

REGULAR TOWN BOARD MEETING was held on the 14th DAY of MAY, 2007 AT 7:30 P.M. – IN TOWN HALL, 183 Main Street, Cornwall, N.Y.

PRESENT: Supervisor, Richard Randazzo
Councilpersons, Randolph Clark
Marybeth Greene-Krafft
Alexander Mazzocca
J. Kerry McGuinness

Also PRESENT: Attorney, Steve Gaba representing Attorney for Town, James R. Loeb, Esq.

Supervisor RANDAZZO called meeting to order, OPENING with PLEDGE of ALLEGIANCE to FLAG.

Approval of Minutes: There being no additions, deletions, corrections, Councilman ALEXANDER MAZZOCCA MOVED TBM-4/9/07 and SPECIAL MEETING 5/8-07 (Tues.) accepted and approved as read.

NO PUBLIC COMMENTS FORTHCOMING, REGULAR BOARD BUSINESS CONVENED.

RESOLUTION – RECOGNITION of MAYOR MOULTON, JR. for his services to Village of Cornwall on Hudson and Town of Cornwall – DECLARING MAY 14, 2007 AS MAYOR MOULTON DAY. Presented by Councilman ALEXANDER MAZZOCCA seconded by Councilwoman Mary Beth Greene-Krafft. (to be made part of official record)

Supervisor RANDAZZO commented 26 years plus is a long time to be in public service And the Cornwall Community as a whole appreciates Mayor Moulton's services.

LETTER from Town of New Windsor Planning Board to Supervisor Randazzo under date of March 9, 2007 REGARDING BEAVER DAM LAKE WATER CORPORATION SITE IMPROVEMENTS – SHORE DRIVE & MAPLE AVENUE wherein they advised the Cornwall Town Board that the New Windsor Planning Board has received an application for site plan approval of various improvements to the Beaver Dam Lake Water Corporation Facilities – Work includes in general:

Replacement of water storage tank with water storage standpipe with associated treatment building upgrades and security fencing (off Maple Ave).

New well and well house (off Shore Drive).

Upgrade existing water treatment facility (off Shore Drive).

Water Main improvements in Maple Avenue

The Planning Board has determined that the application is within 500 feet of the Town line and in accordance with GML 239-nn of State Law, copy of Orange County

Department of Planning Referral form and plans are being forwarded herewith. A public hearing has not yet been scheduled; you will be sent notice of the date once determined. Should you have any concerns or input with regard to this application, I request that you provide letter to the Planning Board sharing specifics of your concern/comment at your earliest convenience. If you have any questions regarding this referral, please do not hesitate to contact the undersigned or Planning Board Office at number listed above. Town of New Windsor Planning Board under signature of M. J. Edsall, Planning Board Engineer.

Supervisor RANDAZZO advised they have provided the Town with a MAP and anyone interested may view it at Clerk's Office. FOR THE RECORD.

MEMO was noted received from Town Engineer, Mark Edsall REGARDING PROCESS and SCOPE for TOWNWIDE ROAD IMPROVEMENTS PROGRAM.

Supervisor RANDAZZO brought to Board's attention while working on budget last Fall for 2007, the highway superintendent and engineer would be conducting a STUDY on 25 miles of Town Roads for oil and chip and purpose of the study was to undertake more of an inventory on the characteristics of the roads and conditions and sub-surface is very limited.

They also studied areas where drainage improvements may be needed as well as curbing, etc., He has laid out a study with the Superintendent of Highways identifying work to be done by Town Forces and Engineer.

Supervisor advised that money has been budgeted for this STUDY which is important in view of the fact that the Town traffic has increased and would like to present to the public a comprehensive overview of the 25 miles of oil and chipped roads. Noting that the remainder of roads are blacktopped, and by doing this study the Town will be able to have a detailed analysis of work to be done upgrading the roads with estimated costs.

