

REGULAR MEETING OF CORNWALL TOWN BOARD WAS HELD ON THE 13th DAY of NOVEMBER, 2007 AT 7:15 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 for Town, JAMES R. LOEB, ESQ.

Supervisor RANDAZZO called meeting to order, OPENING WITH PLEDGE OF ALLEGIANCE TO FLAG.

First Order of Business: SEALED BIDS – HIGHWAY DEPARTMENT –2 NEW 10’X304 STAINLESS STEEL HOPPERS INSTALLED ON HIGHWAY DEPARTMENT VEHICLES.

LEGAL NOTICE and AFFIDAVIT of PUBLICATION was read by Supervisor RANDAZZO calling for SEALED BIDS for this date, time and place. (to be made part of official record)

There being NO BIDS to come from floor, Councilwoman KRAFFT MOVED CLOSING of BIDS. Seconded by Councilman Randolph Clark. Roll Call: Un. AYES.

Supervisor OPENED and READ ALOUD the following SEALED BID from SHOWALTER, P.O. BOX 1011, WARWICK, N.Y. 10990
Item #1 – Dump Body Mounted Sander-Hiway E2500 stainless steel spreader with all options listed and requested NY Tow Specifications. No Exceptions \$16,712.00
Item #2 – Chassis Mounted Sander-Hiway E2500 stainless steel spreader with all options listed and requested by Town Specifications. No Exceptions. \$19,712.00
All items furnished and installed by Showalters. Roger Showalter
NON COLLUSION STATEMENT INCLUDED. NO BID BOND OR CHECK

MR. SHOWALTER INFORMED BOARD THAT HE WOULD RETURN TOMORROW AT 9:00 AM WITH CHECK WHICH HE LEFT ON HIS OFFICE DESK.

OKAY'D BY BOARD.

AT 7:20 PUBLIC HEARING OPENED ON PROPOSED LOCAL LAW #3-2007 AMENDING SEC. 143 of TOWN CODE ENTITLED “VEHICLE & TRAFFIC”

LEGAL NOTICE and AFFIDAVIT of PUBLICATION was read by Supervisor RANDAZZO calling for public hearing for this date, time and place. (to be made part of

record) He advised that this local law will amend the V&T as noted in the Legal Notice on various signage on fire lanes, etc.,

DOES ANYONE WISH TO SPEAK ON THIS PROPOSED LOCAL LAW-#3 2007 AMENDING THE V&T ? NO RESPONSE .

Councilman ALEXANDER MAZZOCCA MOVED PUBLIC HEARING CLOSED. Seconded by Councilman Randolph Clark. Roll Call: Unanimous AYES

REGULAR BOARD BUSINESS CONVENED AT 7:30 P.M. OPENING WITH PLEDGE OF ALLEGIANCE TO FLAG.

Supervisor RANDAZZO noted presence of Newly Elected Supervisor, KEVIN QUIGLEY and CONGRATULATED HIM and those BOARD MEMBERS who were re- elected and he will be looking forward to working with the NEWLY ELECTED SUPERVISOR KEVIN QUIGLEY during the transition period as will the Board.

APPROVAL of TBM; Councilman MAZZOCCA noted correction on Police Committee Report of October should read: Auxiliary Police “ will not be on patrol “ Councilman Mazzocca MOVED TBM 10-9-07 APPROVED as corrected. Seconded by Councilman Clark. Roll Call: Unanimous AYES

NO PUBLIC COMMENTS ON AGENDA ITEMS

Board Action on Highway Spreaders – Sealed Bids at 7:15 P.M. – Supervisor RANDAZZO advised that the Highway Superintendent will be returning from his vacation and would like to have the BOARD MEET on the 21st of NOVEMBER after BOB CONLEY REVIEWS THE SEALED BID ON SPREADERS and will make recommendation to the Board at that time

Local Law #3-2007 –V&T Amendment – RESOLUTION presented by Councilman ALEXANDER MAZZOCCA seconded by Councilman RANDOLPH CLARK – ROLL CALL: UN. AYES (to be made part of official record)

