

TOWN OF DEERPARK BOARD MEETING
MONDAY, NOVEMBER 7, 2011
Meeting was held at Town Hall, 420 Route 209, Huguenot, NY 12746

Attendance

Supervisor: Karl Brabenec

Councilmember's: Gary Spears, Arthur Trovei, David Hoovler, David Dean

Attorney: Glen Plotsky

Engineer: Alfred Fusco, Fusco Engineering

Invocation: Arthur Trovei

Call to Order at 7:35 p.m.

Pledge of Allegiance by Gary Spears

Additions or Changes to Agenda

Motion to Add Budget Modification to Appropriations, Budget and Payment of Bills

Motion by Karl Brabenec, 2nd by Gary Spears to add Budget Modification to Appropriations, Budget and Payment of Bills section.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Motion to Move Date for Retirement Health Care under Old Business

Motion by Karl Brabenec, 2nd by Gary Spears to move date for Retirement Health Care under Old Business.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Opening Board Comments – None

Presentations and Communications

Supervisor Brabenec stated they would present and hopefully adopt by resolution finally, their Deerpark Hazard Mitigation Plan, which has been three years in the making. He spoke of Joyce Cirulli being very influential in putting the document together the past three years with a lot of paper work, spending a lot of time with organization of meetings and how she did an incredible job.

Joyce Cirulli, Deputy Director of Emergency Management presented the Hazard Mitigation Plan (which is on file in the Town Clerk's Office), stating they were very, very happy that it was completed and accepted by FEMA, pending the adoption of it at this meeting. She reviewed the process starting with the grant, hiring the engineering company (who were also in attendance) Mike Brothers of Barton & Loguidice, P.C. They had several meetings and workshops, and several meetings where they invited the public to come in. All the Fire Chiefs had input into this plan, which hopefully will help them recoup some of the money for the town that they lost in the floods and snowstorms. She asked if anyone had any questions.

Mike Brothers from Barton & Loguidice, P.C. spoke and mentioned his colleague, Glenn Gidaly who had originally planned to be there but was called away on other business and wanted them to know he wished he could be there. Mr. Brothers also stated with Ms. Cirulli that they were at the final stage and FEMA had accepted the plan. Once they pass a resolution, the town will be eligible to apply for Hazard Mitigation grant funding for actual projects. They did the plan components, identified the vulnerabilities, assessed the risks, and identified strategies to address those risks and specific actions to implement those strategies. Once the plan was approved, they have a five-year clock for an update required then. The plan needs to be monitored and maintained during the five year period. He thought the Emergency Management Team was effective and was onboard to accomplish that monitoring. He mentioned that the grant program was within the Hazard Mitigation umbrella and four of them were annually funded by congressional appropriation, so there was a fixed known amount available each year. The fifth was the actual Hazard Mitigation Grant Program, which was dependent upon declared disasters within the state. The state was the actual applicant to FEMA, so the office of Emergency Management of New York State implements the program and the town would be considered the sub-applicant to the state. He mentioned that FEMA had to be convinced that the projects benefits would exceed the costs. The kinds of things that funding could be received for vary amongst the programs: Major Floodway works were excluded, but minor floodway projects were eligible; retro fitting existing structures to flood-proof them, to raise them above the base flood elevation. Grant funding was available for culvert replacement was possible if he connection was made that it would mitigate a real flooding hazard, not just normal flooding. He brought literature and

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would provide more if needed. The deadline for applications for disaster assistance has been extended to December 15th. FEMA experts would be available at the Lowes' in Chester through November 9th, 8 a.m. to 6 p.m. to answer questions from individuals or businesses about rebuilding advice. He took questions.

Supervisor Brabenec asked if an individual homeowner asked for their house to be raised or moved or for a buyout, or that type of thing, where would they get an application. Mr. Brothers stated that individuals or individual businesses were not eligible to apply directly to the program. They need to apply through the town, who would submit the application and would submit the cost benefit analysis.

Councilman Hoover asked if he was saying that they use tax dollars (their resources) to fund...Mr. Brothers answered that would be their choice. He went on to explain that individuals and businesses were not eligible to apply for HMA (Hazard Mitigation Assistance) funds, however an eligible applicant—the state or sub-applicant—town, may apply for funding to mitigate private structures. There was no direct route for individuals without the support of the town.