Councilman J. KERRY MCGUINNESS MOVED AUTHORIZATION TO THE TOWN ENGINEER TO PROCEED WITH THE ROAD IMPROVEMENT PROGRAM STUDY. Seconded by Councilman Alexander Mazzocca. Roll Call: Un. AYES

CORNWALL SEWER COLLECTION SYSTEM STUDY Supervisor RANDAZZO brought to Board's attention that last Fall they determined that this would be done during 2007 involving the largest sewer collection system in the community. Noting that many of the lines date back to the late thirties, and there have been incidents of in-flow and infiltration affecting the system passing through the sewer plant. At the time the engineer was requested to draft plan for conducting an analysis and study of the system and some of the work has already been done by developers through the Planning Board and Town Board when they requested sewer services and some surveys were undertaken. But this will now allow for the STUDY to continue on the entire sewer collection system.

Councilman ALEXANDER MAZZOCCA MOVED ENGINEER BE AUTHORIZED TO CONTINUE WITH THE STUDY ON THE ENTIRE CORNWALL SEWER COLLECTION SYSTEM. Seconded by Councilman J. Kerry McGuinness. Roll Call: Unanimous AYES

RDA COMPANY providers of software, accounting and payroll for the Town basically will be switched over on present software, and recommendation had been made on upgrading the server to the system. PROPOSAL - combined together – savings of \$200.00 – TOTAL COST \$2,900.00 They need Board approval to prepare the changes and it will be done in a couple of months.

Councilwoman KRAFFT MOVED AUTHORIZATION TO APPROVE PROPOSAL AS SET FORTH FROM RDA. Seconded by Councilman J. Kerry McGuinness. Roll Call: Unanimous AYES

NEW COMPUTER PURCHASES - BUILDING DEPARTMENT, RECEIVER OF TAXES, ASSESSOR'S OFFICE. (6 computers)
Recreation Department – One laptop computer.

PROPOSAL – FRED LEWIS - hardware and software - TOTAL \$ 6,891.00
198 Willow Ave.
Cornwall, N.Y. 12518

PROPOSAL - THE PC SURGEON 6 COMPUTERS W/SOFTWARE and
330 Main St. HARDWARE – TOTAL \$5,676.78
Cornwall, N.Y. 12518

Councilwoman KRAFFT MOVED PROPOSAL FROM THE PC SURGEON in the amount of \$5,676.78 APPROVED. Seconded by Councilman Randolph Clark. Roll Call: Unanimous AYES

Supervisor RANDAZZO advised there will be a separate proposal on the monitors.

PROPOSAL – (6) - 17" BLACK MALE MONITORS – TOTAL \$1,021.50
Councilman J. KERRY McGUINNESS MOVED APPROVAL. Seconded by Councilman Randolph Clark. Roll Call: Unanimous AYES

PROPOSAL – FRED LEWIS COMPUTERS - Lap Top for RECREATION DEPT.
\$1,200.00

PROPOSAL – P.C.SURGEON Lap Top \$358.00

Councilman RANDOLPH CLARK MOVED Proposal from P.C. Surgeon APPROVED. Seconded by Councilman J. Kerry McGuinness. Roll Call: Unanimous AYES

NYMA - LETTER informing Annual Alumni Weekend will be held on the 19th with fireworks display. Also noted LETTER to TOWN BOARD enclosing CERTIFICATE Of INSURANCE for fireworks display which will be launched from different position, further from Idlewild Park Drive and will not reach the same altitude as in past years. We ask that you grant us permission to display fireworks.

Supervisor RANDAZZO advised that some of the Idlewild Park Residents had concerns in the past with the fireworks. But NYMA has assured that homeowners will be notified about the fireworks display.

Councilwoman KRAFFT MOVED AUTHORIZATION TO NYMA ON FIREWORKS DISPLAY which was seconded by Councilman Alexander Mazzocca. Unan. AYES

INSURANCE CERTIFICATE - Alonzo Fireworks Display, Inc. was noted received.

PROPOSED ZONING AMENDMENT - GC ZONE Letter from Attorney, JAMES R. LOEB, ESQ. under date of May 14, 2007 to Town Board in connection with the local law that Supervisor suggested I prepare amending the zoning Law.

“We have recently determined that through a scrivener’s error the words “hospital and sanatorium” were not included in the list of special permit uses in the GC zoning district. That is an obvious error because the new zoning map put the hospital property in the GC Zone and the hospital use should have been listed in that zone.

When I discussed this with Leslie Dotson, she and I believed that this would afford us an opportunity to amend other provisions relating specifically to the hospital GC Zone with specific reference to bulk requirements and parking. I have prepared and enclose herein a proposed local law which addresses all of those issues.

