

Minutes of the Town Board Meeting held at Town Hall on May 15, 2014 at 7:30PM

Present: John Burke, Supervisor  
Robert Hunter, Frank Palermo and Marilyn Prestia, Councilpersons  
Absent: Timothy Arone, Councilman  
Also Present: Joseph McKay, Attorney for the Town; Robert Weyant, Highway Superintendent;  
Richard Vasquez, Police Chief; Maria Hunter, Village Planning Board

**I. Administrative Business:**

a. Acceptance of Minutes:

Motion was offered by Councilman Palermo, seconded by Councilman Hunter, to accept the minutes of the regular meeting held May 1, 2014.

**ADOPTED** AYES 4 Burke, Hunter, Palermo, Prestia  
NOES 0

Councilman Palermo noted an addition should be made to the minutes to indicate that Councilwoman Prestia also attended the hearings held in Cornwall regarding the water wells for Kiryas Joel.

b. Approval of Abstract:

Motion was offered by Councilwoman Prestia, seconded by Councilman Palermo, to approve Abstract 9 containing vouchers 20141017 – 20141136 and totaling \$220,695.74.

**ADOPTED** AYES 4 Burke, Hunter, Palermo, Prestia  
NOES 0

c. Budget Modification(s):

Motion was offered by Supervisor Burke, seconded by Councilman Hunter, to approve a modification to the budget of the Police Department by increasing B2680 (Insurance Recoveries) by \$938 and increasing B3120.453 (Vehicle Repairs) by \$938.

**ADOPTED** AYES 4 Burke, Hunter, Palermo, Prestia  
NOES 0

Motion was then offered by Supervisor Burke, seconded by Councilman Hunter, to approve a modification to the budget of the Police Department by increasing B599 (Appropriated Fund Balance) by \$10,000 and increasing B3120.424 (Less Lethal Training) by \$10,000.

**ADOPTED** AYES 4 Burke, Hunter, Palermo, Prestia  
NOES 0

d. Acceptance of Resignation – Library Board:

Motion was offered by Supervisor Burke, seconded by Councilman Palermo, to accept the resignation of Joseph Ingenito from the Library Board effective immediately.

**ADOPTED** AYES 4 Burke, Hunter, Palermo, Prestia  
NOES 0

**II. Old Business:** *There was no old business to discuss.*

**III. New Business:**

a. Schedule Public Hearing – Casino Presentation:

Motion was offered by Supervisor Burke, seconded by Councilman Palermo, to schedule a public hearing to be held on June 2, 2014 at 7:30PM at the Central Valley Elementary School concerning a proposed application by Caesars Entertainment Corporation and Flaum Management Co., Inc. to

construct a destination resort gambling facility in the Town on a site of approximately 121 acres, known as "Parcel/Site A" of the Interchange Commerce Center Development, located east of New York State Route 17 between the Harriman Train Station to the south and the former Nepera Inc. property to the north, and known on the Woodbury tax maps as Section 243, Block 1, Lots 1 through 25.

**ADOPTED**      AYES    4            Burke, Hunter, Palermo, Prestia  
                     NOES    0

Supervisor Burke noted that a written comment period will begin after the closing of the public hearing and will be accepted by the Town Clerk until 4PM on June 13, 2014. The Board is then expected to render a decision at the June 19 regular meeting. Councilman Hunter stated he is disappointed that the Village and Town Board could not have held a joint meeting on this issue. He feels that doing so would have been more efficient and productive, plus less confusing to the public.

b. Advertise for Bids – Fuel Oil No. 2:

Motion was offered by Councilman Hunter, seconded by Councilwoman Prestia, to authorize the Town Clerk to advertise for bids for the supply of Fuel Oil No. 2 to the Town Hall, Police Department and Central Valley Library for a period commencing July 1, 2014 thru June 30, 2015.

**ADOPTED**      AYES    4            Burke, Hunter, Palermo, Prestia  
                     NOES    0

**IV. Department Reports:**

a. Supervisor's Report:

Motion was offered by Councilwoman Prestia, seconded by Councilman Palermo, to approve the April 2014 Supervisor's Report with receipts totaling \$536,881.27 and disbursements totaling \$1,138,165.82.

**ADOPTED**      AYES    4            Burke, Hunter, Palermo, Prestia  
                     NOES    0

- b. Town Clerk's Report – April 2014
- c. False Alarm Report – March 2014
- d. Parks/Recreation Minutes – April 7 and 13, 2014
- e. Animal/Goose Control Report – April 2014
- f. Police/Communications Report – April 2014
- g. Beautification Commission Minutes – May 8, 2014
- h. Library Minutes – February 25, March 25 and April 29, 2014
- i. Budget vs. Actual – December 2013, April 2014

**V. Public Comment:**

Councilman Palermo stated that on May 13 the Police Department held their annual awards, which has not been done for several years. It was a very well attended event by the police officers, their families and members of the Town Board. He congratulated all the employees that received awards, especially Police Officer Eric Harden that was awarded "Officer of the Year". He also commended the department on being recommended for reaccreditation. Councilman Hunter also thanked the Police Department and stated he feels the residents of our Town have a lot to be proud of. Chief Vasquez thanked all the Board members that were in attendance for the ceremony.

John Smith asked why the Town and Village are not having a joint meeting regarding the casinos. Supervisor Burke stated the Town was not approached by Flaum Management until well after the process was started. After some discussions, the Town Board decided that a separate meeting would be more appropriated. Councilman Palermo added that the Town and Village have different

areas of concern regarding the casino and its effects to the community. He believes that combining the meetings would have caused it to be very long and not able to accomplish everything.

**7:45PM – Executive Session:**

Motion was offered by Supervisor Burke, seconded by Councilman Palermo, to enter into an executive session with Attorney McKay pursuant to Article 7 of the Public Officers Law to discuss items relating to various pending and outstanding litigation.

**ADOPTED**      AYES    4            Burke, Hunter, Palermo, Prestia  
                     NOES    0

**VI. Adjournment:**

With no further business to discuss or comments received, a motion was offered by Supervisor Burke, seconded by Councilman Palermo, to end the executive session and adjourn the meeting at 8:55PM.

**ADOPTED**      AYES    4            Burke, Hunter, Palermo, Prestia  
                     NOES    0

Desiree Potvin, Town Clerk