

REGULAR TOWN BOARD MEETING was held on the 12th DAY of MARCH, 2007 at 7:30 P.M. in Town Hall, 183 Main Street, Cornwall, N.Y.

PRESENT: Supervisor, RICHARD RANDAZZO

Councilpersons, Randolph Clark  
Mary Beth Greene-Krafft  
Alexander Mazzocca  
J. Kerry McGuinness

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

MEETING was CALLED TO ORDER, by Supervisor Randazzo, OPENING WITH PLEDGE OF ALLEGIANCE TO FLAG.

Welcoming newly appointed, Police Chief, Todd Hazard to his first Town Board Meeting.

FIRST ORDER of BUSINESS: SEALED BID OPENING ON "SURPLUS VEHICLES – HIGHWAY and SANITATION DEPARTMENTS

LEGAL NOTICE and AFFIDAVIT of PUBLICATION calling for sealed bids for this date, time and place was read by Supervisor Randazzo. (to be made part of record)

Called for any sealed bids to come from the floor. NO RESPONSE, BID CLOSING was MOVED by Councilwoman Krafft seconded by Councilman Mazzocca. Carried.

Town Clerk reported RECEIPT of ONE SEALED BID.

Supervisor RANDAZZO OPENED and READ ALOUD the following SEALED BID From BEN ZOBAR, BEN'S LANDSCAPING, 190 Main Street, Cornwall, N.Y 12518 on the 1991 FORD F-450 w/dumpable rack body 73 Diesel Engine, 13,401 miles, License #54159 VIN #2FDLF47MXMCA37286 (Sanitation Dept.)

MINIMUM BID ..... \$2,510.00

Enclosed Bank of America MONEY ORDER \$270.00 #0270128

Supervisor noted fact that NO BIDS RECEIVED ON ANY OF THE OTHER SURPLUS EQUIPMENT.

Councilwoman KRAFFT MOVED APPROVAL of TBM Special Meeting 2/22 and Regular TBM 2/12. Seconded by Councilman Clark. Carried.

No public comments on AGENDA ITEMS.

Councilman J. Kerry McGuinness MOVED ACCEPTANCE of BEN'S LANDSCAPING BID on 1991 FORD- F450 in the amount of \$2,510. Seconded by Councilman Randolph Clark. Unanimous AYES.

Supervisor recommended that remainder of Surplus Vehicles be advertised for OPENING on APRIL 9<sup>TH</sup>, 2007 AT 7:15 p.m. and minimum figure be omitted from ad. Councilman ALEXANDER MAZZOCCA MOVED FOREGOING. Seconded by Councilman J.Kerry McGuinness. Unanimous AYES

REGARDING MAINTENANCE BOND - CLEMENCE DRIVE –MEADOWBROOK HEIGHTS SUB DIVISION Supervisor RANDAZZO noted following from Attorney STEVE GABA.

Letter from Attorney, STEVE GABA under date of March 8, 2007 to Morton Marshak, One Stage Road, Monroe, N.Y. 10950 REGARDING CLEMENCE DRIVE – HIGHLAND OPERATING LTD. MEADOWBROOK HEIGHTS SUBDIVISION - RELATIVE TO MAINTENANCE BOND - LETTER OF CREDIT in the amount of \$24,905.00 expiring on April 9, 2007.

The Town engineer and Highway Superintendent have inspected the road, and it has been indicated that there is water running over a curb causing icing conditions and needs to be corrected. The Town requires the condition to be remediated before release of the maintenance security. If the condition is not corrected prior to April 9, 2007, a resolution will be adopted by the Town Board calling for renewal of the Letter of Credit. Please call me after you have reviewed the situation with your client.

Supervisor RANDAZZO informed having discussion with Attorney as to whether it is the responsibility of the developer. Advising that the engineer and highway superintendent make an on-site inspection and report back to the Board on their findings previous to the Board work session on April 9<sup>th</sup>, 2007.

Councilwoman KRAFFT MOVED TABLING UNTIL APRIL 2nd, BOARD WORK SESSION . Seconded by Councilman Clark. Carried.

#### COX FARM SUB – DIVISION DRAINAGE

Supervisor RANDAZZO request from the Developer for the Town to consider a new type of drainage which is environmentally sound and will reduce the impact on the road and surrounding areas. He informed Board that the Town Engineers have been requested to review the proposed drainage system, and they have forwarded MEMO making their recommendations – IF Board approves this type of drainage system, the CURB REQUIREMENTS WILL HAVE TO BE WAIVED FOR THE SUBDIVISION.

He inquired of Attorney GABA if at this point the Board should indicate that they are open for further review?

Attorney advised that Board should indicate that they are favorably considering it before taking any action and are awaiting the engineering report before moving forward.

Councilman MAZZOCCA MOVED THIS REFERRED TO ENGINEERS FOR THEIR

REPORT TO THE BOARD BEFORE TAKING ANY ACTION AND FOLLOW-UP WITH DEVELOPER. Seconded by Councilman J. Kerry McGuinness. Unanimous AYES

HIGHLAND ENGINE CO. #1 REQUEST for their ANNUAL EASTER EGG HUNT on Town Hall Grounds on APRIL 7<sup>th</sup> commencing at 10 A.M. was MOVED APPROVED by Councilman MAZZOCCA seconded by Councilman Clark. Carried.

LETTER of REQUEST from SANDS RING BOARD OF TRUSTEES, ALMA MAHAN for permission to hold ART SHOW FUND RAISER on Sunday, June 10th at Sands Ring from 2:00 P.M. to 4:00 P.M. and would require setting up on Saturday, June 9<sup>th</sup> was MOVED APPROVED by Councilwoman KRAFT seconded by Councilman J. Kerry McGuinness. Carried.

