

The Regular Town Board Meeting was convened in the 1st Floor Courtroom at 7:30 P.M.

Pledge

Certificate of Recognition – Supervisor QUIGLEY invited Mr. Anthony Incanno to come before the Board and be recognized. Councilwoman KRAFFT took a moment to thank Councilman ALEXANDER MAZZOCCA who also attended the Conservation Dolce Dorfman Day this past Sunday. Councilwoman KRAFFT stated that at this time the Conservation Committee along with Sally Faith Dorfman on behalf of her mother Dolce who was a true leader in Conservation and did "green" when no one else did, and on behalf of the Cornwall Town Board, we would like to present Mr. Anthony Incanno with a Certificate of Recognition and thank him for all his years of service on the Conservation Committee. Mr. Incanno took a moment to thank all and to state that while the Certificate was made out to him, he feels that he got this by standing on the shoulders of a lot of people. Mr. Incanno got involved with the Conservation Committee only because Dolce Dorfman convinced a neighbor of his to drag him to a meeting in Woodbury. Mr. Incanno gave a brief summary of our past troubles with Woodbury both back then and now.

Approval of Minutes – A motion to approve the minutes from the September 8th 2008 meeting was made by Councilman MAZZOCCA, seconded by Councilwoman KRAFFT.

VOTE:

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

Motion carried.

Public Comment on Agenda Items – None

Agenda Item #1 – Resolution – Boyce Excavating – Supervisor QUIGLEY read the Resolution advising that Boyce Excavating Co, Inc. has provided a Maintenance Bond #SU 4077934M to the Town in the amount of \$113,175.00 in connection with the Hazen Street Drainage Project and since the Town Highway Superintendent and the Town's Consulting Engineers have both advised that there is no reason to retain any security on this project any longer, it is now time to surrender the Maintenance Bond which is issued by Utica Mutual Insurance Company on behalf of the applicant, Boyce Excavating Co., Inc. Motion to approve was made by Councilman McGUINNESS, seconded by Councilman MAZZOCCA.

VOTE:

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| Councilman MAZZOCCA | Aye |
| Councilman CLARK | Aye |
| Councilman McGUINNESS | Aye |
| Councilman KRAFFT | Aye |
| Supervisor QUIGLEY | Aye |

Motion carried.

Agenda Item #2 – Resolution – "Making our Mark in History" Display – Supervisor QUIGLEY read a letter from County Executive, Edward Diana, encouraging municipalities to adopt a resolution relating a short history as well as photographic displays. These resolutions and images will be displayed in the Orange County Government Center during the months of November and December and then to be

transferred to the Orange County Historian's Office for Permanent collection. Supervisor QUIGLEY advised that the Town Historian, Janet Dempsey, put together a short History to be submitted (copy available in Town Clerk's office). Motion to approve resolution was made by Councilman MAZZOCCA, seconded by Councilwoman KRAFFT.

VOTE:

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

Motion carried.

Agenda Item #3 – Resolution – Matching Grant Application – Angola Road Park – Supervisor QUIGLEY explained that this Resolution is in order to submit a grant application to the New York State for a \$50,000.00 matching funds grant for improvements to the Angola Road Park. Motion to authorize the Supervisor to submit the application was made by Councilman CLARK, seconded by Councilman MAZZOCCA.

VOTE:

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

Motion carried.

Agenda Item #4 – Resolution – Public Hearing – Building Department Fees – Supervisor QUIGLEY advised the Board that the Building Department has requested that we revise the present fee schedule for building permits, miscellaneous Building Department fees, Zoning Board of Appeals application fees, Planning Board application fees and related permit fees as well as part of Recreation fees. The Supervisor advised that we need to set a Public Hearing for this revision to be done and asked if October 21, 2008 at 6:55 P.M. would be all right for everyone. Motion to approve date and time for the Public Hearing was made by Councilman McGUINNESS, seconded by Councilman CLARK.

VOTE:

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

Motion carried.

