

**TOWN OF DEERPARK
TOWN BOARD MEETING
MONDAY, MARCH 16, 2009**

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

Attendance:

Supervisor: Gary Flieger

Councilmember's: Liam O'Neill, Viola Sinsabaugh, Karl Brabenec and Gary Spears

Attorney: Glen Plotsky

Call to Order 7:30PM

Pledge of Allegiance

Moment of Silence for Mrs. Hodson

Supervisor's Opening Remarks:

We had a meeting on March 9th, it was a work session and what I'd like to do is bring, usually in a work session we don't vote on too much, but sometimes there's pressing business and we have to and when we do I like to bring it back up to the public so they know what took place; we had the Orange County Community Development Grant came through for \$109,500 and it's to put a bridge and culvert pipe in, that grant was brought before the board to give the okay to move forward with that so we could secure our DEC permits and start some of the process that we need to get going for bidding on the materials for that. The other thing that came up we had a liquor license that we had to push through, what happens is the town has 30 day's to review it and it would have created a hardship for this business, I'm going to let Gary go over this since he knows more about it. **Gary Spears:** There was a liquor license that was transferred from one Entrepreneur to another, the old Oak Tree Inn at the Port Jervis Country Club had terminated and there's a new operator there called Jack Champion Steak House and they were making a transfer of the liquor license so they needed a 30-day waiver in order to be able to be open by April 1st so since it was just a transfer the board voted to grant them that 30-day waiver.

Motion to approve minutes

Motion made by Gary Flieger, 2nd by Karl Brabenec, to approve the minutes of February 9, 23, March 9, 2009.

VOTE: 5 AYES: Viola Sinsabaugh, Karl Brabenec, Gary Spears, Liam O'Neill and Gary Flieger

MOTION CARRIED

Motion to pay bills

Motion made by Gary Flieger, 2nd by Karl Brabenec, to pay the bills that contain the signature or initials of at least three councilmember's in the approval for payment section of the voucher or purchase order.

VOTE: 5 AYES: Viola Sinsabaugh, Karl Brabenec, Gary Spears, Liam O'Neill and Gary Flieger

MOTION CARRIED

General Fund Abstract # 5 Voucher #'s 149-165 in the amount of \$39,833.61
Highway Fund Abstract # 5 Voucher #'s 86-98 in the amount of \$30,555.58
St. Lights Abstract # 3 Voucher # 3 in the amount of \$319.26

Public Comment – 3 Minutes Agenda Items Only:

George Lombardi: The thing on the agenda that I brought up many times was the littering problem in town, I brought it up before to see if we could put up some signs with a \$250 fine for littering, that would get the town some money and stop all this mess. My wife picked up a bag of garbage, it was a 30 pound construction bag and I asked Vi to go by Grange Road, my wife was going to clean up there, and I told her to take a look and see where the problem is, everybody rides around town you can see that it's a mess. Now, we've got a highway department that plows the roads, blacktops, but whose responsibility is this? I really feel the money spent to put up a couple of signs, start with 10, see if it generates any income to the town and stops some of this mess, we're working on this community development thing, Karl and Gary, who wants to come to a town that's got litter all of the place? I think putting some signs up might help some, but I'd still like to know who's responsible for cleaning litter along all the streets.

Correspondence:

Flood Damage Prevention Local Law

Gary Flieger: I don't expect my board to vote on this tonight but we do have a deadline of April that we have to get it in, what it is, is it's the Flood Damage Prevention Local Law, Mr. Bavoso put this together for us, it's many pages, I just handed it to the Board tonight.

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New Business:

Planning Board Interviews

Gary Flieger: I'd like to try to set up a date for Planning Board interviews, I know earlier in the year we decided that we were going to try to do all Mondays, is that something we could put on for next Monday.

Flo Santini: It was posted for sending letters of interest for Planning Board, Zoning Board, BAR and Police Commission, to be returned by March 13, 2009. Gary Spears: So did you want to do any of the other boards at the same time?

Motion to have a special meeting

Motion made by Karl Brabenec, 2nd Liam O'Neill, by to have a special meeting on March 23, 2009 at 7:00pm at Town Hall for the purpose of going into Executive Session for interviews for various town committees, and that Flo notifies all of the applicants and make a schedule.