Supervisor Brabenec stated that after this was adopted, they would need to meet with folks from FEMA and the state and see what their recommendations were because there were homeowners who want to participate in the Hazard Mitigation Plan grants. They would try to do that as soon as possible. Discussion continued on finances needing to be fronted then reimbursed.

Councilman Hoover asked how they would use individual tax dollars collected from the levy on an individual person's house without running afoul of major problems. If they get 75% from the grant and the other 25% has to be put from the town for the individual and they can't use tax dollars for an individual to improve their house ... a special district to lump everyone together was suggested ...

Supervisor Brabenec mentioned that the 25% could be "in kind" services through the homeowner, or through ICC, which was another grant program. More discussion continued. He read that the Final Mitigation Plan was APA (approvable pending adoption), so it is approved by FEMA and ready to be adopted by the town. He then read the communication received from the New York State Office of Emergency Management, in that regard. The town has been extremely proactive with Emergency Management Hazard Mitigation and this project and they want to write a best practice article about the Town of Deerpark. All correspondence read for the record is attached to the official minutes.

Mr. Brothers concluded his comments congratulating the town as being one of very few communities in Orange County that was actually functioning under a Hazard Mitigation Plan. Orange County has developed a plan, but for one reason or another most communities did not participate in the development of that plan.

Al Fusco, Town Engineer spoke of the public assistance portion and how he and the Highway Superintendent and Secretary were meeting with the FEMA representatives in a workshop at the Fire Training Tower on Wednesday at 1:00 p.m. From there, they set a date for the kick-off meetings here, where they'll get specific with their projects. They will also speak to them about the other aspects of the Hazard Mitigation Plan. He and the Highway Superintendent met with Project Hope affiliated with FEMA and registered to counsel flood victims both on personal items of losses and filing with applications.

Supervisor Brabenec commented that this plan has been three years in the making. They had a lot of input from many, many people, local and at the state, current and past elected officials. The plan was a living document so if they need to make changes to priorities, they can do that. FEMA wants the town to adopt the plan as they have read it, before making any changes.

Councilman Dean pointed out that this was paid for by the tax payers in the Town of Deerpark. This wasn't a free plan that was written. He said this was what people got for their tax dollars—a way forward to make things better for their community. It has been a long time coming with a lot of work by volunteers and people on town board, etc.

Supervisor Brabenec said that to date, this project has cost about \$60,000—75% of that was reimbursable from FEMA, which comes out to about \$45,000. The consultant fees were about \$48,000 to put this together and the rest of the \$60,000 was all in-kind services and the volunteered hours of work, etc.

Thanks were expressed to Joyce Cirulli and Jack Flynn and all those who worked with them.

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Motion to Accept Minutes from October 3, 2011 and October 17, 2011

Motion by Karl Brabenec, 2nd by David Dean to accept minutes from October 3, 2011 and October 17, 2011 as published by the Town Clerk.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Motion to Accept Minutes from October 24, 2011

Motion by Karl Brabenec, 2nd by Gary Spears to accept Minutes from October 24, 2011 as submitted by the Court Stenographer regarding the damage assessment meetings for Hurricane Irene and Hurricane Lee.

Amended Motion to Accept Minutes from October 26, 2011

Motion by Karl Brabenec, 2nd by Gary Spears to accept Minutes from October 26, 2011 as submitted by the Court Stenographer regarding the damage assessment meetings for Hurricane Irene and Hurricane Lee.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Public Comment Period (3 minutes per person/agenda items only)