Agenda Item #5 – Resolution – Hold Harmless Statement – Cornwall Central School District –

Supervisor QUIGLEY advised that the Town Recreation Department has requested space from the Cornwall Central School District in order to hold a basketball camp and that we have to sign a Hold Harmless Statement for the School. Motion to approve was made by Councilman CLARK, seconded by Councilman McGUINNESS.

VOTE:

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| Councilman MAZZOCCA | Aye |
| Councilman CLARK | Aye |

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

Agenda Item #6 – Resolution – Amending Local Law No. 4 –Supervisor QUIGLEY advised that this is a Resolution that would require that the notice mailed prior to a public hearing by the Board of Appeals be by Certified Mail Return Receipt Requested at least 10 days before the hearing to all owners of property which lie within 200’ of any lot line of the property for which a variance is sought and to such other owners as the Board of Appeals may deem advisable. NOW, THEREFORE, BE IT RESOLVED as follows: That the movant of this resolution does hereby introduce the proposed local law entitled “A local law amending Chapter 158 Section 158-39A of the Code of the Town of Cornwall” being Local Law No. 4 of the Year 2008 to the Town Board, and BE IT FURTHER RESOLVED, that the proposed local law be referred to the Town of Cornwall Planning Board for review and report. Motion to approve was made by Councilman CLARK, seconded by Councilman MAZZOCCA.

VOTE:

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

Agenda Item #7 – Resolution – Amending V&T Law –Supervisor QUIGLEY advised that this is a Resolution to amend a Local Law that affects parking on Maple Street. The Supervisor stated that as this is a secondary street, it is difficult for fire trucks, and emergency vehicles to pass with the current parking conditions. The amendment is as follows: No Parking Monday through Friday 8:00 a.m. to 4:00 p.m. on both sides of Maple Street between Canterbury Avenue and Laurel Avenue. After much discussion, a motion to hold a Public Hearing on October 21, 2008 at 6:45 p.m. was made by Councilman McGUINNESS, seconded by Councilman CLARK.

VOTE:

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

Agenda Item #8 – Set Budget Work Sessions –Supervisor QUIGLEY asked if we could hold the Work Sessions for the Budget on October 15th and the 21st at 7:00 P.M. Motion to approve and to consider the press notified was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

VOTE:

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

Agenda Item #9 – Set Public Hearing for 2009 Budget – Supervisor QUIGLEY asked the Board if we could hold the Public Hearing for the 2009 Budget on November 6th at 7:00 P.M. Motion to approve was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

VOTE:

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

Motion carried.

Agenda Item #10 – Appoint Jackson Lewis, Attorneys – Contract Negotiations – Supervisor QUIGLEY asked the Board to appoint Jackson Lewis, Attorneys for the Contract Negotiations with the PBA. Motion to appoint was made by Councilman McGUINNESS, seconded by Councilwoman KRAFFT.

VOTE:

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|-----------------------|-----|
| Councilman MAZZOCCA | Aye |
| Councilman CLARK | Aye |
| Councilman McGUINNESS | Aye |
| Councilwoman KRAFFT | Aye |
| Supervisor QUIGLEY | Aye |

Motion carried.

Agenda Item #11 – Declare 1997 Ford Bus Surplus – Supervisor QUIGLEY suggested we open the Bid Process for the 1997 Ford Bus (Senior Citizen – Surplus) on November 10th 2008 at 7:15 P.M. Motion to approve was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

VOTE:

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

Motion carried.

Agenda Item #12 – Electronic Dumpster – The Board reviewed the options for the Town Electronics Dumpster pricing and date as follows: To be held on November 1st, 2008, from 9:00 A.M. to 3:00 P.M., first two items - free, third item - \$5, Fourth item - \$10, fifth item - \$20. It was suggested that we ask the public to drop off old cell phones and glasses at the same time as the electronics so that we may assist the Lyons Club with their charity efforts. Motion to approve was made by Councilman CLARK, seconded by Councilman MAZZOCCA.

VOTE:

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|-----------------------|-----|
| Councilman MAZZOCCA | Aye |
| Councilman CLARK | Aye |
| Councilman McGUINNESS | Aye |
| Councilwoman KRAFFT | Aye |
| Supervisor QUIGLEY | Aye |

Motion carried.