VOTE: 5 AYES: Viola Sinsabaugh, Karl Brabenec, Gary Spears, Liam O'Neill and Gary Flieger

MOTION CARRIED

Old Business:

Littering:

Gary Flieger: I've been getting a lot of calls about this, now that the snow is melting and everybody can see it. I did not get down to talk to the Judges today to see when I can have some community service people to work on that with, but the other issue comes in is that we're going to have to pay for this and it gets expensive every week to take this in. We had a group of people that picked up a large amount of debris up in Sparrowbush, just off of 97/42 that needs to be picked up, I'd like to ask Ed if he can make arrangements to do so and we'll see, I don't know where the money's going to come from, I don't think it should come out of Highway, I don't know what line it should come out of, would you have time to go up and get that? It's by the Daycare Center, that short road there. Liam O'Neill: My understanding is that we had a law on the books, I could be wrong. Gary Flieger: We do have a law, as a matter of fact in 2008 we stiffened that law up and I got a report today of someone dumping and tomorrow morning I'm going to go investigate that one, but we have to find identification of someone in there, we did find two bags last year that had letters in them and the police were called in and followed up on that. The signs are \$45.00, last year Ed put up 12 signs, we'll see if we can get some more signs to put up in trouble areas, there has been signs put up for this.

Westbrookville Water Contract

Gary Flieger: I think what we can do with that tonight, Karl has come up with, he lives in Westbrookville and this is in his backyard, that some of the acreage the contract isn't as correct the way it was written and given to us, do you see any other changes other than the acreage is off on this? Karl Brabenec: We have to change the acreage because there was one particular lot that was privately owned that people had thought was part of the park at the time, so now that parcel needs to be taken off and that needs to be reconfigured in the contract, the other thing that would need to be reconfigured would be on page three, it says Pine Street, Pine Street is now Manor Lane, so we would have change that, and it says the 'lands of Willis Baisley', that was the original border of the park but now it's with Equity Homes' property so that would have to be changed there, and then I think we could figure out with the Assessor's Office the acreage and everything to make those adjustments.

Motion to sign lease agreement

Motion made by Karl Brabenec, 2nd by Liam O'Neill, to give authority to the Supervisor to sign the lease agreement with the Westbrook Water Corporation with the proposed changes.

VOTE: 5 AYES: Viola Sinsabaugh, Karl Brabenec, Gary Spears, Liam O'Neill and Gary Flieger

MOTION CARRIED

Oakland Valley Racetrack Application

Gary Flieger: The application went out, I did not follow up with it, I did go down to the Building Inspector's Office but I didn't follow through with it so we're going to have to put that on for next meeting.

Department Head/Committee Reports:

Ed Hughson: Gave his department report, the written report is attached to the minutes.

To address the littering, the signs are posted coming into Town, they were last year, the fines were put on the signs, I think it was 12 or 13 that we purchased, we put them on every entrance coming into the town and some up on Cahoonzie Road, and on Port Orange Road, which those are gone, and also some down on Hook Road, so they were posted with the fines on them. We picked up some couches off of Boehmler Road the other day, somebody dumped them along side the road, TV's up on Prospect Hill, they're just riding along and dumping them and we've got to pick them up and every time you go there it doesn't matter if you have one bag or 40 bags it's a \$20.00 minimum now, and they don't give the town any break, maybe somebody can get a hold of the County and see if they can cut us a break on something that way. Gary Flieger: We did that, and they said no. Ed Hughson: We just got a bill for \$800 plus for dumping things that weren't even ours, it was their mistake, they messed up a number from another Town, we got it straightened out but it's still expensive.

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Viola Sinsabaugh: Ed, one question, on County Route 15, some people have complained about the destruction of that road, who's responsible for that? Ed Hughson: That's the County, Ed Farris from the County DPW or Lou Casino, you can contact them about that.

Norma Schadt: Gave the Historian report, the written report is attached to the minutes.

Ed Hughson: I forgot, Port Jervis Little League called me today and I would like the board's approval, they want us to donate a couple loads of sand for the ball field down in Port, and I'd like to get your approval to see if we can donate two loads of sand to them.

Motion to donate sand

Motion made by Karl Brabenec, 2nd by Gary Flieger, to allow the Highway Superintendent to donate two loads of sand to the Port Jervis Little League.

