

REGULAR TOWN BOARD MEETING was held on the 10th DAY of SEPTEMBER 2007 at 7:15 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 for Town, JAMES R. LOEB, ESQ.

At 7:15 P.M. SURPLUS SEALED BIDS on POLICE VEHICLE – 2003 FORD CROWN VICTORIA.

LEGAL NOTICE and AFFIDAVIT of PUBLICATION calling for surplus sealed bids for this date, time and place was read by Supervisor RANDAZZO. (to be made part of record) Thereafter, called for any bids to come from floor? NO RESPONSE. Councilman Randolph Clark MOVED BID CLOSING. Seconded by Councilman Mazzocca. Carried. Town Clerk reported ONE BID received.

Supervisor OPENED and READ ALOUD the following sealed bid:

LIBERTY MOTORS, Inc .
1705 Kennedy Blvd. \$712.99 BID w/BID DEPOSIT of \$200 -
Jersey City, N.J. 07305 Western Union Money Order #08-745195941

AT 7:30 P.M. REGULAR BOARD BUSINESS CONVENED

Supervisor RANDAZZO called meeting to order, OPENING WITH PLEDGE OF ALLEGIANCE TO FLAG and MOMENT OF SILENCE in MEMORY OF ALL WHO WERE AFFECTED BY THE 9-11 TWIN TOWERS TERRORIST DISASTER.

APPROVAL of MINUTES: No deletions, additions, or corrections to AUGUST TBM and SPECIAL MEETINGS, Councilwoman Marybeth Greene-Krafft MOVED ACCEPTED and APPROVED as read. Seconded by Councilman Randolph Clark. Carried.

PUBLIC COMMENT on AGENDA ITEMS:

Mr. Graham Kelder, Mailler Avenue, Cornwall addressed the Board informing there are two items he would like to discuss. First, I see on the agenda there is going to be a SPEED TRAILER for the Police Department for approval, and since Board has refused to put speed bumps on Mailler Avenue, I feel that is a good idea because there are speeders in that area every day.

Supervisor RANDAZZO advised that the SPEED TRAILER serves a dual purpose as motorists can realize how fast they are going and how fast they should be going. Also it is computerized and the Town will be able to conduct surveys in terms of speeding and

will be a good tool for the Town in determining the speeding traffic throughout the Town.

Mr. KELDER: I recall a week in the past when the Town borrowed this equipment from New Windsor, and it was parked across the street and during that one week time, there were no speeders. Over the Labor Day weekend I was away and every development of any size had SPEED BUMPS.

Supervisor RANDAZZO interjected commenting that may be true but in the past the Town has been advised by the attorney that SPEED BUMPS CANNOT BE INSTALLED ON ANY PUBLIC STREETS. But that may have changed since then.

Mr. KELDER: I would like to discuss the Assessor's Appointment. I have had a problem with my assessment which you may or may not know about. I put on a \$4200 addition and my assessment was raised to \$44,000 which I think is a little high. I am not arguing my assessment, but SPOT ASSESSING in this Town should not be allowed. There are 3 places which I am sure about where there was spot assessing. One on Mailler Avenue - that was me, and I was the only one on Mailler Avenue. There was one on Russell Street and one down in Homeland which were the only ones in those areas. Recalling when he was on the Town Board and Town assessments were discussed, he was specifically informed that spot assessing was not allowed which was the reason for the Town doing a total assessment. But it is still going on and he did not think it was right.

Supervisor RANDAZZO responding commented, I think you have to define spot assessing and it may not be spot assessing according to law.

Mr. KELDER: I cannot find any law that says it is illegal and the State says they do not like Towns to do this, but I cannot find any law and there are no laws specifically saying not to do this.

Supervisor RANDAZZO: It comes down to the definition of spot assessing as to whether or not it is legal and whether it is being done, and the understanding of the Town is that it is based on a 5 year written plan that the Assessor put together and is one of two ways the State tells the Town that the rolls can be reviewed and that is what is taking place.

