

**TOWN OF DEERPARK
TOWN BOARD MEETING
ANNUAL RE-ORGANIZATION MEETING
MONDAY, JANUARY 9, 2012**

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

Invocation by Rev. Steve Huston

Attendance

Supervisor: Karl Brabenec

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

Attorneys: Glen Plotsky (left at 7:53 p.m.), David Bavoso

Engineer: Al Fusco

Call to Order at 7:34 p.m.

Pledge of Allegiance led by David Hoover

Additions or Changes to Agenda

Motion to Accelerate Presentations and Communications above Executive Session in the Agenda

Motion by David Hoover, 2nd by Gary Spears to accelerate the Presentations and Communications to above Executive Session in the Agenda.

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

MOTION CARRIED

Presentations/Communications

Councilman Hoover invited the Huston family to the podium and thanked Steve for his prayer of invocation. He reported that Steve was a local pastor in Port Jervis (First Presbyterian Church) and that his wife and family had been very active in the community with PTA, scouting, youth activities opening their church to almost every youth activity in the town. They were excellent role models for the children, especially in scouting and his wife in the PTA. They are moving to Mahwah, New Jersey. He mentioned how his influence in community building had impressed him. Orange County Sheriff Dubois was unable to attend the meeting, but wanted Mr. Hoover to present a pin on his behalf; the Town of Deerpark Town Board presented a certificate in appreciation on behalf of the residents of the town; and Supervisor Brabenec also presented a certificate to Mrs. Huston for her hard work and dedication to the youth. Rev. Huston expressed how they thoroughly enjoyed their time in the area and have been very thankful for the roles many had played in their children's lives.

Motion to Enter Executive Session Re: Litigation – Deerpark Village at 7:40 p.m.

Motion by Karl Brabenec, 2nd by Gary Spears to enter Executive Session for the purpose of litigation involving Deerpark Village and invite in Town Attorneys Glen Plotsky, David Bavoso and Town Engineer Al Fusco at 7:40 p.m.

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

MOTION CARRIED

Motion to Re-Enter Regular Session at 7:55 p.m.

Motion by Karl Brabenec, 2nd by Gary Spears to re-enter regular session at 7:55 p.m.

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

MOTION CARRIED

Motion to Approve December 19, 2011 Town Board Minutes

Motion by David Hoover, 2nd by Arthur Trovei to approve December 19, 2011 Town Board Minutes as presented.

VOTE: 4 AYES: Arthur Trovei, David Hoover, David Dean, Karl Brabenec

1 ABSTENTION: Gary Spears

MOTION CARRIED

Motion to Approve December 30, 2011 Town Board Minutes

Motion by Gary Spears, 2nd by David Hoover to approve December 30, 2011 Town Board Minutes as presented.

VOTE: 4 AYES: Gary Spears, David Hoover, David Dean, Karl Brabenec

1 ABSTENTION: Arthur Trovei

MOTION CARRIED

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Public Comment Period

Reverend Bill Wildeman – He spoke of his tax bill and was surprised to discover his bill was less than the previous year by more than \$29.00. He hoped that many people in the community had the same results with what the board had done. He thanked the board and encouraged them to keep up the good work. He put them in the class of good neighbors who were helping all their neighbors in the Deerpark community. He presented two items he brought up previously and didn't see them on the agenda. The first one had to do with those living on the Neversink River and recited the article heading from September 10th paper regarding the clearing of the Pinekill. He hoped they would consider this for the Neversink. The second thing had to do with those who owe taxes and though he didn't know how many couldn't pay their taxes last year, he couldn't see it going down, but only up and those people need good neighbors. He thought they might want to pray about it. He found that people in public office had a tendency to shy away from saying they were praying for anything in terms of what they were doing. He has proof of this in the mailings he received and not one asked for prayer.

New Business

Supervisor Brabenec mentioned that the first part of the new business was the re-organization meeting, which would be longer this meeting because of the new term and appointments that need to be made. To shorten it, they will condense the votes for appointments in one motion for different categories.

