

REGULAR MEETING of the CORNWALL TOWN BOARD was held on the 9th day of February, 2009 in the First Floor Courtroom, 183 Main Street, Cornwall, N.Y.

PRESENT: Supervisor
Councilperson

D. KEVIN QUIGLEY
J. KERRY McGUINNESS
RANDOLPH CLARK
MARY BETH GREENE-KRAFFT

ABSENT: Councilperson

ALEXANDER MAZZOCCA

Also, PRESENT: ATTORNEY, STEVE GABA, representing Attorney for Town, JAMES R. LOEB, Esq.

Pledge

Approval of Minutes – Supervisor Quigley called for approval of the Minutes for the following dates: December 1st 2008, December 29th 2008, Reorg Meeting, January 5th 2009 and January 12th 2009. Motion to approve was made by Councilman CLARK, seconded by Councilman McGUINNESS.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Abstain
Supervisor QUIGLEY	Aye

Motion carried.

Public Comment on Agenda Items – None

Agenda Item #1 A – Verizon FIOS – Supervisor QUIGLEY introduced Mr. John Butler from Verizon FIOS. Mr. Butler gave a short presentation including Q & A, about what Verizon has to offer and what they are doing in our neighboring communities and would like to do in Cornwall. Mr. Butler recommended setting up a meeting on February 20th 2009 to give a formal proposal to the Town. Supervisor QUIGLEY advised that Councilman MAZZOCCA, Attorney GABA, and himself would be available on the 20th to look over a draft agreement. Mr. Butler will contact the Supervisor's office to finalize a time for the meeting.

Agenda Item #1 B – Resolution -- Senior Advisory Council – Supervisor QUIGLEY explained that this was a council that has performed its duties and is no longer necessary. WHEREAS, heretofore the Town Board formed the Senior Advisory Council to advise the Town concerning matters involving Munger Cottage, and WHEREAS, the Council has performed the duties it was charged with and is no longer necessary, NOW, THEREFORE, BE IT RESOLVED as follows: That this Town Board does hereby dissolve the Senior Advisory Council and expresses its thanks and

appreciation to the members for their service to the Town. Motion to approve with thanks was made by Councilman McGUINNESS, seconded by Councilman CLARK.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Aye
Supervisor QUIGLEY	Aye

Motion carried.

Agenda Item #2 – Authorize Supervisor to sign Office For the Aging Agreement – Supervisor QUIGLEY read a letter requesting that we sign the 2009 Agreement under Title IIIB of the Older Americans Act. Funding will remain the same as the final award in 2008. Motion to authorize the Supervisor to sign the Agreement was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Aye
Supervisor QUIGLEY	Aye

Motion carried.

Agenda Item #3 – Letter re: Receiver of Taxes Bond – Supervisor QUIGLEY advised that we received a letter from the Orange County Clerk, Donna Benson, regarding Receiver of Taxes Bond for 2009 collection of State County and Town taxes and bond, with original signatures, must be filed with the County Clerk's office, and is due by the 31st of January 2009. The Town Clerk will be responsible for bond filing with the County Clerk. Motion to approve was made by Councilwoman KRAFFT, seconded by Councilman McGUINNESS.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Aye
Supervisor QUIGLEY	Aye

Motion carried.

Agenda Item #4 – Summer Playground Registration Fees & Pool Fees – Registration will be held in the Town Hall downstairs lobby (534-2070) starting May 28th daily 9am-3pm, and Saturday, June 7th from 9am-12noon. You must bring a copy of your child's immunization record and proof of residency. If you do not bring the required copies, you will not be able to register at that time. NO EXCEPTIONS!

WHO: Children entering 1st grade – 7th grade

Camp dates: July 7th - August 15th

Time: 9am-1pm/9am-4pm, Monday through Friday

Cost: Cornwall Town Residents:	\$175/am
Cornwall Town Residents:	\$275/all day
Non-Resident School District:	\$400/am
Non-Resident School District:	\$500/all day

Pool Prices:

Family:	\$125/pass
Individual:	\$ 75/pass
Senior (60+):	\$ 4/day

Daily Passes:

Individual 18 and over:	\$ 4/day
Seniors (60+):	\$ 2/day
Guest:	\$ 5/day
Wading Pool:	No Charge

Wading Pool Hours:	Daily:	10am-6pm
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<u>Town Pool Hours:</u>	Mon-Fri:	1pm-7pm
	Saturday:	1pm-6pm
	Sunday:	2pm-6pm
Adult Swim:	Mon-Thurs:	7pm-8pm
	Saturday:	6pm-7pm

Motion to approve was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Aye
Supervisor QUIGLEY	Aye

Motion carried.

