

Minutes of the Town Board Meeting held at Town Hall on April 18, 2019 at 7:30PM

Present: Frank Palermo, Supervisor
Timothy Arone, Michael Essig, Jacqueline Hernandez, and Robert Hunter, Councilmen
Absent: None
Also Present: Joseph McKay, Attorney for the Town; Scott Sheehan, Police Sergeant; Joseph Gianzero, Parks Director; Timothy Egan, Village Trustee; Maria Hunter, Village Planning Board

I. Public Input: (Agenda Items only): *No public comment was received.*

II. Administrative Business:

a. Acceptance of Minutes:

Motion was offered by Councilman Hunter, seconded by Councilman Arone, to accept receipt of the minutes of the meeting held April 4, 2019.

ADOPTED AYES 5 Palermo, Arone, Essig, Hernandez, Hunter
NOES 0

b. Approval of Abstract:

Motion was offered by Councilman Essig, seconded by Councilman Arone, to approve Abstract #8 containing vouchers 20190617 - 20180704 and totaling \$174,457.96.

ADOPTED AYES 5 Palermo, Arone, Essig, Hernandez, Hunter
NOES 0

c. Approval of Budget Modification(s):

Motion was offered by Councilman Arone, seconded by Councilwoman Hernandez, to approve a modification to the 2019 budget as follows:

1. Increasing A1320.401 (GASB) by \$355 and decreasing A1320.400 (Auditor Contractual Expense) by \$355;
2. Increasing A9040.801 (Workers' Comp-Tail Claims NEAMI) by \$28,000 and increasing B9040.801 (Workers' Comp-Tail Claims NEAMI) by \$3,000 and decreasing A9040.800 (Worker's Compensation) by \$28,000 and decreasing B9040.800 (Worker's Compensation) by \$3,000.

ADOPTED AYES 5 Palermo, Arone, Essig, Hernandez, Hunter
NOES 0

III. New Business:

a. Acceptance of Resignation:

Motion was offered by Councilman Arone, seconded by Councilwoman Hernandez, to accept the resignation of Laura Breslin with regrets from the position of Assessor effective April 30, 2019.

ADOPTED AYES 5 Palermo, Arone, Essig, Hernandez, Hunter
NOES 0

b. Resolution to permit Acting Assessor to sign the Tentative Assessment Roll:

Motion was offered by Councilman Arone, seconded by Councilman Essig to approve the resolution to permit Julie Rose, Acting Assessor to sign the Tentative Assessment Roll.

WHEREAS, the Town Assessor is required by New York State Real property Tax Law to finalize the Town's Tentative Assessment Roll by May 1, 2019; and

WHEREAS, the Town Assessor gave Notice on or about March 20, 2019, that she was retiring from her position as of April 30, 2019, with her last date of work being April 3, 2019; and

WHEREAS, due to the Assessor's retirement, she will not be able to certify the Tentative Assessment Roll on or before May 1, 2019, requiring the Town Board to appoint an Acting Assessor to finalize and certify the Tentative Assessment Roll;

NOW, THEREFORE, BE IT HEREBY

RESOLVED, that pursuant to New York State Real Property Tax Law section 314(1), the Town Board hereby appoints Julie Rose as Acting Assessor of the Town of Woodbury with said Appointment being effective April 30, 2019; and be it further

RESOLVED, that the Town Clerk is hereby authorized and directed to provide a copy of this resolution to the New York State Commissioner of Taxation and Finance within fifteen (15) days of the adoption of this resolution.

ADOPTED AYES 5 Palermo, Arone, Essig, Hernandez, Hunter
 NOES 0

c. Resolution to renew Hotel Tax:

Motion was offered by Supervisor Palermo, seconded by Councilman Arone, to approve resolution requesting the enactment of NYS Assembly bill and NYS Senate bill for the 2019 legislative session authorizing the Town of Woodbury to Impose a Hotel and Motel Tax in the Town of Woodbury.

**RESOLUTION REQUESTING THE ENACTMENT
OF A NEW YORK STATE ASSEMBLY BILL AND A NEW YORK STATE SENATE
BILL FOR THE 2019 LEGISLATIVE SESSION AUTHORIZING THE TOWN OF
WOODBURY TO IMPOSE A HOTEL AND MOTEL TAX IN THE TOWN OF
WOODBURY**

WHEREAS, in 2015, the Town of Woodbury, Orange County, New York, made a request for the enactment of certain "Home Rule" Legislation by the New York State Legislature authorizing the imposition of a hotel and motel tax of up to 5% in the Town of Woodbury; and

WHEREAS, pursuant to that "Home Rule" request, the New York State Assembly and New York State Senate introduced bills which authorized the imposition of a hotel and motel tax in the Town of Woodbury; and

WHEREAS, the Legislature enacted section 1202-ee of the New York State Tax Law authorizing the Town of Woodbury to collect a hotel tax from December 31, 2016 through December 31, 2019; and

WHEREAS, the Town Board wishes to have the Legislature extend the time period during which the Town of Woodbury imposes and collects such tax, including making said authority permanent;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Woodbury requests the enactment of a New York State Assembly Bill and a New York State Senate Bill authorizing the Town of Woodbury to impose a hotel and motel tax of up to 5% in the Town of Woodbury beginning January 1, 2020, including making the authority to impose such tax permanent; and be it

FURTHER RESOLVED, that the Town Board authorizes the Town Clerk to transmit this resolution together with any other necessary documentation to both houses of the New York State Legislature forthwith.