Town Supervisor's Appointments:

Deputy Supervisor – David M. Hoovler
Budget Officer – Karl A. Brabenec
Secretary/Clerk to the Supervisor (PT) – Danielle L. Glynn
Bookkeeper/Clerk (PT) – Marylou Maher
Historian – Norma Schadt
Deputy Historian – Linda Mole
Emergency Management Director – Jack Flynn
Emergency Management Deputy Director – Joyce Cirulli

Liaisons:

Arthur Trovei -- BAR, Courts, Assessor, Community Development Task Force
David Hoovler – DSB, Ethics, School District, Recreation, City of Port Jervis
Gary Spears – Highway Department, Building Department, Tax Collector, Senior Clubs & Senior Shuttle Program
David Dean – Upper Delaware Council, Cable Commission, Planning Board, ZBA
Karl Brabenec – Police Department, Building Maintenance, Town Clerk, Fire Districts, Historian, Veterans Board

Motion to Accept Salaries for Elected Officials as Per Budget for 2012

Motion by Karl Brabenec, 2nd by Gary Spears to accept the salaries for elected officials as per budget for 2012 as follows:

<u>Position</u>	<u>Annual Salary (Gross per week)</u>	<u>To Be Paid</u>
Supervisor	\$33,381.00 (\$641.94 per week)	Salary – Weekly
Town Clerk	\$39,403.00 (\$757.75 per week)	Salary – Weekly
Highway Superintendent	\$50,867.00 (\$978.21 per week)	Salary – Weekly
Councilman 4 @	\$ 6,000.00 (\$500.00 per week)	Salary – Monthly
Town Justice 2 @	\$19,092.00 (\$1,591.00 per month)	Salary – Monthly
Tax Collector	\$12,480.00 (\$1,040.00 per month)	Salary – Monthly

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

MOTION CARRIED

Motion to Accept Salaries for Department Heads as Per Budget for 2012

Motion by Karl Brabenec, 2nd by Gary Spears to accept the salaries for Department Heads as per budget for 2012 as follows:

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Position	Annual Salary/Hrs per Year	To Be Paid
Police Chief	\$34,372.00 (1040 hrs annually @ \$33.05/hr)	Hourly – Weekly
Police Lieutenant	\$63,336.00 (2080 hrs annually @ \$1218.00/wk)	Salary – Weekly

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

MOTION CARRIED

Motion to Set Salaries for Appointed Officials as Per Budget for 2012

Motion by Karl Brabene, 2nd by Arthur Trovei to set salaries for Appointed Officials as per budget for 2012 as follows:

Position	Annual Salary	To Be Paid
Town Attorney	\$35,000.00 (\$2,916.67 per month)	Monthly
Town Engineer	Up to \$30,000.00	as needed – per abstract
Town Accountant	Up to \$30,000.00	as needed – Monthly
Budget Officer	\$6,000.00 (\$500.00 per month)	Monthly
Parks Maintenance Superintendent	\$6,000.00 (\$500.00 per month)	Monthly
Registrar of Vital Statistics	\$2,000.00 (\$38.46 per week)	w/weekly TC Salary
Records Management Officer	\$2,000.00 (\$38.46 per week)	w/weekly TC Salary
Court Stenographer	\$125.00/first hour \$25 per additional hr & \$1.75 per page	As worked

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

MOTION CARRIED

Motion to Set Salaries for Police Department and Highway Department

Motion by Karl Brabene, 2nd by David Dean to set salaries for Police Department as per contract schedule of salaries and the Highway Department as per their current contract.

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

MOTION CARRIED

Motion to Accept Salaries for Town Employees as Per Budget for 2012

Motion by Karl Brabene, 2nd by Gary Spears to accept salaries for Town Employees as per budget for 2012 as follows:

Position	Annual Salary/Hrs Per Week	To Be Paid
Assistant Assessor (PT)	\$17,680.00 (1040 hrs annually @ \$17.00/hr)	Weekly
Building & Grounds Custodian (PT)	\$17,680.00 (1040 hours annually @ \$17.00/hr)	Weekly
Deputy Tax Collector (PT)	\$ 1,500.00 (\$10.00/hr)	As worked - Weekly
Dog Control Officer (PT)	\$ 5,100.00 (360 hrs annually @ \$14.16/hr)	Monthly
Bookkeeper/Clerk to Supervisor (PT)	\$20,280.00 (1560 hrs annually @ \$12.50/hr)	Weekly
Clerk – Supervisor Office (PT)	\$ 7,020.00 (780 hrs annually @ \$9.00/hr)	Weekly
Deputy Town Clerk 1 (PT)	\$13,260.00 (1040 hrs annually @ \$12.75/hr)	Weekly
Deputy Town Clerk 2 (PT)	\$12,740.00 (1040 hrs annually @ \$12.25/hr)	Weekly
Hwy Dept Secretary (PT)	\$14,040.00 (1040 hrs annually @ \$13.50/hr)	Weekly
Court Officer (PT) (Osowick & Wulff)	\$ 5,000.00 (375 hrs annually @ \$13.81/hr)	Monthly
Court Clerk (PT) (Judge Osowick)	\$11,000.00 (842 hrs annually @ \$13.06/hr)	Monthly
Court Clerk (PT) (Judge Wulff)	\$11,000.00 (842 hrs annually @ \$13.06/hr)	Monthly
ZBA Clerk	\$13.33 per hr (per diem as needed)	Monthly
Planning Board Clerk	\$13.33 per hr (per diem as needed)	Monthly
Emergency Management Clerk	\$13.33 per hr (per diem as needed)	Monthly

