

**TOWN OF DEERPARK
TOWN BOARD REGULAR MEETING
MONDAY, APRIL 16, 2018**

Meeting was held at Town Hall, 420 Route 209, Huguenot, New York 12746

Invocation led by Alan Schock (Participation Optional)

Supervisor: Gary Spears

Councilmen: Alan Schock, Ken Smith, David Dean, Arthur Trovei

Attorney: Glen Plotsky

Engineer: Al Fusco, Jr.

Pledge of Allegiance led by David Dean

Call to Order at 7:01 p.m.

Public Hearing on Local Law #6 of 2018 – A Local Law Adopting an Application for Construction of Driveway Entrances and Exits at 7:01 p.m.

Kathy Basile, Deputy Town Clerk read the Public Hearing Notice (a copy is attached to the official minutes).

Glen Plotsky, Town Attorney stated they have modified the Local Law to reflect the current requirements for driveway permits. The application was modified and the bond requirement was modified to ensure the driveway is constructed within a certain period of time. They have allowed, pursuant to discussions and the desires of the town board, for discretion relative to the grade to the Highway Superintendent. Equally important is the driveway width and length from the road surface to the property which needs to be paved and the manner in which it is to be paved is also the Highway Superintendent's discretion. The original Driveway Local Law that has been modified was adopted in the mid 1990's, so now it is current according to the Highway Superintendent's request and it satisfies the concerns of the town board.

Public Comment: None

Motion to Close Public Hearing at 7:06 p.m.

Motion by David Dean, 2nd by Ken Smith to close the public hearing at 7:06 p.m.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Public Hearing on Orange County Community Development Block Grant (CDBG) of 2019 at 7:15 p.m.

Kathy Basile, Deputy Town Clerk read the Public Hearing Notice (a copy is attached to the official minutes).

Edward Hughson, Highway Superintendent recommended this money from the CDBG be used for Martin Road for resurfacing.

Public Comment: None

Board Comments: Councilman Trovei asked how long Martin Road was and Mr. Hughson replied a little over a mile.

Motion to Close Public Hearing at 7:18 p.m.

Motion by Ken Smith, 2nd by Alan Schock to close the public hearing at 7:18 p.m.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Presentations/Communications:

Supervisor Spears mentioned the YMCA sign-ups. The Town of Deerpark and the YMCA offer the children in our area a wonderful opportunity. There will be sign-ups at the Town Hall Friday, April 20th from 5:00 to 7:00 p.m. as well as Sunday, April 29th from 1:00 to 4:00 p.m. at the YMCA Open House. This year's cost is \$95 per child per week for two weeks under this program. They could continue with additional weeks at the YMCA day camp rate as well. This is sponsored by the Town of Deerpark Recreation Committee and the ladies in the Town Clerk's Office do the registration (at Town Hall). Due to multiple registrations that didn't work out in previous years, there will be a \$25.00 surcharge added (\$120.00) outside these signup dates.

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Supervisor Spears went on to say that the Town of Deerpark *Bulk Clean Up* is the entire month of May, Monday through Friday from 8:00 a.m. to 3:00 p.m., Saturday 8:00 a.m. to 12:00 p.m. at the Port Jervis Transfer Station at 86 Tow Path Road in Port Jervis. You must be a Deerpark resident or business and the permit can be picked up at the Town Clerk's Office, Monday through Friday from 8:00 a.m. to 4:00 p.m. You can bring up to one truck load of household trash up to 4 cubic yards as well as up to four tires. All of this is free with a coupon (permit). You cannot bring leaves, brush, paint cans, TV's or monitors. He announced the *Sportsmen's Expo* to be held in Riverside Park in Port Jervis on May 19, 2018 from 10 a.m. to 5:00 p.m., sponsored with the City of Port Jervis and the New York State Rifle and Pistol Association. It is free admission for anyone. They have a lot of vendors and exhibitions. He then mentioned the *Tour de Simcha* – the Female Cyclist Ride through Deerpark and Port Jervis as a fundraiser starting in Woodcliff Lakes, New Jersey. They have approximately 250 cyclists and they ride up to Camp Simcha, a 75-mile ride on July 3, 2018. They have opportunities to volunteer.

Addition/Deletions to the Agenda

Motion to Add Resolution 9 of 2018 – Changing Local Law Numbers to the Agenda

Motion by Ken Smith, 2nd by David Dean to add Resolution 9 of 2018 – Changing Local Law Numbers of 2017 under Old Business on the Agenda.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Public Comment – None

Motion to Approve April 2, 2018 Board Minutes

Motion by David Dean, 2nd by Ken Smith to approve the April 2, 2018 Board Minutes.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Old Business

Glen Plotsky, Town Attorney read the entire Resolution 9 of 2018 describing the purpose of renumbering Local Laws #1, #2, #3, #4 of 2017 and Local Law #2 of 2018. (A copy is attached to the official Board Minutes.)

Motion to Approve Resolution 9 of 2018 – Renumbering Local Laws #1, #2, #3 and #4 of 2017 & Local Law #2 of 2018

Motion by Arthur Trovei, 2nd by Alan Schock to approve Resolution 9 of 2018 changing Local Law #1 of 2017 to Local Law #2 of 2018; Local Law #2 of 2017 to Local Law #3 of 2018; Local Law #3 of 2017 to Local Law #4 of 2018; and Local Law #4 of 2017 to Local Law #5 of 2018, and Local Law #2 of 2018 to Local Law #6 of 2018 renumbered so that they can be included by New York State Code as Ordinances adopted by the Town of Deerpark.