The steps to be taken to adopt the local law is for it to be formally introduced to the Town Board and referred to the Planning Board for a report in accordance with the provisions of the zoning code. I have prepared and enclose herein a resolution to that effect. This is an action subject to SEQR; the Town Board is the sole Involved Agency and, therefore, would serve as Lead Agency. I am also enclosing a resolution initiating the SEQR process.

Once the Planning Board submits its report and the Town Board is ready to schedule a public hearing, a submittal must be made to the Orange County Department of Planning because the hospital property is within 500 feet of a State Highway”

Signed: James R. Loeb

Councilwoman MARY BETH GREENE-KRAFFT presented RESOLUTION which was seconded by Councilman Alexander Mazzocca. Roll Call: Unanimous AYES (introducing Local Law amending Sec. 158 referral to Planning Board) (to be made part of official record)

Councilman J. KERRY McGUINNESS presented RESOLUTION which was seconded by Councilman Randolph Clark. Roll Call: Unanimous AYES(Town Board considering adoption amending Chap. 158 and sole involved Agency –assumes Lead Agency) to be made part of official record)

AGREEMENT FOR PAVEMENT MARKINGS ON NON-COUNTY ROADS FOR THE 2007 SEASON

Councilman RANDOLPH CLARK MOVED AUTHORIZATION TO SUPERVISOR RANDAZZO TO SIGN THE AFOREMENTIONED AGREEMENT. Seconded by Councilwoman Mary Beth Greene-Krafft. Roll Call; Unanimous AYES

Councilman MAZZOCCA inquired of Supervisor if there were any possibility of installing a broken line or double line down THE CENTER OF MAIN STREET because traffic conditions are HAZARDOUS with cars parked on both sides of Main Street? Supervisor advised that it is not possible because the roadway is not wide enough and it is a County Road and they have advised at previous time that cars would have to cross over the double line because the street is not wide enough.

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM for FISCAL YEAR, 2008

Letter was noted received from Engineer, Mark Edsall advising of meeting held in Goshen on April 25, 2007 outlining necessary procedures for making application for Year 2008 and application is due JUNE 29TH, 2007. Public hearing for input be scheduled as soon as possible for community input as to what the Town should apply for under the 2008 Community Block Grant Program. County requires authorizing resolutions for engineer to prepare application for the Town.

Councilman ALEXANDER MAZZOCCA MOVED PUBLIC HEARING SCHEDULED FOR JUNE 11TH AT 7:20 P.M. Seconded by Councilwoman Mary Beth Greene-Krafft. Roll Call: Unanimous AYES

PROPOSALS – AIR CONDITIONER – downstairs Court Room and Meeting Room
Supervisor advised that over the years, the air-conditioner was installed in a window and was very noisy, and this air conditioner will be installed OUTSIDE THE BUILDING ON THE GROUND making the room cool and quiet for any meetings being held.

PROPOSAL – ROTH MECHANICAL PO BOX 458 CORNWALL, N.Y 12518	Install two (2) duct split air conditioning Systems w/labor and material Total \$ 5,950.20
CLASSIC PLUMBING 28 Linden Drive Newburgh, N.Y. 12550	Install Two 2-ton ductless air-conditioners for Court Room-electric work not included. Total: \$ 5,834.00

Councilman ALEXANDER MAZZOCCA MOVED PROPOSAL FROM CLASSIC PLUMBING APPROVED. Seconded by Councilwoman Mary Beth Greene-Krafft.

Roll Call: Unanimous AYES

TOWN HALL AREA – IMPROVEMENTS PROJECT

Supervisor brought to Board’s attention this is one of the projects slated for this year. REPLACEMENT of SECTION of BRICK WALL in front of Town Hall which is in very bad condition as well as removal and installation of NEW WALK WAY.