Agenda Item #13 – Cox Subdivision – Supervisor QUIGLEY explained that the Developer wanted to use a new type of drainage which is environmentally “green” and this would require a curb waiver, however, this is not up to the Town’s Standards as advised by our consultants. Supervisor QUIGLEY further stated that it would be great if the Developers can come up with a way to be both green and meet the Town Code. Motion to continue to uphold the Town Code and the Engineers’ recommendation was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

VOTE:

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|-----------------------|-----|
| Councilman MAZZOCCA | Aye |
| Councilman CLARK | Aye |
| Councilman McGUINNESS | Aye |
| Councilwoman KRAFFT | Aye |
| Supervisor QUIGLEY | Aye |

Motion carried.

Agenda Item #14 – Jaeger Drive – Supervisor QUIGLEY read the following letter:

We the residents of Jaeger Drive request that this letter be read at the next Town Board Meeting and entered into public record. First, an inquiry: What is the speed limit for our street? Second, if this speed limit is over 25 mph, for the safety of the neighborhood children, we request a resolution to reduce the speed limit to 25 mph. Third, we request that “Children at Play” signs be installed on our street. Fourth, we request that our street be made a one-way street. Thank you for your attention to these concerns.

Sincerely,

Residents of Jaeger Drive, Cornwall

(Eleven signatures to be made part of Minutes book)

Superintendent of Highways, Robert Conley, responded with a memo to the Supervisor’s request to look into this as follows: 1. Superintendent Conley advised that he will monitor and post a sign where required if not present. 2. Speed limit cannot be less than 30 mph unless it is a school zone. 3. “Children at Play” signs are inappropriate; they give children the authority to play in the Street, most likely being an insurance liability to the Town if injured. 4. One-way – Mr. Conley wrote that he would be glad to contact the residents to discuss their concerns; he will need more time to monitor and report back to the Board on the possibility of making this a one-way street. Councilman CLARK recommended that we use the Road Speed Machine. Chief Hazard responded that it was out for service but that he will do that as soon as it comes back.

Agenda Item #15 – Laurel Crest Park – Port-A-Potty – Supervisor QUIGLEY read a letter from Carol Stein requesting that the Town provide a port a potty for Laurel Crest Park on a full-year basis due to the constant use of the park. After much discussion, the Board decided to look into this further. Motion to table was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

VOTE:

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

Motion carried.

Agenda Item #16 – Authorize COVAC to Hold a Child Safety Seat Check – Supervisor QUIGLEY read a letter from Michael Bigg of the Cornwall Volunteer Ambulance Corps, requesting permission to hold a

Child Safety Seat Check at the Town Hall front parking lot on Saturday November 1st from 10 A.M. to 2 P.M. Motion to approve was made by Councilman McGUINNESS, seconded by Councilwoman KRAFFT.

VOTE:

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

Motion carried.

Agenda Item #17 – Budget Adjustments – Motion to approve was made by Councilwoman KRAFFT, seconded by Councilman MAZZOCCA. (Copy to be attached to Minutes Book)

VOTE:

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

Motion carried.

Agenda Item #18 – Personnel:

Resignation – Supervisor QUIGLEY read a letter from Jane Deans, from the Planning Board, advising that she will not be seeking reappointment. Ms. Deans thanked the Supervisor for allowing her to serve the Town and expressed her enjoyment in the experience of working with the other members of the Planning Board, the Consultants and the Building Department. Motion to accept the resignation with both regret and thanks was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

VOTE:

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|-----------------------|-----|
| Councilman MAZZOCCA | Aye |
| Councilman CLARK | Aye |
| Councilman McGUINNESS | Aye |
| Councilwoman KRAFFT | Aye |
| Supervisor QUIGLEY | Aye |

Motion carried

Resignation – Supervisor QUIGLEY read a letter of resignation from Police/D.A.R.E. officer George M. Patsalos due to personal family reasons. Officer Patsalos expressed his thanks and appreciation for the years he spent with the Town of Cornwall Police Department. He also expressed his hope that the Town will continue with the D.A.R.E. program. Councilman CLARK stated for the record that all the kids in the middle school responded well to him in his capacity as D.A.R.E. officer. Motion to accept with thanks was made by Councilman MAZZOCCA, seconded by Councilman CLARK.