FINAL BUDGET ADJUSTMENTS for FY 2006 were MOVED APPROVED BY Councilman ALEXANDER MAZZOCCA seconded by Councilman Randolph Clark. Unanimously CARRIED. Supervisor advised that the Auditors are working with the bookkeeper.

NATIONAL ARBOR DAY FOUNDATION CONGRATULATING TOWN on being named TREE CITY USA for 2006.

Supervisor expressed THANKS AND APPRECIATION TO ..... Christy for all her efforts and work putting together all of the information for the Town to achieve the Tree City USA 2006 . Noting for the record that the Town appreciates the recognition and it indicates the desire to protect trees and when looking around, we know how valuable trees are to the community.

AMERICAN LEGION COTTAGE - HEATING UNIT REPLACEMENT PROPOSALS from ROTH MECHANICAL, INC.

P.O. BOX 458

CORNWALL, N.Y. 12518 TOTAL ... \$3,210.00

Labor and material supplied to remove old furnace and install new furnace including all necessary duct work and piping.

CLASSIC PLUMBING & HEATING

28 Linden Drive

Newburgh, N.Y. 12550

To supply labor and material removing old oil furnace and install new oil furnace including all necessary duct work and piping. TOTAL .....\$3,760.00

Councilman ALEXANDER MAZZOCCA MOVED PROPOSAL FROM ROTH MECHANICAL IN THE AMOUNT OF \$3,210.00 ACCEPTED AND APPROVED. Seconded by Councilman Randolph Clark. Carried Unanimously.

ASCAP AGREEMENT with TOWN for MUSIC being used around Town Hall, etc., W/cost based upon population - \$284.00 for Yearly License.

Councilman J. Kerry McGuinness MOVED AUTHORIZATION TO SUPERVISOR RANDAZZO TO SIGN THE AFORMENTIONED AGREEMENT W/ASCAP.

Seconded by Councilwoman Mary Beth Greene-Krafft. Carried. Unanimously.

REQUEST from BUILDING INSPECTOR, GARY VINSON for permission to have Asst. Building Inspectors, John Brown and Charles Clouser attend 20<sup>th</sup> Annual Hudson Valley Code School on April 18,19,20 from 8:00 AM to 5:00 PM at Poughkeepsie Grand Hotel - No need for overnight accommodations. Student registration fee is \$500 for both and includes all conference materials. There are no single day reservations as in previous years.

Councilman RANDOLPH CLARK MOVED FOREGOING REQUEST APPROVED.

Seconded by Councilwoman Mary Beth Greene-Krafft. Unanimously CARRIED.

Supervisor RANDAZZO brought to Board's attention that at last months meeting the Attorney had been requested to research guide lines designating an official newspaper for the Town. Noting letter to Town Board under date of March 5, 2005 REGARDING OFFICIAL TOWN NEWSPAPER. Commenting it basically sums up that the Town is not obligated to designate an official newspaper. However, if one is designated it has to be considered as being published in the Town and it is the Cornwall Local. Commenting further that two years ago, the thought was having a memo to put this on the record as the best way to address the issue and at this point, THE CORNWALL LOCAL IS DESIGNATED AS THE OFFICIAL NEWSPAPER FOR THE TOWN. NOTING FOR THE RECORD AS BASED ON OFFICIAL INFORMATION FROM THE ATTORNEY.

He informed that the Board will be convening an Executive Session following the Board Meeting to meet with Counsel and discuss personnel matter in the Police Department.

#### COMMITTEE REPORTS:

Councilman CLARK had nothing of consequence to report on his respective committees. Councilman MCGUINNESS REPORTED ON HIGHWAY DEPARTMENT and Spring bulk pick up is scheduled for April, and they are also repairing their equipment.

Councilwoman KRAFFT reported on RECREATION and committee will meet at Town Hall on Wednesday at 7:30 P.M. There will be a trip to the AMISH COUNTRY June 13 to 15th w/double occupancy for \$805.00. Also trip is planned for LAS VEGAS sometime in the FALL. Contact Recreation Department for more information on all trips.

For children there are various classes being offered at the Munger Cottage. For more information contact the Recreation Department at Town Hall.

Councilman MAZZOCCA presented POLICE REPORT noting Auxiliary Police worked 56.5 hours on various assignments. Training course on "Dynamics of Domestic Violence" has been completed by 90% of the Police Officers and 100% will be achieved

very shortly. Police Officer, Joseph Gebert completed his Field Training and will be available for duty. This is welcome news as there are 2 Officers out on disability from injuries incurred while on duty. Nicholas Casullo who was appointed last month will be attending the OC Police Academy commencing on March 5<sup>th</sup>, 2007.

REGARDING DOG SHELTER there are 4 dogs as of February 28<sup>th</sup> being housed. One last note, for those who are not aware our present Police Chief, TODD HAZARD, was in charge of the OC Police Academy before being hired by the Town of Cornwall.

WARRANT #3 was MOVED APPROVED and ACCEPTED by Councilwoman KRAFFT seconded by Councilman Clark. Carried.

NO COMMENTS forthcoming from persons present, Councilwoman KRAFFT MOVED BOARD INTO EXECUTIVE SESSION TO MEET WITH COUNSEL AND DISCUSS PERSONNEL MATTER IN POLICE DEPARTMENT. Seconded by Councilman Randolph Clark. Carried 7:50 P.M.

BOARD RETURNED FROM EXECUTIVE SESSION AT 8:15 P.M.  
Supervisor Randazzo advised that the Board did not take any action on the matter.

There being no further business to come before the Board, Councilman MAZZOCCA MOVED TOWN BOARD MEETING CLOSED. Seconded by Councilman Randolph Clark. Carried.

Constance Triolo  
Deputy Town Clerk-Stenog.

Elaine Tilford Schneer  
Town Clerk