

Minutes of the Town Board Meeting held at Town Hall on October 1, 2015 at 7:30PM

Present: Ralph Caruso, Supervisor
Timothy Arone, Robert Hunter, Frank Palermo and Marilyn Prestia, Councilpersons
Absent: None
Also Present: Joseph McKay, Attorney for the Town; Robert Weyant, Highway Superintendent; Carol Herb, Tax Collector; David Sutz, Village Trustee; Maria Hunter, Village Planning Board

I. Administrative Business:

a. Acceptance of Minutes:

Motion was offered by Councilman Arone, seconded by Councilman Hunter, to accept the minutes of the regular meeting held September 17, 2015.

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
NOES 0

Motion was then offered by Councilman Arone, seconded by Councilman Hunter, to accept the minutes of the preliminary meeting held September 28, 2015.

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
NOES 0

b. Approval of Budget Modifications:

Motion was offered by Councilwoman Prestia, seconded by Councilman Arone, to approve a modification to the budget of the Police Fund by increasing B599 (Appropriated Fund Balance) by \$8000 and increasing B3120.453 (Vehicle Repairs) by \$8000.

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
NOES 0

Motion was then offered by Councilman Arone, seconded by Councilman Hunter, to approve a modification to the budget of the General Fund by increasing A599 (Appropriated Fund Balance) by \$4931 and increasing A1010.452 (Video/Audio-Meetings) by \$4931.

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
NOES 0

Motion was then offered by Councilman Palermo, seconded by Councilman Hunter, to approve a modification to the budget of the General Fund by increasing A599 (Appropriated Fund Balance) by \$15,127 and increasing A1950.400 (Taxes on Town Property) by \$15,127.

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
NOES 0

Motion was then offered by Councilman Arone, seconded by Councilwoman Prestia, to approve a modification to the budget of the Supervisor's Office by decreasing A1220.430 (Transportation/Travel) by \$330 and increasing A1220.462 (Computer Supplies/Checks) by \$330.

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
NOES 0

Motion was then offered by Councilwoman Prestia, seconded by Councilman Hunter, to approve a modification to the budget of the Town Clerk's Office by decreasing A1410.411 (Office Supplies) by \$595 and increasing A1410.200 (Equipment) by \$595.

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
NOES 0

Motion was then offered by Councilman Arone, seconded by Councilman Hunter, to approve a modification to the budget of the Police Fund by decreasing B3120.403 (Electricity) by \$1000 and increasing B3389 (Other Public Safety) by \$12,000, B3120.203 (Card/Live Scan) by \$13,000.

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
NOES 0

Motion was then offered by Councilman Hunter, seconded by Councilwoman Prestia, to approve a modification to the budget of the Assessor's Office by decreasing A1355.200 (Equipment) by \$500 and increasing A1355.430 (Transportation/Travel) by \$500.

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
NOES 0

c. Approval of Abstract(s)

Motion was offered by Councilman Arone, seconded by Councilman Palermo, to approve Revised Abstract 17 by voiding voucher 20152160, check #14495, which reduces the total of the abstract to be \$334,113.44.

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
NOES 0

Motion was then offered by Councilman Hunter, seconded by Councilman Arone, to approve Abstract 18 containing vouchers 20152184 – 20152268 and totaling \$296,290.02.

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
NOES 0

II. Old Business:

a. Schedule Public Hearing – Tax Cap Override:

Motion was offered by Councilman Palermo, seconded by Councilman Arone, to schedule a public hearing to be held at 7:30PM on October 15, 2015 for the purpose of entertaining public comments on Introductory Local Law 4 of 2015 entitled "Tax Cap Override" to override the tax levy limit established in General Municipal Law Section 3-c for the 2016 tax year. This motion also includes declaring the Town Board as Lead Agency under SEQRA and preliminary classifying it as an unlisted action. Attorney McKay was authorized to prepare a Short Environmental Assessment Form to determine if there will be any adverse environmental impacts.

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
NOES 0

III. New Business:

a. Authorize Supervisor to Sign – 2016 Dental Insurance Renewal:

Motion was offered by Councilman Palermo, seconded by Councilman Arone, to authorize the Supervisor to sign the renewal policy for dental insurance coverage provided by Empire Bluecross/Blueshield at a 0% increase over last year's policy.

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
NOES 0

Councilman Palermo asked if the rates will be affected by the transfer of the Highway Department. Clerk Potvin stated she was informed by the agent that there will be no effect to the 2016 rates, but there could be a change for 2017.

b. Receipt of FY2016 Tentative Budget:

Town Clerk Potvin stated that, pursuant to Town Law Section 106(3), a copy of the Fiscal Year 2016 Tentative Budget was received by her office on September 25, 2015, and has been distributed to the Board members. The tentative budget consists of the budget summaries submitted by each department without discussion or changes made by the full Board. Supervisor Caruso stated budget

review sessions have been scheduled for October 5 at 7:30PM at Town Hall and October 7 at 7:30PM at the Highway Garage. More will be scheduled if needed.

EXTRA ITEM – Resolution Small Claims Assessment Review:

Attorney McKay stated there have been proceedings brought against the Town by single family homeowners to challenge their assessments. They have been reviewed and virtually all of them contain procedural deficiencies. Motion was then offered by Councilman Palermo, seconded by Councilwoman Prestia, to adopt the following resolution authorizing counsel to seek dismissal of Small Claims Assessment Review (“SCAR”) petitions:

WHEREAS, seventeen (17) Small Claims Assessment Review (“SCAR”) Petitions have been filed against the Town; and

WHEREAS, as many as sixteen (16) SCAR petitions filed for the 2015 tax year are subject to dismissal on procedural grounds; and

WHEREAS, seeking dismissal of the SCAR Petitions is in the best interest of the Town;

NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby authorizes its town attorneys, Catania, Mahon, Milligram and Rider, PLLC, to take such action as may be required to seek the dismissal of any SCAR Petitions improperly filed against the Town.

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
 NOES 0

IV. Board Member Comments:

Councilman Hunter thanked all his friends and neighbors who gave words of encouragement during his recovery process. He especially thanked the Woodbury Community Ambulance (singling out Patricia and Ben Conques) and the Woodbury Community Association. All the Board members welcomed Councilman Hunter back and wished him a speedy recovery.

Councilwoman Prestia and Supervisor Caruso each commented on how successful the Orange County Volunteer Fireman’s parade was this past weekend. All those that participated were thanked.

V. Public Comment:

Superintendent Weyant reminded the public that the Fall Electronics Collection is scheduled for October 16-17 at the Highway Garage.

VI. Adjournment:

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

ADOPTED AYES 5 Caruso, Arone, Hunter, Palermo, Prestia
 NOES 0

Desiree Potvin, Town Clerk