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

MOTION CARRIED

Motion to Approve Stipends for Municipal Boards Chairmen and Members

Motion by Karl Brabene, 2nd by Gary Spears to approve stipends for Municipal Boards Chairmen and Members as follows:

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<u>Position</u>	<u>Annual Salary</u>	<u>To Be Paid</u>
Planning Board, ZBA, BAR	\$30.00 per meeting	As attended, Quarterly
Planning Board, ZBA, BAR Chairmen	\$20 additional per meeting	As attended, Quarterly
Planning Board, ZBA Alternates	No payment unless voting at meeting (\$30.00 per meeting)	As attended, Quarterly

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

MOTION CARRIED

Motion to Approve Appointments by Town Board and Department Heads

Motion by Karl Brabenc, 2nd by David Hoovler to approve appointments by Town Board and Department Heads:
 reappoint for the Town Board, Planning Board and ZBA, Bavoso, Plotsky and Onofry as attorney for the Town of Deerpark;
 reappoint Victoria Campbell as attorney for the Ethics Board;
 reappoint Fusco Engineering and Land Surveying, P.C. as Engineering Firm for the Town of Deerpark;
 reappoint R.C. Lain Insurance as Insurance Agency for the Town of Deerpark;
 reappoint Robert W. Schultz, CPA as Town Accountant for the Town of Deerpark;
 reappoint Kathleen A. Basile as P/T Deputy Town Clerk 1;
 reappoint Theresa Creegan as P/T Deputy Town Clerk 2;
 reappoint Dominick "Tar" Santini as Unpaid Deputy Town Clerk;
 reappoint Florence T. Santini as Registrar as Vital Statistics;
 reappoint Florence T. Santini as Records Management Officer;
 reappoint Kathleen A. Basile as Deputy Registrar of Statistics;
 reappoint Joan Cunningham as Deputy Tax Collector;
 appoint John W. Decker as Deputy Superintendent of Highways;
 reappoint Edward A. Hughson as Parks Maintenance Superintendent;
 reappoint Pamela Platt as P/T Assistant Assessor;
 appoint Alfred A. Fusco, III of Fusco Engineering and Land Surveying, P.C. as P/T Building Inspector;
 appoint Robert Emerson of Fusco Engineering and Land Surveying, P.C. as P/T Deputy Building;
 appoint Alfred A. Fusco, Jr. of Fusco Engineering and Land Surveying, P.C. as P/T Assistant Building Inspector;
 reappoint Regina Tenke as P/T Clerk to Judge Wulff;
 reappoint Marylou Witkowski as P/T Clerk to Judge Osowick;
 reappoint Dean Sinsabaugh as P/T Court Officer to Judge Osowick and Judge Wulff;
 reappoint Robert Ostrom as P/T Building and Grounds ;
 reappoint Thomas Yonskie as P/T Dog Control Officer;
 reappoint Joyce Cirulli as Emergency Management P/T Clerk;
 reappoint Barbara Brollier as P/T Clerk to the Planning Board and Zoning Board of Appeals;
 designate Danielle Glynn as Clerk to the Board of Assessment Review;
 reappoint Patrice Conroy as P/T Highway Department Secretary;
 reappoint William Werner as P/T Police Chief;
 reappoint Richard Szyndor as Police Lieutenant;
 reappoint Charles Carlsen as Representative to the Otisville Advisory Committee;
 appoint Virginia Dudko as Representative to the Upper Delaware Scenic Byway Committee;
 appoint Norma Schadt as Alternate Representative to the Upper Delaware Scenic Byway Committee;
 appoint David Dean as Representative (Voting Delegate) of Upper Delaware Council;
 appoint Gary Spears as Alternate Representative of Upper Delaware Council;
 reappoint Noel Malsberg as Webmaster for Town Website;
 reappoint Alan Schock as Chairman of the Planning Board;
 reappoint Robert Vicaretti, Sr. as Vice Chairman of the Planning Board;
 reappoint Michael Hunter as a member of the Planning Board for a term to end December 31, 2018;
 reappoint Willard "Skip" Wilson as Alternate to the Planning Board;
 reappoint Michael Breitenfeld as Alternate to the Planning Board;
 reappoint Hugh Frank Bigger as Chairman of the Zoning Board of Appeals;
 reappoint Gerald Cedrone as Vice Chairman of the Zoning Board of Appeals;
 reappoint James Harrington as a member of the Zoning Board of Appeals for a term to end December 31, 2016;