Mr. KELDER: It has been two years since my assessment has been raised and there is nothing happening on Mailler Avenue that I am aware of. Are there different sections being done or all being done or are you trying to jump around the Town every time a building permit is issued?

Supervisor RANDAZZO: I think the Assessor is doing the entire Town and has probably visited 2600 of the 4800 parcels of land and he is following his prepared plan which is on file and is according to the plan acceptable to New York State. That is all I can tell you.

Councilwoman KRAFFT MOVED SURPLUS SEALED BID on Police Vehicle AWARDED to LIBERTY MOTORS in the amount of \$712.99.
Seconded by Councilman Randolph Clark. Roll Call: Unanimous AYES

BRIDGE STREET BRIDGE REPAIR or REPLACEMENT

Supervisor RANDAZZO informed that many know that the Bridge was “RED FLAGGED” and CLOSED AS OF AUGUST 17TH based on inspections conducted by State and Town Engineers and Highway Superintendent, Town now has to make a determination on the best way to proceed ahead. He noted having discussed it with the County DPW Commissioner, Edmund Fares who has agreed to work with the Town and his Engineers have been requested to make an inspection and survey of the Bridge to develop enough information for the Town Board as to whether or not it is feasible to repair or replace the Bridge Street Bridge. Advising Board that they will have to await REPORT from COUNTY BEFORE ANY DECISION CAN BE MADE BY THE BOARD BEFORE PROCEEDING AHEAD.

LETTER was noted received from Mr. Anthony Incanno, PO Box 32, Cornwall, N.Y REGARDING 30 TO 40 FT. DEAD TREES that have fallen into the stream at the intersection of Orrs Mills Road and Rt. 32 and his concern is about dead trees that have fallen due to the eroded bank, and he has written to the Building Inspector and Tree Warden and involvement of Town is based on inspections as Town has no jurisdiction over the trees in the stream. The Town Ordinance has been on the books for lengthy period of time and pertains to dangerous trees that are standing and pose a safety hazard to the public. Situation is on property in residential area where neighbors are being threatened with stream. Letter went on to explain what he and volunteers are trying to do to eliminate the danger posed by the dead trees and had contacted Storm King Art Center and received no response. Requesting the Town Board to enforce the dangerous tree ordinance, Chapter 138 of the Town Code.

Relative to foregoing, Supervisor RANDAZZO felt the question before the Board concerns trees still standing and are dead on the side of the hill embankment and pose a public safety hazard may fall under the Town’s Dangerous Tree Ordinance.

Also noted was Letter from Mr. Loeb in connection with trees on lands of Storm King Art Center and had been inspected by Tree Warden, Katherine Goodspeed, and confirming conversation had with Supervisor. Letter advised that having been a Member of the SKAC for many years it would be inappropriate for anyone from my Office to advise the Town in this matter.

Supervisor RANDAZZO advised the Board that in view of the foregoing relative to legal opinion and in this particular situation requires outside Counsel and Town has in past had services of Attorney JAMES NELSON from VAN DEWATER & VAN DEWATER.

Councilman J. KERRY MCGUINNESS MOVED TOWN RETAIN SERVICES of ATTORNEY JAMES NELSON FROM VAN DEWATER & VAN DEWATER.
Seconded by Councilwoman Marybeth Greene-Krafft. Roll Call: Un. AYES

SUPERVISOR WILL CONTACT VAN DEWATER & VAN DEWATER and information will be provided to the Board.

AGREEMENT SNOW and ICE CONTROL on CERTAIN COUNTY ROADS for 2007-2008 SEASON

(RESOLUTION presented by Councilman RANDOLPH CLARK seconded by Councilman J. KERRY MCGUINNESS) (to be made part of record)

HAZEN ST. DRAINAGE - BOYCE EXCAVATING - PERFORMANCE BOND

Letter from Attorney LOEB to Town Board "On September 28, 2006 Boyce Excavating Co. Inc. delivered a letter of credit to the Town to secure Boyce's performance on Hazen Street Drainage Improvement Project. The Town Highway Superintendent has advised me that he and Town's Consulting Engineers have no reason to continue to hold any performance security on this project. Accordingly, I have prepared and enclose herein resolution of Town Board to release the letter of credit which expires on September 28, 2007"

