

**TOWN OF DEERPARK
TOWN BOARD REGULAR MEETING
MONDAY, NOVEMBER 7, 2016**

Meeting was held at Town Hall, 420 Route 209, Huguenot, NY 12746

Invocation by Alan Schock (Participation is Optional)

Attendance

Supervisor: Gary Spears

Councilmember's: Alan Schock, Ken Smith, David Dean, Arthur Trovei

Attorney: Glen Plotsky

Engineer: Al Fusco, Jr.

Call to Order at 7:35 p.m.

Pledge of Allegiance by Ken Smith

Public Hearing Opened for the Proposed 2017 Preliminary Budget at 7:35 p.m.

Florence Santini, Town Clerk, read the Public Notice of the Proposed 2017 Preliminary Budget (attached to the official minutes).

Public Comment: None

Board Comments: Supervisor Spears explained how the Auditor from the State Comptroller's Office was here for about two weeks because of the deficit financing that was created when they bonded years ago to cover the shortfall. There were comments about their fund balance and where it was and the accountant verified it with her. She was happy about that. They have a 6.2% tax cap this year for the state. The town is at .5% (half of a point) increase just to keep pace with the contractual obligations for their unions for 2% raises for everybody. They are the same as last year. They took a little money out of paving because they expect a grant from the county to cover a big chunk of road. They will do a lot this next year as they did this year. The Highway Department was able to really stretch the dollars this year and get a lot of road done. All employees were given a 2% raise, so they are holding the line. They were fortunate last year to build up a surplus because they had an easy winter. The surplus will carry over if not needed for November and December. The price of fuel was down and that helped the budget. Councilman Trovei and Ken Smith both said they reviewed it and he did a great job. David Dean asked how much longer Albany would be scrutinizing the budget. Florence Santini said she thought it was until 2018. Supervisor Spears said it was actually good. It is just another set of eyes.

Motion to Close the Public Hearing on the Proposed 2017 Preliminary Budget

Motion by David Dean, 2nd by Ken Smith to close the public hearing on the proposed 2017 Preliminary Budget.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Presentations/Communications

Supervisor Spears announced the office will be closed on Tuesday, November 8th for Election Day and urged everyone to get out to vote for the candidate of their choice. The office will also be closed on Friday, November 11th for Veteran's Day. Flo Santini said there will be a Parade and ceremony in Port Jervis starting at 10:30 Friday.

Florence Santini, Town Clerk announced the Thanksgiving Dinner for the senior citizens is closed. They cannot handle anymore reservations. They literally have a waiting list. She said they are being told that meals will be delivered, but cannot hold anymore sitting in. The dinner is November 19th. The Senior Center is not numbered for 911 and she and the Highway Superintendent will look for nice numbers so it is seen from the road. Orange County Office of the Aging had called her a number of times and they will come over on Thursday to look at the Senior Center to possibly feed the seniors Monday's and Thursday's. Kathy Shortell is retiring from Port Jervis. They will cook it and deliver it for the seniors.

Addition or Deletions to Agenda

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Motion to Add Millennium Pipeline Right-of-Way Contract and Frontier Franchise Agreement to the Agenda

Motion by Gary Spears, 2nd by David Dean to add the contract with the Millennium Pipeline Right-of-Way and the Frontier Franchise Agreement to the Agenda.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Public Comment Period – None

Ed Hughson – Highway Superintendent reported they have the new body on one of their trucks and it is ready to go; the sanders are on, and the snow plows are checked out. He received an inventory from New York State for all their town roads. He said that last year they would do aerial calculations of the town roads. He was told to check it out and said their report was 9 miles short. They went from 87.8 miles to 79.7 miles. He will meet with them on November 15th to get everything recalculated. He mentioned some of the discrepancies on their report with his records. He said this is what CHIPS funding is calculated by. Supervisor Spears asked if Ed had the ability to measure the distance with his truck and recommended he do that before the meeting and he said he would. Councilman Trovei asked if they would want to back charge the town if he can't prove the road's mileage. The meeting will be at the Emergency Management Center in Goshen. The culvert was being worked on at Big Pond and they will pour the footers and hopefully be done tomorrow. There will be stuff dug out of there and he gave them permission to dump it. The bathrooms are closed at Harriet Space Park. The power is on, but when they are done down there, they need to turn off the breakers. They ordered another 340 ton of salt. They had to fulfill their order for the end of the year. His budget should have money left over in the area of fuel and overtime hours. They had the Highway Garage cleaned and painted. Councilman Dean added for Ed's information, the Route 97 bridge work was started, the guys from Servidone have been there two days putting up signs, etc.

Motion to Approve October 17, 2016 Board Minutes

Motion by Ken Smith, 2nd by Arthur Trovei to approve the October 17, 2016 Board Minutes.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

New Business

Motion to Adopt the Final 2017 Budget

Motion by Alan Shock, 2nd by Ken Smith to adopt the final 2017 Budget.

