse pull UVFD provided refreshments which was a nice touch. Thanked Loretta and staff for a great event.

Town Clerk Report

Clerk Casey reported the Hometown hero banners will be up by July 4th and they are currently receiving applications for the second batch. The Dutchess County Veterans Affairs office will be here in July to assist the local community and pass out information. If you are a resident who would like to help plan the 200th birthday of Union Vale please call the Town Hall or email.

Town Highway Report

Superintendent Kading advised the phones and internet have been out due to the storm and damage to equipment. Call the HWY cell phone for any needs, he always carries it. Flint Road area and the northern section of town were hit the hardest and crews had everything open by 7pm the same night. Other work is pot holes filling, mowing roadsides, looking to change a large pipe on N. Parlman along with resurfacing later on. Oil and chip is completed, using a new process this year with fog sealing with helps oil and chip stay in place even longer. Paving will happen possibly later due to the price of asphalt and hopeful it will come down. Auction results were fair and he recommends Board approves the sale of the items as he is pleased with outcomes.

DC County Legislature, Joe Tresca

Legislator Tresca announced it is trant season, MIG grant, 4 organizations applied including

Union Vale & Beekman in District 22 and he hopes for favorable outcomes for all. He mentioned the 'Honor a Vet' program by Dutchess County where they honor veterans in the area that have passed.

Public Comment Agenda Items- None

Surplus Auction Results Motion

Councilman Harrington made a motion to accept Absolute Auction Results as received which was seconded by Councilman McGivney and all were unanimously in favor.

Parks Dept Tractor Replacement

has a Kubota that is undersized although powerful, with the brush hog attachment the frame is too small to handle it and it is unstable. He advised a batwing mower which will help keep up with the mowing substantially. They can also get other attachments such as skid steer and interchange buckets. He estimates 100k and financing is available. If the Board is interested he will gather more information. This is also available through Sourcewell. The tractor for replacement is about 20 years old and could auction off for around \$15-20K to put towards the proceeds. The Highway Superintendent agrees the Massi Tractor has great ratings and is a valued machine. Councilman Harrington and Durland agreed this is a good idea for cost and safety reasons and asks to move forward.

Speed Limit on Bruzgul

Supervisor Frazier advised a week ago there was an accident on Bruzgul that took out a vehicle parked on trade farm. This is the 3rd property damage auto accident on this parcel. Due to the amount of accidents in that area Trade Farms asked if the Town could do a speed study to Dutchess County. Supervisor Frazier asked for Board Support to make this request. The current speed limit is 55mph. After discussion all agreed this would be a good idea.

Motion Full Support letter of request

Councilman Redinger made a motion draft a letter to Dutchess County for the purpose of lowering the speed limit on Bruzgul which was seconded by Councilman Harrington and all were unanimously in favor.

Reconcile Capital Improvement Budget Line

Supervisor Frazier requested to move to table reconcile capital improvement budget line as there are a few projects that are incomplete with a balance and is uncertain how to do that property and needs to research the issue more to ensure it is by comptroller's standards. CPA Ted Eglit was asked and offered suggestions but may not apply in this situation as this is reconciling existing funds rather than a cash transfer.

Removal Bond for Cell Tower

Supervisor Frazier noted this was emailed to the Board last week, all agreed the total looked very light coming in at 33k. Supervisor Frazier sent an email suggesting 100k which is still conservative with inflation. The most Homeland Towers ever put out was 70K. Councilman McGivney is pleased this is being discussed as it was an issue he brought up during the signing of the contract. Councilman Durland suggested an escalation bond as a potential idea. All are very concerned about protecting the town in the future if the company went out of business. Attorney Lindars thought exploring the idea of an escalation bond was worth it but would like to also continuing negotiations.

Motion to Delay Discussion

Appoint Attorney for Article 78 Supervisor Frazier asked to delay discussion to after exec session this was motioned by Councilman McGivney and seconded by Councilman Harrington and all were unanimously in favor.

Radio Upgrade for Highway

Supervisor Frazier recapped and noted there are dead areas in town and there is a technology that can be purchased that piggybacks off other radio towers in the area which would solve the problem. Due to the older system and town geography this would ensure safety.

RESOLUTION NO. 45 OF 2026 AUTHORIZING CONTRACT FOR NEW COMMUNICATION RADIOS FOR HIGHWAY DEPARTMENT TRUCKS (see attached)

Brightly Software

Supervisor Frazier was in contact with the representative, he will work on adjusting the price. He did another search for comparable options and found one but needs more time to read through it. Most software companies charge per user and he said we have about 21 users which would be more expensive than other companies, whereas brightly has unlimited users which is a big advantage. Supervisor Frazier will have more information next meeting.

