

Minutes of the Town Board Meeting held at Town Hall on January 19, 2017 at 7:30PM

Present: Frank Palermo, Deputy Supervisor
Timothy Arone and Robert Hunter, Councilmen
Absent: David Sutz, Supervisor and Michael Essig, Councilman
Also Present: Joseph McKay, Attorney for the Town; Thomas Burke and John Smith, Parks
Commissioners; 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 January 5, 2017.

ADOPTED AYES 3 Palermo, Arone, Hunter
NOES 0

b. Approval of Budget Modifications:

Motion was offered by Councilman Arone, seconded by Deputy Supervisor Palermo, to approve a modification to the 2016 budget of the Tax Collector by decreasing A1330.412 (Postage) by \$57 and increasing A1330.411 (Office Supplies) by \$50, A1330.433 (Tax Bills) by \$7.

ADOPTED AYES 3 Palermo, Arone, Hunter
NOES 0

Motion was offered by Councilman Arone, seconded by Deputy Supervisor Palermo, to approve a modification to the 2016 budget of the Library by decreasing L7410.100 (Personal Services) by \$6550 and increasing L7410.200 (Equipment) by \$3000, L7410.402 (Electricity) by \$250, L7410.411 (Office Supplies) by \$1000, L7410.413 (Cornell Funded Improvements) by \$1300, L7410.437 (AV Equip/Videos) by \$1000.

ADOPTED AYES 3 Palermo, Arone, Hunter
NOES 0

Motion was offered by Councilman Arone, seconded by Deputy Supervisor Palermo, to approve a modification to the budget of the Beautification Committee by increasing A599 (Appropriated Fund Balance) by \$16,000 and increasing A8510.445 (Beautification Lease) by \$16,000.

ADOPTED AYES 3 Palermo, Arone, Hunter
NOES 0

Motion was offered by Councilman Arone, seconded by Deputy Supervisor Palermo, to approve a modification to the 2016 budget of the Assessor's Office by decreasing A1355.462 (Article 7 Appraisals) by \$125 and increasing A1355.412 (Service Contracts) by \$125.

ADOPTED AYES 3 Palermo, Arone, Hunter
NOES 0

c. Approval of Abstract:

Motion was offered by Councilman Hunter, seconded by Councilman Arone, to approve Abstract 2 containing vouchers 20170045 - 20170103 and totaling \$179,173.18.

ADOPTED AYES 3 Palermo, Arone, Hunter
NOES 0

EXTRA ITEM - Completion of 2016 Annual Accounting:

Deputy Supervisor Palermo announced that the Annual Accounting of the 2016 records, as required pursuant to Section 62 of Town Law, was completed January 18, 2017.

II. Old Business:

a. Change Order #1 - Demolition of Buildings:

Councilman Hunter stated the change order includes the demolition of three sheds but he feels this is an error since only one shed should be demolished, not the two tea houses. The Board members agreed. Clerk Potvin was asked to contact Engineer Fusco to make the amendment and to negotiate a new price since the work has been reduced.

III. New Business:

a. Designation of Delegate - Association of Towns Conference:

Motion was offered by Councilman Hunter, seconded by Councilman Arone, to designate the following named persons to attend the Annual Business Session of the Association of Towns of the State of New York, to be held in New York City, on February 22, 2017, and to cast the vote of the Town, pursuant to Section 6 of Article III of the Constitution and By-Laws of said Association: Town Clerk Desiree Potvin, Delegate, Tax Collector Carol Herb, Alternate.

ADOPTED AYES 3 Palermo, Arone, Hunter
 NOES 0

b. Association of Towns Resolutions:

The following proposed eleven resolutions will be voted upon by the Town's designated delegate at the annual Associations of Towns business meeting held on February 22, 2017. These resolutions will be how the Association will lobby the State Legislature to vote on proposed legislation. The resolutions proposed are as follows:

1. Fund Local Water, Sewer and Stormwater Infrastructure - Supports a New York State dedicated funding program to provide a fair and equitable formula to distribute funds annually to municipalities to ensure the integrity and reliance of municipal water, sewer and stormwater infrastructure.
2. Increase Highway and Bridge Funding - Urge the Governor and Legislature to increase funding for the Consolidated Highway Improvement Program (CHIPs) and ensure that the PAVE-NY and BRIDGE-NY programs are fully funded for the lifespan of these programs.
3. Increase Revenue Sharing - Urge the Governor and Legislature to increase general purpose, unrestricted revenue sharing by 50% over a multiyear period to be distributed to local governments in a fair and objective manner.
4. Address Unfunded Mandates - Urge the Governor and Legislature to enact comprehensive mandate relief legislation that provides permanent and full funding of existing and future mandates and requires all legislation to include thorough local fiscal impact notes regarding the actual expense of implementing said legislation.
5. Improve Cemetery Operations, Revenue and Abandonment Process and Address Local Impact - Urge the State to provide ways for not-for-profit cemetery corporations to improve operations and increase revenue streams; urge the State to reform the dissolution process utilized by not-for-profit cemetery corporations to require notice of abandonment to the Town Board and a sufficient waiting period prior to abandonment; urge the State to allow towns that have assumed responsibility for abandoned mausoleums and crematories to apply for additional state funds for any repairs required under the Uniform Fire Prevention and Building Code within 25 years from the date of an application of funds from the State abandoned cemetery fund; urge the State to provide indemnification of cemetery activities to Towns that assume maintenance of abandoned cemeteries; urge the State to provide towns with more options to operate abandoned cemeteries.
6. Authorize an Optional Town Gross Receipts Tax (GRT) - urge the Governor and the Legislature to authorize towns, at their discretion, to collect gross receipts tax.