PROPOSALS - SPERANZA LANDSCAPING WALL & WALKWAY \$9,900.00
MCCORMICK LANDSCAPING WALL & WALKWAY \$9,635.00
GREEN ACRES LANDSCAPING WALL & WALKWAY \$8,500.00

COUNCILWOMAN KRAFFT MOVED PROPOSAL FROM GREEN ACRES IN THE AMOUNT OF \$8,500.00 ACCEPTED AND APPROVED. Seconded by Councilman Randolph Clark. Roll Call: Unanimous AYES

PROPOSALS – LANDSCAPING FRONT MUNGER COTTAGE

SPERANZA LANDSCAPING	\$1,795.00
MCCORMICK LANDSCAPING	\$3,890.00
GREEN ACRES LANDSCAPING	\$2,200.00

COUNCILMAN ALEXANDER MAZZOCCA MOVED PROPOSAL FROM SPERANZA LANDSCAPING IN THE AMOUNT OF \$ 1,795.00 ACCEPTED AND APPROVED. Seconded by Councilman Randolph Clark. Roll Call: Unanimous AYES

Supervisor advised Board that once the wall is replaced in front of Town Hall plans are to proceed with landscaping which has not been done since 1953 and Tree Warden, Kate Goodspeed who is a landscape architect has volunteered her services on a lay-out and identify materials necessary. Estimate approximately \$3,300. for shrubbery, etc. presently. Requesting AUTHORIZATION TO PROCEED AHEAD WITH COST NOT TO EXCEED \$5,000. FOR TOWN HALL LANDSCAPING TO IMPROVE FRONT OF TOWN HALL.

Councilman J. KERRY MCGUINNESS MOVED AUTHORIZATION TO PROCEED WITH TOWN HALL LANDSCAPING IMPROVEMENTS and COST NOT TO EXCEED \$5,000. Seconded by Councilman Randolph Clark. Roll Call: Un. AYES

VENTURE CREW – AMERICAN LEGION POST #353 – BOY SCOUTS OF AMERICA

Supervisor RANDAZZO advised that Representative, Gilles P. Reimer, gave presentation before the Board at their work session on place to have the VENTURE CREW hold meetings and after having discussion on Friday, arrangements were made to use MUNGER COTTAGE two nights per month.

Councilwoman KRAFFT MOVED FOREGOING ARRANGEMENTS FOR VENTURE CREW TO USE MUNGER COTTAGE AS SET FORTH. Seconded by Councilman J. Kerry McGuinness. Roll Call: Unanimous AYES

(Town Clerk will check Munger Cottage Availability to verify dates and time)

Supervisor commented on having heard many good things about the Venture Crew. Hopefully they will keep up the good work.

REQUEST from CORNWALL UNITED SOCCER CLUB to use park for youth training sessions – during week from 5:00 to 8:00 PM and on Sunday afternoons from noon to 6:00 PM covering period through Summer, 2007. It is understood that use of the field will be in collaboration with Cornwall League and other town residents. Certificate of insurance is on file with your office and the Recreation Department.

Councilwoman MARY BETH GREENE-KRAFFT MOVED AUTHORIZATION ON FOREGOING REQUEST. Seconded by Councilman Alexander Mazzocca. Roll Call: Unanimous AYES

MEMORIAL DAY PARADE – MAY 28TH, 2007 AMERICAN LEGION POST #353 INVITATION to BOARD to participate. Parade will commence at 10:00 AM and Service at the Veterans Monument will follow the Parade.

MAP – ORANGE & ROCKLAND COUNTIES – 1859 Supervisor RANDAZZO advised that the Cornwall Historian, Janet Dempsey, had approached the Board on this huge MAP in her office which could not be displayed, and it was basically put on loan to the Orange County Historian for display, and it has been displayed on Main Floor of the 1841 County Court House.

LETTER read from Orange County Historian, Theodore W. Sly to Supervisor expressing heartfelt thanks for the generous donation of the 1859 Map of Orange and Rockland Counties.

JUSTICE COURT – SECURITY AUDIT FOR THE RECORD Supervisor RANDAZZO advised that Cornwall Justice Court Judge Thomson has written to the NYS Uniformed Court System in Albany to have a security audit conducted for the Cornwall Justice Court. Informing that at the Association of Town’s Conference there was a discussion on COURT SECURITY and program that will be made available to municipalities and whether or not it is a small or big court, security is now necessary in view of the incident that recently happened down in Sloatsburg Court, security has now become serious. He extended appreciation to the newly appointed Court Officers for the Cornwall Justice Court who are volunteer Auxiliary Police Officers, and they are appreciated by the Court as well as the public and Town Board.

