

Minutes of the Town Board Meeting held at Town Hall on September 3, 2015 at 7:30PM

Present: Ralph Caruso, Supervisor
Timothy Arone, Frank Palermo and Marilyn Prestia, Councilpersons
Absent: Robert Hunter, Councilman
Also Present: Joseph McKay, Attorney for the Town; David Gordon, Special Council for the Town;
David Sutz, Village Trustee

The Board collectively wished Councilman Hunter a speedy recovery and return.

I. Administrative Business:

a. Acceptance of Minutes:

Motion was offered by Councilman Arone, seconded by Councilman Palermo, to accept the minutes of the regular meeting held August 20, 2015.

ADOPTED AYES 4 Caruso, Arone, Palermo, Prestia
NOES 0

Motion was then offered by Councilwoman Prestia, seconded by Councilman Arone, to accept the minutes of the preliminary meeting held August 31, 2015.

ADOPTED AYES 4 Caruso, Arone, Palermo, Prestia
NOES 0

b. Approval of Budget Modifications:

Motion was offered by Councilman Arone, seconded by Councilman Palermo, to approve a modification to the budget of the Senior Center by increasing A2089 (Other Culture & Recreation) by \$5110 and increasing A7620.400 (Adult Recreation) by \$5110.

ADOPTED AYES 4 Caruso, Arone, Palermo, Prestia
NOES 0

Motion was then offered by Councilwoman Prestia, seconded by Councilman Palermo, to approve a modification to the budget of the Assessor's Office by decreasing A1355.444 (Schools & Dues) by \$300 and increasing A1355.430 (Transportation/Travel) by \$300.

ADOPTED AYES 4 Caruso, Arone, Palermo, Prestia
NOES 0

Motion was then offered by Councilman Arone, seconded by Councilman Palermo, to approve a modification to the budget of the Police Department by increasing B2680 (Insurance Recoveries) by \$6135 and increasing B3120.453 (Vehicle Repairs) by \$6135.

ADOPTED AYES 4 Caruso, Arone, Palermo, Prestia
NOES 0

c. Approval of Abstract:

Motion was offered by Councilman Arone, seconded by Councilwoman Prestia, to approve Revised Abstract 14 by voiding voucher 20151726 (check 14203) totaling \$500. This reduces the abstract total to be \$485,355.32.

ADOPTED AYES 4 Caruso, Arone, Palermo, Prestia
NOES 0

Motion was then offered by Councilman Arone, seconded by Councilman Palermo, to approve Abstract 16 containing vouchers 20151966 – 20152078 and totaling \$373,704.33.

ADOPTED AYES 4 Caruso, Arone, Palermo, Prestia
NOES 0

d. Appointment of Part-Time Animal Control Officer:

Motion was offered by Councilman Palermo, seconded by Councilwoman Prestia, to appoint Vincenzo Valente to the position of part-time Animal Control Officer beginning September 8, 2015. This position is paid from the UPSEU schedule a rate of \$15.73/hour.

ADOPTED AYES 4 Caruso, Arone, Palermo, Prestia
NOES 0

e. Approve Conference Attendance – Justices:

Motion was offered by Councilman Arone, seconded by Councilman Palermo, to approve Justices Levinson and Hasin to attend the 2015 Annual New York State Magistrate Court Clerk Conference September 27 – September 30, 2015 at a cost of \$648 per person.

ADOPTED AYES 4 Caruso, Arone, Palermo, Prestia
NOES 0

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

III. New Business:

a. Resolution – Refunding Bond:

Motion was offered by Councilman Arone, seconded by Councilman Palermo, to adopted the following Refunding Bond Resolution authorizing the refunding of certain outstanding serial bonds, stating the plan of refunding, appropriating an amount not to exceed \$2,650,000 for such purpose, authorizing the issuance of refunding bonds in the principal amount of not to exceed \$2,650,000 to finance said appropriation, and making certain other determinations relative thereto:

WHEREAS, the Town of Woodbury, in the County of Orange, New York (herein called the “Town”), has heretofore issued on October 2, 2003 its \$5,850,000 Public Improvement Serial Bonds-2003 (the “2003 Bonds”), currently outstanding in the principal amount of \$2,925,000 (the “Outstanding 2003 Bonds”), which mature on October 1 in each of the years and in the principal amounts and bear interest payable semiannually on October 1 and April 1 in each year to maturity, as follows:

<u>Year of Maturity</u>	<u>Principal Amount</u>	<u>Interest Rate</u>	<u>Year of Maturity</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
2015	\$325,000	3.60%	2020	\$325,000	4.10%
2016	325,000	3.70	2021	325,000	4.20
2017	325,000	3.80	2022	325,000	4.30
2018	325,000	3.90	2023	325,000	4.40
2019	325,000	4.00			

WHEREAS, the 2003 Bonds which matured on or before October 1, 2013 are not subject to redemption prior to maturity; and the Bonds maturing on or after October 1, 2014 are subject to redemption prior to maturity, at the option of the Town, on October 1, 2013 and thereafter on any date, in whole or in part, and if in part in any order of their maturity and in any amount within a maturity (selected by lot within a maturity), at par plus accrued interest to the date of redemption;

WHEREAS, Sections 90.00 and 90.10 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the “Law”), permit the Town to refund all or a portion of the outstanding unredeemed maturities of the Outstanding Bonds by the issuance of new bonds, the issuance of which will result in present value debt service savings for the Town, and the Town Board has determined that it may be advantageous to refund all or a portion of the Outstanding Bonds;

NOW, THEREFORE, BE IT

RESOLVED BY THE TOWN BOARD OF THE TOWN OF WOODBURY, NEW YORK (by the favorable vote of at least two-thirds of all the members of said Town Board), **AS FOLLOWS:**

Section 1. In this resolution, the following definitions apply, unless a different meaning clearly appears from the context:

- a) "Bond To Be Refunded" or "Bonds To Be Refunded" means all or a portion of the aggregate Outstanding Bonds, as shall be determined in accordance with Section 8 hereof.
- b) "Escrow Contract" means the contract to be entered into by and between the Town and the Escrow Holder pursuant to Section 10 hereof.
- c) "Escrow Holder" means the bank or trust company designated as such pursuant to Section 10 hereof.
- d) "Outstanding Bonds" shall mean all of the outstanding unredeemed maturities of the 2003 Bonds.
- e) "Present Value Savings" means the dollar savings which result from the issuance of the Refunding Bonds computed by discounting the principal and interest payments on both the Refunding Bonds and the Bonds To Be Refunded from the respective maturities thereof to the date of issue of the Refunding Bonds at a rate equal to the effective interest cost of the Refunding Bonds. The effective interest cost of the Refunding Bonds shall be that rate which is arrived at by doubling the semi-annual interest rate (compounded semi-annually) necessary to discount the debt service payments on the Refunding Bonds from the maturity dates thereof to the date of issue of the Refunding Bonds and to the agreed upon price including estimated accrued interest.
- f) "Redemption Date" means October 1, 2013 and any date thereafter.
- g) "Refunding Bond" or "Refunding Bonds" means all or a portion of the \$2,650,000 Refunding Serial Bonds-2015 of the Town of Woodbury, authorized to be issued pursuant to Section 2 hereof.
- h) "Refunding Bond Amount Limitation" means an amount of Refunding Bonds which does not exceed the principal amount of Bonds To Be Refunded plus the aggregate amount of unmatured interest payable on such Bonds To Be Refunded, to and including the applicable Redemption Date, plus redemption premiums payable on such Bonds To Be Refunded as of such Redemption Date, as hereinabove referred to in the Recitals hereof, plus costs and expenses incidental to the issuance of the Refunding Bonds including the development of the refunding financial plan, and of executing and performing the terms and conditions of the Escrow Contract and all fees and charges of the Escrow Holder as referred to in Section 10 hereof.

Section 2. The Town Board of the Town (herein called the "Town Board"), hereby authorizes the refunding of the Bonds To Be Refunded, and appropriates an amount not to exceed \$2,650,000 to accomplish such refunding. The plan of financing said appropriation includes the issuance of not to exceed \$2,650,000 Refunding Bonds and the levy and collection of a tax upon all the taxable real property within the Town to pay the principal of and interest on said Refunding Bonds as the same shall become due and payable. Bonds of the Town in the maximum principal amount of \$2,650,000 and substantially designated as "REFUNDING SERIAL BONDS-2015" are hereby authorized to be issued pursuant to the provisions of the Law. The proposed financial plan for the refunding in the form prepared for the Town by its Financial Advisor, Munistat Services, Inc. and hereby accepted and approved, includes the deposit of all the proceeds of said Refunding Bonds with an Escrow Holder pursuant to an Escrow Contract as authorized in Section 10 hereof, the payment of all costs incurred by the Town in connection with said refunding from such proceeds and the investment of a portion of such proceeds by the Escrow Holder in certain obligations. The principal of and interest on such investments, together with the balance of such proceeds to be held uninvested, if any, shall be sufficient to pay (i) the

principal of and interest on the Bonds To Be Refunded becoming due and payable on and prior to each applicable Redemption Date and (ii) the principal of and premium on the Bonds To Be Refunded which are to be called for redemption prior to maturity on any such Redemption Date.

