

Minutes of the Town Board Meeting held at Town Hall, 511 Route 32, Highland Mills, New York on December 4, 2008 at 7:40PM

Present: John Burke, Supervisor
Amidee Haviland, Carlton Levine and Michael Queenan, Councilmen
Absent: Geraldine Gianzero, Councilwoman
Also Present: Richard Liberth, Attorney for the Town; Robert Kwiatkowski, Police Chief; Maria Hunter, Village Planning Board

I. Administrative Business:

a. Acceptance of Minutes:

Motion was offered by Councilman Levine, seconded by Councilman Queenan, to accept the minutes of the regular meeting held November 20, 2008 with the following corrections noted by Clerk Potvin:

Page 149	Item I(b)	Abstract 26 includes Vouchers 20082363 - 20082365
Page 150	Item IV(i)	October 2008 Received
ADOPTED	AYES 4	Burke, Haviland, Levine, Queenan
	NOES 0	

Motion was then offered by Supervisor Burke, seconded by Councilman Queenan, to accept the minutes of the worksession held December 1, 2008.

ADOPTED	AYES 4	Burke, Haviland, Levine, Queenan
	NOES 0	

b. Approval of Abstract:

Motion was offered by Councilman Haviland, seconded by Supervisor Burke, to approve Abstract 26, Vouchers #20082466 - #20082552, totaling \$79,416.20.

ADOPTED	AYES 4	Burke, Haviland, Levine, Queenan
	NOES 0	

c. Budget Modification:

Motion was offered by Supervisor Burke, seconded by Councilman Levine, to approve a modification to the budget of the Highway Department by decreasing DB5110.465 (Blacktop) by \$4,600 and increasing DB5130.451 (Tools Outside) by \$1,700, increasing DB5110.451 (Tools Inside) by \$1,400 and increasing DB5110.425 (Grounds/Weed Control) by \$1,500.

ADOPTED	AYES 4	Burke, Haviland, Levine, Queenan
	NOES 0	

Motion was then offered by Councilman Queenan, seconded by Supervisor Burke, to approve a modification to the budget of the Beautification Commission by decreasing A8510.425 (Grounds/Landscaping) by \$2,150 and increasing A8510.431 (Holiday Decorations) by \$2,150.

ADOPTED	AYES 4	Burke, Haviland, Levine, Queenan
	NOES 0	

Motion was then offered by Councilman Haviland, seconded by Councilman Levine, to approve a modification to the budget of the Supervisor by decreasing A1220.100 (Supervisor Personal Service) by \$2,000 and increasing A1220.405 (CPA) by \$2,000.

ADOPTED	AYES 4	Burke, Haviland, Levine, Queenan
	NOES 0	

Motion was then offered by Supervisor Burke, seconded by Councilman Haviland, to approve a modification to the budget of the Woodbury Common BID by decreasing SMB3020.100 (Dispatcher) by

\$1,530 and increasing SMB3120.100 (Police Services) by \$1,043 and increasing SMB9030.800 (FICA) by \$487.

ADOPTED AYES 4 Burke, Haviland, Levine, Queenan
 NOES 0

Motion was then offered by Supervisor Burke, seconded by Councilman Queenan, to approve a modification to the budget of the Police Department by decreasing B3120.202 (Equipment, Other) by \$570 and increasing B3120.418 (Radio Rental) by \$570.

ADOPTED AYES 4 Burke, Haviland, Levine, Queenan
 NOES 0

d. 2009 Holiday Schedule:

Motion was offered by Supervisor Burke, seconded by Councilman Levine, to approve the 2009 Holiday Schedule as follows:

January 1	Thursday	New Years Day
January 2	Friday	Floating Holiday
January 19	Monday	Martin Luther King Jr Day
February 16	Monday	President's Day
May 25	Monday	Memorial Day
July 3	Friday	Independence Day Observation
September 7	Monday	Labor Day
October 12	Monday	Columbus Day
November 11	Tuesday	Veteran's Day
November 26	Thursday	Thanksgiving Day
November 27	Friday	Day after Thanksgiving
December 25	Friday	Christmas Day
Employees Birthday		

ADOPTED AYES 4 Burke, Haviland, Levine, Queenan
 NOES 0

e. Cancel Meeting – January 1, 2009:

Motion was offered by Councilman Queenan, seconded by Supervisor Burke, to cancel the meeting scheduled for January 1, 2009 due to the New Year's Day holiday observance.

ADOPTED AYES 4 Burke, Haviland, Levine, Queenan
 NOES 0

II. Old Business:

a. Woodbury "SAFE" Program:

Supervisor Burke stated he has asked the requestor for additional information and it has not been received as of yet. Therefore, this item will be tabled until a future meeting.

b. Authorize Supervisor to Sign – OC Interoperable Communications MOU:

Motion was offered by Councilman Levine, seconded by Supervisor Burke, to authorize the Supervisor to sign the inter-municipal agreement with the County of Orange for participation in their Interoperable Communications Project.