VOTE: 5 AYES: Viola Sinsabaugh, Karl Brabenec, Gary Spears, Liam O'Neill and Gary Flieger

MOTION CARRIED

Viola Sinsabaugh: I have a notice here from the Justice Courts for tonight; this is a letter that was sent to our Court System, Judge Tufano and Judge Osowick, and it's from the OCA Justice Court Broadcast, on the Justice Court Automation Equipment for Deerpark Court, as part of the Action Plan for the Justice Court the following computer equipment has been purchased by the Unified Court System for your Court, 1 HP Printer, 1 HP Fax Machine, 2 USB Drives, 2 Bar Code Scanners, the printers, faxes, speakers phones, telephones, answering machines, USB drives and bar code scanners should arrive within the next 1 – 2 weeks and your computers and monitors should arrive within the next 4 – 6 weeks. I want to thank the Justice Department because they do work very hard at getting grants for their department, and this just shows that they're working for the town in doing their job and they're also applying for grants and getting equipment that the town does not have to pay for. So again I congratulate the Justice Department.

Gary Flieger: They've done so many improvements in there offices down there in the last year and it hasn't cost the taxpayers any money, they've rebuilt their bench, they've gotten an upgraded system for monitoring/recording what's going on in the court room, it's digital, but it's all through grants, they're really on top of this and spend a lot of time in keeping it going and I greatly appreciate it too.

Phil Chase: In my experience, most of the garbage you see along the roads is from open trucks, not people throwing garbage out of the windows, that can happen, but I've seen it blow out of open trucks more often. Talked about the gauges on the water flow. There is the fear that some of these gages are going to be closed down by NYC, last Wednesday I went to the DRBC meeting and it was talked about and it was said that NYC is paying 25% of it. I'm certain that there's going to be a lot of pressure and enough money will be generated to take care of those gauges. There's so much pressure on them right now NY is just trying to get away with something as far as a few bucks goes. The important things when you argue about the gauges are; number one is the flood situation so that you can know what's going on there, and secondly some of those gauges like at Bridgeville will give you the temperature of the water and the volume so people determine whether or not they're going to drive up to go fishing, the same thing on the east branch and the west branch, so it's an economic factor and a recreation factor. New York is saying that the gauges that they're taking out will not affect flood warnings, so I would assume the one in Godeffroy would be considered a flood warning and the one in Bridgeville should be, but that doesn't meant that New York is going to look at it that way. I think some pressure to our Congressman and also to our Assemblyperson would be the best thing to do. Talked about the DRBC.

Jerry Vandemark: Westbrookville, we get property from that water shed? We have a recreation area there?

Gary Flieger: Yes. Jerry Vandemark: I know the basketball court is in bad shape, we did have a baseball field, the real problem is we don't know how much property we have, because we thought we had a certain amount and we didn't, we had fences up and had to take fences down, I don't know how we can look into seeing exactly how much property we do have.

Karl Brabenec: I'll get in contact with you and we'll go out to the site and take a look and come up with some preliminary ideas because I know back in the 1990's it had a whole plan on constructing a pavilion doing the basketball court, we can dig out those old plans. Jerry Vandemark: I would like to try to do something with the basketball courts. I would like to get permission from the board to maybe put out some jars at local stores for that in Westbrookville to see if we can get some donations towards that.

Gary Flieger: I think what we've got to do first is figure out what your plan is, what kind of dollars you're going to need so you have a target. Jerry Vandemark: One thing about the trust and agency account, I have a problem that the Supervisor just has the whole bag, I think it should go through the board when we spend money out of that, that's my feeling, I think it would be more protective of the Supervisor himself, we should make sure the dollars and cents are right.

Gary Flieger: I don't know what you're insinuating or where you're going with this but the Board, on any dollars and cents spent out of this town is done on a voucher system and it goes through this board, so where are you going with this?

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Jerry Vandemark: Well I think it should be voted on before it gets spent. Gary Flieger: It does.

Jerry Vandemark: Before the money gets spent not after they get the voucher. Gary Flieger: Okay. Do you want to address the Easter Egg Hunt and whether or not we have to open up a facility, what do you need for that?

Lee Space: The Easter Egg Hunt is the day before Easter, April 11th I think, we'll have it down at the Park, and it'll be the same bit it always is, we keep it very minimal, I will ask for contributions, donations, everything is welcome, we'll probably have a jelly bean contest, we didn't have a meeting last night so we really didn't go too much more. We'll just hide the eggs, I'll go to Shop rite get a contribution, anybody that wants to make a donation towards the candy is fine, it's from 1pm until all the little kids go home. Karl Brabenec: I'll post it on the website. Gary Flieger: Do you use the bathroom facilities for that?

