

Minutes of the Town Board Meeting held August 21, 2014 at 7:30PM

Present: Frank Palermo, Deputy Supervisor  
Robert Hunter, Marilyn Prestia, Councilpersons

Absent: Timothy Arone, Councilman

Also Present: Joseph McKay, Attorney for the Town; Robert Weyant, Highway Superintendent;  
Richard Vasquez, Police Chief; Robert Stubbs, Marshall & Sterling

**I. Administrative Business:**

a. Acceptance of Minutes:

Motion was offered by Councilwoman Prestia, seconded by Councilman Hunter, to accept the minutes of the regular meeting held August 4, 2014.

**ADOPTED** AYES 3 Palermo, Hunter, Prestia  
NOES 0

Motion was offered by Councilman Hunter, seconded by Councilwoman Prestia, to accept the minutes of the worksession held August 18, 2014.

**ADOPTED** AYES 3 Palermo, Hunter, Prestia  
NOES 0

b. Budget Modifications:

Motion was offered by Councilwoman Prestia, seconded by Councilman Hunter, to approve a modification to the budget of General Highway Services by decreasing DB5110.100 (Salaries/ General Repairs) by \$1,500 and increasing DB5110.101 (Accrued Liabilities/Compensated Absences at Retirement ) by \$1500.

**ADOPTED** AYES 3 Palermo, Hunter, Prestia  
NOES 0

Motion was then offered by Deputy Supervisor Palermo, seconded by Councilman Hunter, to approve a modification to the budget of the Animal Shelter by increasing A2544 (Dog Licenses) by \$70 and increasing A3510.431 (Vet Fees) by \$70.

**ADOPTED** AYES 3 Palermo, Hunter, Prestia  
NOES 0

Motion was then offered by Councilwoman Prestia, seconded by Councilman Hunter, to approve a modification to the budget of the Senior Center by increasing A2089 (Other Culture & Recreation Income) by \$380 and increasing A7620.400 (Adult Recreation Contractual Expense) by \$380.

**ADOPTED** AYES 3 Palermo, Hunter, Prestia  
NOES 0

Motion was then offered by Councilwoman , seconded by Councilman Hunter, to approve a modification to the budget of General Highway Services by decreasing DB05142.452 (Road Sand) by \$3,000, decreasing DB5142.466 (Salt/Liquid Calcium) by \$3,000, decreasing DB5110.465 (Blacktop) by \$500 and increasing DB5130.455 (Tires) by \$6,000 and Increasing DB5130.468 (Sweeper Repairs) by \$500.

**ADOPTED** AYES 3 Palermo, Hunter, Prestia  
NOES 0

c. Approval of Abstract:

Motion was offered by Deputy Supervisor Palermo, seconded by Councilman Hunter, to approve Abstract 15 containing vouchers 20141792-20141917and totaling \$244,351.21.

**ADOPTED** AYES 3 Palermo, Hunter, Prestia

NOES 0

d. Cancel September 1 Worksession-Labor Day

Motion was offered by Deputy Supervisor Palermo, seconded by Councilman Hunter, to approve the cancellation of the September 1, 2014 worksession due to the Labor Day holiday.

**ADOPTED** AYES 3 Palermo, Hunter, Prestia  
NOES 0

e. Return of Road Permit Fee-HV Realty Service

Motion was offered by Councilwoman Prestia, seconded by Councilman Hunter, to approve returning of Road Permit Fee to HV Realty Service as recommended by Highway Superintendent, Robert Weyant.

**ADOPTED** AYES 3 Palermo, Hunter, Prestia  
NOES 0

**II. Old Business:**

a. 2014/2015 Insurance Policy Renewal

Motion was offered by Councilwoman Prestia, seconded by Councilman Hunter, to decline an Insurance Proposal submitted by The McKane Group, Inc.

