

REGULAR MEETING OF CORNWALL TOWN BOARD was held on the 9th Day of June, 2008 at 7:30 P.M. in the 1st Floor Courtroom of Town Hall, 183 Main Street, Cornwall, N.Y.

PRESENT: Supervisor D. KEVIN QUIGLEY
 Councilpersons, ALEXANDER MAZZOCCA
 RANDOLPH CLARK
 J. KERRY McGUINNESS
 MARY BETH GREENE-KRAFFT

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

Pledge

Moment of Silence – In honor of Part-Time Building Inspector, Mr. John Brown

Approval of Minutes – Supervisor Quigley called for a motion to approve the May 12th Regular Board Meeting, the May 28th Special Board Meeting and the June 2nd Work Session Meeting. Motion to approve was made by Councilman CLARK, seconded by Councilman McGUINNESS.

Vote:

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

Motion carried.

Public Comments – Mr. Anthony Incano requested that we add a meeting with members of Black Rock Fish & Game Club to the agenda in reference to Legacy Ridge. Mr. Incano also requested that we consider the addition of a Co-council. Mr. Incano was advised that the Board would hear his comments prior to close of Meeting.

Agenda Item 1: 2009 Community Development Block Grant Funding – Resolution to Set Public Hearing – Supervisor QUIGLEY requested we set the Hearing for June 23rd 2008 at 7:00 P.M. The Supervisor read the Resolution and a motion to accept the date was made by Councilman MAZZOCCA, seconded by Councilwoman KRAFFT.

Vote:

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

Motion carried.

Agenda Item 2: Resolution – Member Item Grants – Supervisor QUIGLEY advised that this was an amended Resolution from last month. NOW, THEREFORE, BE IT RESOLVED as follows: That this Town Board does hereby require that all volunteer organizations and all Town departments applying for member item grants from our State Legislators first apprise the Town of its intent to do so. Councilwoman KRAFFT requested that it be noted for the record that the volunteer organizations referred to in the Resolution, are to be specifically related to the Town of Cornwall. Motion to approve was made by Councilman CLARK, seconded by Councilman MAZZOCCA.

Vote:

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

Motion carried.

Agenda Item 3: Resolution – Black Rock Forest Consortium – Correction from Black Rock Fish & Game to Black Rock Forest Consortium. Whereas, this Town Board on behalf of all of the citizens of the Town of Cornwall wishes to express its thanks and appreciation to Black Rock Forest Consortium for its recent stream clean up. Motion to approve correction was made by Councilwoman KRAFFT, seconded by Councilman MAZZOCCA.

Vote:

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

Motion carried.

Agenda Item 4: Resolution – Intermunicipal Agreement with the County and License

Agreement – Supervisor QUIGLEY read a letter from our Attorney, JAMES R. LOEB, naming the agreements to be appropriate and reasonable for the intermunicipal agreement between the County of Orange and the Town of Cornwall for the 2008 Law Records Management System and Data Sharing System which will be used by our Police Department, as well as the Software License and Maintenance Agreement between Admit Computer Services, Inc. as Licensor and the Town of Cornwall as Licensee. Motion to approve was made by Councilman CLARK, seconded by Councilman MAZZOCCA.

Vote:

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

Motion carried.

Agenda Item 5: Resolution – Solution to Teen Violence Grant – Supervisor QUIGLEY read the Resolution authorizing the completion and submittal of an application for a 2008 Orange Youth Program Non-matching Grant in the amount of \$2,500. Motion to approve was made by Councilman CLARK, seconded by Councilwoman KRAFFT.

Vote:

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

Motion carried.

Agenda Item 6: Resolution – Orange County Planning Grant for 2009 – Supervisor QUIGLEY advised the Board of a letter from David Church, Commissioner of the County Planning Grants encouraging municipalities to update their Towns’ Municipal Codes. Motion to authorize the completion and submittal of the application for a 2008 Orange County Planning Grant was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

Vote:

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

Motion carried.

Agenda Item 7: Resolution – Pleasant Hill Road & Otterkill Road Speed Limit Reduction – John Collins Engineers P.C., were retained to prepare and submit a traffic study on Pleasant Hill Road and Otterkill Road. Supervisor QUIGLEY advised that at this time the Town is prepared to move forward with the request to reduce the speed limits. The Town must submit a TE-9 Speed Limit Reduction Request to the Orange County Department of Public Works. The Town Board does hereby adopt this Resolution requesting the New York State Department of Transportation to reduce the speed limits on Pleasant Hill Road to 35 mph and on Otterkill Road to 35 mph. Motion to adopt was made by Councilman McGUINNESS, seconded by Councilman MAZZOCCA.

Vote:

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

Motion carried.

Agenda Item 8: Resolution – Downey Farms - Supervisor QUIGLEY advised that our information was incomplete and due to pending litigation, this Item would be discussed during Executive Session.

Agenda Item 9: Resolution – Member Item – Whereas, the State of New York has awarded the Town \$7,500.00 for the rehabilitation of the municipal pool. Motion to authorize the completion and submittal of the agreement with the State was made by Councilman CLARK, seconded by Councilman McGUINNESS.

Vote:

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

Motion carried.