PROPOSAL – PRI (VERIZON) MATRIX – TELEPHONE SYSTEM		
MATRIX	UPGRADE PHONE SYSTEM	\$4,223.98
	Annual Maintenance	\$2,031. 23
PRI VERIZON	Approximate cost per month	\$660.47
	(includes local and regular long distance)	

Supervisor noted decrease from \$800.00.

Advising that not only will it save based on the current lines but it will open up more lines but the FAX machines will be in the roll over system and all the lines will be available to all the offices in Town Hall. It will be kept as simple as possible with a central number dialing and one will be able to press "one" for whoever and "two" for another office, etc.,

Councilwoman KRFFT MOVED AUTHORIZATION TO PROCEED AHEAD WITH THE TELEPHONE SYSTEM. Seconded by Councilman J. Kerry McGuinness.

Roll Call: Unanimous AYES

ROLLING THUNDER MOTORCYCLE BRIGADE – 8TH ANNUAL SALUTE TO VETERANS – SUNDAY, JUNE 10TH, 2007 proceeding down 9W from New Windsor With estimated 600 to 700 motorcycles and will be police escorted and traffic controlled. MAP enclosed with time schedule.

PERSONNEL - APPOINTMENT – SHANNON HANSON – FULL TIME POLICE OFFICER, EFFECTIVE, May 21, 2007 (Monday)
To begin field training –starting salary \$39,637.
probationary period 18 mos.

MOVED by Councilman MAZZOCCA seconded by Councilman Randolph Clark.
Carried.

APPOINTMENT - THOMAS LUCCHESI – PART TIME POLICE OFICER ,
EFFECTIVE, May 21, 2007 – starting salary \$18.90 per hour as per
Current collective bargaining agreement.

MOVED by Councilman MAZZOCCA seconded by Councilwoman Krafft. Carried.

APPOINTMENT – HIGHWAY DEPARTMENT - Temp. 3 mos. ZACHARY OLIVA
Starting date, 5/21/2007, pay rate \$12.48 per hour.

SANITATION DEPARTMENT - Temp. 3 mos. WILLIAM
McKENZIE, pay rate \$12.00 per hour, starting date 6/1/07.

MOVED by Councilman J. KERRY McGUINNESS seconded by Councilman Randolph Clark. Carried. (replacing J.Bonilla)

APPOINTMENT – RECREATION DEPARTMENT – full-time CLERK (summer)
JESSICA KRAUS, salary \$8.50 per hour , EFFECTIVE, 5/21/07 to
8/23/07 or earlier.

MOVED by Councilwoman KRAFFT seconded by Councilman Mazzocca. Carried.

Letter was noted received from GOVERNOR, ELIOT SPITZER, NYS EXECUTIVE CHAMBER REGARDING Consolidation/Shared Services and creating Commission on Local Government Efficiency and Competitiveness to analyze and make

recommendations to improve the effectiveness and efficiency of local governments as part of the overall effort to streamline government at every level. (2 pages)
Supervisor RANDAZZO commented this is being directed to all Municipalities in an effort to reduce taxes, and it has been discussed with the Village and hopefully something will be done in an attempt to have the newly elected Mayor of the Village of Cornwall on Hudson look at the future.

MEMO from Police Chief, Todd Hazard, requesting POLICE VEHICLE #406 1999 JEEP CHEROKEE VIN#1J4FF68S4XL675094 be declared SURPLUS.
Councilman RANDOLPH CLARK MOVED POLICE CAR #406 DECLARED SURPLUS. Seconded by Councilman Mazzocca. Carried.

SURPLUS SEALED BID OPENING SCHEDULED for JUNE 11TH, 2007 AT 7:00 P.M. and VEHICLE SOLD TO THE HIGHEST BIDDER. MOVED by Councilman Randolph Clark seconded by Councilman Alexander Mazzocca. Carried.
(Town Clerk will advertise)

HIGHWAY DEPARTMENT – SURPLUS SEALED BID OPENING on 1991 FORD F450 VIN #2FDLF47MXMCA37286 SCHEDULED FOR JUNE 11TH, 2007 at 7:10 P.M. – to be SOLD TO HIGHEST BIDDER – MOVED by Councilman CLARK seconded by Councilman Mazzocca. Carried. (Town Clerk will advertise)

REQUEST from Police Chief, Todd Hazard for Board Approval on purchasing uniform polo shirts for dispatchers at \$24.00 each for full and part time dispatchers.
Supervisor advised that MEMO had been forwarded to President of Cornwall CSEA, Alice Becker that the Town is willing to purchase shirts for each dispatcher with the understanding that they will be worn during their shift and the dispatchers will be responsible for cleaning the shirts.