7. Returned Check Charges - Urge the Governor and Legislature to amend State law to authorize local governments to impose dishonored check charges of up to \$35 for any check returned for insufficient funds or other cause.
8. Preserve and Strengthen Home Rule - Urge the Governor and Legislature to preserve and strengthen home rule; continue to strongly oppose and State initiative that serves to weaken or eliminate New York's long-standing tradition of home rule and local government authority.
9. Support Constitutional Home Rule in the Siting of Wind and Solar Energy Facilities - Supports the constitutional rights of local governments to decide how land will be used within their jurisdiction, which is closed to the citizens of that region; seek amendments to the Article X siting procedures to involve local government and communities more in the siting of industrial wind energy facilities.
10. Property Tax Cap Reform - Urge the State to examine and report on the property tax cap's impact on local government operations and infrastructure; urge reforms; urge Governor and State to fund and/or eliminate state mandates, provide meaningful state aid, reform the real property tax system and address cost drivers in the provision of local government services/operations in order to lower property taxes for all New Yorkers.
11. Reform the Real Property Tax System - Urge the Governor and Legislature to define and enact a uniform, well-defined approach to exemption and taxable status date legislation and provide state funding for any state-mandated or -encouraged exemption programs and protect local property tax revenues.

The Board agreed with all the above resolutions. Motion was then offered by Deputy Supervisor Palermo, seconded by Councilman Arone, to instruct the Voting Delegate or Alternate Voting Delegate to cast votes of support, on behalf of the Town of Woodbury, on the above issues at the Annual Business Meeting of the Associations of Towns to be held on February 22, 2017.

ADOPTED AYES 3 Palermo, Arone, Hunter
 NOES 0

c. Agreement - Woodbury Field and Stream Shooting Range:

Motion was offered by Councilman Hunter, seconded by Councilman Arone, to authorize the Supervisor to sign an agreement with Woodbury Field & Stream for the Police Department to use their firing range for police officer training purposes in 2017. Councilman Palermo noted this is the same agreement as has been used in the past.

ADOPTED AYES 3 Palermo, Arone, Hunter
 NOES 0

d. Schedule Public Hearing - Hotel/Motel Occupancy Tax Local Law:

Motion was offered by Deputy Supervisor Palermo, seconded by Councilman Hunter, to adopt the following resolution of the Town Board of the Town of Woodbury setting a time and place for a public hearing on a proposed local law establishing a hotel occupancy tax:

WHEREAS, the Town Board has been authorized by special State legislation to adopt a hotel occupancy tax; and

WHEREAS, the Town Board wishes to set a time and place for a public hearing to consider a proposed local law that would establish the tax and set forth the administrative methods and means of collecting and enforcing State authorized hotel occupancy tax; and

WHEREAS, the Town Board hereby determines that it will be the lead agency with respect to the review of the proposed local law (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 hotel occupancy tax and to review any potential adverse environmental impacts of the proposed local law, on February 2, 2017 at 7:30PM 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, Arone, Hunter
 NOES 0

e. Authorize Supervisor to Sign - CBIZ GASB 2016:

Motion was offered by Councilman Arone, seconded by Councilman Hunter, to authorize the Supervisor to sign an agreement with CBIZ Valuation Group for them to prepare the GASB 34 report for Fiscal Year 2016 at a cost of \$1040.

ADOPTED AYES 3 Palermo, Arone, Hunter
 NOES 0

IV. Department Reports:

a. Supervisor's Report - December 2016

Motion was offered by Councilman Arone, seconded by Deputy Supervisor Palermo, to approve the Supervisor's Report for December 2016 with receipts totaling \$134,831.45 and disbursements totaling \$1,690,047.15.

ADOPTED AYES 3 Palermo, Arone, Hunter
 NOES 0

- b. Town Clerk's Report - December 2016
- c. Buildings/Grounds Report - December 2016
- d. Animal/Goose Control Report - December 2016
- e. Police/Communications Report - December 2016
- f. Beautification Committee Minutes - January 12, 2017
- g. Library Minutes - None Received
- h. Parks/Recreation Minutes - December 20, 2016
- i. Budget vs. Actual - Not Received

V. Public Comments:

Thomas Burke thanked the Board for appointing him to the Parks Commission. He thanked Fran and Joey for the work they do as well.

VI. Board Member Comments:

Councilman Palermo announced the Police Commissioners will be meeting on January 25 at 7:30PM at Town Hall.

VII. Adjournment:

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

ADOPTED AYES 3 Palermo, Arone, Hunter
 NOES 0

Desiree Potvin, Town Clerk