Terri Horton – Cora Rose Lane – asked if the Hazard Mitigation Plan was retroactive. She asked if they were able to apply for stuff. Al Fusco stated he thought they would be eligible for the Irene and Lee storms. Terri asked how soon she could have a copy of the Hazard Mitigation Plan and the supervisor said as soon as they can get copies published. They should be able to put that online as well. Terri asked if the brochures were available as mentioned earlier. It was confirmed they were. Also, Terri asked, as far as a 25% of 10% idea that popped into her head, was that when they didn't have flood insurance the first two times they were flooded, the SBA (Small Business Association) gave them a loan (\$50,000) for the repairs they needed to make to the house. Perhaps SBA could give loans and that would be a way to handle the 25% of 10%. Supervisor Brabenec said it was possible and he could ask the state. For some reason she said, it was under the Small Business even though it was not a small business. It was just an idea. She stated it was low interest and just an idea. She asked about the first meeting with FEMA about the original projects discussed, how did that go? Did they ever have that meeting? She said, it wasn't Hazard Mitigation it was just Irene and Lee ... the Supervisor said it was for this Wednesday. She asked, how would we know if they approve that or not? Will you make it public? Mr. Fusco said they would be meeting with all the communities in Orange County that have problems. Then, they'll set up individual meetings for him, the Supervisor, the Highway Superintendent and go over project by project by project and identify costs and that date will hopefully be set on Wednesday sometime in the next several weeks. So, that's separate than this mitigation plan? Mr. Fusco stated it was separate. Terri asked if that meant they were not declined or approved for the work that the \$50,000 for our culvert was for ... Mr. Fusco said they had applied and they will get money, it just depends on how much. Supervisor Brabenec added that it was under the Public Assistance portion. You have the PA, IA (Individual Assistance) and this was the Hazard Mitigation – which was totally different. She then asked how it was going with the county with the D & H Canal. The supervisor answered he had not heard from them. Terri asked if she should call somebody else. The supervisor said they could call the County and ask them. They will keep the pressure on them. She asked if she should contact the Bonacic (Senator) or Gunther (Assembly person) and the Supervisor thought that since they are on the state level, they will refer it back to the county. He said she could talk to them, it doesn't hurt and he promised to keep the pressure on the county because it was their property and they need to fix that.

Mr. Bill Wildeman – Good Neighbor Minister—He has a good neighbor ministry in the town. He quoted from the Republic Conservative Financial flyer these words, “continue conservative financial policies, long-term fiscal plan and implement additional cost savings.” He presented three things in terms they say they will be doing the next two years: 1) Debt service schedule 2012 – 2016 add to principle \$50,000 each year. Over those 5 years will be a \$25,000 savings in interest or more and it would pay off the indebtedness by the year 2016—two years ahead of time, which should be a good thing for your financial stance. That's for the budget 2017. The indebtedness would be paid. To do this, you would use the surplus at the end of each year to help provide the \$50,000 each year. 2) We have an outstanding problem. The people living along the Neversink River...they need a planning for the future to work out a plan, possibly with volunteer help to control the water from flooding. This was the town's problem, which has been let go for too many years. It was time to face it. 3) There was a problem with people who owe taxes. Each year the number on this roll printed by the record from the beginning of November grows. These are our neighbors, whom we put out of our minds. But, most of these neighbors need help from the people of Deerpark. Help them to pay their taxes, it would provide more money for the budget. Supervisor Brabenec said he would speak to some of what Mr. Wildeman said in his closing comments.

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Old Business

Supervisor Brabenec read the resolution in regards to the unsafe structure at 12 US Route 6 in Port Jervis, 12771, in the Town of Deerpark that it be immediately demolished and removed and the Town Board would authorize the Building Inspector to obtain bids for the demolition and removal of the said unsafe and dangerous building. The expenses would be charged against the land and should be levied and collected as provided in Section 119-12, the Deerpark Town Code, executed by the Town Supervisor as provided in Section 24 of the Executive Law of the State of New York.

Motion to Adopt Resolution 39 of 2011 – Demolition of Unsafe/Dangerous/Hazardous Building, 12 Route 6, Port Jervis, NY 12771

Motion by David Hoovler, 2nd by David Dean to adopt Resolution 39 of 2011 – Demolition of Unsafe/Dangerous/Hazardous Building, 12 Route 6, Port Jervis, NY 12771.

Discussion: Supervisor Brabenec stated that right after Tropical Storm Lee, they were under a state of emergency at the time and the Building Inspector reported there was a metal structure that was teetering and could potentially fall down on Route 6. He asked the Building Inspector for a letter stating such and he submitted it. He also had asked the town's engineer to inspect the premises to confirm the Building Inspector's analysis of the structure and it was confirmed. This property was in foreclosure and the bank does own it at this point. This was ordered to be taken down while in the state of emergency for the health, safety and welfare of the public. Basically, the passing of this resolution would enable them to forward this to the Orange County Legislature, so the amount that it cost to take down the structure would be put on the property for next year's taxes. Councilman Spears asked if the county would make them whole on that if the property owner doesn't pay it? Supervisor Brabenec answered yes, that as of March 31st the take-down fee of the structure, whatever was not paid by the property owner, would be made whole to the town.

VOTE: 5 AYES (Roll Call): Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Motion to Adopt Resolution 40 of 2011 – Adopting the Deerpark Hazard Mitigation Plan

Motion by Karl Brabenec, 2nd by Gary Spears to adopt Resolution 40 of 2011 – Adopting the Deerpark Hazard Mitigation Plan.