Lee Space: We have in the past, in fact last year I think we had it at the end of March, we've had it when there was snow on the ground, we don't push using the facilities but if somebody has to we open it for them.

Gary Flieger: Right now it's drained, there is no water there, it's winterized. I know last year we froze up and had some repairs there. Lee Space: This gives you three weeks, by then the weather should be, even if we just get one side open.

Gary Flieger: Okay, well once you energize it it's energized the whole thing is open, we'll look at that real close.

Liam O'Neill: Flo just handed me a note she's been in contact with somebody who wants to use the park on April 4th, which would be one week prior, the question is whether the park will be open. Gary Flieger: Call the weatherman. If I have temperatures that's down in the teens and low 20's we have no heat in that facility, all our toilets and everything will freeze up and it costs us a couple hundred bucks to energize it and another few bucks to drain it again. I can't tell you that it will or won't be open because I don't know what the weather's going to be. I'm going to have to say no because I can't commit to opening the facilities by that time.

Wayne Decker: County Legislator: Those websites for the gauges are very easy to find, the information is very readily available, when we had the floods a few years ago we used those sites all the time. Vi, I want to thank you on your comments on Francis Hodson, when I was on that side of the table, although she was a great friend and a supporter of mine, she wouldn't let me off the hook when it came to something that concerned the environment or the Neversink River that she loved so much, and her activism and her outspokenness was really a real asset to this community and she is really missed. A few months ago I was here talking a little bit about the Hog Farm on Peenpack Trail, I don't know if you've already reported on the outcome of the Lawsuit. Gary Flieger: I haven't, I'll let you if you'd like. Wayne Decker: I'm happy to report that the Lawsuit that was filed against the Town, the County, the Supervisor and myself personally, and we've just received word that that court dismissed the entire case, found no basis at all, so as it stands the landowner is allowed to operate his farm under the zoning that's permissible in the Town of Deerpark and he has to abide by the zoning in the town. He certainly is free to reapply at a later date, and perhaps he will if his operation gets going enough that he wants to exceed the level that's allowable by zoning, we'll cross that bridge when we come to it. I'm just happy to report that it was dismissed. I wanted to also mention, touching on the littering, every homeowner in Orange County is allowed to take one piece of electronics to the transfer station every time they go and deposit it there for free. There is no need for a homeowner to drop a TV or a computer on the side of the road, the County takes them for free and we get rid of them, they have tried to, at times, they talked about charging for that, and I fought that vigorously because once you start making people pay then they really drop them along side of the roads. So I think it's important that we get that word out more, that those kinds of items don't need to be dropped on the side of the road and risk a ticket and what it does to the looks of our town, bring it to the transfer station, and every time you go you can bring a TV or a computer or a radio or whatever it may be, and it will be taken and recycled for free. Liam O'Neill: And is that any transfer station? Wayne Decker: Yes, any County transfer station, the one in Port Jervis is our closest one, New Hampton or Newburgh as well. We are working to try to find a better solution to that whole intersection down there on County Route 15 and hopefully we will be seeing some progress on that, but we are on top of that. Lastly I want to mention that the County is providing some training for contractors and property owners who may be doing some renovations on buildings that may have lead in them, lead in the paint is the primary issue, any house that was built prior to 1978 may have lead in it, the farther back you go the greater chance is that there's some lead paint in it, and there are things that people need to know if they're doing their own home renovations on how to protect themselves and their families and particularly their children from the hazards of lead and lead based paint, so I've got some information, it's a free training on April 29th, it's over in Newburgh, it's a day long event, but it's for free and I would encourage anyone who's thinking about doing work on their own in their house to avail themselves of the information, and I'll leave this with the Clerk so it's available.

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Gary Flieger: I have one other piece of business, one of the things that's happening in our town is we have the Deficit Financing and we have gone to the State to have them write a Law that allows us to do Deficit Financing, they wrote a Law that allows us to borrow up to \$868,000 to issue serial bonds in that amount, the problem on that is that they put a restriction of one year in it, what happened was the banking issue came up and our rating went down and we are having a tough time getting banks to issue this for a ten year period. So what we're looking to do is, I went over to Senator Bonacic's office and asked him if he would waive the one year and allow us to go to a four year roll over on a BAN, we already have a one year BAN to cover this and we'd like to roll it over three more times and then at the end of that the banking system would be in a little better shape, we should be able to get better interest on our money and extend it out to ten years, so what I'd like to do is put this resolution on the floor tonight so the board will okay it so we can go to have the State amend the Law that it doesn't require it be done in one year. Read the Resolution.