Councilman ALEXANDER MAZZOCCA MOVED FOREGOING REQUEST FOR DISPATCHERS POLO SHIRTS AS SET FORTH. Seconded by Councilwoman Mary Beth Greene-Krafft. Roll Call: Unanimous AYES

Fact was noted that this will make the dispatchers look more professional and shirts will be #5011 Outerbanks Polo Shirts w/left crest PD Dispatcher Design.

MINE HILL ROAD DRAINAGE PROJECT on which Engineer, PAT HINES from McGoey & Hauser has been working and has received approval from FEMA for 75% funding is now scheduled for SEALED BID OPENING on JUNE 4TH, 2007 at 3:00 P.M. – as per Engineers.

Councilwoman Mary Beth Greene-Krafft MOVED FOREGOING. Seconded by Councilman Alexander Mazzocca. Roll Call: Unanimous AYES
(Engineers will advertise)

ANGOLA ROAD – PARK PAVILLION Supervisor RANDAZZO brought to Board's attention that the Engineers are working on bid specifications and there is a Member Item

from Senator Larkin and it will be sufficient funding to cover the Park Pavilion and Engineers are setting BID OPENING DATE – JUNE 11,2007 at 7:15 P.M.
Councilwoman KRAFFT MOVED FOREGOING. Seconded by Councilman J. Kerry McGuinness. Roll Call: Unanimous AYES (As per engineers)

BLACKROCK BASS BUSTERS, REQUEST FOR ANNUAL FISHING DERBY for Youths at RINGS POND on SATURDAY, JUNE 9TH from 8:00 AM to 2:00 PM with rain date Sunday, June 10th MOVED APPROVED by Councilman MAZZOCCA seconded by Councilwoman Krafft. Carried.
This is free of charge to any participating youths.

GIRL SCOUT CABIN IMPROVEMENTS – PROPOSALS on REPLACING FLOOR
YANKEE CONSTRUCTION

P.O.BOX 268
Mountainville, N.Y.

Install new 1/4” plywood on entire floor . Install 1’x1’ commercial tiles glued to plywood
Reinstall existing 1/4 round TOTAL \$3,435.00

BURNS & WHELAN CONTRACTORS

Cornwall, N.Y. 12518

Buy & Install following: 1/2” P.T.S. plywood over all existing flooring
Molding up against existing base trim
12” x 12” floor tile

Proposal includes main room, kitchen and bathroom floor only. Toilet is to be removed and reset by others. TOTAL \$4,648.00

ANTHONY ADOLINO

174 Willow Avenue
Cornwall, N.Y. 12518

Remove existing floor tiles and subfloor-Install new subfloor Install new floor tiles
Remove and dispose of all existing materials. Price includes all labor & materials.
TOTAL \$5,200.00

Councilwoman MARY BETH GREENE KRAFFT MOVED APPROVAL ON
YANKEE CONSTRUCTION PROPOSAL IN THE AMOUNT OF \$3,435.00.
Seconded by Councilman J.Kerry McGuinness. Roll Call Unanimous AYES

REQUEST from COVAC to purchase ten (10) PAGERS to be used by the Ambulance Corps. PROPOSALS from METROCOM WIRELESS, INC.

31 Plainfield Avenue
Bedford Hills, N.Y. 10507

Monitor V Pager-2 Channel Stored Voice ModelUnit Price...\$393.00

ALBANY COMMUNICATIONS & MICROWAVE, LTD.