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Appointments continued.

reappoint Daniel Witt as Alternate for the Zoning Board of Appeals;
reappoint Theresa Creegan as Chairman of the Recreation Committee;
reappoint Frederick Witt as Chairman of the Ethics Committee;
reappoint Floyd Babcock as Chairman of the Veterans Board;
reappoint Catherine Westfall as Chairman of the Museum Committee;
appoint Community Development Task Force Members: Karl A. Brabenec, David Dean, David Hoovler, Arthur Trovei and Gary Spears;
appoint Recreation Committee Members: Theresa Creegan, David Hoovler, Gary Spears and Teresa Blancato-Horton;
reappoint Ethics Committee Members: Fred Witt, David Hoovler, Ann Keller, and Julie Witherow;
reappoint Museum Committee Members: Catherine Westfall, Barbara Johnson, Norma Schadt, Linda Mole, Viola Sinsabaugh, Dan Witt, Brian Lewis, Nick Somarelli, Joan Applegate and Susan Miller;
reappoint Veterans Board Members: Floyd Babcock, Wilbur Wesselius, George Keller, Colin Tunney, Richard Lee Cornell, Dennis W. Simmons, Ad Hoc and Anthony Zippo, Ad Hoc.

Discussion: Councilman Hoovler asked about William Onofry and the Supervisor stated he withdrew his name earlier that day.

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

MOTION CARRIED

Motion to Name Voting Delegate and Alternate to Association of Towns

Motion by Gary Spears, 2nd by David Dean to name Karl A. Brabenec as the voting delegate and David M. Hoovler as the alternate to the Association of Towns for 2012.

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

MOTION CARRIED

Motion to Set the Official Media for the Town of Deerpark

Motion by Karl Brabenec, 2nd by Gary Spears to set the Official Media for the Town of Deerpark for 2012 as follows:

Newspaper – None
Radio – 96.7 FM/1490 AM
TV – YNN and News 12

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

MOTION CARRIED

Motion to Designate Hours of Operation for Deerpark Town Hall in 2012

Motion by Karl Brabenec, 2nd by Gary Spears to set hours of operation for Deerpark Town Hall, 420 Route 209, Huguenot, NY 12746, Monday – Friday, 8:00 a.m. to 4:00 p.m.

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

MOTION CARRIED

Motion to Set Regular Town Board Meeting Dates for 2012

Motion by Karl Brabenec, 2nd by David Dean to set all Regular Town Board Meeting dates on the first Monday of the month to be held at the Deerpark Town Hall, 420 Route 209, Huguenot, NY 12746 at 7:30 p.m., unless the first Monday falls on a Federal Holiday or otherwise changed by a majority of the Town Board.

Discussion: Supervisor Brabenec explained they would meet once a month, but could still have workshops or special meetings at the request of the Town Board. They would only have one official meeting per month.

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

MOTION CARRIED

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Motion to Designate Holiday Schedule for 2012

Motion by Karl Brabenec, 2nd by Gary Spears to accept the 2012 Holiday Schedule as indicated. (A copy is attached to the official minutes.)

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

MOTION CARRIED

Motion for Mileage Reimbursement Rate

Motion by Karl Brabenec, 2nd by David Dean for Mileage Reimbursement Rate for 2012 as follows: Reimbursement rate for the use of personal vehicles on Town Business @ \$0.45 per mile.

Discussion: Supervisor Brabenec stated the rate was 10 cents lower than the IRS rate.

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

MOTION CARRIED

Motion for Use of Town Vehicles by Private Contractors

Motion by Karl Brabenec, 2nd by Gary Spears to allow designated representatives employed by Fusco Engineering and Land Surveying, P.C. to use town vehicles for the purposes of building inspection/code enforcement and for designated representatives employed by the County of Orange to use town vehicles for the purposes of town assessment/data collection until rescinded by a majority vote of this or future town boards.