COVAC request to PURCHASE RAD-57 SIGNAL EXTRACTION PULSE CO-OXIMETER to be used in situations to evaluate individuals or fire fighters who may have been exposed to carbon monoxide This is a rapid diagnostic piece of equipment. COST \$3,995. SINGLE UNIT – plus shipping. Councilman J. KERRY MCGUINNESS MOVED FOREGOING COVAC PURCHASE. Seconded by Councilman Randolph Clark. Roll Call: Unanimous AYES

REGARDING MINE HILL ROAD DRAINAGE IMPROVEMENTS CONTRACT BETWEEN TOWN AND SCHENLY CONSTRUCTION, INC.

LETTER was read from ATTORNEY, James R. Loeb to the Town Board under date of Nov. 9, 2007 wherein he advised “In connection with contract between the Town and Schenly Construction, Inc., for the construction of Mine Hill Road drainage improvements. Patrick Hines has advised Town and me that the contracts which were

signed July 26, 2007 had a 60 day time of completion. The work on the project was to be completed on October 5, 2007. As of November 7, 2007 the Town Engineers advised that the construction is not complete.

As the Board knows, this project is funded in part by FEMA/SEMO Hazard Mitigation Grant monies. The Town has received an extension for the completion of the project to November 30, 2007.

It appears that the contractor will not complete the project by that date and Engineers are concerned that the delay could jeopardize the funding. As required by the contract, the contractor provided Town with a performance bond issued by US Specialty Insurance Company in the amount of \$669,299.86. Neither the Town's Consulting Engineers nor I believe that the Town should call the bond at this time, but we do suggest that the Town should take certain steps to protect the Town's interest.

The bond provides in part that the surety's obligation shall arise after the Town has notified the contractor and the surety that it is considering declaring a default. The bond requires the Town to attempt to arrange a conference with the contractor and the surety to discuss methods of performing the contract. The Town's Consulting Engineers and I believe that is the step that should be taken. I have prepared and enclose herein a resolution of the Town Board which conforms to the provisions of the bond and gives the Supervisor authority to take such steps as would be appropriate in arranging for a conference. Since time is important, the Consulting Engineer and I suggest that the conference be held during the last week in November".

RESOLUTION presented by Councilman RANDOLPH CLARK seconded by Councilwoman Mary Beth Greene-Krafft. Roll Call: Un. AYES (to be made part of record) (Mine Hill Road Funding under FEMA/SEMO hazard mitigation Grant program)

Supervisor RANDAZZO advised that this Workplace Violence Policy & Procedures is required by the State of New York for all public employers and Municipalities. Noting that the Police Chief has been working on the policy for the Town and when it is adopted all employees will be required to attend a training session which will be given by the Police Department.

RESOLUTION -WORKPLACE VIOLENCE POLICY & PROCEDURES presented by Councilwoman MARY BETH GREENE-KRAFFT seconded by Councilman J. KERRY Mc GUINNESS. Roll Call: Unanimous AYES

PROPOSED LOCAL LAW – COLD WAR VETERANS PROPERTY TAX EXEMPTION.

LETTER was noted received from ATTORNEY LOEB under date of Nov. 5, 2007 to Town Board in connection with Cold War Veteran exemption Legislation which will become effective January 3, 2008 and outlining necessary procedures to be followed. Supervisor RANDAZZO noted that Mr. Loeb's letter advised that the State has passed Law providing for a local decision regarding a property tax exemption for cold war veterans and Board had requested that this be researched by Mr. Loeb and he has provided the Board with a LETTER outlining the program and State Statute requirements. Advising that this local law must be adopted no later than December 2,

2007 for it to be timely for the 2008 assessment roll. Supervisor advised that this will give property tax exemption for military personnel who served during the cold war period which is defined in the Law and this is different than the property tax exemption law for regular Veterans.

