

Minutes of the Town Board Meeting held at Town Hall on March 2, 2017 at 7:30PM

Present: David Sutz, Supervisor
Timothy Arone, Michael Essig, Robert Hunter and Frank Palermo, Councilmen
Absent: None
Also Present: Kevin Watson, Police Chief; Joseph Gianzero, Parks Director; Tracy Maggio, Clerk to the Supervisor; Fred Ungerer and John Smith, Parks Commissioners; Robert Weyant, Village Streets Superintendent; Maria Hunter, Village Planning Board

I. Administrative Business:

a. Acceptance of Minutes:

Motion was offered by Councilman Hunter, seconded by Councilman Essig, to accept the minutes of the regular meeting held February 16, 2017.

ADOPTED AYES 5 Sutz, Arone, Essig, Hunter, Palermo
NOES 0

EXTRA ITEM - Budget Modification:

Motion was offered by Councilman Arone, seconded by Councilman Essig, to approve a modification to the 2017 budget of the General Fund by increasing A599 (Appropriated Fund Balance) by \$150,000 and increasing A9950.900 (Transfer to Capital Projects) by \$150,000.

ADOPTED AYES 5 Sutz, Arone, Essig, Hunter, Palermo
NOES 0

b. Approval of Abstract:

Motion was offered by Councilman Hunter, seconded by Councilman Arone, to approve Abstract 5 containing vouchers 20170294 - 20170385 and totaling \$149,438.24.

ADOPTED AYES 5 Sutz, Arone, Essig, Hunter, Palermo
NOES 0

c. Appointment of PT, Temporary Clerk in Assessor's Office:

Motion was offered by Councilman Arone, seconded by Councilman Palermo, to approve the appointment of Melinda McCabe to the position of temporary, part-time clerk in the Assessor's Office effective March 6, 2017. This position will be non-union, paid \$15/hour and will be 20 hours per week for six months.

ADOPTED AYES 5 Sutz, Arone, Essig, Hunter, Palermo
NOES 0

d. Appointment of PT Dispatcher:

Motion was offered by Councilman Essig, seconded by Councilman Arone, to approve the appointment of Tyler Kennedy to the position of part-time Police Dispatcher effective March 10 or 13, 2017. This position is paid \$21.46/hour per the Dispatcher contract.

ADOPTED AYES 5 Sutz, Arone, Essig, Hunter, Palermo
NOES 0

II. Old Business:

EXTRA ITEM - Pre-Fab Building at Earl's Reservoir:

Councilman Hunter stated he would like to move forward with the Parks Department plan to add an addition to the existing pre-fab building at Earl Reservoir. He is concerned the inability to swap

the land with the Village could impede this project. Supervisor Sutz stated he spoke with Attorney McKay this morning about the land swap issue. Attorney McKay will investigate the issue and see if he can locate a recent survey done on the property. If not one will need to be done to determine who owns what, which will cost about \$10-\$15,000. Engineer Fusco is still proceeding with the design/concept of the building so the project is not stalled. Supervisor Sutz added that if the property swap does not occur then an Inter-Municipal Agreement (IMA) will need to be negotiated for the pre-fab building as well as the building the Village wants to erect adjacent to the Highway Department to store equipment. He conducted some research and it appears the Town has spent about \$3000 on legal fees negotiating IMAs in the past. Attorney McKay is also researching what Harriman is taxed for the Highway property versus what they are not taxed for the park property. Supervisor Sutz noted he invited the Village Board member to attend a meeting once he puts together a packet for both Boards with visuals of both properties. Councilman Hunter noted the Board began discussing this issue in February 2016 with Attorney McKay and does not want to see it delayed. Supervisor Sutz stated he hopes to discuss it again at the next meeting or in April.

III. New Business:

a. Resolution - Legislative Support of A2446:

Correspondence was received from representatives from the Town of Rosendale requesting support of Assembly Bill A-2446, which would amend the Transportation Corporations Law to extend approval authority to towns for the siting of pipelines within their jurisdiction. Currently this authority only confers to villages and cities. Motion was offered by Councilman Palermo, seconded by Councilman Essig, to adopt the following resolution requesting State Legislative Representatives to sponsor/co-sponsor Assembly Bill 2446 amending Section 87 of the Transportation Corporations Law in relation to construction of pipelines:

WHEREAS, the proposed construction of major new oil pipelines will impact the lands and communities of the Town of Woodbury and 31 other towns, cities, and villages in the Hudson Valley, Catskill Region and Capital District, raising issues of safety, public health, and economic injury of concern to local government; and

WHEREAS, Section 87 of the Transportation Corporations Law gives Villages and Cities important powers over the oil pipeline siting process, allowing them to disapprove the construction of such pipelines through their jurisdictions; and

WHEREAS, under said section of law, Towns do not have comparable authority; and

WHEREAS, extending such authority to Towns is appropriate and consistent with Municipal Home Rule; and

WHEREAS, Assembly Member Frank Skartados has introduced Assembly Bill 2446 to amend Section 87 of the Transportation Corporations Law to extend this power to Towns, giving Towns parity with Villages and Cities.

NOW THEREFORE BE IT

RESOLVED, that the Town of Woodbury Town Board hereby requests that State Senator William Larkin sponsor the same bill in the New York State Senate; and be it further

RESOLVED, that the Town of Woodbury Town Board requests that Assembly Member James Skoufis to co-sponsor Assembly Bill 2446; and be it further

RESOLVED, that the Town of Woodbury Town Board urges its State Legislative Representatives to support passage of this important legislation in the 2017 Legislative Session; and be it further

RESOLVED, that the Town of Woodbury Town Clerk is hereby directed to provide a copy of this resolution to Senator William Larkin, Assemblyman James Skoufis, Senate Temporary President and Majority Leader John J. Flanagan, Assembly Speaker Carl E. Heastie and Governor Andrew M. Cuomo

ADOPTED AYES 5 Sutz, Arone, Essig, Hunter, Palermo

NOES 0

IV. Public Comment:

Fred Ungerer, Chairman of Parks/Recreation Commission, stated they have asked for an addition to an existing pre-fab building that would enable more activities to be offered to the community, and would be paid for by existing parkland fees. He feels the simplest way to solve the issue is to swap the properties by title filing and save the money on the survey. He believes the residents of Woodbury would lose out if this is not done.

V. Board Member Comments:

Councilman Palermo announced the K9 has arrived. Chief Watson stated his name is Zeke and he is currently at the station. He was checked by the veterinarian today and appears to be a very good dog. Councilman Palermo stated he is very excited about this new program.

Supervisor Sutz announced there is a "Citizen Preparedness" event scheduled at the Senior Center on March 7 at 7PM. This event will prepare residents to take care of themselves and others in the event of a disaster. Seating is limited so please reserve today.

VI. Adjournment:

With no further comments received or business to discuss, a motion was offered by Councilman Arone, seconded by Councilman Palermo, to adjourn the meeting at 7:45PM.

ADOPTED AYES 5 Sutz, Arone, Essig, Hunter, Palermo
 NOES 0

Desiree Potvin, Town Clerk