Section 3. The Bonds To Be Refunded referred to in Section 1 hereof are all or a portion of the Outstanding Bonds issued pursuant to a bond resolution duly adopted by the Town Board, authorizing the issuance of bonds of the Town. In accordance with the refunding financial plan, the Refunding Bonds authorized in the aggregate principal amount of not to exceed \$2,650,000 shall mature in amounts and at dates to be determined. The Supervisor, the chief fiscal officer of the Town, is hereby authorized to approve all details of the refunding financial plan not contained herein.

Section 4. The issuance of the Refunding Bonds will not exceed the Refunding Bond Amount Limitation. The Refunding Bonds shall mature not later than forty (40) years after the date of issuance of the first bond or bond anticipation note issued in anticipation of the sale of the 2003 Bonds, such period being the maximum period of probable usefulness ("PPU") permitted by law at the time of original issuance of the Bonds to be Refunded.

Section 5. The aggregate amount of estimated Present Value Savings is set forth in the proposed refunding financial plan, computed in accordance with subdivision two of paragraph b of Section 90.10 of the Law. Said refunding financial plan has been prepared based upon the assumption that the Refunding Bonds will be issued in the aggregate principal amount, and will mature, be of such terms and bear such interest as set forth therein. The Town Board recognizes that the principal amount of the Refunding Bonds, the maturities, terms and interest rates, the provisions, if any, for the redemption thereof prior to maturity, and whether or not any or all of the Refunding Bonds will be insured, and the resulting present value savings, may vary from such assumptions and that the refunding financial plan may vary from.

Section 6. The Refunding Bonds may be sold at public or private sale and the Supervisor, the chief fiscal officer of the Town, is hereby authorized to execute a purchase contract on behalf of the Town for the sale of said Refunding Bonds, provided that the terms and conditions of such sale shall be approved by the State Comptroller, and further providing that prior to the issuance of the Refunding Bonds the Supervisor shall have filed with the Town Board a certificate approved by the State Comptroller setting forth the Present Value Savings to the Town resulting from the issuance of the Refunding Bonds. In connection with such sale, the Town authorizes the preparation of an Official Statement and approves its use in connection with such sale, and further consents to the distribution of a Preliminary Official Statement prior to the date said Official Statement is distributed. In the event that the Refunding Bonds are sold at public sale pursuant to Section 57.00 of the Law, the Supervisor is hereby authorized and directed to prepare or have prepared a Notice of Sale, a summary of which shall be published at least once in (a) "THE BOND BUYER", published in the City of New York and (b) the official newspaper(s) of the Town having general circulation within said Town, not less than five (5) nor more than thirty (30) days prior to the date of said sale. A copy of such notice shall be sent not less than eight (8) nor more than thirty (30) days prior to the date of said sale to (1) the State Comptroller, Albany, New York 12236; (2) at least two banks or trust companies having a place of business in the county in which the Town is located, or, if only one bank is located in such County, then to such bank and to at least two banks or trust companies having a place of business in an adjoining county; (3) "THE BOND BUYER", 1 State Street Plaza, New York, New York 10004; and (4) at least 10 bond dealers. The Supervisor is hereby further authorized and directed to take any and all actions necessary to accomplish said refunding, and to execute any contracts and agreements for the purchase of and payment for

services rendered or to be rendered to the Town in connection with said refunding, including the preparation of the refunding financial plan referred to in Section 2 hereof.

