

**TOWN OF DEERPARK
TOWN BOARD REGULAR MEETING
MONDAY, JUNE 3, 2019**

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

Invocation by Arthur Trovei (Participation is Optional)

Attendance:

Supervisor: Gary Spears

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

Engineer: Al Fusco, Jr.

Attorney: Glen Plotsky

Pledge of Allegiance: David Dean

Call to Order: 7:33 p.m.

Addition or Deletions to Agenda

Motion to Postpone the July 1, 2019 Board Meeting to July 15, 2019

Motion by Gary Spears, 2nd by David Dean to postpone the July 1, 2019 Board Meeting to the July 15, 2019 meeting.

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

MOTION CARRIED

Presentations/Communications

Town Clerk Florence Santini reported that as of Friday (May 31st), they had 570 clean up permits for the town. They had no problems with the permits. The Seniors are doing well and thriving. They re-did their bylaws and brought them to her, she has them on file. They are working together and having people from the County come and talk to them about various things. They don't just meet, but find out what is available at the county level.

Supervisor Spears reported they have a new playground in Space Park. They had two representatives from the Playground Company come to assist them so it was all done properly. Hopefully, by the end of June they will have a beautiful playground down there.

Public comment period (3 Minutes/Agenda Only)

Grace Woodard – She spoke about C & D Battery. She asked if tax money was coming in to the town. Supervisor Spears said for the record, the facility clean-up is greater than the value of the building. The state has made that a zero. But, over the years, whatever owners they've been dealing with have made a charitable pledge (like a payment in lieu of taxes), which had covered the town, highway and fire portion of the taxes. They didn't make any payments to the county or the school. The DEC is working on that project and if it does get cleaned up, then that will be assessed at the current value after clean-up. Then the school and county will be sharing in that tax. Ms. Woodard asked if they would be paying the pledge until the clean-up is finished. Mr. Spears replied they had signed a two-year agreement, and it will be renegotiated if the cleanup is not done by then. Ms. Woodard asked what would prevent the cleanup from happening and Mr. Spears said if the DEC does nothing. Ms. Woodard then asked why it was put in a charitable status rather than just a tax status. Mr. Spears replied that the value of the building is less than cleanup, so the value would be zero so they would never have to pay anything. But the law allows the town to ask them to make a charitable pledge and that's what they've done. Ms. Woodard brought up questions about previous years and the Town Attorney Glen Plotsky suggested he answer the question and asked the board to direct the person to move on to items on the agenda. Mr. Plotsky addressed Ms. Woodard with the short version of the charitable pledge agreement. She then brought up town information she would like to see digitized or online. She asked if that was going to be ruled on. Supervisor Spears said they would rule on that when they have the capability of doing it.

Motion to Approve May 20, 2019 Board Minutes

Motion by Arthur Trovei, 2nd by Ken Smith to approve the May 20, 2019 Board Minutes.

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

MOTION CARRIED

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Old Business

Planning Board and Zoning Board of Appeals Discussion

Glen Plotsky presented the revised applications for the Planning Board and Zoning Board of Appeals (ZBA) for the purpose of updating the applications to help the board members, applicants, town and county personnel involved. He specifically said that they were mainly just cleaning up the ZBA application, but the Planning Board application involved more tweaking. Now there are more clear checklists, fees, formal letters and better stated requirements for all involved. They made it more user friendly and it should protect everyone: the applicant, the town and the town agencies from any adverse actions as to what they did, when they did it and why they did it. It may take more time to fill out.

Councilman Trovei questioned the site authorization allowing the board members to visit the site separately and thought it was unfair to residents or tax payers. He thought they should schedule site visits when they could all go at the same time. Discussion followed. Glen Plosky said there was an option to add the electronic version being submitted. The impact on applicants obtaining electronic site maps, etc. was discussed and they decided more research is necessary. Discussion followed.

Motion to Table the Approval of Revised Planning Board and Zoning Board of Appeals Applications

Motion by Arthur Trovei, 2nd by Alan Schock to table the approval of Revised Planning Board and Zoning Board of Appeals applications.

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

MOTION CARRIED

New Business – None

Appropriations, Budget and Payment of Bills

Motion to Pay Bills

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

General Fund Abstract #11 of 2019 in the amount of \$116,246.14
Highway Fund Abstract #11 of 2019 in the amount of \$45,452.91
Engineering Fund Abstract #5 of 2019 in the amount of \$1,723.00

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

MOTION CARRIED

Motion to Enter Executive Session to Discuss Potential Litigation and Pending Litigation

Motion by Gary Spears, 2nd by David Dean to enter Executive Session to discuss Potential Litigation and Pending Litigation and invite in the Town Engineer and Town Attorney.

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

MOTION CARRIED

Closing Board Comments

Councilman Dean – Nothing

Councilman Schock said it was impressive to see the Mack trucks in the parking lot.

Supervisor Spears said they have very good equipment right now. He reported also receiving the new police car and it will be out on the road soon.

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Councilman Trovei said he drove into Harriet Space Park before the meeting and was impressed with the kids there playing on the fields. He thanked Gary for all he has done to improve it.

Councilman Smith commented on how nice the playground is coming along and it is all moving in the right direction.

Supervisor Spears said he talked with the Highway Superintendent about maybe fixing up the basketball court.

They entered a 10-minute recess at 8:10 p.m. before their Executive Session.

Motion to Re-enter Regular Session at 9:15 p.m.

Motion by Arthur Trovei, 2nd by David Dean to re-enter Regular Session at 9:15 p.m.

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

MOTION CARRIED

Motion to Adjourn at 9:20 p.m.

Motion by Alan Schock, 2nd by Ken Smith to adjourn at 9:20 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