RESOLUTION presented by Councilman ALEXANDER MAZZOCCA seconded by Councilman RANDOLPH CLARK. Roll Call: Un. AYES
(to be made part of official record)

MOODY INVESTMENT SERVICES Supervisor RANDAZZO noted REPORT on Town's financial status was viewed by Moody's and based on Town's strong reserves, conservative budgeting and overall financial condition of the Town they raised the Town's rating from A-2 to A-1 and this speaks well not only for the Town Board who oversees finances but also department heads and employees who have over the past four years made extraordinary effort to keep the Town fiscally sound EXTENDED VOTE OF THANKS and APPRECIATION TO EVERYONE FOR THEIR HARD WORK getting MOODY'S rating for the Town to A-1.

ANGOLA ROAD PAVILLION – SCENIC HUDSON

Supervisor advised that Town Board awarded CONTRACT to LONGINOTT & SONS for the construction of this pavilion for Angola Road Park and Scenic Hudson has been provided with all of the details as well as to where the pavilion will be located because THEY HAVE A CONSERVATION EASEMENT ON THE PROPERTY.

Noting FOR THE RECORD LETTER informs "After reviewing pertinent sections it is clear that you may reconstruct the proposed picnic pavilion. Thank you for your willingness to provide us plans for the pavilion. I am sure the residents of Cornwall will enjoy it!"

Supervisor RANDAZZO noted Scenic Hudson has signed off and he had been up there several times and now the exact spot has to be identified which will not be easy but will do the best they can because of the limitation on zones and it is limited to one zone.

Supervisor RANDAZZO brought to Board's attention the redevelopment of a small pavilion at Town Hall Playground area which the Board had discussed sometime ago noting PROPOSALS from LONGINOTT & SONS\$16,099.00

BRESCIA BARNS approximately\$16,000.00

Recommending to the Board that there is very little difference in pricing and would recommend Longinott since they have had previous Town projects Also, his figures are firm and the other is an approximate.

RESOLUTION presented by Councilman ALEXANDER MAZZOCCA seconded by Councilwoman Marybeth Greene-Krafft. Roll Call Vote: Unanimous AYES (to be made part of official record)

SPEED TRAILER - POLICE DEPARTMENT

Supervisor informed that Police Chief Hazard had obtained three quotes and prices have over the years decreased but technology has improved. Bringing to Board's attention that Member Item of \$30,000 from Senator Larkin's Office which Chief Hazard had applied for this year will be part of funding.

QUOTES FROM CUSTOM SIGNALS.....\$7,285.00

SCHAUS MARKETING SERVICES, INC. \$12,550.00

“ “ “ different model \$ 9,445.00

Councilman ALEXANDER MAZZOCCA MOVED CUSTOM SIGNALS QUOTE ACCEPTED AND APPROVED. Seconded by Councilman Randolph Clark Roll Call Vote: Unanimous AYES

REGARDING UNDERGROUND FUEL STORAGE TANKS, Supervisor informed that this issue has been finalized and the tanks from the dog shelter and the American Legion Cottage and a tank will be installed inside the dog shelter building, but the Legion Building requires an outside tank as per DEC and Consultant's recommendations. One PROPOSAL from Highland Tank & Mfg. Co. amounting to \$2,160.25.

Councilman J. KERRY MCGUINNESS MOVED FOREGOING PROPOSAL IN THE AMOUNT of \$2,160.25 APPROVED for OUTSIDE FUEL OIL TANK for AMERICAN LEGION BUILDING. Seconded by Councilwoman Marybeth Greene-Krafft. Roll Call: Unanimous AYES

VAILS GATE FIRE PROTECTION DISTRICT - LETTER from Board of Fire Commissioners, Vails Gate Fire District, P.O.Box 173, Vails Gate., N.Y. 12584 to Supervisor Randazzo REGARDING CORNWALL RURAL PROTECTION under date of August 10, 2007 informing we are pleased to present Contract price for fire protection from Vails Gate Fire District for rural Cornwall area - \$30,000 per year for 2008, 2009, 2010. Signed: Laurie Seymour, District Secretary.