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

MOTION CARRIED

Motion to Authorize Town Depositories

Motion by Karl Brabenec, 2nd by Gary Spears to authorize Officials who handle town funds to deposit funds in the bank of their choice provided it is located within the County of Orange and meets requirements as stipulated by the Office of the Comptroller, State of New York.

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

MOTION CARRIED

Motion to Authorize Supervisor to Pay Bills Upon Presentation

Motion by Karl Brabenec, 2nd by David Hoovler to authorize the Supervisor to pay utility, postage, contract freight and expense charges before audit by the Town Board. All claims to be presented at the next regular meeting of the Town Board.

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

MOTION CARRIED

Motion to Authorize Supervisor to Make Investment Transactions

Motion by Karl Brabenec, 2nd by David Dean to authorize the Supervisor to make investment transactions for the Town of Deerpark. Funds shall be deposited in FDIC insured commercial banks as per requirements set forth by the Office of the State Comptroller, State of New York. Investments shall be collateralized as per requirements of the Office of the State Comptroller.

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

MOTION CARRIED

Motion to Schedule an Internal Financial Audit Special Meeting

Motion by Karl Brabenec, 2nd by Gary Spears to schedule an Internal Financial Audit Special Meeting to be completed as per Comptroller's Office Regulations on the 18th January, 2012 at 3:00 p.m. and to have the Town Clerk inform the necessary departments including, but not limited to the Supervisor, Town Clerk, Town Justices, Tax Collector, Building Inspector, ZBA and Planning Board.

Discussion: Supervisor Brabenec explained this is the annual financial meeting required by the State Comptroller's Office and has to be held before the 20th of January by state law.

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

MOTION CARRIED

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Motion to Authorize Pay Serv to Provide Payroll For 2012

Motion by Karl Brabenec, 2nd by David Dean to authorize Pay Serv to provide payroll services for 2012.

Discussion: Councilman Dean clarified they used Pay Chex in the beginning and now they are using Pay Serv and asked if they were less money. The Supervisor confirmed Pay Serv was less money. Councilman Dean asked if the service was better. The Supervisor affirmed that it was better. Pay Chex was difficult to reach with problems and Pay Serv has better service. Councilman Dean asked if their contract for 2012 holds that price line for that period of time and the Supervisor said it did.

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

MOTION CARRIED

Motion to Continue To Maintain Petty Cash

Motion by Karl Brabenec, 2nd by Gary Spears to continue to maintain petty cash fund in the Offices of the Town Clerk and Supervisor in the amount of \$100.00 per office.

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

MOTION CARRIED

Motion that Vehicles Presently Under Supervisor's Office Jurisdiction Remain As Such

Motion by Karl Brabenec, 2nd by Gary Spears that vehicles presently under jurisdiction of the Supervisor's Office, which may be used by Town Officials on Town Business, remain as such.

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

MOTION CARRIED

Motion to Grant Permission to the Orange County Board of Elections

Motion by Karl Brabenec, 2nd by Arthur Trovei to grant permission to the Orange County Board of Elections to use the following town facilities as polling places for 2012 elections: Building #2, Route 209, Huguenot, NY.

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

MOTION CARRIED

Motion to Pay \$1,100.00 Dues to the NYS Association of Towns

Motion by Karl Brabenec, 2nd by Arthur Trovei to pay \$1,100.00 dues to the NYS Association of Towns for 2012.

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

MOTION CARRIED

Motion to Pay Orange County Association of Towns, Villages and Cities Dues/Hospitality Suite Contribution

Motion by Karl Brabenec, 2nd by David Dean to pay the \$100.00 dues to the Orange County Association of Towns, Villages and Cities along with the \$260.00 contribution toward the sponsorship of the Orange County Hospitality Suite.

Discussion: Supervisor Brabenec explained that the Suite is a room for two days where sandwiches and drinks are provide for those from Orange County attending the conference, which saves participants a lot of money.

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

MOTION CARRIED

Motion To Authorize Advanced Pay for NYS Association of Towns School

Motion by Karl Brabenec, 2nd by Gary Spears to authorize vouchers for Hotel/Lodging, registration costs and travel costs for the NYS Association of Towns School and to pay necessary costs in advance. Furthermore, that no reimbursements will be made for any cost involving food or beverage.

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

MOTION CARRIED

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Motion to Bid Out Surplus Equipment

Motion by Karl Brabenec, 2nd by Arthur Trovei to designate the following items of equipment as no longer necessary for municipal purposes and therefore surplus property of the town: 1992 Ford 35C Ambulance – Vin #1FDKE30M3NHA72460, and furthermore that the Town Clerk place an ad requesting bids for the stated surplus equipment and that bids be submitted through Auctions International, who will work as agent on behalf of the town.