**ADOPTED** AYES 3 Palermo, Hunter, Prestia  
NOES 0

Motion was offered by Councilwoman Prestia, seconded by Deputy Supervisor Palermo, to approve a resolution accepting the Insurance Proposal submitted by Marshall & Sterling Insurance/NYMIR for \$126,948.92 effective 9/1/14.

**ADOPTED** AYES 3 Palermo, Hunter, Prestia  
NOES 0

Motion was then offered by Councilwoman Prestia, seconded by Councilman Hunter, to authorize the Deputy Supervisor to execute all documents and agreements concerning the Insurance Policy submitted by Marshall & Sterling Insurance/NYMIR.

**ADOPTED** AYES 3 Palermo, Hunter, Prestia  
NOES 0

b. Adoption of Fee Schedule

Motion was offered by Councilwoman Prestia, seconded by Councilman Hunter, to approve a resolution adopting a schedule of fees and casts as follows:

**WHEREAS**, the Town of Woodbury is empowered to set all fees, deposits, and costs, including returned check fees pursuant to General Municipal Law Section 85, by resolution of the Town Board pursuant to Local Law 1 of 2014; and

**WHEREAS**, the Town Board has determined that the proposed schedule of fees, deposits, an costs, including returned check fees, to be charged to town residents is fair and reasonable.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the fees, deposits, and costs as listed in the attached schedule (printed on page 135 of this minute book) are hereby adopted by the Town of Woodbury, until such time as further amended, either in whole or in part, by further resolution of the Town Board.

**ADOPTED** AYES 3 Palermo, Hunter, Prestia  
NOES 0

**III. New Business:**

a. Schedule Public Hearing - Deputy Supervisor/Deputy Town Clerk Salary:

Motion was offered by Deputy Supervisor Palermo, seconded by Councilwoman Prestia, to adopt the following resolution setting a time and place for a public hearing on a proposed local law to amend Chapter 50 of the Town Code to establish the compensation for Deputy Town Clerk's and Deputy Supervisor's:

**WHEREAS**, the Town Board has identified the need to enact a local law for the purpose of establishing the salaries of Deputy Town Clerks and Deputy Town Supervisors, when those individuals are performing the duties of the Town Clerk or the Town Supervisor during a time of a vacancy in office; and

**WHEREAS**, the Town Board wishes to set a time and place for a public hearing to consider the proposed local law to amend Chapter 50 of the Town Code for that purpose; and

**WHEREAS**, the Town Board hereby determines that it will be the lead agency with respect to the review of the proposed local law amendment (the "project") in accord with New York State Environmental Quality Review Act ("SEQRA") and part 617 of the regulations implementing SEQRA, since there are no other agencies that have the authority to approve the project; and

**WHEREAS**, the Town Board hereby preliminary classifies the action as an unlisted action under SEQRA;

**NOW, THEREFORE, LET IT BE HEREBY**

**RESOLVED**, that a public hearing shall be held by the Town Board in order to receive comments and suggestions regarding proposed amendments to Chapter 50 of the Town Code and to review any potential adverse environmental impacts of the proposed local law, on September 4, 2014 at 7:30 p.m. at the Town Hall located at 511 Route 32, Highland Mills, New York; and it is further

**RESOLVED**, that the office of the Town Clerk is authorized and directed to cause public notice of said hearing to be given as provided by law.

**ADOPTED**      AYES    3            Palermo, Hunter, Prestia  
                     NOES    0

**IV. Department Reports:**

a. Supervisor's Report:

Motion was offered by Councilwoman Prestia, seconded by Councilman Hunter, to approve the July 2014 Supervisor's Report with receipts totaling \$1,293,928.53

**ADOPTED**      AYES    3            Palermo, Hunter, Prestia  
                     NOES    0

- b. Town Clerk's Report- July 2014
- c. False Alarm Report-June 2014
- d. Parks/Recreation Minutes-August 6, 2014
- e. Animal/Goose Control Report – July 2014
- f. Police/Communications Minutes-July 2014
- g. Beautification Commission Minutes-August 14, 2014
- h. Library Minutes-July 29, 2014
- i. Budget vs. Actual-July 2014