RESOLUTION presented by Councilman J. KERRY McGUINNESS seconded by Councilwoman Mary Beth Greene-Krafft – setting PUBLIC HEARING for November 21st, 2007 at 7:00 P.M. introducing proposed local law entitled “Cold War Veteran’s Exemption” (to be made part of record)

Supervisor RANDAZZO noted when reviewing current veteran’s property tax exemptions the Board requested Mr. Loeb to research the law which had been adopted many years ago by the Board since then the maximum provided for by Law has increased for wartime veterans.

LETTER from Attorney JAMES R. LOEB to Town Board under date of Nov. 13, 2007 wherein he advised at Board’s request I have prepared proposed local law increasing the tax exemption available to qualified wartime veterans to the maximum permitted under the Real Property Tax Law, Alternative Exemptions.

There are three categories of exemptions: a wartime veteran, a combat wartime veteran whose exemption is added to the war veteran’s exemption where appropriate and a disabled wartime veteran whose exemption is also added to the other categories.

I have prepared a Local Law putting into effect in Cornwall the maximum exemptions and I have enclosed copy of that proposed local law together with resolution introducing same. The local law must be adopted by December 2, 2007 for it to be effective for taxable status date of March 1, 2008. I suggest that Board consider this local law at a public hearing on November 21, 2007. That will permit the law to be adopted, notice of adoption published and filed in Office of Secretary of State in a timely fashion”.

RESOLUTION presented by Councilwoman MARY BETH GREENE-KRAFFT seconded by Councilman Alexander Mazzocca (Alternative Veterans Exemption)

PUBLIC HEARING November 21, 2007 – 7:05 P.M.
(to be made part of record)

LETTER from VILLAGE OF CORNWALL-on-HUDSON REQUESTING TAX EXEMPTION on VILLAGE OWNED WATER PROPERTY to Supervisor and Town Board - Enclosed please find certified copy of resolution unanimously adopted by the Village Board of Trustees on October 15, 2007 requesting tax exemption from real property taxes on Village owned water supply property for the Year, 2009. Signed: Jeanne Mahoney, Village Clerk

Supervisor RANDAZZO advised this is an annual request from the Village.

RESOLUTION - WHEREAS, heretofore the Town Board of the Town of Cornwall has received a request from the Village Board of the Village of Cornwall-on-Hudson to grant tax exemption from 2009 Town taxes to certain properties owned by the Village of Cornwall-on-Hudson in the Town of Cornwall outside of the incorporated Village of Cornwall-on-Hudson, and

WHEREAS, the Town Board has considered the request from the Village Board.

NOW, THEREFORE, BE IT RESOLVED as follows:

That the Town Board does hereby adopt this resolution denying the request of the Village Board of the Village of Cornwall-on-Hudson to exempt certain properties in the Town of Cornwall outside of the Village of Cornwall-on-Hudson, which said properties are used by the Village of Cornwall on Hudson for water supply purposes.

Councilwoman MARY BETH GREENE-KRAFFT presented the foregoing resolution which was seconded by Councilman J. Kerry McGuinness. Put to vote on roll call resulting 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 .

PHOTOCOPIER LEASE AGREEMENTS; Supervisor RANDAZZO noted two PROPOSALS on CANONIR 3030 Solutions -
Lease for 60 months – Supervisor’s Office \$194.00 per month
Lease for 60 months – Tax Assessor’s Office \$\$196.00 per month
These will replace current photocopiers.
Councilwoman KRAFFT MOVED AUTHORIZATION TO SUPERVISOR ON FOREGOING LEASE AGREEMENTS. Seconded by Councilman Alexander Mazzocca. Roll Call: Unanimous AYE

Supervisor RANDAZZO noted FOR THE RECORD LETTER from Department of Health, Sr. Public Health Engineer, Keith Miller, P.E. to Town Board and Supervisor REGARDING Stage 2 DBPR Very Small System (VSS) Waiver-FIRTHCLIFFE WATER DISTRICT CWS ID#NY3503515 T.Cornwall - Dear Community Water Supply:

The Stage 2 Disinfectants and Disinfection Byproducts Rule (Stage 2) requires that all community water systems that disinfect with chlorine or purchase from systems that disinfect with chlorine, complete an Initial Distribution System Evaluation (IDSE) on their distribution system. The IDSE is meant to help determine locations with representative high TTHM and HAA5 concentrations throughout your distribution system.