Discussion: Supervisor Brabenec said this was a very old ambulance that a former town board accepted and was supposed to be a mobile command center and they have not used it.

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

MOTION CARRIED

Motion to Adopt the Town of Deerpark Fee Schedule for 2012

Motion by Karl Brabenec, 2nd by David Hoovler to adopt the Town of Deerpark Fee Schedule for 2012.

Discussion: Supervisor Brabenec stated the schedule has not changed from last year and they can change it at any time, but need to adopt it.

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

MOTION CARRIED

Motion to Adopt the New Building Construction Fees for Building Department

Motion by Karl Brabenec, 2nd by Gary Spears to adopt the new Building Construction Fees for the Town of Deerpark Building Department.

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

MOTION CARRIED

Motion to Approve Supervisor to Sign Two 211 Waiver Applications

Motion by Karl Brabenec, 2nd by Gary Spears to approve the Supervisor to sign 211 Waiver Applications for Chief William Werner and Lieutenant Richard Szyndor.

Discussion: Supervisor Brabenec explained that they are retirees and can only make a certain amount as per New York State Law, so the town has historically applied for a Section 211 Waiver allowing them more flexibility to work more hours.

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

MOTION CARRIED

Motion to Appoint Michelle Dean to the Board of Assessment Review

Motion by Karl Brabenec, 2nd by Gary Spears to appoint Michelle Dean as a member of the Board of Assessment Review for a term to end September 1, 2016.

VOTE: 4 AYES: Gary Spears, Arthur Trovei, David Hoovler, Karl Brabenec

1 ABSTENTION: David Dean

MOTION CARRIED

Motion to Approve Supervisor to Sign Agreement with Thomas, Drohan, Waxman, Petigrow & Mayle, LLP

Motion by Gary Spears, 2nd by David Dean to approve the Supervisor to sign agreement with Thomas, Drohan, Waxman, Petigrow & Mayle, LLP as our Labor Attorney for 2012.

Discussion: Supervisor Brabenec stated that this agreement is in place each year so if they use their services, the town would pay them \$195.00 an hour for attorneys and \$195.00 for paralegal services for the period of January 1 through December 31, 2012. Councilman Spears clarified that this is only if they request them but it doesn't bind them if they want someone else. Councilman Dean added it is on an as needed basis. Supervisor Brabenec said they would only need them for labor laws because the Town's Attorney's don't specialize in labor law.

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

MOTION CARRIED

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Motion to Retain Town Board's Labor Consultant and Negotiator for Police and Highway Contract Negotiations

Motion by Karl Brabenec, 2nd by Arthur Trovei to retain the services of Michael Richardson as the Town Board's Labor Consultant and Negotiator for Police and Highway Contract Negotiations in 2012.

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

MOTION CARRIED

Discussion of Update of Multi-Year Plan

Councilman Hoovler gave highlights of where they were going: The revenues and expenses came in right where they projected; they were within their limits on almost all their budget lines. Moving forward with their next three year plan, they need to do better with managing their cash flow at the town level. They want to focus this next year on getting the town into the bond market so they have the ability to go into the private sector and avail themselves to banks and shop around, and not being limited to borrowing off one lender. The bond rating requires certified financials as well as independent audit of town finances. It is quite costly, and needs to be discussed. FEMA money and 12.5% of FEMA share that ultimately falls on the town. He reported that the town is still in debt, but doing decently. Overall, the town is doing well with their plans. Though they were \$858,000 in debt, they are doing substantially better than many towns that have surpluses. He credits the monthly financial reports that come out and the Supervisor and Bookkeeper who keep things on track. They were hoping to find more money this year for Parks and Recreation as well as more money for a Senior Project. He should have a plan in a couple of weeks. Supervisor Brabenec thanked Councilman Hoovler for his work on this plan.

Motion to Approve the Certificate of Insurance Bond for Tax Collector

Motion by Karl Brabenec, 2nd by David Hoovler to approve and forward the Certificate of Insurance from July 19, 2011 to July 19, 2012 for the Tax Collector for the Town of Deerpark to the Orange County Clerk's Office.

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

MOTION CARRIED

Supervisor Brabenec asked the council members to sign the certificate above their names and return them to the Town Clerk.

Motion to Adopt Resolution No. 1 – Official Undertaking of Municipal Officers

Motion by Karl Brabenec, 2nd by to adopt Resolution No. 1 – Official Undertaking of Municipal Officers.