VOTE: 5 AYES (Roll Call): Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Motion to Adopt Resolution 41 of 2011 – Additions to the Deerpark Hazard Mitigation Plan

Motion by Karl Brabenec, 2nd by David Dean to adopt Resolution 41 of 2011 – Additions to the Deerpark Hazard Mitigation Plan.

Discussion: Councilman Spears said he was glad they could do this that night to help them in whatever applications they need to process to get it done.

VOTE: 5 AYES (Roll Call): Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Supervisor Brabenec explained that the date had been set for November 1, 2011 for change over from the NYSHIP Plan to an AARP United Health Care Plan, which would achieve a cost savings for the town and provide better benefit coverage for the retirees currently receiving that benefit care. That resolution was adopted, however after the adoption 1) their consultant went to Europe and was unavailable to help with the administration in the moving over of everything; 2) they had a meeting with him and their other consultant recently, and they recommended they move it to January 1, 2012 because that was when the new plan year takes effect for Medicare and the deductible for Medicare will be lowered from \$162 to \$140 as of 2012. In addition, the enhanced prescription Part D plan went from \$93 to \$89 per person effective 2012.

Motion to Move NYSHIP Supplement Retirees to AARP Plan from November 1, 2011 to January 1, 2012

Motion by Karl Brabenec, 2nd by Gary Spears to move NYSHIP Supplement Retirees to AARP Plan from November 1, 2011 to January 1, 2012.

Discussion: Councilman Spears recommended that all the people that are going to be affected, be notified right away they will be under NYSHIP for all of November and December in case they plan to change doctors for coverage. Supervisor Brabenec promised they would receive a phone call the next day upon passage of the motion and also by a letter. He would like to add to

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the motion that a letter be sent out by the Supervisor's Office stating such. Councilman Dean asked how many people were affected by this and the Supervisor said there were 7 or 8, most of them retired from the Highway Department.

Amended Motion to Move NYSHIP Supplement Retirees to AARP Plan from November 1, 2011 to January 1, 2012 and Letter from Supervisor's Office Stating Such

Amended motion by Karl Brabenec, 2nd by Gary Spears to move NYSHIP Supplement Retirees to AARP Plan from November 1, 2011 to January 1, 2012 and a letter to be sent from the Supervisor's Office stating such.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Supervisor Brabenec announced that Samantha Parlman was moving to North Carolina. She was an asset to the office the past year and a half.

Motion to Appoint Danielle Glynn as Temporary Part-Time Clerk for Training Purposes

Motion by Karl Brabenec, 2nd by Gary Spears to appoint Danielle Glynn as temporary part-time Clerk for training purposes at a rate of minimum wage from November 7, 2011 until November 16, 2011.

Discussion: Councilman Spears asked if the supervisor interviewed more than one applicant and the Supervisor stated he interviewed three applicants.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Supervisor Brabenec announced that effective November 17, 2011, he would appoint Danielle Glynn as bookkeeper to the Supervisor for the remainder of 2011 at \$12.50 per hour.

Confirmation of Email Vote for Six Temporary Motor Equipment Operator Positions – Supervisor Brabenec reported that a couple weeks ago, he put a motion out on the email and it passed 5 to 0. There was an idea to hire temporary motor equipment operator position to help on snow emergencies as a temporary, on call basis. Councilman Spears explained that during 10-15 days when they have snow storms they would possible need extra help and this was a way they can bring back a retiree or somebody who was off in the winter that does equipment operation and help them out keeping the roads clean. It was recommended by their labor consultant to keep the roads clear and provide safety for the residents.

Motion to Create Six Motor Equipment Operators – Temporary/Seasonal/On-Call

Motion by Karl Brabenec, 2nd by David Hoovler to create six Motor Equipment Operators to be classified as temporary, seasonal on-call at salary determined by the current Highway Collective Bargaining Agreement. Furthermore, notice be given to the collective bargaining unit of creation of these positions. Positions to be created immediately and hiring to be determined by CBA.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Motion to Create Three Temporary Part-time Laborers for Highway Department (Storm Recovery Efforts)

Motion by Gary Spears, 2nd by Arthur Trovei to create three temporary part-time laborers for Highway Department for storm recovery efforts.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Motion to Appoint Al Schock as Chairman and Robert Vicaretti as Vice-Chairman of the Planning Board

Motion by Karl Brabenec, 2nd by Gary Spears to appoint Al Schock as Chairman and Robert Vicaretti as Vice-Chairman of the Planning Board through December 31, 2011.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Motion to Appoint Willard "Skip" Wilson as an Alternate Planning Board Member

Motion by Karl Brabenec, 2nd by David Dean to appoint Willard "Skip" Wilson as an Alternate Planning Board Member.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

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Supervisor Brabenec asked the Town Clerk to notify these people come in for their oaths of office.