**V. Announcements:**

Deputy Supervisor Palermo announced that Assemblyman James Skoufis secured \$1,000 for the Woodbury Community Ambulance and secured \$3000 for a PA system for the Senior Center. The Deputy Supervisor went onto advise the public to use caution when coming upon a wild animal. He does not want to alarm anyone. He continued by reading the announcement that was put on Facebook, hung in the Woodbury Parks and public offices in Woodbury, as well as put on Channel 22 and our website, as

follows: *“Please be advised that multiple raccoons have been captured in Woodbury and they may possibly have been rabid. Also, a cat was tested positive for rabies in Central Valley. For your safety, do not feed or approach any wild or loose animals. To protect your pets, make sure they are properly vaccinated. If you spot any animals acting strangely, please contact Woodbury Police at 928-2341 immediately.”*

Councilwoman Prestia reminded everyone that school will be starting soon and there could be students waiting for busses as early as 6:00AM, so please drive carefully.

**VI. Public Comment:**

John Smith had a question about the “fee schedule”. Deputy Supervisor Palermo as well as Attorney McKay answered his questions by explaining that both the Town and Village of Woodbury do have fees which could be different but they don’t have a listing of the Villages on hand. Fees for the Town can now be set by resolution which is less expensive than amending the law which entails a public hearing.

**VII. Executive Session:**

Motion was offered by Councilwoman Prestia, seconded by Councilman Hunter, to enter into an executive session with Chief of Police concerning a matter of personnel and with our attorney concerning a litigation matter.

**ADOPTED**      AYES    3            Palermo, Hunter, Prestia  
                     NOES    0

**VIII. Adjournment:**

With no further business to discuss, a motion was offered by Councilwoman Prestia, seconded by Councilman Hunter, to end the executive session and adjourn the meeting at 9:55PM.

**ADOPTED**      AYES    3            Palermo, Hunter, Prestia  
                     NOES    0

Frances Huang, Deputy Town Clerk

**Town of Woodbury - Schedule of Fees & Deposits**  
**Adopted August 21, 2014**

<b><u>Alarm Licenses:</u></b>	Registration:	\$5.00
	Fines for false alarms:	
	Second false alarm per calendar year	\$50.00
	Third false alarm per calendar year	\$100.00
	Fourth false alarm per calendar year	\$250.00
	Fifth false alarm per calendar year	\$350.00
	Each false alarm after first five in a calendar year	\$500.00
	Each false alarm after first ten in a calendar year	\$600.00

**Dog Licenses:**

Unspayed/Unneutered:	\$20.00 per year (Includes state fee of \$3.00.)
Spayed/Neutered:	\$10.00 per year (Includes state fee of \$1.00.)
Fee for an identified unlicensed dog:	\$5.00
Replacement Tag	\$3.00

**EZ Pass Tag:** \$25.00 (state fee)

**Games of Chance:** \$25.00 per license period.

**Garage Sales:**

Permit	\$5.00
Off-premises sign deposit	\$50.00

**Marriage License:** \$40.00 (includes state fee)

**Peddling and Soliciting:** \$100.00 for 60 days or \$400 through December 31

**Public Records:** \$0.25 per copy, up to 11" x 17".  
Certified Copies - \$10.00 per copy

**Towing License/Permit:** \$1,500.00 per calendar year

**Vehicle Impound Fees:**

Impounded within the Woodbury Police Department Lot:	\$50 per day.
Impounded outside the Woodbury Police Department Lot:	\$40 per day.

**Petitions, Applications and/or Submissions:** *To be set by Town Board.*

Note: Fees and/or escrow deposits for petitions, applications, submissions or requests for approvals or other actions by the Town Board as described in Town Code Section 143-2A are set by the Town Board in accordance with Local Law #1-2014.

**Parkland Fee:** \$3,500.00 per lot.

Note: The parkland fee is to be paid directly to the Town Supervisor's office to be held in escrow for the benefit of the town's parks.