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

MOTION CARRIED

Councilman Spears reported this issue came to their attention, that there was a large gas compressor station scheduled to be built in Minisink. There was some voiced opposition and they thought they would look at some alternatives. One of them was a tremendous amount of work done in the Town of Deerpark. It doesn't work well for the town with the amount of work and environmental impact it would have on the town and residents. He was proposing a resolution for the Town Board and he read it aloud.

Motion to Adopt Resolution No. 2 – Opposition to Gas Compressor

Motion by Gary Spears, 2nd by David Hoovler to adopt Resolution No. 2 – Opposition to Gas Compressor.

Discussion: Councilman Hoovler asked the town engineer, Al Fusco to explain his thoughts on this station and the town's options. Mr. Fusco thought the resolution was appropriate and set the criteria for future ideas of looking at the town for some of this work and that they are concerned about the environmental considerations. His research was given to the council and to paraphrase he said the Federal Energy Regulatory Commission (FERC) has certain amounts of power and for an approved project, they can take land. However, the areas where they can't take land with environmental issues. The State needs to back them up because the agencies would go against these projects on behalf of the local communities. He called the FERC and talked to the gentleman handling the Minisink project and he said they absolutely were not considering the Town of Deerpark. The only applications and alternatives had to do with Minisink. This resolution would allow them to request additional information or oppose the environmental issues. He thought it was appropriate to put them on notice that they have environmental concerns.

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

MOTION CARRIED

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Motion to Forward Resolution No. 2 to State Elected Officials, Town of Minisink and City of Port Jervis

Motion by David Hoovler, 2nd by Gary Spears to forward Resolution No. 2 to the State Elected Officials and the Town of Minisink with a letter from the Supervisor.

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

MOTION CARRIED

Supervisor Brabenec read the Introduction of Local Law No. 1 of 2012 - Dissolving the Police Commission. The Local Law Repealing Chapter 67 in the Town of Deerpark Code and dissolving the Police Commission in the Town of Deerpark. The Town of Deerpark hereby repeals Chapter 67 in the Town of Deerpark Code enacted on June 13, 1983 and amended by Local Law No. 1 of 1997, Local Law No. 5 of 2000, Local Law No. 10 of 2000 and the Local Law No. 1 of 2011, which establishes a Police Commission for the town.

Motion to Set Public Hearing on Introduction of Local Law No. 1 of 2012 – Dissolving the Police Commission

Motion by Gary Spears, 2nd by David Hoovler to set Public Hearing on Introduction of Local Law No. 1 of 2012 – Dissolving the Police Commission on February 6, 2012 at 7:00 p.m. at the Town Hall in the Town of Deerpark.

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

MOTION CARRIED

Annual NYS Association of Towns Announcement

Florence T. Santini, Town Clerk announced the 2012 Training School and Annual Meeting of the Association will be held at the Hilton New York Tower in New York City February 19-22, 2012. This is a training session for town officials. The training events begin on Sunday (the agenda was read and is on file in the Town Clerk's Office).

Harriet Space Park Improvements Discussion

Councilman Spears reported that the Recreation Committee needs to update the park to get it into safety compliance with NYMIR and make improvements to help the organizations providing recreation services in town, so they don't have to duplicate their services. Besides needing to raise money and find volunteers, they plan on doing what has to be done, such as install safety rail on baseball fields before Spring so the Little League can use them. He has already discussed this with the Parks Maintenance Supervisor, Ed Hughson. They have already purchased new aluminum benches for the dug outs and benches for the spectators. They may need to place security cameras there due to past vandalism. He asked for permission to look into getting cameras. Councilman Hoovler was all for that and thought they used to have a gate and thought they should have a gate there too. Councilman Spears wrote it down and thought they could check with Orange County and Councilman Hoovler added he had spoken with them and was told they could do whatever they wanted to do. Councilman Spears reported purchasing new combination goal posts for the Youth Soccer and Football Leagues and they have plans to build another field in the future that could be used by those leagues. They want to facilitate the youth organizations in town so they don't have to duplicate their services. They would be willing to take any questions. Councilman Dean asked if they would be able to use wireless cameras that would transmit a signal to Town Hall. Councilman Spears checked into it and they could have a monitor and/or a tape that would run for a year. Councilman Dean asked if they put cameras, why not also have cameras cover the fuel near the Town Barn. Councilman Trovei will bring back information to the Town Board that he is currently gathering for his own business. More discussion continued. Councilman Spears will report back when he has gathered more information. Councilman Hoovler said that Al Fusco had already prepared a rough diagram for them. Councilman Spears added they would be needing new picnic tables for under the pavilion. Councilman Hoovler said they were also trying to put some money aside to do some work in Building No. 2 for the seniors. Supervisor Brabenec said they have an allocation in their Building and Grounds funds that they could utilize for that. Discussion continued. Supervisor Brabenec offered to get some estimates from different contractors in regards to Building No. 2. Councilman Spears asked him to set up a meeting with the seniors to ask what they want. Councilman Dean thought they should verify the electrical/heating system in that building is safe, and then go from there.