Motion to adopt Resolution

Motion made by Gary Flieger, 2nd by Liam O'Neill, to adopt the Resolution regarding deficit financing.

Discussion: Liam O'Neill: Does anyone know what would happen if we just can't borrow the money?

Gary Flieger: Yea we would have to pay it back next year. Karl Brabenec: This is kind of out of left field for me, this just got brought up tonight, it's not even on the agenda or anything like that, so I don't know, this is the first I've seen of this, I don't know why this was brought to us tonight. Gary Flieger: Because this is something that Mr. Bavoso put together for us at 3:30 this afternoon, this is something that when we went to Bonacic's office on Friday, he asked us to contact the Comptroller to see what the procedures would be that he would like for us to follow, this is part of those procedures, we started working on this at 9:00 this morning with the Comptroller's Officer, I have a list of the people that I called today, Ryan Foley from TD Bank North, which is going to guarantee the roll over was one, Rob Schultz, Rob Smith from the Bond Counsel, Senator Bonacic's Office, and Chris Elli from the Comptroller's Office, so there's been a lot of conversation back and forth with a lot of people and it got to the point where we felt that this was the best direction for us to go, I called Mr. Bavoso to put it together, if you would like to put it aside for tonight we can do that because we do have another meeting coming up next Monday but this is something that everybody is waiting for us to do so that they can move forward.

Viola Sinsabaugh: Mr. Plotsky you did this up today? Glen Plotsky: Mr. Bavoso did. Viola Sinsabaugh: I was in on the conversation between Mr. Schultz and Mr. Flieger and for the best procedure to go in we still keep looking.

Gary Flieger: The wording in this is not my wording, I asked Mr. Bavoso to call Mr. Schultz so the two of them could talk about it and they did and this was just delivered tonight, so there was no way of getting it to anybody else any earlier.

Karl Brabenec: Before I vote to commit the town to something like this I think this needs to be analyzed a little bit further, I would like to just confer with a couple other people before I take a look at voting on this. I just want to make sure that this is right for town so I need to research it. Liam O'Neill: I think we've had discussions up here about how we've been turned

down by banks that we can't get money and so what this is simply doing is, when they passed this law they gave us a year deadline on and because of the trouble we've been having our year is up in June and we're just looking ahead to make sure that we have enough time to get this money and so that's what this is doing, Senator Bonacic is helping amend the law that was passed by the State Legislature last year. Gary Flieger: It took us over two months to get the State to do something the last time, we have to have this done by June 30th, and then possibly come back, and then put the loan in place after that happens. Gary Spears: I would actually prefer to wait on this because this was just slid in front of me tonight and I don't think that's the proper way to do business, I would like to have time to research this so that I know what I'm voting on.

Tabled until meeting on March 23, 2009

Motion to add to agenda

Motion made by Karl Brabenec, 2nd by Liam O'Neill, that consideration of this Resolution is added to notice of the meeting for March 23, 2009.

VOTE: 5 AYES: Viola Sinsabaugh, Karl Brabenec, Gary Spears, Liam O'Neill and Gary Flieger

MOTION CARRIED

Public Comment – 5 Minutes Any Subject:

George Lombardi: When we have Department Head reports, we never get one from the Police Department of the Building Department, I know we have liaisons, if they can't come up someone should give a summary of the Police Department and the Building Department, I know Karl did it a couple of times, but it should go with the Department Head reports. Now the police, I look in the Gazette, we don't get anything on what's happening in the town, and if we get something it might be one or two things, but I'm sure a lot more goes on in two weeks. I'd like to know what's going on with the Police Department, how many tickets, or how many vandalisms, or what's going on, we don't get it. That report that the Police and the Building Department submits every month, whoever is the liaison should give a summary. The other thing, on subdivisions, I don't know how many we've had in this town, with that \$1,000, is that money supposed to go to the recreation department? Is that the only place it can be spent? The other thing, talking about litter, I was kind of shocked that we don't have enough money

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to pick up bags of garbage and take them to the dump, that's pretty serious, we can't even afford to pick up garbage bags that's bad. Now on this Code Enforcement thing, like litter, if someone throws something out and they get a \$250 fine, that can finance taking those garbage bags, someone has to see some of this garbage being tossed. The other things, this came up a few times, Vi brought it up, on a part time code enforcement officer, the stuff on the roads is one thing, but I'm seeing 20 and 30 bags of garbage sitting on peoples front porches, couches and all this other garbage sitting in peoples yards, we don't have the clean up anymore and I still believe that a part time code enforcement officer we should find the money, give a trial for three or four months, lets see how much money he generates in fines and see if we can afford to do it that way. But I really feel the board should put a resolution out there to try to get someone because Bob's not doing, he doesn't have the time, and there's some dangerous things out there. I know the money is tight but I really feel that the code enforcement officer could generate some income.