Since your system serves fewer than 500 people and Orange County Health Department has taken TTHM and HAA5 samples in accordance with the Stage 1 Disinfectants and Disinfection Byproducts Rule (Stage 1) you are eligible to receive a VSS Waiver. The VSS Waiver absolves you from doing an IDSE.

You are receiving this letter because you are being granted a VSS Waiver. On 8/21/2006 we collected samples for Disinfection Byproducts on your behalf. The results for TTHM were 0.066 mg/L and the results for HAAS were 0.039 mg/L; as previously reported to you. Please keep a copy of this letter for your records.

This water district has no ongoing TTHM/HAA5 sample requirements under Stage 1 and will next be subject to a Stage 2 Rule requirement when Stage 2 Compliance Monitoring begins in the year, 2013. We understand that this information is slightly different than what was discussed in our telephone conversation on September 26; however, after

consultation with the New York State Department of Health, we are assured that it is correct. If you have any questions concerning this matter please call the undersigned at 845-291-2331 Signed: Keith Miller, P.E.Sr.Public Health Engineer

Supervisor RANDAZZO brought to Board's attention that he and Mayor Ed Gross from the Village of Cornwall on Hudson have been working together on an application to secure a GRANT from Orange County to look at business and commercial areas in an attempt to improve or attract business to Cornwall. Noting jointly they originally had applied for \$30,000.00 but had received \$20,000.00 from County on this joint application for 2007 Municipal Planning Grant which will be equally shared between Town and Village but the Town will be the Lead Agency.

RESOLUTION - WHEREAS, heretofore the Town has determined to apply for a County Planning Grant in the amount of \$20,000.00 to be shared equally between the Town of Cornwall and the Village of Cornwall-on-Hudson; and

WHEREAS, it is necessary and proper for the Town Board to adopt a resolution formally authorizing the completion and submittal of an application for the County Planning Grant,

NOW, THEREFORE, BE IT RESOLVED as follows:

That this Town Board does hereby authorize the completion and submittal of an application for a County Planning Grant.

That the Supervisor be and he hereby is authorized to execute any and all documents necessary to effectuate the completion and submittal of the grant application.

Councilwoman MARY BETH GREENE-KRAFFT presented the foregoing resolution which was seconded by Councilman Randolph Clark.

The vote on foregoing resolution was as follows:

Councilwoman Mary Beth Greene-Krafft AYE

Councilman Randolph Clark AYE

Councilman J. Kerry McGuinness AYE

Councilman Alexander Mazocca AYE

Supervisor Richard Randazzo AYE

LETTER was noted received from Executive V.P. Cathy McCarty from WM. SMITH & SON, INSURANCE informing that over the past 4 years they have marketed insurance for the Town of Cornwall with Selective Insurance Company and this year they were not able to do this because they were blocked by another insurance agent for Selective Insurance. Requesting that they be given the opportunity to be considered Broker of Record authorizing William A. Smith as Agent for Town of Cornwall in order to develop insurance quote for the Town

Supervisor RANDAZZO asked for Board Authorization for Wm. A. Smith as Broker of Record strictly for Selective Insurance as all the other markets will remain open for other agents.

Councilwoman KRAFFT MOVED AUTHORIZATION FOR WM. A. SMITH AS BROKER OF RECORD. Second by Councilman J. Kerry McGuinness.

Councilman CLARK commented he would rather have more competition and the other agent may or may not do a better or worse job but with a different agent or more

competition he did not want to block out and give it to the broker of record at this time as it can be done later. And I do not think it is good business.

Supervisor RANDAZZO commented we are not blocking out the agent from the other companies. It is strictly for Selective Insurance through Wm Smith Insurance.

Councilman CLARK: The other company will probably show up with a quote from Selective.

