

Minutes of the Town Board Meeting held at Town Hall, 511 Route 32, Highland Mills, New York on August 20, 2009 at 7:30PM

Present: John Burke, Supervisor
Geraldine Gianzero, Councilwoman
Amidee Haviland, Carlton Levine and James Skoufis, Councilmen
Absent: None
Also Present: Richard Liberth, Attorney for the Town; Pete Stabile, Highway Superintendent; Robert Kwiatkowski, Police Chief

I. Administrative Business:

a. Acceptance of Minutes:

Motion was offered by Councilman Haviland, seconded by Councilman Levine, to accept the minutes of the regular meeting held August 6, 2009.

ADOPTED AYES 5 Burke, Gianzero, Haviland, Levine, Skoufis
NOES 0

Motion was then offered by Councilman Levine, seconded by Councilman Haviland, to accept the minutes of the worksession held August 17, 2009.

ADOPTED AYES 4 Burke, Haviland, Levine, Skoufis
ABSENT 1 Gianzero

b. Approval of Abstract:

Motion was offered by Supervisor Burke, seconded by Councilwoman Gianzero, to approve Abstract 17, Vouchers #20091728 - #20091841 (less Voucher 20091780), totaling \$259,988.09.

ADOPTED AYES 5 Burke, Gianzero, Haviland, Levine, Skoufis
NOES 0

c. Acceptance of Resignation:

Motion was offered by Councilman Skoufis, seconded by Supervisor Burke, to accept the resignation of RJ Walls from the position of part-time dispatcher effective immediately.

ADOPTED AYES 5 Burke, Gianzero, Haviland, Levine, Skoufis
NOES 0

EXTRA ITEM – Budget Modifications:

Motion was offered by Councilman Levine, seconded by Councilman Skoufis, to approve a modification to the budget of the General Fund by decreasing A1620.410 (Building Materials) by \$300 and increasing A1620.424 (Dog Park) by \$300.

ADOPTED AYES 5 Burke, Gianzero, Haviland, Levine, Skoufis
NOES 0

Motion was then offered by Supervisor Burke, seconded by Councilwoman Gianzero, to approve a modification to the budget of the Justice Court by decreasing A1110.448 (Miscellaneous) by \$800 and increasing A1110.411 (Office Supplies and Equipment) by \$800.

ADOPTED AYES 5 Burke, Gianzero, Haviland, Levine, Skoufis
NOES 0

Motion was offered by Councilwoman Gianzero, seconded by Councilman Levine, to approve a modification to the budget of the General Fund by decreasing A1620.200 (Equipment) by \$1000 and increasing A1620.491 (Senior Center Grant – Patio) by \$1000.

ADOPTED AYES 5 Burke, Gianzero, Haviland, Levine, Skoufis
NOES 0

II. Old Business:

There was no old business to discuss.

III. New Business:

EXTRA ITEM – Liability/Automotive Insurance Policy Renewal:

Supervisor Burke stated the liability/automotive insurance policies of the Town expire on September 1, 2009. He reminded the Board that the policy term was changed from being concurrent with the fiscal year due to the bond that is needed to be filed with the County Clerk in order for the Tax Collector to collect taxes January 1 of each year. The amended policy term is also timelier for the budget process. Robert Stubbs, agent from Marshall & Sterling, presented to the Board his recommendation for the renewal of our assorted insurance policies. The total premium is approximately \$5,300 less than the last period despite significantly higher property limits and the addition of a vehicle (total now 58). The premium summary, totaling \$147,462.00, is printed on page 281 of this minute book. Mr. Stubbs submitted a comprehensive packet containing detailed information of the property, equipment and vehicles covered as well as an explanation of all the other policy types. The Board then discussed the issue which resulted in a motion being offered by Councilman Levine, seconded by Councilman Skoufis, to authorize the Supervisor to sign the renewal of the Towns insurance policy, from 09/01/09 – 09/01/10, at a cost of \$147,462.00.

ADOPTED AYES 5 Burke, Gianzero, Haviland, Levine, Skoufis
 NOES 0

a. Discussion – Peddling Law:

Supervisor Burke started the discussion by asking Attorney Liberth if he had a chance to review the memo from Lieutenant Abbott. Attorney Liberth said he would like to start by responding to the questions that were put forth. The first question addresses whether the NY Youth Group is required to obtain a permit to peddle and he feels that they do since they are not based within our jurisdiction and, therefore, do not meet exemption status. The second question addressed whether the NY Youth Group is exempt under the Town Code and he feels that they are not. The third question addresses whether the NY Youth Group is exempt under Executive Law 172 and he feels that that they are not, noting the Executive Law 172 has nothing to do with solicitation/peddling. The fourth question addresses what type of notification is required to be processed with the Town Clerk’s Office if an entity is exempt under the Town Code. He believes that further discussion is needed so that the Town can address this issue in the current Peddling Law. Supervisor Burke suggested that a sub-committee be formed to discuss what the Town can or cannot do, noting that if changes are decided a public hearing would need to be held. At this time Supervisor Burke entertained comments from the public on this issue. John DeJulia stated he was interested in what kind of products the NY Youth Group was selling and whether or not it was safe. He was also concerned about the time they were coming around to people’s homes. Councilman Haviland suggested that a meeting with the New York Youth Club might be something to consider. All agreed that something needs to be done both for the safety of the children as well as our residents.

IV. Department Reports:

a. Supervisor’s Report – July 2009

Motion was offered by Supervisor Burke, seconded by Councilwoman Gianzero, to approve the Supervisor’s Report for July 2009 with receipts totaling \$600,773.56 and disbursements totaling \$1,206,837.36.

ADOPTED AYES 5 Burke, Gianzero, Haviland, Levine, Skoufis
 NOES 0

b. Town Clerk’s Report – July 2009

c. False Alarm Report – June 2009

d. Parks/Recreation Minutes – July 22 and August 4, 2009

- e. Animal/Goose Control Report – July 2009
- f. Police/Communications Report – July 2009
- g. Beautification Commission Minutes – None Received
- h. Library Minutes – None Received
- i. Budget vs. Actual – July 2009

V. Public Comment:

Robin Crouse wanted to let everyone know that she read in the Times Herald Record that the Village of Cornwall-on-Hudson has signed an agreement with Verizon and she thought that it was something the Town might want to look into. She also mentioned that she FOILed for new cost estimates for the CV Pond Improvements from Riddick Associates and was told there was no such document on file. Supervisor Burke and Councilman Levine both agreed that there was no new cost estimates on file at this time.

Superintendent Stabile updated residents and the Board on the status of the repaving of roads.

Councilwoman Gianzero reminded everyone to be careful since school will be opening soon and the buses will be making a lot of stops.

VI. Adjournment:

With no further business to discuss or comments received, a motion was offered by Councilman Skoufis, seconded by Councilman Levine, to adjourn the meeting at 9:05 PM.

ADOPTED	AYES	5	Burke, Gianzero, Haviland, Levine, Skoufis
	NOES	0	

Michele Zwicker, Deputy Town Clerk