Motorola MinitorV,VHF 2 freq.stored voice pager complete w/battery, charger and One (1) year Warranty..... Unit Price.... \$388.23

Councilman RANDOLPH CLARK MOVED PROPOSAL FROM ALBANY COMMUNICAIONS APPROVED. Seconded by Councilwoman Krafft. Roll Call: Unanimous AYES

CONFLICT of INTEREST - ZONING BOARD MEMBER, EILEEN REGAN
Supervisor Randazzo noted receipt of letter from BRIAN BABCOCK, 14 Long Hill Road, Highland Mills, N.Y. 10930 under date of May 6, 2007 (copy provided to Board Members, Eileen Regan and Attorney, Steve Gaba)
LETTER of REPLY under date of May 14, 2007 to Supervisor Randazzo from Attorney, STEPHEN J. GABA – REGARDING Ethics Complaint Against Eileen Regan, Wherein he advised, “We are in receipt of letter dated, May 6, 2007 from Brian Babcock Regarding Eileen Regan, Member of Town Zoning Board of Appeals (“ZBA”). In the letter, Mr. Babcock points out that Ms. Regan is a real estate broker who lists properties within the Town. He contends that Ms.Regan’s employment as a broker is incompatible with her position as a member of the ZBA and suggests, in sum and substance, that she may have used her knowledge of ZBA procedure and practice to assist one of her clients- Lynn Thommen – in obtaining a variance.

Conflicts of interest for municipal board members are governed by General Municipal Law s20-4. There is no per se prohibition on being a real estate broker and serving on the ZBA or any other municipal board. Accordingly, we see no basis for Mr. Babcock’s claim that Ms.Regan’s employment as a broker is incompatible with her position as a member of the ZBA.

Additionally, both the GML and Town’s Ethics Code prohibit entering into an agreement express or implied, whereby a board member may receive payment or some other benefit contingent upon the approval of an application, the Thommen application, so there does not appear to be any ethical violation involved in the matter. Nevertheless, the Board may wish to forward Mr. Babcock’s letter to her for review and comment.

Should you have any questions, please do not hesitate to contact me”.

After reading foregoing communication from Attorney GABA, Supervisor Randazzo Advised that copy of Attorney Gaba’s letter will be given to Ms. Regan, and she will provide Town Board with a response for their next meeting in June.

EAGLE SCOUT SERVICE PROJECT – Supervisor RANDAZZO informed Board that SAM ALLEN from NYMA will be completing his Eagle Scout Project and will clean up The OLD CEMETERY off of RESERVOIR ROAD; he will be under the guidance of several people, one of whom is WYNN GOLD, Assistant Scout Master. Extending CONGRATULATIONS and THANKS TO SAM ALLEN on having done a great job completing the Project for the Community on BEHALF OF THE TOWN BOARD.

COMMITTEE REPORTS Councilman RANDOLPH CLARK brought up for discussion the COMPUTERS in order to move into the 21st Century, assistance will be needed and labor and installation is not included and would like to make the Board aware that he has a contract with PC Surgeon for installation and getting the system up and running. MOVED COMPUTERS AND LAPTOP VOTED ON THIS EVENING BE RESCINDED.

Supervisor RANDAZZO interjected suggesting he would like a proposal on the cost of doing it because he is a resident who has done all of the computer work since last December, and next month they could have both proposals to do the work on any future computer services, and we cannot put this off because there are 2 computers down.

Councilwoman KRAFFT interjected SECONDED Councilman CLARK'S MOTION for further discussion. Commenting that at the June work session the proposals will still be reviewed for the rest of the year.

Supervisor interjected commenting that Councilman Clark's proposal is separate for setting up the computers.

Councilman Clark interjected – no there is no proposal presently on the market for installation, labor and set up other than ordering, and we know what the current rate is and basically we would be rewarding someone and it may not justify.

Supervisor RANDAZZO commented it is up to the Board because we have had someone doing the work since December, and they both should give a proposal for setting up the six computers, and at next months meeting it will be discussed at the work session. Also, anyone else who would like to present a proposal to the Town. Noting that Lewis has provided the maintenance as well as services and everything else with the computers and has provided services to the community. LENGTHY DISCUSSION ENSUED on costs, services, etc.

Councilman CLARK MOVED proposals be solicited for computer services for 2007 and Board will schedule SPECIAL MEETING, MONDAY, MAY 21ST, AT 7:00 P.M.

Seconded by Councilman J. Kerry McGuinness. Roll Call: Unanimous AYES

HIGHWAY DEPARTMENT REPORT was presented by Councilman McGuinness and road maintenance is proceeding well and roads program for the year is underway.

RECREATION REPORT presented by Councilwoman KRAFFT and summer playground signups are continuing with morning and afternoon sessions. Camps for children – tennis and theatre.

The AMISH trip to Pennsylvania has two rooms still available – June 13th to 15th.