Councilwoman KRAFFT: The other agent blocking is from another county, correct?

Councilman CLARK: The agency on the internet and what does that have to do with it?

Councilwoman KRAFFT: I am just looking at an agent from a local area standpoint.

And any one of them can quote. Discussion between Councilpersons Krafft and Clark.

Supervisor called for VOTE on Councilwoman KRAFFT'S MOTION

Councilman Clark NO

Councilwoman Krafft AYE

Councilman Mazzocca NO

Councilman McGuinness AYE

Supervisor Randazzo AYE

3-2 Carried.

GRANT AWARDED to TOWN of CORNWALL \$2,700. 00 to participate in the statewide "BUCKLE UP NEW YORK" Campaign per LETTER from NYS Governor's Traffic Safety Committee on behalf of Governor Eliot Spitzer to increase seat belt usage in an effort to reduce serious injury or death from traffic crashes.

Supervisor RANDAZZO expressed THANKS to Police Chief Todd Hazard for his efforts obtaining this Grant for the Town.

ENGINEERS DRAINAGE REPORT – BROOK HOLLOW DRIVE (Otterbrook SD)

Supervisor RANDAZZO noted complaint letter from Mrs. Carberry last month on drainage and 2 lots in the subdivision and matter had been referred to Engineer for a report and Engineer after making his review and study advises that there has been some settling both on public streets and private properties and it is nothing out of the ordinary or Town's responsibility, and it is not something that contributed to any of the issues raised by the residents. The issue raised by Mrs. Carberry on the possibility of a water leak on their property from the Village Water main and Engineer contacted the Village Water Superintendent who advised that he had reviewed the condition and had NY Leak Detection Company investigate the matter and no water leak was found on the property. FOR THE RECORD the issue raised regarding the Septic Systems on the 2 lots in the subdivision, Attorney STEVE GABA had provided the Board with LETTER from Orange County Health Department that the remaining lands of the subdivision must be approved prior to receiving approval on other lots.

Supervisor RANDAZZO commented the Health Department will be involved even though the subdivision has already been approved, the septic systems will have to be cleared by the Health Department.

COPY of ENGINEERS REPORT WILL BE FORWARDED TO MRS. CARBERRY BY SUPERVISOR RANDAZZO.

PERSONNEL Letter from PETER RUSSELL expressing interest filling vacancy on Board of Ethics and outlining background experience applying for the position. Councilwoman KRAFFT MOVED PETER RUSSELL APPOINTED to fill vacancy on Board of Ethics. Seconded by Councilman Randolph Clark. Roll Call; Un. AYES

Request from Building Inspector, Gary Vinson to hire ROBERT LACEY as PART-TIME ASSISTANT BUILDING INSPECTOR – MOVED APPROVED by Councilman ALEXANDER MAZZOCCA seconded by Councilman Randolph Clark. Roll Call: Un. AYES.

Request from Police Chief Hazard to APPOINT JODI PATTERSON and MICHAEL SAYLOR as PART TIME DISPATCHERS EFFECTIVE, NOV. 13, 2007 at salary of \$13.59 per hour was MOVED APPROVED by Councilman RANDOLPH CLARK seconded by Councilman J. Kerry McGuinness. Roll Call: Un. AYES
Appointments contingent upon completion of fingerprint submission to DCJS.

RE-APPOINTMENT OF SCOTT STRINE to Board of Assessment Review (BAR) for 5 YEARS was MOVED APPROVED by Councilwoman MARY BETH GREENE-KRAFFT . Seconded by Councilman Alexander Mazzocca. Roll Call: Un. AYES (term will expire 2012)

Regarding Building Department having a qualified instructor for Town employees who had to be trained as per MANDATE for their employment. Those 3 employees have completed their training which involves series of 3 shots for each individual at cost of \$110 per employee for TOTAL of \$330 per employee to be administered by Dr.Mehar with whom this was discussed and he will be working with the Town.