ADOPTED AYES 4 Burke, Haviland, Levine, Queenan
 NOES 0

III. New Business:

a. Acceptance of Bids – Utility Work Machine:

Clerk Potvin stated the notice announcing the solicitation of bids for the purchase of a "Utility Work Machine" for the Buildings/Grounds Department was printed in the Times Herald Record on November 23, 2008 and the bid opening was held on December 1 at 2PM. Only one bid was received from Bobcat of Mid-Hudson in the amount of \$47,000. Superintendent Blair submitted a letter stating he has reviewed the bid and would like the Board to accept it. Motion was then offered by Supervisor Burke, seconded by Councilman Levine, to accept the bid received from Bobcat of Mid-Hudson for the purchase of a utility work machine for the Buildings/Grounds Department at a cost of \$47,000.

ADOPTED	AYES	3	Burke, Levine, Queenan
	ABSTAIN	1	Haviland

Councilman Haviland did not state his reason for abstaining.

IV. Public Comment:

Supervisor Burke thanked the Beautification Commission for all of their work this season erecting the beautiful decorations. He feels the Town looks very festive. Councilman Queenan stated he agrees and noted that the weather conditions are not always favorable when putting out holiday decorations. Supervisor Burke then noted that the annual notice with the refuse collection schedule should have been received by the residents this week. He explained the bid process that was followed and noted the difference between the lowest bid (Interstate) versus the highest bid (County Waste) was approximately \$70,000. He was surprised that the automatic carter (County Waste) was so much higher than the manual carters since they do not have the added expense of labor costs. He noted that the new carrier will pick-up one cubic yard of bulk weekly instead of the current three cubic yards once per month. Additionally, recyclables will be picked-up Town-wide on Wednesdays. This reduces the days that the trucks will be in Town from four days per week to two (plus no Saturday bulk day). The contract is for one year with the Town having the option to renew for an additional year. The new company will be monitored and if any questions or concerns arise, they should be addressed to either the Refuse Department or him. Councilman Queenan noted that he feels the Town is taking a step backwards by returning to a manual collection but feels that the Board is acting fiscally responsible to the residents by awarding the lower bid.

Councilman Queenan, on behalf of Superintendent Stabile, reminded the public of the following: (1) there is no parking permitted on roads during inclement weather November 15 – April 15, tickets will be issued or cars will be towed; (2) based on comments made at the worksession, he spoke with the State and there will be lines painted on Smith Clove Road very soon; (3) the last day his department will be picking-up leaf bags is December 15; (4) Christmas trees will be collected until January 30, 2009.

Leonard Calone commended the Emergency Services for their quick response to a recent "spill" he had experienced. He also thanked those involved in the control of traffic on Route 32 during the recent holiday shopping weekend. He stressed his concerns over the parked buses at the old Mobile lot that were running the entire time they were there. He then asked if the Board had budgeted funds to purchase a defibrillator for the Senior Center. Supervisor Burke agreed the Emergency Services do a terrific job. Regarding the parking at the old Mobile station, he noted the property is privately owned and, if the owner granted permission for the buses to park there, he does not believe the Town has jurisdiction to prevent it. Regarding the defibrillator, it has been budgeted for and was ordered in February 2008. Chief Kwiatkowski noted the unit has been on backorder since then and he was informed it should be received by the end of January.

Chief Kwiatkowski announced that the Village Board has adopted a resolution to reduce the speed limit on Dunderberg Road from Ninninger Road to Summit Avenue (by the ballpark) to 20MPH. Once the Highway Department purchases and erects the new signs, his department will begin enforcing

the new limits. He noted that this area is also designated as a school zone, which doubles fines. He then thanked the Beautification Commission for the wonderful way they decorated the grounds of Police headquarters.

John Smith asked what dates in 2009 the Town offices would be closed for holidays and Supervisor Burke read the list. Mr. Smith then stated he reviewed the proposal for the Woodbury SAFE program and asked if the Board received input from Attorney Liberth on the issue. Supervisor Burke stated the language was discussed and, as he stated earlier, he is waiting for additional information before the Board will discuss the issue further. Mr. Smith stated he has spoken with some businesses in Town and they stated they will not participate in the program. He added that the packet that was submitted reads as if the Town and Village created this program, which would encourage businesses to be more supportive. Councilman Levine stated he has been very clear that he does not want the materials to state the Board created the program, if the Board decides to endorse it. Mr. Smith then stated he feels the Village Board should have not acted on this issue and believes that two members of that Board may have had ethical conflicts in voting.

V. Adjournment:

With no further comments received or business to discuss, a motion was offered by Supervisor Burke, seconded by Councilman Haviland, to adjourn the meeting at 8:25PM.

ADOPTED AYES 4 Burke, Haviland, Levine, Queenan
 NOES 0

Desiree Potvin, Town Clerk