

**TOWN OF DEERPARK  
TOWN BOARD MEETING  
MONDAY, JUNE 22, 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**

**Gary Flieger:** Tonight we are going to talk about the Towing Law; one of the reasons we are going to do a towing law in this town is we don't have one. What happens is I have no certificate of insurance, I have no way that the town is being protected. What we're looking to do is to get something in the town, Port Jervis already has this done so we're going to go over their guidelines a lot, I asked the Police Commission to do a report on this, they gave us a report and they have a few things to add to it. Tonight we will not be writing this law, just going over several of the items within it. I'm very interested in comments from the public, I would ask that they would wait until we are done with our comments so that they have an understanding of where we're going, so we're not covering the same ground twice. This is not designed to hurt anybody, it's designed so that the town does not have a liability issue here.

This discussion continued with the board and some of the tow truck companies in the town.

The tape of this workshop will be on file in the Town Clerk's Office for six months if anyone wishes to review this.

Motion made by Gary Flieger, 2<sup>nd</sup> by Liam O'Neill, to have the tow companies that operate in the town to put us on their insurance policy and to have it on file with the Town Clerk.

Motion withdrew, one of the towing companies will get the insurance certificates together from all of the towing companies and get them over to the Town Clerk's Office.

**Break from 8:30-8:40**

**Gary Flieger:** Last year we put together a grant through the Orange County Community Development Block Grant Program, two projects were okayed, I don't remember what the dollar value was, but one of them was for the bridge up on Peenpack Trail, the bridge is here, we're going to assemble it as soon as weather permits. The other project was a culvert pipe up underneath Guymard Turnpike, what that is, is the culvert pipe to relieve flooding in the Myers Grove area, it has nothing to do with the river coming over, it will help with that, but with all this rain there is water backed up in the area right there and this will help to drain it. There was some easement going through American Family Campground, that's how it used to relieve itself in the past, after the flood the campground put its roads back to what they were, they have one 18 inch culvert under one road and they have a 12 inch culvert under the other road. What we need to do is this easement does two things, one we just can't dump water on someone's property, since it's been so long we're not just repairing a culvert, we're putting a new one in, so therefore we need an easement to dump water on American Family Campground's property, this would be permission for us to do so, and... **Glen Plotsky:** That's not what this easement does; this easement has nothing to do with the water. **Gary Flieger:** That's what Bill told me we needed that for, if you're telling me we don't need this then that's fine. **Glen Plotsky:** I'm not telling you that you don't need that, I'm telling you that this easement has nothing to do with a permanent transfer of water across the American Family Campground property, this easement is based upon your discussion with me last week and it is specifically designed to allow access to the Highway Department and its employees to replace the culvert under Guymard Turnpike, as well as the two culverts under the roads in American Family Campground, and dig out and clean out the ditch and extend it between those two roads, which is exactly what you told me you needed, that's why it's a temporary easement, because this way it gives permission for that access for our personnel on their property between now and the end of October, I'm figuring that that's plenty of time for them to get the work done; just so you know, June 16, 2008 is when there was a motion to apply for the Orange County Community Development Block Grant and basically project 1 was \$104,000 for the bridge on Peenpack Trail, Project 4 was to install the culvert pipe under Guymard Turnpike to relieve flooding in Myers Grove and that was \$12,500. **Viola Sinsabaugh:** I'm going to bring something up that you may like but; there has been a problem that has existed for many years, with not having an updated site plan with the owner of this property. **Liam O'Neill:** That's irrelevant to this. **Gary Flieger:** I would like to open that up for discussion at another time unless you can tell me how that site plan approval affects us, how the two are related here. **Viola Sinsabaugh:** I'm just wondering, are there going to be any repercussions due to the fact that this man does not have and has not had an updated site plan, and for whatever reason we can't seem to get him to do that and he's agreeing to let us put a culvert on his property, I just find a problem with this, I know the purpose is good, but I also find a problem with agreeing to do this but not agreeing to do what was asked of him with the updated site plan.

**TOWN OF DEERPARK  
TOWN BOARD MEETING  
MONDAY, JUNE 22, 2009**

**Motion to approve temporary easement**

Motion made by Gary Spears, 2<sup>nd</sup> by Liam O'Neill, that we approve the temporary easement with Guy Clarke.

Discussion: Viola Sinsabaugh: What I'm concerned about is that he's very willing to go ahead and do this but wasn't willing to do an updated site plan, I find a problem with this.