New Business

Councilman Dean gave an update on the Time Warner Cable contract by saying after much hard work and several meetings, they came to terms amongst the Cable Commission members and Time Warner Cable and the State of New York to finally have a contract with Time Warner to provide television cable service in the town. Obviously, they all have that now but it has been operating on an ad hoc basis. There has not been a contract. There will be an increase in revenue of approximately \$30,000-\$40,000 a year coming through the town coffers. They were excited and not all of them were 100% happy with the terms. He strongly supported it and urged the other council people to go along with and set a Public Hearing. It has been 27 years since they had a contract.

Motion to Set Public Hearing on Proposed Time Warner Cable Contract November 21, 2011 at 7:00 p.m.

Motion by Karl Brabenec, 2nd by David Dean to set a Public Hearing on Proposed Time Warner Cable Contract November 21, 2011 at 7:00 p.m. at the Town Hall, 420 Route 209, Huguenot, NY 12746.

Discussion: Supervisor Brabenec stressed it had been 27 years since the contract had been signed and the town has lost a considerable amount of money over those years because this has not been signed. Usually they are ten year contracts and it should have been signed in 1994 or 1995. Since then, they have probably lost in excess of \$500,000. Councilman Trovei asked if they just didn't sign because there was no signed contract. Supervisor Brabenec explained it was a franchise fee rate and while other municipalities have been at the max rate, Deerpark has not been for a number of years.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Appropriations, Budget and Payment of Bills

Motion to pay bills:

Motion by Karl Brabenec, 2nd by Gary Spears, to pay bills that have been signed by three council members, and bills may be viewed in the Town Clerk's office.

General Fund Abstract #21 of 2011 for a total of \$219,210.71

Highway Fund Abstract #21 of 2011 for a total of \$41,806.93

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Budget Officer's Report

Supervisor Brabenec mentioned that the Budget Officer's Report as of November 7, 2011 for the General Fund and the Highway Fund. They included a balance sheet. He and the town's accountant were working on updating it with Samantha Parlman before she leaves. He thanked both Robert Schultz and Samantha Parlman for their work on that. There will need to be modifications to the budget.

Motion to Adopt Budget Officer's Budget Report as of November 7, 2011

Motion by Gary Spears, 2nd by David Dean to adopt the Budget Officer's Report as of November 7, 2011.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Motion to Approve Budget Modifications for the General Fund as of November 7, 2011

Motion by David Hoovler, 2nd by Gary Spears to approve the budget modifications for the General Fund as of November 7, 2011.

Discussion: Supervisor Brabenec said this was a zero increase/decrease on the budget. They were only moving money from different lines to make sure everything was balanced. A lot of this had to do with storm costs.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Closing Board Comments

Councilman Spears thanked Joyce Cirulli for all her time put in for the Hazard Mitigation Plan and asked her to relay that to Jack Flynn. He sat in on a lot of meetings, but the bulk of the work was done by Jack and Joyce, the department heads and fire chiefs Barton and LoGuidice. It was an interesting process and he sat many nights and watched them work very hard and

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congratulated them that FEMA finally accepted it. He thought it would be a benefit to all the people in Deerpark for many years to come and hopefully real quick also. He knew they put in hundreds of hours of hard work and it was appreciated.

Councilman Trovej also thanked Joyce and Jack for all their hard work. He also thanked Al Schock and Bob Vicaretti for stepping up to the Planning Board positions, and welcomed Skip home. He expressed his thanks for all they have done and will do in the future.

Councilman Dean thanked Joyce and asked her to thank the rest of the team. He appreciated the fire chiefs and emergency personnel being involved in the process too. He knew it had been a long slog. It was a real good thing for the town. It has been a long hard road and really appreciated it. He commented on the UDC meeting in Narrowsburg on the 3rd. It will take him some time to get up to speed. He mentioned that Phil Chase was very highly regarded. He reported two hunters fell out of tree stands because they didn't wear a safety harness--one gentleman broke his leg in several places, the bow hunter was a fatality from falling 35 feet. He encouraged everyone to hunt safely.