Agenda Item 10: Resolution – Tent – Whereas, the Town of Cornwall has before it a request from the Cornwall Chamber of Commerce to erect a 30' x 40' tent on Town Hall park grounds to be used by citizens of the Town for concerts, farmers' markets, recreational purposes, meetings, etc. For the record, Councilman MAZZOCCA stated that he feels that we do not do enough for the merchants in this Town and we should try to assist them in any way we can. Motion to approve was made by Councilman MAZZOCCA, seconded by Councilman McGUINNESS.

Vote:

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

Motion carried.

Agenda Item 11: Summer Playground – Intermunicipal Sports Camp – Supervisor QUIGLEY advised that this is an "Inter-camp" involving the Town of Cornwall, the Town of New Windsor and the Town of Newburgh. The Supervisor requested that we allow our Legal Council to write up an agreement that is agreeable and to our standards. Motion to approve was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

Vote:

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

Motion carried.

Agenda Item 12: Liquor License Application – Noted for the record, an application for a Restaurant Wine License was made by Woody’s Natural Foods, located on 30 Quaker Avenue, Cornwall, NY 12518.

Agenda Item 13: Approve Fireworks Permit for Fourth of July – Legion Fireworks of Beacon, NY, is making its annual request for permission to do our Fourth of July fireworks display. Motion to approve was made by Councilwoman KRAFFT, seconded by Councilman MAZZOCCA.
Vote:

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

Motion carried.

Agenda Item 14: Personnel

Appointment – 6 - Month – Temporary Sanitation Detail – Request from Superintendent of Highways, Bob Conley, to hire Mr. Alex Perez to the position. The previous candidate, Mr. John Gannon, was not reachable to complete the hire. Motion to approve was made by Councilman McGUINNESS, seconded by Councilman MAZZOCCA.

Vote:

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

Motion carried.

Part-time Building/Fire Inspector – The Board received a letter from Building Inspector, Gary Vinson, requesting permission to advertise in both the Cornwall Local and the Times Herald Record in order to fill the position of Part-Time Building/Fire Inspector. Motion to approve was made by Councilman MAZZOCCA, seconded by Councilman McGUINNESS.

Vote:

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

Motion carried.

Resignation – Letter of Resignation from Court Officer, Richard C. VanDermark – Motion to accept and to thank him for his past service to the Town was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

Vote:

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

Motion carried.

Resignation – Letter of Resignation from Stenographer/Deputy Town Clerk, Constance Triolo – Motion to accept and to thank her for her years of dedication to the Town was made by Councilwoman KRAFFT, seconded by Councilman McGUINNESS.

Vote:

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

Motion carried.

Training – The Board received a memorandum from Chief Todd Hazard requesting permission to attend the New York State Association of Chiefs of Police annual training conference on July 28th, 2008 through July 31st, 2008 in Lake George. Motion to approve was made by Councilman CLARK, seconded by Councilwoman KRAFFT.

Vote:

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

Motion carried.

Training – The Board received a request from Town Clerk, Elaine Tilford Schneer, for permission for Deputy Town Clerk, Renata McGee, to become a Notary Public. Motion to allow was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

Vote:

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

Motion carried.

Committee Reports:

Councilwoman KRAFFT advised the following: upcoming events are now updated weekly on our Web-site. In order to go on this year's trip to Italy, you must be a minimum of 18 years of age if you are not accompanied by a parent/guardian. Atlantic City trip is \$23 per person. Senior Bus is in – many thanks to the County and former Congresswoman, Sue Kelly.

Councilman CLARK advised that the Hickory Street project is complete.

Councilman McGUINNES advised that we will begin the re-surfacing of roads. Superintendent of Highways, Bob Conley, will give presentation of two Town roads in need of Repair. COVAC Committee Day – was successful.

Councilman MAZZOCCA advised that Police Officer Marcus Orellana completed his training in Child Passenger Safety and is now a certified Child Passenger Safety Technician, who is capable to inspect child safety seats to ensure that they are installed correctly. The Town Kennel has 4 dogs awaiting adoption. The Computer Aided Dispatch terminal for the County has been reinstalled and the dispatchers have started receiving training for the CAD, which allows for a quicker response to emergency calls. Councilman MAZZOCCA urged all residents with pools to check the gates to make sure they are self-closing and self-latching. The 3rd sergeant position is set for July 1st, 2008 and should be discussed at the June 23rd meeting. Due to three shifts, there will be two sergeants and one lieutenant.

Warrant 6 – Motion to approve was made by Councilwoman KRAFFT and seconded by Councilman CLARK.

Vote:

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

Motion carried.

Public Comment – Mr. Incano suggested that while no reflection against our Attorney, Mr. GABA, his research indicates that the Town would do well to hire Mr. Bacon, as Co-council in the proceedings in regard to Legacy Ridge. Mr. Incano also advised that Black Rock Fish & Game Club requests to have a meeting with the Town Board to discuss the possibility of participating as plaintiffs and perhaps to help defray the cost of litigation.

Supervisor QUIGLEY called for a motion to adjourn the Regular Town Board Meeting and go into Executive Session. Motion was made by Councilwoman KRAFFT, seconded by Councilman CLARK.

Vote:

Councilwoman KRAFFT	Aye
Councilman CLARK	Aye
Councilman McGUINNESS	Aye

Councilman MAZZOCCA Aye

Supervisor QUIGLEY Aye

Motion carried. Meeting adjourned at 8:40 P.M.

Executive Session began at 8:45 P.M. and adjourned at 8:55 P.M. No action was taken.

Renata McGee
Stenographer/Deputy Town Clerk

Elaine Tilford Schmeer
Town Clerk