Agenda Item #5 – Dog Shelter Building –Supervisor QUIGLEY advised that since stray dogs are now outsourced to the N.S.P.C.A., we are left with an empty building that can be used for other purposes. The building was thoroughly cleaned and lightly renovated. It was the Supervisor’s thought that the Recreation Department could use the building as there are so many children coming in for various summer programs, and would provide easier access for senior citizens. The Supervisor further stated that the Recreation Department is one that is not connected to the others and in need of interacting with them on a daily basis. The Supervisor said that as the

department seems to be growing, this move would be a logical choice. Councilwoman KRAFFT stated that she is not in favor of this plan and has submitted her reasons in writing to the Board. Motion to approve the moving of the Recreation Department into what was known previously as the Dog Shelter was made by Councilman McGUINNESS, seconded by Councilman CLARK.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Nay
Supervisor QUIGLEY	Aye

Motion carried.

Agenda Item #6 – Sands Ring – GCCC Art Walk – Supervisor QUIGLEY received a request to hold the 2009 Greater Cornwall Chamber of Commerce Art Walk on Saturday, May 16, 11 A.M. to 3 P.M. at Sands Ring. Motion to approve was made by Councilman CLARK, seconded by Councilwoman KRAFFT.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Aye
Supervisor QUIGLEY	Aye

Motion carried.

Agenda Item #7 – Purchase of Police Department Vehicle – Supervisor QUIGLEY read a memorandum from Chief of Police, Todd Hazard, requesting authorization to purchase a 2009 Dodge Durango 4-wheel drive from Warnock Fleet at the NYS bid price of \$23,012.37 to replace a 1997 Ford Expedition with 100,300 miles on it. The Chief also wishes to purchase a 2009 Ford Crown Victoria from Warnock Fleet at the NYS bid price of \$23,027 to replace a 1997 Ford Crown Victoria with 109,829 miles on it. After discussion, it was determined that the vehicles to be replaced would be declared surplus. Motion to approve was made by Councilman McGUINNESS, seconded by Councilman CLARK.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Aye
Supervisor QUIGLEY	Aye

Motion carried.

Agenda Item #8 – Personnel:

Appointment: Chief Todd Hazard requested the appointment of Patrick Conklin as a part-time dispatcher, effective February 10, 2009 with a starting salary of \$14.41 per hour. Motion to approve was made by Councilman McGUINNESS, seconded by Councilman CLARK.

Councilwoman KRAFFT abstained due to family reasons.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Abstain
Supervisor QUIGLEY	Aye

Motion carried.

Completion of Probationary Period: Sergeant Douglas Schofield has successfully completed the required six months probationary period as of January 22, 2009. Motion to approve was made by Councilman CLARK, seconded by Councilman McGUINNESS.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Aye
Supervisor QUIGLEY	Aye

Motion carried.

Committee Appointments: Supervisor QUIGLEY advised that the Board met this past Saturday to discuss appointments for various Boards on the Town. The appointments are as follows:

Zoning Board of Appeals:

Reappoint Theodore Dobias – Five year term – Expiring December 31, 2013

Board of Assessment Review:

Reappoint Jacqueline Conklin – Five year term – Expiring September 30, 2013

Conservation Advisory Council:

Reappoint Gary Haugland and Kevin Trotta – Two year term – Expiring December 31, 2010

Appoint Kathy Ellick – Two year term – Expiring December 31, 2010

Board of Ethics:

Reappoint Elizabeth Longinott – Five year term – Expiring December 31, 2013

Appoint Brigid Flynn to fill in position held by Michael Loblanco -- Expiring December 31, 2010

Economic Development Advisory Committee:

Appoint Gerry Wagner (no Term)

Motion to approve was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

VOTE:

Councilman MAZZOCCA Absent
Councilman McGUINNESS Aye
Councilman CLARK Aye
Councilwoman KRAFFT Aye
Supervisor QUIGLEY Aye
Motion carried.

Resignation: Supervisor QUIGLEY read a letter of resignation from part-time Police Officer George Krause, effective February 9, 2009. Motion to accept with regret was made by Councilman McGUINNESS, seconded by Councilwoman KRAFFT.

VOTE:

Councilman MAZZOCCA Absent
Councilman McGUINNESS Aye
Councilman CLARK Aye
Councilwoman KRAFFT Aye
Supervisor QUIGLEY Aye
Motion carried.