Appropriations, Budget and Payment of Bills

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Motion to Pay Bills

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

General Fund Abstract #1 of 2012 for a total of \$143,639.54

Highway Fund Abstract #1 of 2012 for a total of \$85,225.55

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

MOTION CARRIED

Motion to Accept the Budget Officer's December 2011 Report

Motion by David Hoovler, 2nd by David Dean to accept the Budget Officer's December 2011 Report.

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

MOTION CARRIED

Supervisor Brabenec thanked his bookkeeper, Danielle Glynn for her help with the report.

Closing Board Comments

Councilman Spears looked forward to serving as a town board member for 2012 and 2013, to the end of his term. It has been a lot of work, some fun--some not so fun, but overall he thought they were making the town a better place for all the residents. He looked forward to the year with great excitement.

Councilman Trovei commented that this was his second time being a board member for the Town of Deerpark, saying it has been an incredible privilege working with the board. It has been a rewarding experience. It was wonderful to work with intelligent and future minded men with good sense and good balance. He really appreciated them. He also thanked Rev. Wildeman and deeply appreciated his prayers, believing in prayers himself. He asked him to continue to encourage them and their community and his friends.

Councilman Dean thanked Rev. Wildeman for his comments in that they are rewarding and very nice to hear that somebody appreciates it. It is difficult to balance the needs with the income they have. They don't want to raise that income on the backs of the tax payers. They will do the best they can to keep it that way. Regarding those people on the list who can't pay their taxes, he hoped that not everyone stays on that list but may pay their taxes later. He thought they would appreciate his prayers too. He thanked the board and said it has been a rewarding experience for him. It is a challenge, a lot of hard work and a lot of reading. He thanked David Hoovler for his Multi-Year Plan and for all his hard work and thought it made it easier to know where they have been and where they should be and where they are going. Then, added his thanks to Rob Schultz and the office staff have worked hard on this along with the Supervisor and board members.

Councilman Hoovler said it takes everybody and their various experience and that it was a collective effort. He told Mr. Wildeman he was glad they could lower his tax bill, and wished it could have been lowered more along with others, but he certainly appreciates him and all he has to say. He looks forward to the future of Deerpark and working with the board and looked forward to someday turning it over to some other people interested in doing the job as it should be done. This wasn't a job you can just show up to a couple hours a week. He mentioned what wonderful people Rev. Huston and his wife were and how he exhibited everything you would ever want in a community leader and his wife did so much in the community with the PTA. He thought it was sad for Port Jervis that they were leaving. It was a loss for the community.

Supervisor Brabenec thanked Rev. Wildeman for his support and guiding hand. He mentioned the Neversink River and those who live along it. He said it was very difficult to do anything for them because of the federal restrictions on the river. However, that portion of town like the Deerpark Manor, Cora Rose Lane, and Neversink Drive are all priority spots in the Hazard Mitigation Plan. He found out earlier that day the Hazard Mitigation Program was announced by the state and they will have training to know how to get grants. They will work with the residents to apply through the town for grant money to fix up their homes. They will need a lot of guidance and help with that too. The Tax Collector asked him to announce that many in the Cuddebackville area had their tax bills returned to the town. One problem is that the post offices for Cuddebackville and Huguenot are merged right now. There is a new way to get your tax bill online also. There is a link on the town website. Lastly, he thanked the board and thought they had been great the past two years. He was looking forward to the next two

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He tried to give 100% every day and try to help out all the people he can. He definitely finds it the most rewarding job he has ever had. He looks forward to serving the resident the next two years. Finally, GO GIANTS.

Councilman Trovei asked Rev. Wildeman and anyone else, as an option, to conclude the meeting with prayer for the town, the board and employees.

Motion to Adjourn at 9:17 p.m.

Motion by Gary Spears, 2nd by Arthur Trovei to adjourn at 9:17 p.m.

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

MOTION CARRIED

Optional Benediction led by Rev. Wildeman.

Respectfully submitted by,

Florence T. Santini
Town Clerk