After reading foregoing letter, Supervisor RANDAZZO advised that they have provided fire protection for the Firthcliffe Heights Area for Cornwall at the five corners and they will continue to protect that area of Cornwall for the next three years as per contract.

RESOLUTION PRESENTED by Councilman RANDOLPH CLARK seconded by Councilwoman Marybeth Greene-Krafft. Roll Call: Unanimous AYES (to be made part of official record)

TOWN HIGHWAY GARAGE BLACKTOPPING

Supervisor RANDAZZO brought to Board's attention that this has been discussed over many years, and the area is not conducive to employees who have to work there and Highway Superintendent, Bob Conley has contacted three paving companies, Sullivan County Paving, Ward Paving and Argenio Brothers and estimates total costs \$33,000.00 w/work to be done in-house.

Advising that this is for rental equipment and employees will provide in-house labor. Noting there will have to be a budget adjustment next month from surplus into general fund as it was not budgeted. But there is \$8,500 in Capital Fund and balance will come from budget transfer.

Councilman J. KERRY MCGUINNESS MOVED AUTHORIZATION TO SUPERVISOR ON EXPENDITURE of \$32,000 and HIGHWAY SUPERINTENDENT TO PROCEED AHEAD WITH WORK. Seconded by Councilman Randolph Clark. Roll Call: Unanimous AYES

PERSONNEL - RESIGNATIONS PAUL J. GILARDO - HIGHWAY DEPT. EFFECTIVE, 9/4/07 under recommendation of Mr. Randazzo. Councilwoman MARYBETH GREENE-KRAFFT MOVED RESIGNATION ACCEPTED. Carried.

CHARLES CLOUSER, ASSISTANT BUILDING INSPECTOR – due to promotion - Captain for City of Newburgh Fire Department Councilwoman MARYBETH GREENE-KRAFFT MOVED RESIGNATION ACCEPTED. Seconded by Councilman Alexander Mazzocca. Carried

APPOINTMENTS GEORGE KRAUSE – PART-TIME POLICE OFFICER EFFECTIVE, SEPT. 11, 2007 w/per hour starting salary as per current collective bargaining Agreement - MOVED by Councilman ALEXANDER MAZZOCCA seconded by Councilwoman Marybeth Greene-Krafft. Carried.

DONNA HENDERSON - CLERK – ASSESSOR'S OFFICE (from full-time temporary) to FULL TIME pending civil service test results. Councilman MAZZOCCA MOVED foregoing as per recommendation of Assessor Fiorentino. Seconded by Councilwoman Krafft. Carried.

LIQUOR LICENSE RENEWALS Castaways, Shore Rd., Cornwall, N.Y. 12518 (For the Record) As per owner/operator, Ellen Natoli

Black Rock Fish & Game Club Taylor Rd., Mountainville, N.Y. 10952 New Serial #2008077
Councilman RANDOLPH CLARK MOVED

SPECIAL BENEFIT DISTRICTS - PUBLIC HEARINGS (8) SCHEDULED FOR OCTOBER 9TH, 2007 AT 7:00 P.M. Seconded by Councilwoman Krafft. Carried. (Town Clerk will advertise)

Supervisor RANDAZZO advised that Board will be going into EXECUTIVE SESSION to discuss CERTIORARI PROCEEDINGS with Assessor Fiorentino as well as to discuss status of Tax Assessor's reappointment.

COMMITTEE REPORTS Councilman CLARK had nothing of consequence to REPORT on SEWER DEPARTMENT. But there will be a follow up on the dog issues.

Councilman MCGUINNESS REPORTED on Highway Department and Supt. Bob Conley is in the process of filling the vacancy created by resignation of Paul Gilardo. They are also working on the roads as well as preparing for the Fall Clean Up – date has not as yet been scheduled.