Resignation: Supervisor QUIGLEY read a letter of resignation from Michael Loblanco for his seat on the Board of Ethics Committee. Mr. Loblanco has been appointed to the Planning Board. Motion to accept was made by Councilman CLARK, seconded by Councilwoman KRAFFT.

VOTE:

Councilman MAZZOCCA Absent
Councilman McGUINNESS Aye
Councilman CLARK Aye
Councilwoman KRAFFT Aye
Supervisor QUIGLEY Aye
Motion carried.

Records Management Grant: Supervisor QUIGLEY read a letter from Elaine Tilford Schner, Town Clerk, advising the Board that we have applied for a Records Management Grant (Local Government Records Management Improvement Fund 2009-2010), for the digital imaging of Town Board, Planning Board, and Zoning Board minutes from 1970 to the present. This will enable us to create full-text searchable versions of the minutes for use on our Town website and internal computer workstations. The amount requested is \$11,666 (\$9,547 for the cost of the digital conversion, \$1968 for Record Clerk salary to prepare/inspect the project, and \$151 for Social Security benefits). Motion to accept application and submittal of the Grant was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

VOTE:

Councilman MAZZOCCA Absent
Councilman McGUINNESS Aye
Councilman CLARK Aye
Councilwoman KRAFFT Aye

Supervisor QUIGLEY Aye
Motion Carried.

Training: Supervisor QUIGLEY read a letter from Planning Board Chairman, Neil Novesky requesting authorization to attend the Association of Towns Training School and Annual Meeting scheduled for February 15-18th in New York City. Motion to approve was made by Councilman McGUINNESS, seconded by Councilwoman KRAFFT.

VOTE:

Councilman MAZZOCCA Absent
Councilman McGUINNESS Aye
Councilman CLARK Aye
Councilwoman KRAFFT Aye
Supervisor QUIGLEY Aye
Motion carried.

Training: Supervisor QUIGLEY read a request to attend the Association of Towns Training Seminar from Receiver of Taxes, Elizabeth Longinott. Motion to approve was made by Councilman CLARK, seconded by Councilwoman KRAFFT.

VOTE:

Councilman MAZZOCCA Absent
Councilman McGUINNESS Aye
Councilman CLARK Aye
Councilwoman KRAFFT Aye
Supervisor QUIGLEY Aye
Motion carried.

Training: Supervisor QUIGLEY received a memo from the Town Bookkeeper, Pam Wood requesting approval to attend the Annual Government Finance Officers Association Conference from April 1-3, 2009 in Albany, N.Y. The costs associated to attend would be \$160.00 for the conference, meals included, hotel accommodations for 2 nights and mileage. Motion to approve was made by Councilman McGUINNESS, seconded by Councilman CLARK.

VOTE:

Councilman MAZZOCCA Absent
Councilman McGUINNESS Aye
Councilman CLARK Aye
Councilwoman KRAFFT Aye
Supervisor QUIGLEY Aye
Motion carried.

Training: Supervisor QUIGLEY received a request to allow Assistant Building Inspector Bob Lacey to attend the 22nd Annual Hudson Valley Code School. The school will be held at the Poughkeepsie Grand Hotel on April 15, 16, and 17 of 2009. As it is local, there is no need for overnight accommodations. The registration fee is \$275.00 and includes all conference

materials. Motion to approve was made by Councilman McGUINNESS, seconded by Councilman CLARK.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Aye
Supervisor QUIGLEY	Aye

Motion carried.

Agenda Item #9 – Budget Adjustments – Supervisor QUIGLEY called for a motion to approve Budget Adjustments. Motion to approve was made by Councilman CLARK, seconded by Councilman McGUINNESS.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Aye
Supervisor QUIGLEY	Aye

Motion carried.

Agenda Item #10 – Court – Copy Machine – Supervisor QUIGLEY received a letter from Town Justices, Thomson and Navarra, requesting approval to lease an IKON Office Solutions copier. The current copier does not work properly and the parts are no longer manufactured. The lease cost will be \$108.45 per month for the first 12 months. Funds are available in the Court budget. Motion to approve was made by Councilman CLARK, seconded by Councilwoman KRAFFT.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Aye
Supervisor QUIGLEY	Aye

Motion carried.

Committee Reports

Sewer Department: Nothing to report

Insurance Committee: Councilman CLARK advised that the committee will be very busy over the next thirty days and hopefully we should be getting some competitive quotes as there seems to be quite a bit of interest.