**VOTE: 4 AYES** Gary Spears, Karl Brabenec, Liam O'Neill and Gary Flieger

**1 NO:** Viola Sinsabaugh

**MOTION CARRIED**

**Motion to generate another easement**

Motion made by Gary Flieger, 2<sup>nd</sup> by Liam O'Neill, to have the Attorney generate another easement for Mr. Guy Clarke to accept the water to run through his property.

**VOTE: 4 AYES** Gary Spears, Karl Brabenec, Liam O'Neill and Gary Flieger

**1 NO:** Viola Sinsabaugh

**MOTION CARRIED**

**Motion to authorize expenditure of funds**

Motion made by Liam O'Neill, 2<sup>nd</sup> by Gary Spears, to authorize the expenditure of funds from the grant money for the Peenpack Trail bridge construction and for the Guymard Turnpike culvert pipe installation.

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

**MOTION CARRIED**

**Summer Program**

**Motion to hire summer counselors**

Motion made by Viola Sinsabaugh, 2<sup>nd</sup> by Karl Brabenec, to hire the following four applicants, recommended by the recreation committee, as the counselors for the 2009 summer program: Sara Space at \$9.00/hr; Amanda Lamb at \$9.00/hr, Giovanna Steinhaus at \$8.50/hr and Vicki Fiedel at \$8.50/hr.

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

**MOTION CARRIED**

Gary Flieger: I'd also like to bring to your attention that we only have four on here and last year we had five, we had a director last year, and the recreation committee is looking at operating this a little differently this year, it sounds like a great plan and it's going to move smoothly. Two of the candidates have been a part of the program in the past and there are two new ones this year, so we're going to pair up an old person with a new one. We're going to start using a filing cabinet in my office that will have full access to and every Friday when they come up to pick up their paycheck they can update their files as needed, and this way if anyone on the recreation committee needs something they can just come in here at any time and get it. Karl Brabenec: There's also a recommendation from the recreation committee that instead of hiring a director they suggested hiring someone at \$8.00/hr to mow and take care of the bathrooms at Space Park and fireman's park. The person would only work during the five weeks of the summer program and would cost less than a director. So I will make a motion to follow the recommendation of the recreation committee and hire somebody to mow and clean the bathrooms at the parks at \$8.00/hr... Gary Flieger: Before you do this Karl did you look into things like liability and insurances... Karl Brabenec: I'm just making a motion Mr. Supervisor and if there is a second then we can have a discussion on it. Liam O'Neill: What's your motion? Karl Brabenec: To follow the recommendation of the recreation committee to hire somebody at \$8.00/hr to mow the parks. Liam O'Neill: So does that mean to advertise for it and create a position? Gary Flieger: You'd have to. Liam O'Neill: Is that what you mean? Karl Brabenec: No, right now it's just the creation of the position but that would be during the discussion there's no second so we can't discuss it.

**Motion to follow recommendation of recreation committee**

Motion made by Karl Brabenec, 2<sup>nd</sup> by Viola Sinsabaugh, to follow the recommendation of the recreation committee and hire somebody to mow and clean the bathrooms at the parks at \$8.00/hr.

**Tabled until next meeting**

**Motion to enter Executive Session 9:05PM**

Motion made by Gary Spears, 2<sup>nd</sup> by Viola Sinsabaugh, to enter Executive Session to discuss litigation specifically Sullivan, Deerpark Village, and the Employee Bargaining Unit.

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

**MOTION CARRIED**

**TOWN OF DEERPARK  
TOWN BOARD MEETING  
MONDAY, JUNE 22, 2009**

**Motion to end Executive Session 9:45PM**

Motion made by Liam O'Neill, 2<sup>nd</sup> by Viola Sinsabaugh, to end Executive Session and re-enter Regular Session.

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

**MOTION CARRIED**

**Motion to start meeting early**

Motion made by Liam O'Neill, 2<sup>nd</sup> by Gary Spears, to begin the July 6, 2009 regular Town Board meeting at 7:00PM.

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

**MOTION CARRIED**

**Motion to adjourn 9:46PM**

Motion made by Gary Spears, 2<sup>nd</sup> by Karl Brabenec, to adjourn the meeting.

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

**MOTION CARRIED**

Respectfully submitted by,

Florence T. Santini  
Town Clerk