VOTE:

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|-----------------------|-----|
| Councilman MAZZOCCA | Aye |
| Councilman CLARK | Aye |
| Councilman McGUINNESS | Aye |
| Councilwoman KRAFFT | Aye |
| Supervisor QUIGLEY | Aye |

Motion carried.

Appointment – Joseph Carillo -- Supervisor QUIGLEY advised that this gentleman was interviewed at the last work session as per Chief Todd Hazard’s recommendation. Motion to approve appointment effective November 3rd, 2008, was made by Councilwoman KRAFFT, seconded by Councilman MAZZOCCA.

VOTE:

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| Councilman MAZZOCCA | Aye |
| Councilman CLARK | Aye |
| Councilman McGUINNESS | Aye |
| Councilwoman KRAFFT | Aye |
| Supervisor KRAFFT | Aye |

Motion carried.

Agenda Item #19 – Liquor License Renewal – Supervisor QUIGLEY read into the record the renewal notice given for a beer & wine license for Leos restaurant at 22 Quaker Avenue, Cornwall, NY 12518.

Committee Reports

Police Department – Councilman MAZZOCCA advised that Police Officers Harbison and Orellana attended a training course in dealing with people with mental health issues. Councilman MAZZOCCA further advised that the Town of Cornwall Police Department was recently awarded a \$3,100.00 grant to participate in the statewide “Child Passenger Safety Program.”

Dog Kennel News – Councilman MAZZOCCA advised that the dog kennel had 1 dog in the kennel as of October 5th 2008. Residents are urged to come and look the dog over for adoption.

Community News – Councilman MAZZOCCA advised that Halloween is fast approaching. Parents are urged to accompany youngsters who are trick-or-treating and dress them in clothing that is visible to motorists.

Skateboarding – Town Hall Steps & American Legion – Councilman MAZZOCCA would like to see signs put up to let people know that this is not permitted on the grounds. He would also like to see the Police Department be allowed to confiscate their skateboards. This would require a law change. After much discussion, Chief Hazard will forward a copy of a law from Middletown that regards skateboarding to the Town attorney for review. Councilman MAZZOCCA would also like to see the Town enforce the “no driving while talking on the cell phone law.” Councilman CLARK stated that we should do an awareness program for the public announcing that we will begin to enforce the law.

Sewer Department Budget – Councilman CLARK advised that the wish list for the Sewer Department will be brought up tomorrow night at the Budget work session.

Highway Department – Councilman McGUINNESS advised that the Department is working on road prep as well as the Bulk Rubbish pick-up scheduled to begin on October 20th 2008.

COVAC – Councilman McGUINNESS advised that according to a nine-month report ending September 30th 2008, the number of calls to COVAC increased by 7% compared to this time last year. COVAC will be holding its annual Haunted House on October 24th and 25th from 7:00 P.M. to 9:00 P.M. Councilman McGUINNESS further stated that a defensive driving course will be given at the ambulance building on

November 15th 2008 from 9:00 A.M. to 3:00 P.M. The cost for the class is \$45.00 which includes lunch – completing this course could reduce your car insurance rates up to 10% and lower up to 4 points on your license.

Conservation Committee – Councilwoman KRAFFT thanked the Committee for the Dolce Dorfman event, and also thanked the American Legion for opening their doors. The Committee will be planting trees – one every year, from the American Legion building towards Little League. Councilwoman KRAFFT was happy to announce that the Town of Cornwall received the \$1000.00 Henry Hudson Grant; we should receive the check within 2 weeks or so. She took a moment to thank County Legislator, Chris Eachus, who was instrumental in us applying for this grant in a timely manner. The Committee will be meeting after Halloween and will be working on applying the funds for the 2009 400th Celebration of Henry Hudson.