Section 7. Each of the Refunding Bonds authorized by this resolution shall contain the recital of validity prescribed by Section 52.00 of the Law and said Refunding Bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said Refunding Bonds and provision shall be made annually in the budget of the Town for (a) the amortization and redemption of the Refunding Bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 8. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 21.00 of the Law with respect to the issuance of bonds having substantially level or declining annual debt service, and Sections 50.00, 56.00 to 60.00, 90.00, 90.10 and 168.00 of the Law, the powers and duties of the Town Board relative to determining the amount of Bonds To Be Refunded, prescribing the terms, form and contents and as to the sale and issuance of the Refunding Bonds, and executing any arbitrage certification relative thereto, and as to executing the Escrow Contract described in Section 10, the Official Statement referred to in Section 6 and any contracts for credit enhancements in connection with the issuance of the Refunding Bonds and any other certificates and agreements, and as to making elections to call in and redeem all or a portion of the Bonds to be Refunded, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 9. The validity of the Refunding Bonds authorized by this resolution may be contested only if:

- a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- c) such obligations are authorized in violation of the provisions of the constitution.

Section 10. Prior to the issuance of the Refunding Bonds, the Town shall contract with a bank or trust company located and authorized to do business in New York State, for the purpose of having such bank or trust company act as the Escrow Holder of the proceeds, inclusive of any premium from the sale of the Refunding Bonds, together with all income derived from the investment of such proceeds. Such Escrow Contract shall contain such terms and conditions as shall be necessary in order to accomplish the refunding financial plan, including provisions authorizing the Escrow Holder, without further authorization or direction from the Town, except as otherwise provided therein, (a) to make all required payments of principal, interest and redemption premiums to the appropriate paying agent with respect to the Bonds To Be Refunded, (b) to pay costs and expenses incidental to the issuance of the Refunding Bonds, including the development of the refunding financial plan, and costs and expenses relating to the execution and performance of the terms and conditions of the Escrow Contract and all of its fees and charges as the Escrow Holder, (c) at the appropriate time or times to cause to be given on behalf of the Town the notice of redemption authorized to be given pursuant to Section 13 hereof, and (d) to invest the monies held by it consistent with the provisions of the refunding financial plan. The Escrow Contract shall be irrevocable and shall constitute a covenant with the holders of the Refunding Bonds.

Section 11. The proceeds, inclusive of any premium, from the sale of the Refunding Bonds, immediately upon receipt shall be placed in escrow by the Town with the Escrow Holder in accordance with the Escrow Contract. All moneys held by the Escrow Holder, if invested, shall be invested only in direct obligations of the United States of America or in obligations the principal of and interest on which are unconditionally guaranteed by the United States of America, which obligations shall mature or be subject to redemption at the option of the holder thereof not later than the respective dates when such moneys will be required to make payments in accordance with the refunding financial plan. Any such moneys remaining in the custody of the Escrow Holder after the full execution of the Escrow Contract shall be returned to the Town and shall be applied by the Town only to the payment of the principal of or interest on the Refunding Bonds then outstanding.

Section 12. That portion of such proceeds from the sale of the Refunding Bonds, together with interest earned thereon, which shall be required for the payment of the principal of and interest on the Bonds To Be Refunded, including any redemption premiums, in accordance with the refunding financial plan, shall be irrevocably committed and pledged to such purpose and the holders of the Bonds To Be Refunded shall have a lien upon such moneys and the investments thereof held by the Escrow Holder. All interest earned from the investment of such moneys which is not required for such payment of principal of and interest on the Bonds To Be Refunded shall be irrevocably committed and pledged to the payment of the principal of and interest on the Refunding Bonds, or such portion or series thereof as shall be required by the refunding financial plan, and the holders of such Refunding Bonds shall have a lien upon such moneys held by the Escrow Holder. The pledges and liens provided for herein shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder shall immediately be subject thereto without any further act. Such pledges and liens shall be valid and binding against all parties having claims of any kind in tort, contract or otherwise against the Town irrespective of whether such parties have notice thereof. Neither this resolution, the Escrow Contract, nor any other instrument relating to such pledges and liens, need be filed or recorded.

Section 13. In accordance with the provisions of Section 53.00 and Sections 90.00 and 90.10 of the Law, the Town Board hereby elects to call in and redeem all or a portion of the Bonds To Be Refunded which are subject to prior redemption according to their terms on the Redemption Date, as shall be determined by the Supervisor in accordance with Section 8 hereof. The sum to be paid therefor on the applicable Redemption Date shall be the par value thereof, the accrued interest to such Redemption Date and the redemption premiums, if any. The Escrow Holder is hereby authorized and directed to cause a notice of such call for redemption to be given in the name of the Town by mailing such notice at least thirty days prior to such Redemption Date, and in accordance with the terms appearing in the Bonds to be Refunded, to the registered holders of the Bonds To Be Refunded which are to be called in and redeemed. Upon the issuance of the Refunding Bonds, the election to call in and redeem the Bonds To Be Refunded which are to be called in and redeemed in accordance herewith and the direction to the Escrow Holder to cause notice thereof to be given as provided in this Section shall become irrevocable and the provisions of this Section shall constitute a covenant with the holders, from time to time, of the Refunding Bonds, provided that this Section may be amended from time to time as may be necessary to comply with the publication requirements of paragraph a of Section 53.00 of the Law, as the same may be amended from time to time.