Jim McMahon: I'd like to comment also on the littering, on occasion when I travel Guymard Turnpike between the lake and Neversink, I see dumpings, tires, TV's, garbage in general, tiles, furniture, can you recommend a way to me a way that I can pick this stuff up and dispose of it in the proper manner and also to protect myself from getting accused of dumping while I may be in the process of actually picking up garbage.

Gary Flieger: There is no way to get rid of the stuff without the fees, I can't get away with it in the Town, last year I was cleaning up the highway and it came out of my pocket, not the towns.

Jim McMahon: Well I'm only willing to donate my time not my dollars. Gary Flieger: I know, but that's the issue we're having. Gary Spears: Is it possible that we get a dumpster down in back and then residents that clean up could put the trash in there and then we could dump it at one time and do some of our clean up at a reduced rate? Gary Flieger: We can look into it, but it's going to be hard to monitor. If we could guarantee that it was just the garbage from along the roads.

Gary Spears: Well if we had some kind of Town Adopt a Highway program we could authorize those people to dump into the dumpster. Liam O'Neill: People could apply for permits ahead of time. Gary Flieger: I think that's something we're going to talk about, try and come with ideas on putting that program together.

Louise Vandemark: We did Town wide clean ups, when Wayne was Supervisor he started that, and it worked out well, we had one day, people signed up and we picked roads and we went and we cleaned roads, the highway department came and picked up our garbage, we didn't even have to bring the garbage here, some people did, but I think it was JD and Eddie went around and picked up garbage, we did Port Orange Road which was a disaster and we did it a couple of times; one year we had Pepsi help sponsor it, and they donated soda for the workers, and we did it one day in the town and it really worked out well. You might even speak to Wayne about that because that was a very good program and it also brought little communities together, you got to know your neighbors. I just want to make sure the Town Board saw Sunday's Record about Freedom of Information stuff, and I really hope you saw about the erratic meeting schedules and I really hope one of these days you get around to voting in public on that telephone vote. Also, you cancelled the meeting, it wasn't on the website, the budget's still not on the website, the agenda's still not on the website, these are all things you voted on and said you were going to put on the website, my suggestion is don't make any votes you follow through on garbage, don't even bother pretending anymore. The other thing, and I've been FOILING a lot, I found out that a large sum of money was paid to a town employee and a copy of your policy and procedure or employees handbook, or whatever it's called, and it said 'unused sick leave credits may be accumulated up to a maximum of 1200 hours, upon separation or as may be provided pursuant to collective bargaining agreement any unused sick days shall be paid the employee or beneficiary at the hourly rate' I'm not asking for an answer but I want you to stop and think, an employee you paid sick time to, is he still here? Is this against your policy? This isn't my policy, I didn't write it, and I'll tell you I've read it and it really needs to be changed and should have been changed, I don't know why someone was paid without leaving. I thought when you got your last paycheck is when you would be paid your sick time, to me I say don't bother voting because it really is a little ridiculous what you're doing. The other thing is, when do we put decals on vehicles in the town? There's a highway truck that didn't have decals up until a week or so ago. I think every town vehicle should be identifiable at all times, I don't think the vehicles should be put in use unless it is identifiable. I really think maybe you guys should read page 12 of your policy, you keep talking about a change in this and I'm not seeing any progress at all, there are so many things in here, I read this thing, I can't believe, I don't know who you're protecting, you're not protecting the town by reading this, and also follow Mr. Freeman's advise.

Jerry Vandemark: One thing that puzzles me with what you just discussed about the money, I thought I remember when you asked to borrow that money that you would have ten years to pay it back, now we find out you only have a year maybe it will be five years, you shouldn't have asked for money unless you knew how long it's going to take, I don't understand that, if we have to pay that back in a year it's really going to hurt.

