

Minutes of the Town Board Worksession held at Town Hall, 511 Route 32, Highland Mills, New York on September 14, 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; Peter Stabile, Highway Superintendent; Maria Hunter, Village Planning Board

1. Discussion – Parkland Fees – Summit Avenue Properties:

Supervisor Burke stated a request was received from Tyler Etzel, developer of Summit Avenue Properties, requesting that the parkland fees for this subdivision be payable at the time the certificate of occupancy is issued instead of when the Planning Board resolution is signed. The Board has entertained and granted such requests in the past. Additionally, the Planning Board resolution references the subdivision as being a “nine-lot” subdivision when in actuality it is only eight lots since one lot is already built, and has been for decades. Mr. Etzel stated the existing lots were divided prior to the parkland fee requirement but he has agreed that it would be appropriate for him to pay them. However, he does not feel the ninth lot should be subject to the fee. It is his intention to sell the lot with the existing house still on it. If the lot cannot be sold within the next several years, he may then tear down the house and sell it as a vacant lot. Supervisor Burke stated he feels that if the house is tore down, than the lot would be subject to the parkland fees. All agreed. Motion was then offered by Supervisor Burke, seconded by Councilman Skoufis, to approve the payment of the parkland fees for the Summit Avenue Properties to be deferred until the issuance of the certificate of occupancy for each of the eight undeveloped lots, noting that if the ninth lot is demolished and then developed, a parkland fee would then be due.

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

2. Discussion – Peddling Local Law Proposed Amendments:

The Board reviewed in detail proposed amendments to the peddling law as prepared by Chief Kwiatkowski, Supervisor Burke and Town Clerk Potvin.

3. Discussion – Proposed Snow/Ice Agreement with County:

The Board reviewed the annually proposed agreement with the County that would reimburse the Town for the Highway Department to plow County Route 95 (Dunderberg Road beginning at Nininger Road and continuing to Gregory Lane and down to NYS Route 32). This year the amount to be reimbursed per mile has been increased \$100 to \$4550. Motion was offered by Councilman Levine, seconded by Councilman Haviland, to authorize the Supervisor to sign the 2009/2010 Snow and Ice Agreement with the County of Orange.

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

8:35PM - Executive Session:

Motion was offered by Supervisor Burke, seconded by Councilwoman Gianzero, to enter into an executive session pursuant to Article 7 of the Public Officers Law to discuss one item of personnel relating to the compensation of an employee.

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

There were no minutes of the executive session recorded.

8:55PM – Return the Open Session:

EXTRA ITEM – Employee Request to Sell Back Unused Vacation Time:

Motion was offered by Supervisor Burke, seconded by Councilman Haviland, to deny the request received from Teresa Strong to sell back ten vacation days, as permitted under Article 16, Section 2E of the UPSEU agreement.

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

Adjournment:

With no further business to discuss, a motion was offered by Supervisor Burke, seconded by Councilman Levine, to adjourn the meeting at 9PM.

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

Desiree Potvin, Town Clerk

A closed session with Attorney Liberth was held after adjournment.