Councilwoman KRAFFT REPORTED on RECREATION and upcoming events which are posted on the TOWN WEB SITE on weekly basis and everyone should check this out. Noting Toddler-Time at Munger Cottage and trips to Atlantic City and there is something for everyone of all ages. Seniors made Trip to BOSCOBEL which was enjoyed by all. TOWN RECEIVED GRANT FROM ORANGE COUNTY YOUTH BUREAU for Teenagers and Young Adults and THANKED ALL who were involved in the many events held on Town Hall Grounds – movies, bands, etc. Orange County Youth Bureau congratulated the Town Recreation Department for doing an excellent job THANKING RECREATION DEPARTMENT AND COORDINATORS FOR DOING AN OUTSTANDING JOB making this Summer Youth Program very successful and hopefully it will continue next year. (applause)

Supervisor RANDAZZO expressed THANKS and APPRECIATION to Councilwoman Krafft on behalf of the Board for being Liaison to the Recreation Department noting funding was made available through the County Executive and Legislature with Grant for Youths. Recalling that this is the first time in many years that the Town has had any summer events.

Councilman MAZZOCCA presented POLICE REPORT month of AUGUST noting five Auxiliary Police Officers attended 3 hour firearms courts course as well as being in attendance at the Summer Youth Programs in addition to their monthly training. Field Training has been completed by Officer Nicholas Caputo. Officers Ricco and DeAngelo have completed their Police Academy seminar. Firearms training has been attended by all Auxiliary Officers. Officers Schofield and Thompson attended crime school training. given by the Office of District Attorney. He brought to Boards attention and persons

present that Officer Thompson was recently involved in apprehending two individuals wanted by the New Windsor Police.

Regarding DOG SHELTER, he implored persons looking for a dog to visit the shelter and adopt a dog for their family. Perhaps the Cornwall Local might be instrumental in advertising dogs for adoption.

SCHOOL IS OPEN - DRIVERS BE ALERT and CAREFUL of CHILDREN and OBEY SCHOOL BUS STOPS

Last but not least, WELCOME RECEPTION for POLICE CHIEF TODD HAZARD at Munger Cottage on Saturday, Sept. 29th from 2 to 5 PM and EVERYONE IS WELCOME. Please come out and meet your new Police Chief.

WARRANT #9 MOVED APPROVED and ACCEPTED by Councilwoman KRAFFT seconded by Councilman McGuinness. Carried.

PUBLIC COMMENTS Mr. A. INCANNO. After distributing packet of information to Board w/pictures, reports and communications Storm King Art Center. Stating he and group of persons have over the past four years done a lot of work and he never thought he would be back here again fighting over the stream. Last time it concerned an outside Town and involved the State, County and DEC and was resolved favorably. But this time, 4 years later, he is very disappointed with a situation within the Town and with one of the biggest corporations in Town –Storm King Art Center worth millions and are tax exempt and pay no taxes to the Town of Cornwall and every taxpayer in Town is supporting them. Explaining the hazardous conditions on 8ft. trees falling into the stream from Storm King Property and blocking flow of water and he and group of volunteers were able to get the tree out of the stream and he contacted Storm King Art Center on the safety hazard caused by the falling trees into the Moodna Stream but never received any response and finally wrote them confirming the hazardous conditions caused by the trees falling from the embankment into the Moodna but had not received any reply. He noted having copy of his letter to Storm King Art Center. Stating that the Moodna is regulated and Federally protected. But after many months and phone messages and contacting involved agencies trying to get everyone to work together he is discouraged because Storm King is not taking the responsibility and does not want to share the burden on costs after being supported for so many years by taxpayers and if they paid taxes over the years it would probably be about \$650,000 per year and would lower school taxes for the community.

Supervisor RANDAZZO interjected inquiring if there were anyone present from Storm King Art Center? Reply from Floor: Yes, I am -

Supervisor RANDAZZO: I am not going to ask that you comment unless you wish to, but I am going to tell you that the Towns involvement is very limited under the dangerous tree ordinance, but I am offering to meet with Storm King Art Center, Mr. Incanno and the involved neighbor to sit down and discuss the situation to reach some kind of resolution putting this behind and get the work done in order to move ahead. However, I want to keep in perspective all of the positive things that Storm King Art Center has done for the community and Hudson Valley as they are world renown, and Mr. Incanno has resided in that area for a lengthy period of time.