The LAS VEGAS trip in October still has available room. WILDWOOD TRIP has been sold out.

For those interested contact the Recreation Department in Town Hall for more Information on trips.

July 4th Committee is looking for volunteers.

COVAC Community Day was very successful.

Councilman MAZZOCCA presented POLICE REPORT – Auxiliary Police worked 61 hours on various assignments including Easter Egg Hunt, DARE Pizza and dance party, Opening of Little League Ceremonies and Patrol Ride-along.
Officer Schofield attended 2-day training course at Police Academy.
Cornwall “Court Officers” worked total of 58-1/2 hours during April.
Department Meeting was held for Dispatchers by Chief Hazard.
Chief Hazard attended “traffic safety” seminar in Albany.
Police Department has updated method of submitting crime reports to D.C.J.S. They are now using the new software which sends it electronically which replaces seven monthly forms that were necessary with the Uniform Crime Reports.

As of April 30th Dog Shelter has 6 dogs that could use a good home. Residents who are interested in adopting should come to the kennel and look dogs over.

REMINDER: MAY IS NATIONAL SEAT BELT MONTH – MOTORISTS ARE REMINDED TO BUCKLE UP – NOT ONLY FOR MAY BUT EVERY TIME YOU RIDE IN A VEHICLE.

**WARRANT #5 MOVED APPROVED and ACCEPTED by Councilwoman KRAFFT
Seconded by Councilman Alexander Mazzocca. Roll Call: Unanimous AYES**

Supervisor RANDAZZO advised that the Board will be convening an EXECUTIVE SESSION following the Close of Board Business to meet with Counsel and discuss Personnel Matters in the Police and Highway Departments.

PUBLIC COMMENTS: NANCY LEWITT, Cornwall addressed Supervisor asking that when he speaks with the New Mayor of the Village on the water system that he try to make the Mayor contemplate making the Town Water Rates equal to the Village Water Rates because the Town water rates are much higher than the Village. Supervisor commented he was in agreement but the Village owns the water system not the Town, and they set the rates. Informing that it has been reviewed and researched in Albany by the Attorney and that is the answer – the Village sets the water rates since they own the water system. He advised that he will attempt to discuss it with the Mayor on consolidated services, etc., and noted the water rates in Town is \$11.00 per thousand and that is quite exorbitant and probably the highest in the County.

NANCY LEWITT inquired about HAZEN STREET. Supervisor RANDAZZO advised that is Phase I, and on Phase II the town received a Grant and the engineers have been reviewing and making an engineering study on the project, and it is much more expensive than was anticipated. The Town Board may have an alternative by applying for a third phase by submitting the application for 2008 due to the high costs. Noting there is a public hearing scheduled for June for public to decide whether the Board should consider any other improvements and determination will be made on Phase II. In reply to Ms. Lewitt advised that the improvements made at the intersection of HAZEN and MAIN STREETS worked very well and hopefully will solve the flooding problems.

There being no additional comments forthcoming from persons present, and NO ADDITIONAL BOARD BUSINESS, Councilman J. KERRY McGUINNESS MOVED MEETING CLOSED in order to CONVENE AN EXECUTIVE SESSION to meet with Counsel on Personnel Matters in Highway and Police Departments. Seconded by Councilwoman Mary Beth Greene-Krafft. Roll Call: Unanimous AYES 8:45 P.M.

Constance Triolo,
Deputy Town Clerk, Stenog.

Elaine Tilford Schneer
Town Clerk

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EXECUTIVE SESSION MINUTES received from Attorney Stephen J. GABA

Supervisor Randazzo explained that SK left his job with the Town and is in North Carolina. Robert Conley contacted SK and requested him to come in for light duty, but SK refused. SK has handed in his resignation and the Town Board has accepted it.

MOTION by Councilwoman MARY BETH GREENE-KRAFFT seconded by Councilman RANDOLPH S.CLARK to determine last day of SK's employment was 5/4/'07 and to notify him that payment of accrued vacation time will be made.

The vote on the foregoing was as follows:

Councilwoman Mary Beth Greene-Krafft AYE
Councilman Randolph Clark AYE
Councilman J.Kerry McGuinness AYE
Councilman Alexander Mazzocca AYE
Supervisor Richard Randazzo AYE