Firewood Harvesting on Town Property

Supervisor Frazier stated this was presented to the insurance carrier, they offered guidelines but did not say they were against it. It would be restricted to wood that was already fallen. Attorney Lindars offered a few options such as a local law which would allow fines and proper enforcement, locations that are allowed, more detail the better as well as putting this under “forest management”. An application and legal requirements and insurance could be drafted. Councilman Durland also stated access is a large component and all agreed. Unless there is a path established this would be part of the restriction as well as timing such as winter and fall when the park is not as traveled. Other ideas for residents only, not guests and no commercial purposes, map to establish allowable areas and access. Attorney Lindars strongly suggests building in enforcement options, to make sure the rules are followed. Further discussion ensued on potential restrictions.

Approve Budget Adjustments, Transfers, Warrants, Pay Bills

Councilman McGivney made a motion to pay the bills and which was seconded by Councilman Harrington and all were unanimously in favor.

Enter Executive Session Councilman McGivney made a motion at 8:14pm to enter executive session to discuss legal advice on an article 78 which was seconded by Councilman Harrington and all were unanimously in favor. There will be a resolution to discuss after the session.

Exit Executive Session Councilman Harrington made a motion at 8:33 to exit executive session to resume the regular meeting which was seconded by Councilman McGivney and all were unanimously in favor. Supervisor Frazier advised that no decisions were made and no money allocated.

Attorney Nelson noted there is pending litigation and the Town has yet to defend, Hardisty against Town of Union Vale along with many petitioners, the defendants are the Town Board of Union Vale, the Freihofer Family Group and Mr. Fuscaldo. The Town is to retain counsel and the prepared resolution is to do that.

Resolution #46 Defense Litigation (see attached)

Motion to Adjourn At 8:38 PM Councilman McGivney made a motion to adjourn the meeting which was seconded by Councilman Harrington and all were unanimously in favor.

Next Meeting is July 1, 2026 at 7:30PM

Respectfully Submitted,



Andrea Casey, Town Clerk

**TOWN OF UNION VALE TOWN BOARD
RESOLUTION #46 OF 2026
DEFENSE OF LITIGATION**

The following Resolution was offered by Supervisor Frazier and seconded by Councilman Redinger who moved its adoption:

WHEREAS, on June 4, 2026, various Petitioners filed a hybrid Article 78 Proceeding and Declaratory Judgement Action in the Supreme Court of the State of New York in the County of Dutchess, which named the Town of Union Vale Town Board as a Respondent/Defendant; and

'WHEREAS, the proceeding, captioned *Hans Hardisty et al. v. Union Vale Town Board et al.* and further identified as Index No. 2026-52983 (hereinafter, the "Action"), challenges the adoption of Local Law 1 of 2026 entitled "A Local Law Amending Zoning Code Article XI, §210-86, §210-56(E), and Attachment 210-3 Relating to the Establishment of a Special Permit in the RD10 District for Catering Facilities with a Temporary Lodging Component and the Elimination of Conference Centers as a Permitted Use in the RD10 District"; and

'WHEREAS, the filing of the Action requires the retention of counsel to defend the interests of the Town of Union Vale Town Board (the "Town Board"); and

WHEREAS, the Martin Petitioners have over time been represented by Van DeWater & Van DeWater, the Town's Zoning and Planning attorneys, in unrelated matters, which representation presents a conflict of interest which, unless mutually waived, precludes Van DeWater & Van DeWater from representing the Town Board in this Action.

NOW, THEREFORE, BE IT RESOLVED, and the Town Board hereby determines, after consideration of the facts involved, that if the Martin Petitioners consent to the Town Board being represented in the Action by Van DeWater & Van DeWater, and waive any conflict of interest related to that representation, it too waives any conflict of interest and authorizes the retention of Van DeWater & Van DeWater LLP to represent it in the Action and any related proceedings, appeals, or applications arising therefrom, such services to be provided at the firm's municipal litigation rates, as previously proposed to the Town, plus disbursements; but

BE IT FURTHER RESOLVED, that if the above conflict is not mutually waived, that Van DeWater & Van DeWater is retained on the above terms to negotiate with the Plaintiff's counsel for an adjournment sufficient to allow the Town to retain defense counsel, and if necessary, to make a limited appearance for the Town in the Action and apply to the Court for a Court-directed adjournment to allow such retention, and it is further authorized to take such other action and seek such other judicial relief as may, after consultation with the Town Supervisor, be necessary to protect the Town's interests, including but not limited to the acceptance of service on behalf of the Town.

The adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor Frazier	<u>Aye</u>
Councilman Durland	<u>Aye</u>
Councilman Harrington	<u>Aye</u>
Councilman McGivney	<u>Aye</u>
Councilman Redinger	<u>Aye</u>

Dated June 17, 2026
Union Vale, New York

I, Andrea Casey, Town Clerk of the Town of Union Vale do hereby certify that the foregoing is a true copy of a resolution offered by Supervisor Frazier seconded by Councilman Durland and adopted at meeting of the Town Board, held on June 17, 2026.


Andrea Casey, Town Clerk