VOTE: 5 AYES (Roll Call): Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Motion to Approve Local Law #6 of 2018 – Drive Permit Application Changes

Motion by Ken Smith, 2nd by Alan Schock to approve Local Law #6 of 2018 – “A Local Law Adopting an Application for Construction of Driveway Entrances and Exits, and an Acknowledgment/Agreement Relative to Construction of Driveway Entrances and Exits in the Town of Deerpark” with driveway permit application changes.

VOTE: 5 AYES (Roll Call): Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Motion to Accept Fuel Bids

Motion by Ken Smith, 2nd by Alan Schock to accept fuel bids, as recommended by the Highway Superintendent, by Mirabito Energy Products whose bid was lower.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

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Motion to Schedule A New Public Hearing for 2 Piatt Drive and 6 Piatt Drive – Dangerous Buildings

Motion by Ken Smith, 2nd by David Dean to schedule a new public hearing for both 2 Piatt Drive and 6 Piatt Drive according to the Dangerous Building protocol on Monday, June 4, 2018 at 7:00 p.m. as the County of Orange are the new owners and ask the Engineer to provide a new Engineering Report.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Motion to Schedule a New Public Hearing for 1045 Route 209 (Old Bakers Store) – Dangerous Building

Motion by Ken Smith, 2nd by Alan Schock to schedule a new public hearing for 1045 Route 209 (old Bakers Store) according to the Dangerous Building protocol on Monday, June 4, 2018 at 7:15 p.m.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Motion to Authorize Deputy Supervisor to Sign UDC Funding Application for Hawks Nest Clean Up

Motion by Gary Spears, 2nd by Ken Smith to authorize David Dean, Deputy Supervisor to sign the UDC Funding Application for the cleaning up of the Hawks Nest in both the spring and the fall with the proposal from the Highway Department for labor costs.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Motion to Approve Application for the Community Development Block Grant (CDBG) of 2019

Motion by Ken Smith, 2nd by Alan Schock to approve applying for the Community Development Block Grant (CDBG) of 2019 to resurface Martin Road as recommended by the Highway Superintendent.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

New Business

Supervisor Spears announced that the *New Century Films* located at 517 Neversink Drive is applying for the Mass Gathering Permit. They were given a new application that will need to be completed for the September 15, 2018 (September 16 Rain Date), from 10 a.m. – 6 p.m. A presentation was made by a representative of the New Century Films. It was agreeable by their organization and the board for them to use the term Deerpark Festival (a family friendly festival). *Glen Plotsky, Town Attorney* clarified the applicant will submit an additional request for a flea market on their site. Once they complete the correct application form, they can return to the board for approval.

Motion to Approve Downtown Baseball and Softball Academy to use Harriet Space Park

Motion by Arthur Trovei, 2nd by Ken Smith to approve the Downtown Baseball and Softball Academy to use Harriet Space Park, for dates and times coordinated with both RedHawks Baseball Club and Port Jervis Little League.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Appropriations, Budget and Payment of Bills

Motion to Pay Bills

Motion by Alan Schock, 2nd by Ken Smith to pay bills that have been signed by three council members and accept and the Budget Officer's Report and all may be viewed in the Town Clerk's Office.

General Fund Abstract #7 of 2018 in the amount of \$227,627.48
Highway Fund Abstract #7 of 2018 in the amount of \$60,834.83
Deerpark Manor Street Lighting Fund Abstract #4 of 2018 in the amount of \$447.90
Special Revenue Reserve Fund Abstract #3 of 2018 in the amount of \$749.20

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

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Ed Hughson, Parks Superintendent was asked by the Port Jervis Little League for permission to place an equipment trailer down back for their equipment and understand the town has no responsibility for its safety there. The board had no problem with that. The Precision Pipeline asked him if they could give a donation for the fields and they will donate \$2,500 to the Port Jervis Youth Football League for their building; \$1,250 to the RedHawks and \$1,250 to the Port Jervis Little League towards their building (at Harriet Space Park) for the burden on everyone while they use that site for their equipment. He asked for Flo Santini to contact the companies who bid on the fuel about the outcome. He said he would be heading to the Highway school and wanted approval for lodging, it is in his budget.

Motion to Approve Expenditure for Highway School and Lodging

Motion by Gary Spears, 2nd by Ken Smith to approve expenditure for the Highway School and Lodging for the Highway Superintendent, Ed Hughson.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Closing Board Comments

Councilman Smith welcomed New Century Films and said good luck with that. He said the flea market was probably a very good idea. He thought that would be good for the town.

Councilman Schock said he was looking forward to the Deerpark Festival and thought that would be nice. He also said the little league field and what is going on down there was making it quite the sports center.

Supervisor Spears echoed Al's comments about the youth football league and said they've already started with the box up to grade on their storage. The RedHawks are going to start their building soon and the Little League will have storage for tools because every time they play, they take care of the fields. They'll also have a press box. Things are moving here in Deerpark with Space Park. In the future they will be receiving \$54,000 from Millennium for playground equipment down there. He welcomed New Century Films and said he and Art took a tour with them. They cleaned up the facility very nice.

Motion to Enter Executive Session to Discuss Corcoran Litigation/Tax Certioraris/Other Potential Litigation

Motion by Ken Smith, 2nd by David Dean to enter Executive Session to discuss the Corcoran Litigation, tax certioraris and other potential litigation at 8:20 p.m., following a 10-minute recess.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Motion to Re-Enter Regular Session at 9:41 p.m.

Motion by Alan Schock, 2nd by Arthur Trovei to re-enter Regular Session at 9:41 p.m.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Motion to Adjourn at 9:42 p.m.

Motion by Ken Smith, 2nd by David Dean to adjourn at 9:42 p.m.

VOTE: 5 AYES: Alan Schock, Ken Smith, David Dean, Arthur Trovei, Gary Spears

MOTION CARRIED

Respectfully submitted by,

Kathy Basile
Deputy Town Clerk for
Florence T. Santini, Town Clerk