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Tony Cea: I wanted to say, specifically to Gary, that board members shouldn't have to react to last minute motions that are placed on the agenda, I think the board members that voted to table that motion because I don't think that they should have to vote for something under pressure and without all the information and having had the benefit of having all their questions answered prior to having to cast that vote. We're talking about a big amount of money and I want to thank the board members for having that foresight to realize you don't vote under pressure because when you do you make mistakes, and we pay for those mistakes. I want to say, if we pay interest for ten years as you say here tonight, that's not necessarily doing us a favor, I have an alternate suggestion, because I don't want to be accused of being a critic, maybe we should in fact repay that bond in five years, because we'll save five years worth of interest and the way to accomplish that is by this board spending less; is you spend less you don't need that \$868,000 for ten years, you may need it only for five years, remember this is money in addition to what was budgeted for fiscal year 2009 so that's additional tax money that we have to reach in our pocket for at time to pay it back. You pay it back in five years, we save five years worth of interest, you accomplish that by spending less on the board, cutting some of your expenses, cutting some of the expenses that are passed on to the taxpayers. I heard George mention that we need a part time code enforcement officer to keep our streets clean because no one wants to move into a dirty town, well I would say that under this present economic climate that we're on there aren't too many people buying houses anyway and you've compounded that problem by the 125% tax that you levied upon us last year, I can't think of a soul that would want to move into this town and perhaps face another such fiasco and to be banged over the head with such a large tax increase, so I think the paper along the road side, the litter is a miniscule problem in comparison to the 125% tax increase. I also want to ask, I spoke to a board member at the organized tax payers meeting this past Saturday, and I spoke with him about the revaluation, I want to ask when will you comply with State Law and call for the revaluation that you haven't complied with for 15 years, since 1994, that board member said to me that in fact he would make the motion to call for a revaluation and I'd like to see that courage, I'd like to see him stand up and do that whether or not he receives the support of his fellow board members. That would bring tax equity to the taxpayers of this town and that's what we need more than anything, because the new homeowners that come in and who are taxed disproportionately compared to members of the community who perhaps had their houses assessed in 1994, they're paying less per square foot of construction cost and therefore receive lower assessments than those homeowners who come in recent years. Then I heard someone mention sick time, I have a comment for sick time, I think sick time was originally supposed to guarantee an employee that if they were sick they would still be able to bring home a full weeks pay to pay their bills and support their family, however it's really grown out of hand, we have now sick pay that is paid even if the employee was not sick and took home that full week's pay already anyway, why don't we call that bonus pay or if it's ten day's of sick pay why don't we call it ten double time days, call it what it is, it's not sick pay if it's not being made to fill that employee's paycheck with a full week's pay because they were sick. It's a bonus in addition to the full week's pay.

Closing Comments from the Board:

Karl Brabenec: I'd just like to say to the people out there in the audience and also the people watching us at home, we've had a lot of discussion about the litter, this is just an appeal to all of you, unfortunately our police can't be everywhere at every time so neighborhood watch is definitely a priority, so if you see anybody dumping or throwing things out or something peculiar, take a look, don't be afraid to write a license plate number down, call the police department, call town hall, let us know what's going on because you're our eyes and ears out there, so if you see anything please let us know. On March 21st I'll be doing my quarterly constituent day, it will be from 2pm-4pm here at town hall, if you have any issues or concerns definitely come down, or come down to say hello, we're going to have refreshments here, Orange County Legislator Melissa Bonacic will be here also. Community Development, we've been working very hard on that committee, Gary Spears and myself and David Hoovler has requested chairing the marketing lunch that we're going to be putting on for businesses and trying to attract new rateables into the town and this marketing lunch will be the first of it's kind, it's going to be on May 27th at the new restaurant at the Port Jervis Country Club, we're going to be marketing this thing to businesses in the town, people that want to come, also outside businesses that want to come in just to take a look at Deerpark, what Deerpark has to offer, also it's a lunch to generate ideas. In order to pay for this lunch we're going to be soliciting sponsor, different businesses from the County, from the area, individuals that want to sponsor the event, we're looking to get \$100 per sponsor for the event, we've already gotten a few sponsors, so if you're interested in sponsoring the event get a hold of me or Gary Spears or Dave Hoovler, our e-mails and phone numbers are on the website, my information is kbrabenec@gmail.com or call me at 845-742-5131. Also as far as the budget and the agendas on the website I have been requesting it for months, I haven't gotten anywhere, so tonight I'm going to get an official copy of the budget from Flo and I'll scan it, make a PDF copy of it and put it on the website, as far as the agenda I don't really have any control over the agenda.