VOTE: 5 AYES (Roll Call): Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Motion to Adopt Resolution 16 - Authorizing the Supervisor to Sign the Port Jervis/Town of Deerpark Humane Society Contract for 2017

Motion by Arthur Trovei, 2nd by Ken Smith to adopt Resolution 16 - Authorizing the Supervisor to sign the Port Jervis/Town of Deerpark Humane Society Contract for 2017.

VOTE: 5 AYES (Roll Call): Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Motion to Approve Payment for February NYC Convention of \$600 to the OCATVC

Motion by Gary Spears, 2nd by Ken Smith to approve payment for February NYC Convention of \$600 to the Orange County Association of Towns, Villages and Cities (OCATVC).

VOTE: 5 AYES (Roll Call): Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Motion to Cancel and Reschedule December Board Meetings

Motion David Dean, 2nd by Ken Smith to cancel the previously scheduled Board Meetings on Monday, December 5 and December 19, and reschedule them to Monday, December 12 at 7:30 and Thursday, December 29 at 3:00 p.m.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

**TOWN OF DEERPARK
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Motion to Authorize the Supervisor to Sign Millennium Pipeline Access Agreement

Motion by Ken Smith, 2nd by David Dean to authorize the Supervisor to sign the Millennium Pipeline Access Agreement and accept \$1,500 to use Town of Deerpark property.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Frontier Franchise Agreement update by Town Attorney Glen Plotsky. He explained they had a couple sessions with Frontier representatives who expressed their desire to have an agreement, which is a non-exclusive franchise agreement. It will be parallel to the Time Warner Cable agreement. Potentially, with competition, there will be better service. The agreement has all the necessary recitals and terms of service.

Motion to Enter into Frontier Franchise Agreement to Provide Cable Service in the TOD

Motion by David Dean, 2nd by Ken Smith to enter into a franchise agreement with Frontier to provide cable service in the Town of Deerpark (TOD).

Discussion: Supervisor Spears added that this will allow people who have Frontier phone lines but don't have cable to their house; this will give them another option. This will hopefully improve competition and lower prices. The upside for the town is that they may reach more customers that are being serviced by Direct TV and Dish that do not pay the town anything. Frontier will be paying just as Time Warner does, so they may get more for taxes.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Appropriations, Budget and Payment of Bills

Motion to Pay Bills and Accept Budget Officer's Report

Motion by Arthur Trovei, 2nd by Ken Smith to pay bills that have been signed by three council members, and accept the Budget Officer's Report and may be viewed in the Town Clerk's Office.

General Fund Abstract #20 of 2016 in the amount of \$128,150.85

Highway Fund Abstract # of 2016 in the amount of \$47,902.42

Engineering Fund Abstract #14 of 2016 in the amount of \$699.00

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Closing Board Comments

Councilman Dean said the Hunting Season and rifle season is coming and warned people to wear orange and be careful.

Councilman Trovei congratulated Flo Santini for the Thanksgiving Dinner and how they've run out of room for them. It's a great time to feed people who don't have food. He is praying for leaders of integrity who will bring the nation back to greatness again.

Councilman Schock – He just added may the best man win.

Councilman Smith – He thanked Ed for the information and Gary for the budget. He said to Flo that he knew she worked hard on the Thanksgiving project and it was good to hear how they provide for so many. He suggested people go out to vote and reminded them if they don't vote, they can't complain.

Supervisor Spears – He reiterated how important it is for everyone to exercise their right to vote. It is what makes this country great. Everybody has their say and whoever wins hopefully they will all get behind them and work towards the goal to make this country great. He thanked Flo and knew the seniors enjoyed the new facility so much and they are grateful for all they do there and the dinner provided. He asked Ed Hughson to tell his men good job for the ton of paving done this year. He said he hoped they had another easy dinner.

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Florence Santini, Town Clerk reported on the Dog Enumeration stating that from October 1st to the 31st, her office registered 308 dogs with original licenses and 120 license renewals. More than half of the renewals hadn't been done in more than a year or two. They took in \$3,019.00 for dog registrations. She said they paid New York Ag & Markets \$644.00 and the rest was kept in town. It updated their records.

Motion to Enter Executive Session to Discuss Tax Certiorari's at 8:30 p.m.

Motion by Gary Spears, 2nd by Alan Schock to enter Executive Session for the purpose of discussing Tax Certiorari's and invite in the Town Attorney and Town Engineer after a short recess, at 8:30 p.m.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Motion to Re-Enter Regular Session at 9:20 p.m.

Motion by Ken Smith, 2nd by Arthur Trovei to re-enter Regular Session at 9:20 p.m.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Motion to Adjourn at 9:21 p.m.

Motion by David Dean, 2nd by Alan Schock to Adjourn at 9:21 p.m.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Respectfully submitted by,

Florence T. Santini
Town Clerk