

Minutes of the Virtual Town Board Meeting held on July 16, 2020 at 7:30PM

Present: Frank Palermo, Supervisor
Thomas Burke, Tyler Etzel, Jacqueline Hernandez and Robert Hunter, Council
Absent: None
Also Present: Joseph McKay, Attorney for the Town, various members of the public

II. Presentation of John P. Burke Scholarship Awards by Councilman Thomas Burke:

Councilman Burke congratulated the four award recipients of 2020, wished them the best of luck in their future endeavors and congratulated their families also. The John P. Burke Scholarship went to Elizabeth Encke, Kevin Pinho, Pablo Quinones, and Connor Shapiro.

Councilman Burke thanked the John P. Burke Memorial Committee and went on to say that there are other organizations (Woodbury PBA, Women of Woodbury, Clifford Weeks Sr. Memorial, Woodbury Lions Club, Woodbury Community Association) who in total give out at least 50 scholarships per year.

II. Administrative Business:

a. Acceptance of Minutes:

Motion was offered by Councilwoman Hernandez, seconded by Supervisor Palermo, to accept the minutes of the meeting held July 2, 2020.

ADOPTED AYES 5 Palermo, Burke, Etzel, Hernandez, Hunter
NOES 0

b. Approval of Abstract:

Motion was offered by Supervisor Palermo, seconded by Councilman Burke, to approve Abstract 13 containing vouchers 20-0911 – 20-0997 and totaling \$342,716.88.

ADOPTED AYES 5 Palermo, Burke, Etzel, Hernandez, Hunter
NOES 0

c. Approval of Budget Modifications:

Motion was offered by Councilwoman Hernandez, seconded by Councilman Hunter, to approve modification to the 2020 budget as follows:

- General Fund – by increasing A1220.444 (School & Dues) by \$105.00 and decreasing A1220-445 (Meetings) by \$105.00;
- General Fund – by increasing A3510.403 (Heating Oil/Gas) by \$1,000.00 and decreasing A3510.480 (vaccinations) by \$1000.00.

ADOPTED AYES 5 Palermo, Burke, Etzel, Hernandez, Hunter
NOES 0

III. New Business:

a. Authorize Town Board to approve Fair Housing Resolution:

Motion was offered by Supervisor Palermo, seconded by Councilwoman Hernandez, to approve the following Fair Housing Resolution of the Town of Woodbury, New York:

The Town of Woodbury supports Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the New York State Human Rights Law. It is the policy of the Town of Woodbury to implement programs to ensure equal opportunity in housing for all person regardless of race, color, religion, ancestry, sex

(including pregnancy), national origin, nationality, familial status, marital or domestic partnership status, affectional or sexual orientation, atypical hereditary cellular or blood trait, genetic information, liability for military service, mental or physical disability, perceived disability, AIDS/HIV status and Lawful Income or Source of Lawful Rent Payment (Section 8). The Town of Woodbury further objects to discrimination in the sale, rental, leasing, financing of housing or lands to be used for construction of housing, or in the provision of brokerage services because of race, color, religion, ancestry, sex, national origin, handicap or disability as prohibited by Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the New York State Human Rights Law. Therefore, the Municipal Council of the Town of Woodbury do hereby approve the following resolution.

BE IT RESOLVED, that within available resources, the Town of Woodbury will assist all persons who feel they have been discriminated against under one of the aforementioned categories, to seek equity under federal and state laws by filing a complaint with the New York State Human Rights Law and the U.S. Department of Housing and Urban Development, as appropriate.

BE IT FURTHER RESOLVED, that the Town of Woodbury shall publicize this resolution and through this publicity shall cause owners of real estate, developers, and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Law, the New York State Human Rights Law, and any local laws or ordinances.

BE IT FURTHER RESOLVED, that the municipality will at a minimum include, but not limited to: (1) the printing and publicizing of this resolution, a fair housing public notice and other applicable fair housing information through local media, community contacts and placement on the Municipal website and in other social media; (2) distribution of posters, flyers, and any other means which will bring to the attention of those affected, the knowledge of their respective responsibilities and rights concerning equal opportunity in housing.

ADOPTED BY ROLL CALL AS FOLLOWS:

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|------------------------|-----|
| Supervisor Palermo | Yes |
| Councilman Burke | Yes |
| Councilman Etzel | Yes |
| Councilwoman Hernandez | Yes |
| Councilman Hunter | Yes |

b. Authorize Town Board to approve Resolution Settlement Town vs. Village:

Motion was offered by Councilman Etzel, seconded by Councilwoman Hernandez, to approve the following Resolution Settlement Town vs Village

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WOODBURY
AUTHORIZING CATANIA, MAHON & RIDER, PLLC TO PRESENT
AN OFFER OF SETTLEMENT TO THE VILLAGE OF WOODBURY**

WHEREAS, the Town of Woodbury is involved in litigation against the Village of Woodbury, regarding the unauthorized transfer of certain Town-owned and Village-owned parcels by prior administrations; and

WHEREAS, the Town Board wishes to bring an end to the matter by presenting an offer of settlement to the Village of Woodbury; and