Gary Spears: I would like to thank everybody for their comments, excellent ideas here tonight, and we appreciate the people coming out and letting their voices be heard. I did take the opportunity to go and listen to the residents at Mr. Cea's presentation on Saturday and there was a lot of concerned citizens there that had some good ideas also. About the assessment, thank you for your kind words, I'm going to research that, figure what costs are involved and how we can do that and I'm sure you'll be hearing more from me. Again I'm happy to be here and if anyone needs anything if you call me I'd me more than happy to talk to you and address your concerns.

**TOWN OF DEERPARK
TOWN BOARD MEETING
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Viola Sinsabaugh: Gary, we had gone over this before, information was available, I had looked into costs and everything so I think if you want I could help you out with that, and also I think you should contact our Assessor because she has a wealth of information and she has looked into this.

Liam O'Neill: We've just done a little bit of work, Gary you mentioned earlier, the vote that was taken at the last special meeting was for the Peenpack Trail, so we've been doing a little bit of work behind the scenes, getting our names on wish lists to fund various projects in the town. One other thing, a question was asked about the payment of the \$868,000, it was March last year when we took out a RAN and that was the step that we had to take at that time, we took that out for a year with the understanding that we would then go forth in trying to find a BAN which would take that one year and spread it over ten years but in order to do that we had to get a law passed by New York State Legislature allowing us to do deficit financing and the resolution that we'll be looking at more closely next week is trying to give us more time in order to secure that money, simply because of the international banking crisis that has befallen us it has been incredibly for us to secure that money.

Gary Flieger: Going back to the \$868,000 yes we did take the RAN out, but the money was spent in years prior to us sitting here, it was a debt that was there, that if we didn't take it out it would have had to have been included in the 2008-2009 budget to immediately increase the taxes, it would have been in the 2008 budget paying for those bills that were outstanding because we didn't have that money, which would have should and even larger deficit in 2009 so that we would have had to have that as a tax burden, so by us taking the RAN out and going this path, now this path is still open, it's still a direction that we're going in, it's not that we overspent anything, it was done before us, it was part of the debt that we inherited and how we are dispersing that debt, so we would either have to take a RAN our for one year, and that was the only option we had to defer it over to the next year. George, I do want to agree with you, you brought up a lot of weaknesses that are here, our building department is very weak, we did take a lot of personnel out of that department, that one there is the one that is showing the most cuts, I'd like to correct it but I don't know how without spending the money, hopefully next year we can correct that. Louise, you questioned the decals being on the trucks and identifying these trucks, are you sure those decals are not just for the tipping fees for the landfill? Okay, because Ed had mentioned about a decal that was identification for the tipping fees for the landfill. I will make sure Ed keeps up with his decals though. Also, thank you Jim for mentioning about the garbage.

Motion to enter Executive Session 9:29PM

Motion made by Gary Flieger, 2nd by Liam O'Neill, to enter Executive Session for the purpose of discussing the police contract and the Sullivan Litigation, and to invite the Town Attorney.

VOTE: 5 AYES: Viola Sinsabaugh, Karl Brabenec, Gary Spears, Liam O'Neill and Gary Flieger

MOTION CARRIED

Motion to end Executive Session 10:20PM

Motion made by Viola Sinsabaugh, 2nd by Gary Spears, to end Executive Session and re-enter Regular Session.

VOTE: 5 AYES: Viola Sinsabaugh, Karl Brabenec, Gary Spears, Liam O'Neill and Gary Flieger

MOTION CARRIED

Motion to sign documents

Motion made by Gary Flieger, 2nd by Liam O'Neill, to authorize the Supervisor to sign the documents reviewed by the Board regarding police negotiations and the Sullivan Litigation.

VOTE: 5 AYES: Viola Sinsabaugh, Karl Brabenec, Gary Spears, Liam O'Neill and Gary Flieger

MOTION CARRIED

Motion to adjourn 10:25PM

Motion made by Gary Spears, 2nd by Viola Sinsabaugh, to adjourn the meeting.

VOTE: 5 AYES: Viola Sinsabaugh, Karl Brabenec, Gary Spears, Liam O'Neill and Gary Flieger

MOTION CARRIED

Respectfully submitted by,

Florence T. Santini
Town Clerk