Councilman J. KERRY MCGUINNESS MOVED AUTHORIZATION ON FOREGOING EXPENDITURE FOR SERIES of SHOTS TO BE ADMINISTERED BY DR. MEHAR. Seconded by Councilwoman Mary Beth Greene Krafft. Roll Call: Un. AYES

LETTER was noted received from Engineer, Mark Edsall under date of Nov. 12, 2007 to Town Board and Supervisor REGARDING HAZEN STREET DRAINAGE IMPROVEMENTS – PHASE I wherein he advised that office is in receipt of Maintenance Bond from Boyce Excavating Company, Inc. in the amount of \$113,175.00 per contract requirements.
Supervisor RANDAZZO noted expiration date of October, 2008

RESOLUTION WHEREAS, Boyce Excavating Co., Inc. has presented a one year maintenance bond to the Town of Cornwall issued by Utica Mutual Insurance Company pursuant to the provisions of the 2006 Hazen Drainage Improvement Contract, and WHEREAS, the Town Board has previously agreed to release the letter of credit posted as performance security.
NOW, THEREFORE, BE IT RESOLVED as follows:

That the Town does hereby accept as one year maintenance security the surety bond issued by Utica Mutual Insurance Company in the amount of \$113,175.00 which said bond will expire by its terms on the 19th Day of October, 2008, and BE IT FURTHER RESOLVED that the letter of credit previously posted as performance security for the construction of the project may now be returned.

Councilman RANDOLPH CLARK presented the foregoing resolution which was seconded by Councilwoman MARY BETH GREENE-KRAFFT.

The vote on the foregoing resolution was as follows:

Councilwoman Mary Beth Greene-Krafft AYE

Councilman Randolph S. Clark AYE

Councilman J. Kerry McGuinness AYE

Councilman Alexander Mazzocca AYE

Supervisor Richard Randazzo AYE

2008 PRELIMINARY BUDGET Supervisor RANDAZZO noted that at the public hearing held on November 7th, 2007 that it was brought to his attention that Justices had forwarded communication requesting that the unpaid Court Officers should be compensated for their services and be included in the budget.

Commenting the indication is that the Volunteer Court Officers would like to be paid as opposed to volunteering. Supervisor expressed THANKS and APPRECIATION TO AUXILIARY POLICE for their services over many years dating back to the early 70's several of whom were recently appointed as Court Officers and County has now disallowed this service. Supervisor commented since the request was made for them to be paid, it is appropriate to add some funding to the budget to cover their services for next year. Estimating for 2 Officers working maximum of 3 hours per night, 2 nights weekly total 12 hrs. week –about 600 hours at \$12.00ph - \$7,500.00

Councilman MAZZOCCA interjected commenting the Court Officers worked 58 to 60 hours weekly.

Supervisor RANDAZZO commented this needs to be researched and it should be discussed by the Board as well as whether they should be designated Court Officers or Court Attendants. TO BE DISCUSSED FURTHER AT NEXT MONTHS MEETING. Councilwoman KRAFFT commented comparisons should be made with the surrounding Towns on hours, salary, etc.

BOARD DISCUSSION FOLLOWED; Court Officers Salary, hours, name designation, Pending legislation, coverage, Police Chief's responsibility, State Law provisions, etc.,

Supervisor RANDAZZO advised they will not be in Part Town Category but will be under General - Court Expenses and budget will be amended with an additional \$7,500.00 under GENERAL in JUSTICE COURT SALARY LINE.

Councilman J. KERRY MCGUINNESS presented RESOLUTION ON 2008 PRELIMINARY BUDGET AS AMENDED and MOVED ADOPTION.

WHEREAS, the Cornwall Town Board met at the time and place as specified in the NOTICE of PUBLIC HEARING held on the 7th DAY of NOVEMBER, 2007 and heard all persons desiring to be heard thereon.