It may be unfair but I am putting this in the lap of Storm King Art Center to give me a call to arrange a meeting where all parties involved can sit down and discuss the issue and resolve the matter amicably. This issue does not benefit anyone and certainly not the Art Center and I am not saying the Art Center is right or wrong. It is documented and I have viewed it and pictures have been submitted and Town Attorneys have been in contact with DEC to find out regulations governing this matter. I am offering an opportunity for all parties involved to get together to find a way to resolve the matter and move on. Please convey this to Storm King Art Center.

Mr. Ronald Kossar, Attorney, Middletown, N.Y. I am the Attorney for Storm King Art Center. I will convey it but I would like something on the record. I am perplexed as to why I am here and from my knowledge, this is nothing more than a dispute between two property owners and is the reason why I would like to address the Board.. This is not the proper format to address a private dispute between two property owners. First of all, Mr. Collins informed me that he failed to address the problem with Mr. Incanno because he is not the easiest gentleman to work with and by the time Mr. Stern of SKA was ready to address the tree situation, the trees were no longer there and apparently fell into the water and went with the flow of the stream. It was not that the issue was not addressed, we just did not address it to his satisfaction and no matter what we suggested it was not to his satisfaction. Whether or not we are a tax exempt is not relevant to this situation. We are talking about trees, living trees that fell into the stream from the embankment and he raises the issue on whether or not the dangerous tree ordinance covers this situation. There is a question whether or not living trees are covered by this tree ordinance. It does not! It was written in 1959 and in 1975 both ordinances by the Town Attorney, Mr. Loeb. Currently the Ordinance complies to dead or decayed trees and not to living trees along public highways and trees dangerous to public utilities and buildings and this is the scope of this statute. It was never intended to cover water ways in any shape or form and it must be interpreted according to the clear terms of the ordinance. If this ordinance does not cover this particular situation, the Town has no jurisdiction and can vote once to exercise jurisdiction and then would have to vote to amend the tree ordinance to cover public waterways and before that can be done and analyzed, the consequences would be a nightmare for the Town.

I never realized the number of miles of waterways in Cornwall would probably be in excess of 27 miles and property owners on both sides of the 27 miles consisting of public creeks, rivers, streams tributaries etc. How will you be able to enforce that kind of situation? If you just go after SKA that would be selective enforcement and it is unconstitutional.

Our belief is that the Moodna Creek itself is an Art.15 publicly regulated waterway by the DEC and your statute may be pre-empted by DEC jurisdiction under Art. 15 of the Environmental Conservation Law.

Supervisor RANDAZZO interjected advising Attorney Kossar that the question is very simple and Board is seeking outside Legal Counsel on question "Does the Town's

Dangerous Tree Ordinance pertain to trees standing on the embankment over the Moodna Creek?" When the Town gets involved with dangerous trees the way they are looked at usually comes from a complaint, and Town does not go up and down roads or streams making any surveillance or looking for dead trees that may be dangerous. However, in this instance we are responding to a letter of COMPLAINT pertaining to dangerous trees. The Board is looking for legal advice on whether the dead tree ordinance pertains to this particular situation. My suggestion is that it might be better for all parties involved to sit down and discuss this matter in a way to reach a resolution that is satisfactory for all parties involved. I am trying to have this resolved amicably.

Attorney KOSSAR We are always willing to sit down and we have discussed it and the accountability here is that a private land owner is trying to use the public forum to accomplish his own end, and we do not feel it is appropriate in trying to further ones private agenda. Also, we would like to submit to you that Storm King Art Center has done nothing to alter the course of the stream or change the flow or bed of Moodna Creek.