Section 14. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice in

substantially the form prescribed by Section 81.00 of the Law in the "Times Herald Record," a newspaper having a general circulation in the Town and hereby designated the official newspaper of said Town for such publication.

ADOPTED BY ROLL CALL AS FOLLOWS:

Supervisor Caruso	AYES
Councilman Arone	AYES
Councilman Hunter	ABSENT
Councilman Palermo	AYES
Councilwoman Prestia	AYES

b. Schedule Public Hearing – Adoption of Assessment Rolls:

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 on the adoption of the special district assessment rolls, which are as follows: Refuse, Consolidated Sewer, Brigadoon Sewer, Water 6 (Amdur Park), Sewer 1 (Valley Forge) and Highland Lake Estates Sewer.

ADOPTED AYES 4 Caruso, Arone, Palermo, Prestia
 NOES 0

c. Approve Proposal – Engineering for Earl Reservoir:

Motion was offered by Councilman Arone, seconded by Councilwoman Prestia, to accept the proposal received from Agnoli Engineers totaling an amount not to exceed \$5800 to do additional engineering work regarding by the DEC in relation to the dam inspection permit for Earls Reservoir, as recommended by Engineer Fusco.

ADOPTED AYES 4 Caruso, Arone, Palermo, Prestia
 NOES 0

d. Resolution – Authorize Expenditure of Funds for Possible Litigation:

Motion was offered by Councilman Arone, seconded by Councilwoman Prestia, to adopt the following resolution authorizing the town's counsel, special counsel, and its other retained professionals to perform services to review the Final Generic Environmental Impact Statement (FGEIS) and related documents associated with the proposed 507 acre annexation of property into the Village of Kiryas Joel and related alternatives, including such actions as may be necessary to review, research and prepare to protect the town's interests from the adverse impacts of the proposed annexation project:

WHEREAS, within the next week, the Village of Kiryas Joel and the Town of Monroe, as Involved Agencies, are required to make a final determination as to whether the proposed annexation of 507 acres of property from the Town of Monroe into the Village of Kiryas Joel is in the overall public interest, and for the Village of Kiryas Joel, as Lead Agency, to make findings pursuant to the New York State Environmental Quality Review Act ("SEQRA"), determining the potential adverse environmental impacts of the proposed annexation on surrounding resources and communities, including the Town of Woodbury and its residents; and

WHEREAS, a Final Generic Environmental Impact Statement (FGEIS) and related documents have been issued in connection with such proposed Annexation; and

WHEREAS, the Town Board believes that the FGEIS does not properly account for the adverse impacts that the proposed annexation will have upon the Town of Woodbury, its residents and surrounding local governments; and

WHEREAS, the Town Board wishes to protect the interests of its residents against any potential adverse environmental and other impacts associated with the annexation;

NOW, THEREFORE, BE IT HEREBY

RESOLVED that the Town Board hereby authorizes its town attorneys, Catania, Mahon, Milligram and Rider, PLLC, its Special Counsel, David Gordon, Esq., and its retained professional advisors, to review Kiryas Joel’s FGEIS, environmental findings and related documentation, and to otherwise investigate, review, research and prepare legal comments, memoranda and reports, and make such recommendations to the Town Board as may be advisable, in order to protect the Town and its residents from any adverse impacts associated with the annexation of land from the Town of Monroe into the Village of Kiryas Joel.

ADOPTED AYES 4 Caruso, Arone, Palermo, Prestia
 NOES 0

EXTRA ITEM – Tax Cap Override Local Law Public Hearing:

Councilman Palermo stated he believes this is the time of year when a public hearing needs to be scheduled to adopt a local law to override the tax cap, if it is determined to be necessary. He believes the law needs to be adopted prior to the budget being adopted. Supervisor Caruso stated he would like to wait until the budget estimates are submitted by the Department heads before scheduling the hearing.

EXTRA ITEM - Executive Session:

Motion was offered by Councilman Arone, seconded by Councilwoman Prestia, to enter into an executive session at the end of the meeting to discuss (1) annexation, (2) grievances, (3) disciplinary actions and (4) PBA contractual negotiations.