WHEREAS, the Town and Village representatives have discussed terms of a potential settlement; and

WHEREAS, the Town wishes to formally present terms constituting a framework for settlement;

NOW, THEREFORE LET IT BE HEREBY RESOLVED, that the Town Board hereby authorizes and directs its counsel, Catania, Mahon & Rider, PLLC, to present a formal offer of settlement to the Village of Woodbury that includes the following essential terms:

- 1.)The Town will formally accept the deed for the Earl Reservoir Park property (S.B.L. 204-1-30).
- 2.)The Village will subdivide the Highway Garage property (S.B.L. 219-5-21.2) into two new lots, referred to as “Proposed Lot 1” and “Proposed Lot 2,” as depicted on the map prepared by Fusco Engineering & Land Surveying P.C., dated June 15, 2020, and will convey “Proposed Lot 2” to the Town.
- 3.)The Village will reimburse the Town in the amount of \$59,783.50, for last bond payment made by the Town on the Highway Garage property, after the property had been transferred to the Village.

ADOPTED BY ROLL CALL AS FOLLOWS:

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|------------------------|-----|
| Supervisor Palermo | Yes |
| Councilman Burke | Yes |
| Councilman Etzel | Yes |
| Councilwoman Hernandez | Yes |
| Councilman Hunter | Yes |

Supervisor Palermo noted that Attorney Richard Mahon will provide the Village with a formal settlement proposal.

b. Accept Resignation – Anne Camp:

Motion was offered by Supervisor Palermo, seconded by Councilman Hunter, to accept the resignation of Anne Camp from the position of PT Library Clerk effective July 10, 2020.

ADOPTED AYES 5 Palermo, Burke, Etzel, Hernandez, Hunter
 NOES 0

c. Appointment of Jill Sarlo to Court Clerk:

Motion was offered by Councilman Burke, seconded by Councilman Hunter to appoint Jill Sarlo to the full time UPSEU position of Court Clerk Grade Level 5 at a rate of \$20.6501 per hour and a start date of July 20, 2020. She has been preapproved by O.C. Department of HR as a transfer from Town of Newburgh.

ADOPTED AYES 5 Palermo, Burke, Etzel, Hernandez, Hunter
 NOES 0

IV. Department Reports:

Supervisor’s Report – June 2020

Motion was offered by Councilwoman Hernandez, seconded by Councilman Hunter, to approve the Supervisor’s Report for June 2020 with receipts totaling \$72,686.43 and disbursements totaling \$982,166.68.

ADOPTED AYES 5 Palermo, Burke, Etzel, Hernandez, Hunter
 NOES 0

Town Clerk’s Report – June 2020

ACO Report – June 2020

Police/Communications Report – June 2020

Library – June 30, 2020 Minutes and June 2020 Director’s Report

Parks & Recreation Minutes – June 16, 2020

Parks, Building & Grounds – June 2020

Beautification Committee –No meeting held

V. Board Meeting Comments:

Councilwoman Hernandez acknowledged that more caution is being shown while driving, people are slowing down. She thanked the Police Dept. and local State Trooper for patrolling the roads. Additionally, she wanted the public to be aware that you can go to the town website there is a link there for additional updates on the “Pool”. The vote for the Pool Bond will be held on September 9, 2020 between 9am – 9pm. The amount of the bond is for the Pool Option #3. There is an increased amount to be used only if there is an increase in the price of materials for construction since the proposal was first presented over a year ago.

She reminded everyone that we are now in Phase 4 and to please continue social distancing and wearing face masks.

Councilman Hunter thanked the Parks Dept. and Buildings and Grounds for getting the Earl Rez up and running and it looks fantastic and is really appreciated.

Councilman Burke commended the job that was done on the Court House’s roof. It was well planned out and completed in a timely fashion. Councilman Burke verified that all meetings will be done virtually until at least August 6th.

Attorney McKay mentioned that the attorney/client sessions are working very well through virtual video. Instead of waiting for our meetings, we can have these sessions more regularly. It would be a simple way to keep everyone on the board better informed.

Supervisor Palermo expressed that he feels it would be best to have all Town Board meetings in August remaining virtual. Hopefully starting in September, we can have meetings in person. Supervisor Palermo thanked Colin Campbell, owner of SSQ Funeral Home, for allowing the roofers to use his driveway and property when installing the roof on the Court House. It took a little over 2 weeks to complete the job.

Supervisor Palermo told the Board that Clara Rivera is taking a 2-day course on grant writing which he is already looking forward to getting funds from the grants she will be writing.

Supervisor Palermo thanked the community – we only have one park (the Earl Reservoir) opened this summer. Things are going along very well, except for a few rainy afternoons. The Rez is a beautiful natural place to swim, please use it.

VI. Adjournment:

With no further business to discuss, a motion was offered by Councilwoman Hernandez, seconded by Councilman Burke, to adjourn the meeting at 8:07 PM.

ADOPTED AYES 5 Palermo, Burke, Etzel, Hernandez, Hunter
 NOES 0

Frances Huang, Deputy Town Clerk