	Yea	Nay	Abstain	Absent
Supervisor Frank Palermo	[X]	[]	[]	[]
Councilman Timothy Arone	[X]	[]	[]	[]
Councilman Robert Hunter	[X]	[]	[]	[]
Councilman Michael Essig	[X]	[]	[]	[]
Councilwoman Jacqueline Hernandez	[X]	[]	[]	[]

d. Resolution Authorizing Payment of Accumulated leave to Laura Breslin:

Motion was offered by Councilman Arone, seconded by Councilman Hunter, to approve the resolution authorizing payment of accumulated leave to Laura Breslin.

WHEREAS, the Town of Woodbury's Town Assessor is retiring effective April 30, 2019 (the "Retirement Date"); and

WHEREAS, the Town Assessor has earned accrued leave which cannot be taken as leave days before the Retirement Date; and

WHEREAS, the Town Board believes that it is proper to compensate the Town Assessor for any accrued leave hours that cannot be worked between April 17, 2019 and the Retirement Date;

NOW, THEREFORE, IT IS HEREBY

RESOLVED, that the Town Board agrees to compensate the Town Assessor for any accrued leave hours that cannot be worked between April 17, 2019 and the Retirement Date.

ADOPTED AYES 5 Palermo, Arone, Essig, Hernandez, Hunter
 NOES 0

e. Appointment of Full-Time Groundskeeper:

Motion was offered by Councilman Essig, seconded by Councilman Arone, to appoint Phillip Nask to full-time position of Groundskeeper, at an hourly rate of \$25.17 per the UPSEU schedule and a start date of April 22, 2019.

ADOPTED AYES 5 Palermo, Arone, Essig, Hernandez, Hunter
 NOES 0

f. Appointment of Part-Time Groundskeeper:

Motion was offered by Councilman Essig, seconded by Councilman Arone, to appoint Daniel Sapp to part-time (up to 29 hours) position of Groundskeeper at an hourly rate of \$16.36 per the UPSEU schedule and a start date of May 1, 2019. Supervisor Palermo mentioned that Daniel will also be working with the Beautification Committee.

ADOPTED AYES 5 Palermo, Arone, Essig, Hernandez, Hunter
 NOES 0

V. Old Business:

Supervisor Palermo announced that the “Town Hall” sign in front of 511 Route 32 was taken down, as per the request of Councilman Hunter. He added that a suggestion was made that the “Town Hall” sign be hung behind the town board members’ seats in this meeting room which he agrees is a great idea.

Supervisor Palermo spoke about the newly formed Art Committee which met a couple of weeks ago. Two pictures have been hung in this room from our local artists and their names will be added soon. The next meeting of the Art Committee will take place on April 30, 2019 at the new Rec Center located at the Earl Rez at 7:00 PM.

VI. Department Reports:

a. Supervisor’s Report – March 2019

Motion was offered by Councilman Arone, seconded by Councilwoman Hernandez, to approve the Supervisor’s Report for March 2019 with receipts totaling \$150,746.02 and disbursements totaling \$891,158.00.

ADOPTED AYES 5 Palermo, Arone, Essig, Hernandez, Hunter
 NOES 0

b. Town Clerk’s Report – March 2019

c. Buildings/Grounds Report March 2019

d. ACO Report – March 2019

e. Police/Communications Report – March 2019

f. Beautification Committee Minutes – No Meeting

g. Library Minutes – March 26, 2019

h. Parks & Recreation Minutes – March 2019

i. Budget vs. Actual – March 2019

VII. Board Member Comments:

Councilwoman Hernandez stated that the Dog Park Committee met. The Eagle Scouts are doing a project in the smaller part of the dog park and doing a much needed facelift to the exercise apparatuses for the dogs. Councilwoman Hernandez also mentioned that they met with a number of artists in the community who will be sharing their photography, paintings, etc. and will be displayed in Town facilities. Councilwoman Hernandez mentioned that on the Parks & Recreation Report for March she was mistakenly put in the minutes as “Nancy”.

Councilman Arone thanked Laura Breslin and wished her good luck in retirement.

Councilman Hunter thanked the Police PBA and Parks Department for the great Easter Egg Hunt that he attended up at the Rez.

The Town Board wished everyone a Happy Passover and Happy Easter.

Parks’ Director Joe Gianzero thanked the PBA, the Parks, and volunteers that helped at the Easter Egg Hunt which was attended by over 400 children and adults. Parks’ Director Gianzero updated

the board on the conditions of the ball fields. He also spoke about renewing park passes online and his office will be sending out an email explaining the process. Parks' Director Gianzero announced that "Camp Rez" will be eight weeks this year and they are bringing back "Teen Camp" for the first session in July with fifteen participants.

Supervisor Palermo announced that the Joint Meeting with the Town and Village will take place on Monday, April 22, 2019 at 7:00 PM at Village Hall. The meeting will be televised.

VIII. Executive Session:

Motion was offered by Councilman Arone, seconded by Councilwoman Hernandez, to enter into an executive session without the attorney to discuss matters of personnel. No decisions will be made in Executive Session.

ADOPTED AYES 5 Palermo, Arone, Essig, Hernandez, Hunter
 NOES 0

VIII. Adjournment:

With no further business to discuss or comments received, a motion was offered by Councilman Essig, seconded by Councilwoman Hernandez, to adjourn the meeting at 7:55 PM.

ADOPTED AYES 5 Palermo, Arone, Essig, Hernandez, Hunter
 NOES 0

France Huang, Deputy Town Clerk