ADOPTED AYES 4 Caruso, Arone, Palermo, Prestia
 NOES 0

IV. Board Members Comments:

Councilman Arone gave an update on the Friendly Visitors Program. There are an average of 25 calls responded to per month. There are currently 35 volunteers signed up to assist and 31 residents enrolled that need assistance. The total hours performed since the program has begun is approximately 400. He thanked Village Trustee Neil Crouse for the time he has volunteered as coordinator of this program. Councilman Palermo thanked Assemblyman Skoufis for holding a press conference in Woodbury yesterday, and for bringing the Assembly Speaker with him to see firsthand the needs of our community. He also thanked all the local representatives that were able to attend the press conference. Councilwoman Prestia noted that the new school year has begun and she asked that all motorists drive carefully. She also reminded the public that Route 32 will be closed most of the day on September 26 for the County Firemen’s Parade. Supervisor Caruso acknowledged donations made by Alice Rodden towards the Friendly Visitors program. He noted the program is free to residents and thought Mrs. Rodden should be recognized for her generosity.

V. Public Comment:

Robin Crouse asked when the budget sessions will be held and Supervisor Caruso stated the Budget Officer is currently collecting budget submissions from department heads. Mrs. Crouse requested the budget worksessions be held at Town Hall instead of the Highway Garage, as has been done in the past, due to its size and the expected number of attendees due to it being an election year. She then stated that a letter was printed in the August 27 issues of the Woodbury Gazette written by Donald Siebold, Chairman of the Woodbury Republican Committee, which contained errors she would like clarification on. The letter implies that the person that will run the Highway Department will be a political appointment. Supervisor Caruso stated that the transfer did eliminate the elected position of Highway Superintendent but he did not know if the position under the Village’s government would be

appointed or civil service. Mrs. Crouse then noted that the letter further states that there will be an unnecessary increase to Village taxes because of the transfer but in reality the Town taxes should decrease the same amount as a result. Supervisor Caruso stated he cannot answer to what was written by Mr. Siebold but did acknowledge that Town taxes will decrease since there will be no budgeting for highway services. Mrs. Crouse stated that she believes the transfer of the Highway Department is a good thing and that the only reason Supervisor Caruso and Councilwoman Prestia voted against it was due to loss of power and control. Supervisor Caruso corrected Mrs. Crouse by stating he was not on the Board at the time the vote was held.

Michael Essig stated that at the last meeting Supervisor Caruso said he was going to request the promotional list for Sergeant and the police officer list from the County to begin the hiring process. He asked if this has been done. Supervisor Caruso stated the promotional list was called for and the County has mailed it, but it has not been received as of today. The police officer list cannot be requested until the contractual negotiations are finalized. Mr. Essig then asked who would be the committee that will be responsible for appointing these individuals and Attorney McKay stated the entire Board will need to vote on the hiring.

John Smith asked for more information about the engineering plan for Earl Reservoir. He was told that the work is requested by the DEC as part of the dam recertification.

Justin Hunter thanked Councilman Arone, Mayor Michael Queenan and Trustee David Sutz for attending the press conference held by Assemblyman Skoufis yesterday about the much needed improvement to the Route 6/32/17 interchange. He asked Supervisor Caruso why he was not at the press conference and Supervisor Caruso stated he was not invited and no notification was given to the town. Supervisor Caruso then asked Councilman Arone how he was made aware of the press conference and why he did not share the information with the rest of the Board. Councilman Arone stated he received an invite directly from Assemblyman Skoufis at the last minute. Mr. Hunter then stated, as co-Chairperson of the Beautification Committee, he is disgusted that political signs are being placed on Town property and feels that they should be removed. He then stated that there was recently theft of very expensive lumber that occurred on the Town property adjacent to Gasho. He would like to know if this theft could have been avoided if time was not wasted earlier this year debating the clearing of the property to make it safer. Supervisor Caruso stated this is an ongoing case and cannot comment on the issue.

8:10PM - Executive Session:

No minutes of the executive session were recorded.

VI. Adjournment:

With no further business to discuss, a motion was offered by Councilman Arone, seconded by Councilman Palermo, to end the executive session and adjourn the meeting at 9:27PM.

ADOPTED AYES 4 Caruso, Arone, Palermo, Prestia
 NOES 0

Desiree Potvin, Town Clerk