Highway & Sanitation: Councilman McGUINNESS advised that the departments have been working in and around all the storms we've had and are doing what maintenance they can on roads to keep them in shape until spring, when the regular road program begins again.

Recreation Department: Councilwoman KRAFFT advised that the Department will be sponsoring a trip to Atlantic City on April 23, 2009. The cost is \$33.00 per person. The bus will leave Town Hall at 8:45 A.M. and will return at 9:30 P.M.

Conservation Committee: Councilwoman KRAFFT took a moment to thank the committee on behalf of the Town Board for the amendments that were made to the Angola Road Park. The Committee received approvals from Scenic Hudson and it was wonderful to work with them and have them assist us in moving this Park forward.

Hudson – Fulton Committee: Councilwoman KRAFFT advised that there was a meeting held last week and that the committee asks that any organization that are located in the community or serve the community and may be planning an event for 2009, to please contact either the committee or herself. The Committee's web site is cornwalls09.org. They are in the process of putting the web site together and will be linking it to the organizations that are located within our community. The Hudson Valley Historical Society and the Newburgh Bay Region will be putting a calendar together that they will submit to the State. The due date is the end of the week. The next meeting is scheduled for the 23rd of this month and we can probably get the due date extended. If you feel that you are unable to do an entire project but would like to collaborate with another organization, we can link you to them. The Museum is having the second series on the History of the Town of Cornwall and the Village of Cornwall-on-Hudson tomorrow evening at the Cornwall Presbyterian Church. A small donation of \$5.00 for non-members and \$3.00 for members would be appreciated. Refreshments will be served.

Police Training: Supervisor QUIGLEY advised that Councilman MAZZOCCA asked him to read the Police report as he could not be with us tonight. Police officer Jon Harbison has completed the last module for him to earn his certification as a master Instructor. Officer Harbison is now one of the very few instructors who have achieved this status in the region. Police Officer Casullo attended a course in Criminal Investigation that was held at the Rockland County Police Academy at no charge to the Town of Cornwall. All officers who are trained at administering a breathalyzer have recently received training in the updated breathalyzer that is expected to be received in September.

Police Department News: The TRACS (electronic ticketing and accident reporting software) system was recently installed in all of the stations computers. The system will be running in training mode until we go live in March.

Community News: February is National Child Passenger Safety Awareness month. Parents are urged to have their child safety seats checked by a certified technician to ensure it is installed correctly.

Warrant #2: Supervisor QUIGLEY called for a motion on Warrant #2. Motion to approve was made by Councilman CLARK, seconded by Councilman McGUINNESS.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Aye
Supervisor QUIGLEY	Aye

Motion carried.

Public Comment: None

A motion to go into Executive Session to discuss a Highway Personnel issue was made by Councilman McGUINNESS, seconded by Councilman CLARK.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Aye
Supervisor QUIGLEY	Aye

Motion carried. The Board went into Executive Session at 8:20 P.M.

A motion to close Executive Session at 8:44 P.M. and reconvene the Regular meeting was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye
Councilman CLARK	Aye
Councilwoman KRAFFT	Aye
Supervisor QUIGLEY	Aye

Motion carried.

Attorney STEVE GABA read a resolution as follows: WHEREAS, an employee in the Highway Department has been subject to a disciplinary hearing, said employee having previously been identified as employee #1001 (referred to herein as employee "WM"; WHEREAS, the said disciplinary matter came on for a hearing before hearing officer Todd Hazard; WHEREAS, the Town Board has now received a report and recommendation from the said hearing officer dated January 26, 2009; NOW, THEREFORE, BE IT RESOLVED as follows: That the Town Board does accept the said report and recommendation of the hearing officer made upon the disciplinary hearing. Motion made by Councilwoman KRAFFT, seconded by Councilman McGUINNESS.

VOTE:

Councilman MAZZOCCA	Absent
Councilman McGUINNESS	Aye

Councilman CLARK Aye
Councilwoman KRAFFT Aye
Supervisor QUIGLEY Aye
Motion carried.

There being no further business to conduct, a motion to adjourn was made by Councilman McGUINNESS, seconded by Councilman CLARK.

VOTE:

Councilman MAZZOCCA Absent
Councilman McGUINNESS Aye
Councilman CLARK Aye
Councilwoman KRAFFT Aye
Supervisor QUIGLEY Aye
Motion carried. Meeting adjourned at 8:55 P.M.

Renata McGee
Stenographer/Deputy Town Clerk

Elaine Tilford Schmeer
Town Clerk