NOW, THEREFORE BE IT RESOLVED,

That this Town Board does hereby ADOPT the PRELIMINARY BUDGET as compiled as the ANNUAL BUDGET of the Town of Cornwall for FISCAL YEAR, 2008 commencing on JANUARY 1, 2008, and

BE IT FURTHER RESOLVED,

That the Town Clerk of the Town of Cornwall shall prepare and certify in duplicate, copies of said budget as adopted by this Town Board, together with estimates, if any, adopted pursuant to SEC.202-a SUB DIV. 2 of the Town and deliver said copy thereof to the Supervisor to be presented to the Clerk of the County Legislature.

The foregoing RESOLUTION was seconded by Councilwoman Mary Beth Greene-Krafft and put to vote on roll call resulting as follows:

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

Carried. Adopted as read.

SIDEWALK CAPITAL FUND Councilman RANDOLPH CLARK MOVED AUTHORIZATION to SUPERVISOR RANDAZZO TO TRANSFER \$50,000 FROM THE UNEXPENDED HIGHWAY BALANCE DB INTO CAPITAL SIDEWALK FUND. FOR SIDEWALK REPLACEMENTS. Seconded by Councilwoman Mary Beth Greene-Krafft. Roll Call: Unanimous AYES

TOWN EMPLOYEES DENTAL PLAN Supervisor RANDAZZO noted this has been acted on over the years and full-time employees receive the same benefits as Employees Covered by the CSEA Contract and apparently that has not been happening PER THE BUDGET PLAN and in fairness the full-time employees should be receiving same benefits of the CSEA which they are entitled to and this SHOULD BE PUT ON THE RECORD.

Councilwoman KRAFFT MOVED FOREGOING. Seconded by Councilman Randolph Clark. Roll Call: Unanimous AYES

NOVEMBER 13th BUDGET ADJUSTMENTS MOVED APPROVED BY COUNCILWOMAN KRAFFT Seconded by Councilman J. Kerry McGuinness. Roll Call: Unanimous AYES

FIRTHCLIFFE HEIGHTS DELINQUENT WATER RENTS – 2008 FOR TOWN of CORNWALL RESIDENTS TO BE RELEVIED ON TOWN TAX BILLS - MOVED ACCEPTED by Councilwoman MARY BETH GREENE-KRAFFT seconded by Councilman Randolph Clark. Roll Call: Unanimous AYES. (TOTAL \$4,191.33)

CORNWALL WATER DISTRICT DELINQUENT WATER RENTS – 2008 TO BE RELEVIED ON TOWN TAX BILLS MOVED ACCEPTED by Councilwoman KRAFFT seconded by Councilman J. Kerry McGuinness. Roll Call: Unanimous AYES (TOTAL: 110,626.57)

Supervisor RANDAZZO noted that at Board Work Session comments were received from several residents and Board REGARDING CORNWALL ST. LUKES CANCER CENTER APPLICATION and Board basically realizes that process is within the scope of the Planning Board and felt that letter should be forwarded to the Planning Board on issues and thoughts raised by Board Members relative to the Project, and Planning Board should review and take another look at the project to consider concerns that have come to the Board's attention and take whatever action is appropriate.

REQUESTING Board authorize Attorney for Town to forward letter to the Planning Board. Councilman RANDOLPH CLARK MOVED LETTER BE FORWARDED TO PLANNING BOARD BY ATTORNEY. Seconded by Councilman Alexander Mazzocca.

ROLL CALL: Councilman Clark AYE
Councilwoman Krafft AYE
Councilman Mazzocca AYE
Councilman McGuinness ABSTAIN
Supervisor Randazzo AYE

CARRIED.

COMMITTEE REPORTS; Councilman CLARK reported on SEWER DEPARTMENT noting digester has used up their budget allocation and he will be attending a seminar on Thursday at Bear Mountain with another individual who is also concerned about the problem.

Councilman McGUINNESS reported on HIGHWAY DEPARTMENT as finishing up their road maintenance and preparing for Winter.

Councilwoman KRAFFT presented RECREATION REPORT is on WEB SITE w/Christmas Shopping at Mall, Children's Programs up until the end of the year, Line Dancing at Munger Cottage, Halloween was very successful and THANKING CORNWALL AMERICAN LEGION on Veterans Day Celebration held on Sunday.