Councilman Hoovler thanked Jack and Joyce for the Hazard Mitigation Plan and their tireless work put into it. He happened to see a piece of campaign literature in town about the Hurricane Irene and Tropical Storm Lee not being handled in a professional manner suggesting there was no leadership or management. Deerpark has one of the first emergency operations centers that opens up and the last to close. It has the model law in the State of New York. In fact, tonight the resolution regarding the 100 foot sign that was flopping around in the wind was taken care of immediately during the storm. He takes it as a personal front about Jack Flynn and Joyce Cirulli because they have no clue what emergency management involves and what managing an emergency situation involves. It's not as simple as you think. You just can't tell people what to do. But, you have to follow the proper procedure and they do it all the time and everytime. They are one of the best assets in the town. They volunteer more time than anyone when it comes to that type of subject. He mentioned Rev. Wildeman and that he appreciated his comments about the budget. He knows from the past and has told him that he looks at the budget very seriously and though he wants to pay off the debt service, they can't. It was part of the long term loan agreement. The manner in which they pay it off eventually, was setting them up to get a bond rating to go into the bond market so when they borrow money they can get a better rate and do more. There was a plan in place guarding all of that. Long term planning was done every January and they look three to five years in the future. He mentioned that the long-term health care and pension costs that continually push the costs. Deerpark was under the tax cap. It takes a long hard look to get there. The only place to save money was converting someone from full time to two part-time positions will save a fortune over time. They have done that to the tune of over \$300,000 in the last two years. They aren't easy decisions because they affect people, but that's the only way to get there.

He thanked Rev. Wildeman for his comments.

Councilman Dean also thanked Rev. Wildeman for his suggestions and commented that one of the biggest things that could be done for people and their taxes, not only for this town, but the entire region was if they would get out and vote when the school presents their budget. People tend not to vote when there was a school budget and these budgets sail through. In reality, 76% of everyone's tax bill was school tax. What was driving the school tax was pensions, benefit packages and state mandates. People should be encouraged to go out to vote.

Supervisor Brabenec thanked Joyce Cirulli for her years of work and for the asset she was to the community. He announced the office would be closed the next day for Election Day from 6 a.m. to 9 p.m. The Public Hearing on the 2012 Budget would be Thursday, November 10th at 7:30 p.m. at Town Hall. They will discuss the Preliminary Budget, and hope to have their report back from the New York State Comptroller's Office and make any additional changes to the Preliminary and hopefully have a motion on the floor to actually adopt the budget. They need to adopt a budget by the 18th of November. Friday would be Veteran's Day and the Town Hall will be closed, but encouraged people to attend the parade in Port Jervis. The parade starts at 9:30 and he encouraged people to thank a veteran for their service to the country in protecting our freedom. In regards to Rev. Wildeman, Councilman Hoovler responded. They would like to pay off the debt sooner, it was impossible because they were locked in. They have a fantastic rate they are locked in at and they are building their credit rating. They hope for a good bond rating and this would help their town board and future town boards. The Neversink River was a federally protected river and it was very hard to make any alterations to or around the river. However, whatever they can do, they will do. The whole Myers Grove community was included in the Hazard Mitigation Plan. He backed up what Councilman Dean said about the school taxes. He also recommended they lobby Senator Bonacic, Governor Cuomo, Assemblywoman Gunther, and constantly be on them saying they need to reform the way schools are funded in New York State. It begins in Albany.

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Motion to Enter Executive Session for Purpose of SCAR Litigation at 9:03 p.m.

Motion by Karl Brabenec, 2nd by Gary Spears to enter Executive Session for SCAR Litigation and invite Attorney Glen Plotsky in at 9:03 p.m.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

There was a 10 minute recess.

Motion to Re-enter Regular Session at 9:40 p.m.

Motion by Gary Spears, 2nd by David Hoovler to re-enter regular session at 9:40 p.m.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Motion to Adjourn at 9:42 p.m.

Motion by David Dean, 2nd by Arthur Trovei to adjourn at 9:42 p.m.

VOTE: 5 AYES: Gary Spears, Arthur Trovei, David Hoovler, David Dean, Karl Brabenec

MOTION CARRIED

Respectfully submitted,

Florence T. Santini
Town Clerk