Supervisor RANDAZZO interjected commenting we are not involved in the Creek. We are not involved in that issue! Please do not get too legal. The trees that are already down in the stream are not a matter before this Board. The only matter before this Town Board concerns the dead trees that may still be standing on the bank and may pose a danger to properties. We are not dealing with the trees in the stream and we are not looking for any legal advice on that issue. We are comfortable in our position . But the Town of Cornwall does not have any jurisdiction over trees in the Moodna Creek Stream. We are attempting to make it as simple as possible, and I would like to have you convey to your client that we would like to meet with them to resolve this matter amicably.

Attorney KOSSAR: We are always willing to sit down with you and discuss the situation and if there is no jurisdiction over the Town we are essentially using your good office to attempt to mediate a private dispute that applies to erosion and then it is up to DEC. If the tree ordinance applied to erosion it would be a nightmare which is another issue and then it is up to DEC.

Supervisor RANDAZZO: I am not saying that the Ordinance will apply to those trees still standing on the bank but legal advice is necessary, and we should sit down and assess the situation so that everyone understands the issue and look for possible solutions. On behalf of the Board THANK YOU and PLEASE CONVEY MY MESSAGE TO STORM KING ART CENTER.

GENTLEMAN FROM REAR; This is the first meeting I have attended and my comment is on public comment made on property assessments and revaluation The last full revaluation I believe was made in 1997 when I moved here and probably half the town has been reassessed and some detrimental changes made by the previous assessor on properties in Town, and the present Assessor Mr. Fiorentino has filed the information and went about repairing the damages made on reassessments to prevent any future property tax conflicts. I am not here to comment on whether or not the

process was right or wrong, but I do know as a homeowner that he works very diligently making fair assessments on property. I want to say to the homeowners, that it is up to them if they feel they are inappropriately assessed to go to the Assessor and if they are not satisfied they should go to the Board of Assessment Review, and they will review it and make a decision.

There being no further public comments, Supervisor RANDAZZO advised that Board will be going into EXECUTIVE SESSION to meet with Assessor Fiorentino on personnel matter as well as to discuss Certiorari proceedings.

Councilman RANDOLPH CLARK MOVED BOARD INTO EXECUTIVE SESSION. Seconded by Councilman J. Kerry McGuinness. Carried 8:30 P.M.

BOARD RETURNED FROM EXECUTIVE SESSION at 9:58 P.M.

Regarding real estate APPRAISAL from Greystone Valuation Group, Inc. property located at 60 Deer Hill Road, Sec. 118, Blk. 1, Lot 3 estimated fee \$2,000. MOVED APPROVED by Councilwoman KRAFFT seconded by Councilman Randolph Clark. Unanimous AYES

CERTIORARI PROCEEDINGS – Mary Vecchio vs. Town of Cornwall, 171 Shore Drive, Sec. 2, Bl.1 Lots 1 and 2 Councilman J. KERRY MCGUINNESS MOVED AUTHORIZATION ON SETTLEMENT BASED ON INFORMATION FROM ASSESSOR and ATTORNEY FOR TOWN. Seconded by Councilwoman Marybeth Greene-Krafft. Unanimous AYES

CERTIORARI PROCEEDINGS – Central Hudson vs. Town of Cornwall - Councilwoman KRAFFT MOVED AUTHORIZATION BASED ON INFORMATION FROM ASSESSOR AND ATTORNEY FOR TOWN. Seconded by Councilman J. Kerry McGuinness. Unanimous AYES

REGARDING REAPPOINTMENT OF ASSESSOR, RONALD FIORENTINO whose 6 year appointment expires on Sept. 30th, 2007 Councilwoman MARYBETH GREENE-KRAFFT MOVED ASSESSOR REAPPOINTED AS OF OCTOBER 1, 2007 FOR SIX YEAR TERM. Seconded by Councilman J. Kerry McGuinness. Councilman Mazzocca NO Carried 4-1 APPLAUSE and CONGRATULATIONS to Assessor FIORENTINO

Board business having concluded and Executive Session terminated, Councilwoman KRAFFT MOVED MEETING CLOSED. Seconded by Councilman J. Kerry McGuinness. Carried.

Constance Triolo,
Deputy Town Clerk-Stenog.

Elaine Tilford Schner,
Town Clerk