

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

Present: John Burke, Supervisor  
Geraldine Gianzero, Councilwoman  
Amidee Haviland and Carlton Levine, Councilman

Absent: None

Also Present: Nicholas Pascale, Attorney for the Town; Dennis Lindsay, Engineer for the Town; Robert Kwiatkowski, Police Chief; Peter Stabile, Highway Superintendent; Maria Hunter, Village Planning Board

**I. Administrative Business:**

a. Acceptance of Minutes:

Motion was offered by Councilwoman Gianzero, seconded by Councilman Haviland, to accept the minutes of the regular meeting held June 18, 2009.

**ADOPTED** AYES 4 Burke, Gianzero, Haviland, Levine  
NOES 0

b. Approval of Abstract:

Motion was offered by Councilman Levine, seconded by Supervisor Burke, to approve Abstract 14, Voucher #20091361 - #20091430, totaling \$193,826.16.

**ADOPTED** AYES 4 Burke, Gianzero, Haviland, Levine  
NOES 0

c. Budget Modifications:

Motion was offered by Supervisor Burke, seconded by Councilwoman Gianzero, to approve a modification to the budget of the Library Fund by decreasing L7410.465 (Processing Supplies) by \$500 and increasing L7410.463 (Computer Software) by \$500.

**ADOPTED** AYES 4 Burke, Gianzero, Haviland, Levine  
NOES 0

Motion was then offered by Councilman Levine, seconded by Councilman Haviland, to approve a modification to the budget of the General Fund by increasing A2705 (Gifts and Donations) by \$100, increasing A3089 (State Aid, Other) by \$2000 and increasing A1620.424 (Dog Park) by \$2,100.

**ADOPTED** AYES 4 Burke, Gianzero, Haviland, Levine  
NOES 0

Motion was then offered by Councilwoman Gianzero, seconded by Councilman Levine, to approve a modification to the budget of the General Fund by decreasing A1620.462 (Repairs/Materials) by \$2,223 and increasing A1620.491 (Senior Center OCCD Grant – Patio) by \$2,223.

**ADOPTED** AYES 4 Burke, Gianzero, Haviland, Levine  
NOES 0

Motion was then offered by Supervisor Burke, seconded by Councilman Haviland, to approve a modification to the budget of the General Fund by decreasing A1470.100 (BOAR Personal Service) by \$430 and increasing A1470.400 (BOAR Contract Expenditures) by \$430.

**ADOPTED** AYES 4 Burke, Gianzero, Haviland, Levine  
NOES 0

d. Appointment of Part-Time Dispatcher:

Motion was offered by Supervisor Burke, seconded by Councilman Levine, to appoint Richard J Walls Jr as a part-time dispatcher effective on or about July 1, 2009, subject to the signing of all required Town documents.

**ADOPTED**      AYES    4            Burke, Gianzero, Haviland, Levine  
                     NOES    0

e. Temporary Road Closure Request:

Motion was offered by Councilwoman Gianzero, seconded by Councilman Haviland, to approve a request to temporarily close Smith Clove Road on September 12, 2009 (rain date September 13) from 7AM – 5PM for Woodbury Community Day.

**ADOPTED**      AYES    4            Burke, Gianzero, Haviland, Levine  
                     NOES    0

Motion was then offered by Councilman Levine, seconded by Supervisor Burke, to approve a request to temporarily close Hamilton Avenue on July 4, 2009 from 3PM – Midnight for a block party.

**ADOPTED**      AYES    4            Burke, Gianzero, Haviland, Levine  
                     NOES    0

**II. Old Business:**

a. Receipt of Bids – 2009 Road Improvement:

The bid opening was held on June 15, 2009 and the following bids were received:

Tilcon New York, West Nyack, NY	\$420,804.00
Sullivan County Paving & Construction, Cohecton, NY	\$475,030.00
Ward Pavement, Goshen, NY	\$597,899.30
SupUp Enterprises, Wappinger Falls, NY	\$569,105.00
Blacktop Maintenance, Poughkeepsie, NY	Nonresponsive

It was noted that the bid from Blacktop Maintenance was deemed nonresponsive since it was not in conformance with the specifications. Engineer Lindsay stated the bids were compared to that which was made available by the County, as requested by Superintendent Stabile. The low bidder was approximately 6% lower than the bid utilized by the County. Engineer Lindsay stated he believes the price is competitive and would not recommend a rebid. He did suggest that an addendum be added to the contract noting that the Town reserves the right to reduce the scope of work should budgetary constraints occur. Attorney Pascale stated he believes the addendum would be appropriate but will confer with Attorney Liberth prior to the signing. A motion was then offered by Supervisor Burke, seconded by Councilman Haviland, to award the bid contact for the 2009 Road Improvement work to Tilcon New York of West Nyack in the amount of \$420,804.

**ADOPTED**      AYES    4            Burke, Gianzero, Haviland, Levine  
                     NOES    0

b. Receipt of Bids – Fuel Oil No 2:

The bid opening was held on June 29, 2009 and the following bids were received:

H Reynolds and Sons, Central Valley, NY –

- 1) They will deduct \$0.15 per gallon off of the current selling price
- 2) They will offer a capped price lock when details are available
- 3) They will not charge any sales or petroleum tax
- 4) They will supply 24 hour oil/service at no additional charge

Bottini Fuel, Wappingers Falls, NY –

- 1) They will add \$0.50 per gallon over the posted price on day of delivery
- 2) They have service contracts available

Motion was then offered by Councilwoman Gianzero, seconded by Councilman Levine, to award the 2009-2010 Fuel Oil No 2 contract to H Reynolds and Sons pursuant to their bid.

**ADOPTED**      AYES    4            Burke, Gianzero, Haviland, Levine  
                     NOES    0

**III. New Business:**

a. Return of Road Opening Permit:

Motion was offered by Supervisor Burke, seconded by Councilman Haviland, to return Road Opening Permit #02-2009 to American Sprinkler Mechanical, as recommended by Superintendent Stabile.

**ADOPTED**      AYES    4            Burke, Gianzero, Haviland, Levine  
                     NOES    0

**IV. Public Comment**

John Smith asked which roads are planned to be done in 2009. Superintendent Stabile stated the plan is currently to reclaim Roselawn Road (from Adrienne Drive to Route 32), Leone Court, Edgewood Drive (from Roselawn Road to Maple Avenue), Tiros Avenue and Maple Avenue (from Route 32 to Summit Circle). Hollis Street will have a 2" overlay from Park Avenue to Rutledge Avenue. Estrada Road under the railroad overpass will also have some work done as well as slurring that will occur depending on the budget.

**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 8PM.

**ADOPTED**      AYES    4            Burke, Gianzero, Haviland, Levine  
                     NOES    0