

**TOWN OF DEERPARK  
TOWN BOARD REGULAR MEETING  
MONDAY, FEBRUARY 6, 2017**

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

**Invocation** by Alan Schock (Participation is Optional)

**Attendance:**

**Supervisor:** Gary Spears

**Councilmen:** Alan Schock, Ken Smith, David Dean, Arthur Trovei

**Pledge of Allegiance:** David Dean

**Call to Order:** 7:36 p.m.

Presentations/Communications – Supervisor Spears reminded everyone that the town offices would be closed Monday, February 13<sup>th</sup> for Lincoln's Birthday and Monday, February 20<sup>th</sup> for President's Day.

*Orange County Legislator Tom Faggione* greeted and updated the board. He mentioned the reorganizational meeting of the Legislature and was placed on the Rules Committee this year. The County is well aware of what is going on at the D & H Canal Park in Cuddebackville. Upon retirement of Richard Rose, the DPW Commission Chris Viebrock is now the acting Commissioner of Parks and Recreation and there will be a spring meeting together in regards to working on the project. The Office of the Aging Director Ann Marie Maglione complimented the Town of Deerpark for the Senior Center being full when they have meetings and she is happy for the turn out. She is happy to work with Flo Santini. He mentioned that in their last meeting with the Legislature, they passed a resolution stating to the Governor that they do not support his commutation of Judith Clark (Brinks robbery in 1981), except for one vote-Mr. Turnbull. Supervisor Spears asked him to keep the Safe Act before the legislature.

Public comment – None

Department Head Reports – None

Supervisor Spears gave an update on the meeting he had with a gentleman from Homeland Security that morning, along with David Dean, Al Fusco, Ed Hughson and his secretary Pat Eyeran and Danielle Glynn. He was provided all the necessary paperwork that he thought he needed to go ahead to get to the state and forward it to the feds for reimbursement for the Big Pond Road project. He said he was here to help us and they hope that project is well on the way with the Town of Deerpark. Councilman Dean also said the gentleman promised to go through all the information and will see that this gets streamlined through the system. Supervisor Spears mentioned he and Robert Schultz spoke about it and since they won't be reimbursed for a while, they paid it out of the town's fund and when they get reimbursed, they'll put it back in revenue.

**Motion to Approve Board Minutes from December 29, 2016, January 9, 2017 and January 19, 2017**

Motion by Ken Smith, 2<sup>nd</sup> by Alan Schock to approve board minutes from December 29, 2016, January 9, 2017 and January 19, 2017.

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

**MOTION CARRIED**

**Motion to Adopt Resolution 4 of 2017 – CDBG Grant for Road Improvements to Shinhollow Road for \$75,000**

Motion by David Dean, 2<sup>nd</sup> by Ken Smith to adopt Resolution 4 of 2017 for the Community Development Block Grant (CDBG) for road improvements to Shinhollow Road for \$75,000.

Discussion: Supervisor Spears said that the Highway Superintendent figured they may spend up to \$125,000 and get the other \$50,000 out of the Highway budget to complete this task in the spring.

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

**MOTION CARRIED**

Councilman Dean made comments on the stipend for the Emergency Operations Center Director, John Flynn. He reminded the Board members they discussed it a year ago and need to decide to act on it beginning with this last year. Supervisor Spears said he needs to check with their accountant Rob Schultz to see if they can go back a year. They could decide on a number

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and vote on it now for 2017. If they find they can go back, they will need to bring it up again.

**Motion to Approve a Stipend of \$2,000 to Emergency Management Director for 2017**

Motion by David Dean, 2<sup>nd</sup> by Ken Smith to approve a stipend of \$2,000 to Emergency Management Director John Flynn for 2017.

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

**MOTION CARRIED**

Supervisor Spears said he had a proposal for Convocation of Services for General Code and they are going for training in New York City. He thought they should stop in while they are down there and get some more information. He recommended they table this proposal until a later agenda.

**Motion to Table General Code Proposal**

Motion by David Dean, 2<sup>nd</sup> by Ken Smith to table General Code proposal until further notice and after they gather more information at the Association of Towns training.

**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 Ken Smith, 2<sup>nd</sup> by Alan Schock to pay bills that have been signed by three council members and may be viewed in the Town Clerk's Office and accept the Budget Officer's Report.

General Fund Abstract #2 of 2017 in the amount of \$1,409,066.21

Highway Fund Abstract #2 of 2017 in the amount of \$72,452.88

Deerpark Manor Street Lighting Fund Abstract #1 of 2017 in the amount of \$493.77

Engineering Fund Abstract #1 of 2017 in the amount of \$301.00

Discussion: Supervisor Spears mentioned that the three fire companies were each paid their year's funds gathered from taxes, which explains why the General Fund was such a high amount.

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

**MOTION CARRIED**

Closing Board Comments

Councilman Trovei – None

Councilman Dean – Said he was looking forward to the training in Manhattan. He said it was always interesting. He was also looking forward to Senator Schumer being there as well. He had a couple questions for him.

Councilman Schock – He thanked Tom for his work.

Councilman Smith – He thanked Tom Faggione also for all his work at the county and for sharing with them.

Supervisor Spears – He thanked Tom also and for his work on the D & H Canal. He knows he's been talking with Jane Lord who has been spearheading that effort.

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**Motion to Enter Executive Session to Discuss Tax Certiorari's, Reclaim NY Litigation, Possible Corcoran Litigation at 8:10 p.m.**

Motion by Gary Spears, 2<sup>nd</sup> by Ken Smith to enter Executive Session for the purpose of discussing tax certiorari's, Reclaim New York litigation and possible litigation on a road issue and invite in the Town Attorney and Town Engineer at 8:10 p.m. after a 10 minute recess.

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

**MOTION CARRIED**

**Motion to Re-Enter Regular Session at 9:23 p.m.**

Motion Arthur Trovei, 2<sup>nd</sup> by Alan Schock to re-enter Regular Session at 9:23 p.m.

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

**MOTION CARRIED**

**Motion to Authorize Supervisor to Sign Stipulation of Settlement – Reclaim New York**

Motion by Ken Smith, 2<sup>nd</sup> by Ken Smith to authorize Supervisor Spears to sign the Stipulation of Settlement, and issue check, and to authorize Glen Plotsky, Esq. to sign Stipulation to Discontinue Action regarding Deerpark adv. Reclaim New York.

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

**MOTION CARRIED**

**Motion to Adjourn at 9:25 p.m.**

Motion by Ken Smith, 2<sup>nd</sup> by David Dean to adjourn at 9:25 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