Recreation – Councilwoman KRAFFT advised that the Laurel Crest Park will be holding their 5K & 10K run/walk on Sunday, October 19th 2008 beginning at 9:30 A.M. To those who are interested, pre-registering is required and can be done up to the date of the event from 8:00 A.M. to 9:00 A.M. – applications can be downloaded from the Town of Cornwall Recreation site. The registration fee is \$20 which includes a T-shirt. Councilwoman KRAFFT further advised that there will be a Children’s Halloween Party (newborn to 8 years of age) at Munger Cottage on October 24th 2008 from 5:30 P.M. to 7:00 P.M. There will be lots of fun activities for the children as well as Pizza. You must pre-register for this event. For more information, please log on to www.cornwallny.gov and go to the Recreation Department site.

Community News – Councilwoman KRAFFT stated that she went to a wonderful event this past Saturday at Black Rock Fish & Game Club. The event was a fundraiser for Sergeant Eddie Ryan who was injured while serving in Iraq. This event was put together by local community residents. Councilwoman KRAFFT took a moment to thank, John Murray, Jim McGee, Marty Reilly Jr., Dan Creagan, and all of their families. The Cornwall Fire Department was there. The Cornwall Police Department did a motorcade escort. Sergeant Eddie Ryan did attend and it was a huge success. If anyone is interested in any further benefits or any information and would like to learn more, you can go online to www.helpeddieryan.com. Councilwoman KRAFFT stated that Eddie Ryan is a magnificent person and truly a credit to everyone living here in Cornwall and the Hudson Valley.

Warrant #10 – Supervisor QUIGLEY asked for a motion on Warrant #10 – Councilman CLARK asked why there was a \$7,000.00 bill for landscaping for the Monument. This bill never came before the Board for approval as far as Councilman CLARK could remember and this is a great concern. Councilman CLARK does recall that the only bill that was given to the Board for approval was the cost of \$6,000 for the monument itself – the total cost is approximately \$35,000. After much discussion, Councilwoman KRAFFT suggested that the Board get in touch with all parties that were involved with the Memorial to clear the air. Motion to approve Warrant #10 was made by Councilman McGUINNESS, seconded by Councilwoman KRAFFT.

VOTE:

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

Motion carried.

Public Comment

Graham Kelder asked questions as to why we are considering raising the Building Department fees. The Board explained that they have not gone up since 1995. Graham further requested that at the upcoming Public Hearing that the Board presents a before-and-after fee schedule. Mr. Kelder gave a brief update on the last COVAC meeting that was held at Munger Cottage – only two people attended and it seemed that some COVAC members were giving out info that was different than what he recalled hearing at the Work Session at Town Hall. Mr. Kelder stated that the Board should have more meetings with COVAC and be very careful about any decisions they made. Supervisor QUIGLEY assured Graham that this is just the beginning of our meetings and that the Town had some homework to do to see how this has impacted other municipalities and that the Board would do what was in the best interest for the residents of Cornwall.

Chris Eachus, County Legislator, advised that he met with Alan Seidman, Ed Fares, and Chuck Lee last week regarding Quaker Avenue. The Town should be receiving a letter stating what the Town has to do in order for the County to take over that particular length of road. Legislator Eachus was informed that as far as Union Street was concerned, (water problem) that the County feels they have done everything they can. There will be a second walk to observe Union Street by Mr. Lee, advised Eachus, and he would try to get the Board involved in that. Chris Eachus stated that he felt that Cornwall was getting the short end of the stick with the County and he would continue to keep at them. The Board thanked Chris for all his efforts.

A motion to adjourn the Regular Town Board Meeting and go into executive session to discuss personnel was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

VOTE:

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

Motion carried. Meeting adjourned at 9:30 P.M.

The Board went into Executive Session at 9:35 P.M. and adjourned at 10:00 P.M. with no action taken.

Renata McGee
Stenographer/Deputy Town Clerk

Elaine Tilford Schneer
Town Clerk