Councilman MAZZOCCA presented POLICE REPORT for Month of October, Training is continuing. Dog Control Officer attended Seminar on Animal Cruelty at Orange County District Attorney's Office on 10-5-07. Police Officer Shannon Hanson attended Seminar at Rockland County Police Academy, Officer Mark Orellano attended State Field Sobriety Seminar at Ulster County Police Academy for certification. Now all

of the full-time Cornwall Police Officers are certified. Officer Manion attended firearms course at Poughkeepsie. Sgt. Sinagra and Chief Hazard attended 2 day course on School Terrorism in Albany.

Dog Shelter has 4 dogs for adoption. Court Officers during month of October worked 67-3/4 hours in Justice Court Officers D'Angelo and Ricco have completed their field training and are now ready to go on Regular Patrol.

WARRANT #11 MOVED APPROVED and ACCEPTED by Councilwoman KRAFFT seconded by Councilman McGuinness. Carried.

PUBLIC COMMENTS; AL SECORE, Cornwall questioned five million dollars involving Kirys Joel and should be used to take water from Taylor Road area where the Village Water Aquifer is located otherwise there will be a water shortage. Inquiring what is the Town planning to do about this?

Supervisor RANDAZZO commented not knowing any details about it but had discussed it with former Mayor Moulton on several occasions and the Mayor did not feel concerned because of the configuration of Village Well vs. the Old Star Well and the aquifer is not just under the building and the aquifer area is huge. The Village owns the system and they have three sources for providing water; they are very well aware of the situation. I cannot speak for the former Mayor but he did not seem very concerned because of the regulations on the access to the aquifers located there.

But if there is a proposal involving the Town based on planning or Mr. SECOR interjected, but water is going to affect the Town.

Supervisor RANDAZZO commented he realizes that but the Town does not own the well fields or pump stations out there and if there should be a proposal from KJ or any other Municipality involving the Town of Cornwall – Yes, we will do whatever is necessary - but THE TOWN DOES NOT OWN THE WATER.

DEKE HAZIRJIAN, addressed the Board informing that he is on the Planning Board and would like to express danger to the community and obligation to say something and there does not seem to be open forum on this point. I have written letter to the Newspaper (Cornwall Local) and letter was rejected and they refused to print it even as an ad I would like to read the letter. (to be made part of record)

After reading his letter, Mr. Hazirjian commented this is not about freedom of the press they said they will publish when and what they want, and my concern is that there is only one place where we get information and that is the Cornwall Local which we are all used to. It has been changing and since when is it okay to have our teenagers mug shots plastered on the front page? To sell papers? What is happening to our community?

This persons style of journalism is not conducive to our community It is a threat.

Because of her style, and I am not the only one who feels this way, as many people I have spoken with feel the same way. And what it does instead of giving the Community an opportunity to express itself, you end up because you are afraid of what she may do with the information and this has happened and it is now getting worse because they will not bide criticism and when they do, it is drowned in ink and there is no recourse and this is a very dangerous situation. I would encourage more public civil participation because I am concerned if this continues it will get worse and the only way I know to

stop this is to start the discussion because when discussion was started with them it was cut off and censored. I am making it my duty to get this out to the public because there is a moral obligation, and she is so hypocritical in demanding that we who volunteer and serve to disclose all of our private information, and I don't think that is her right. Yet she does not abide by the same rules. I call on the Town Board to begin this discussion because the newspaper is dead, and we need to find other ways and I am not sure what they are but I at least am beginning to address the issue. (applause)

Does anyone else wish to speak? Hearing NO RESPONSE, and there being NO ADDITIONAL BOARD BUSINESS, Councilman ALEXNDER MAZZOCCA MOVED TOWN BOARD MEETING CLOSED. Seconded by Councilman J. Kerry McGuinness. Carried.

Constance Triolo
Deputy Town Clerk-Stenog.

Elaine Tilford Schneer
Town Clerk