

TOWN BOARD MEETING
WEDNESDAY, JULY 7, 2010; 7:00 P.M.
 NEW WINDSOR TOWN HALL
 NEW WINDSOR, NEW YORK

BOARD MEMBERS PRESENT: Supervisor Green, Councilwoman Mullarkey, Councilwoman Weyant, Councilwoman Biasotti, Councilman Lundstrom

OTHER OFFICIALS PRESENT: Comptroller Finnegan, Town Attorney Blythe, Highway Superintendent Fayo

Supervisor Green called to order the Town Board meeting and presided over same.

#1 On Agenda: Minutes

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor approve the minutes of Public Hearings regarding the establishment of Extension 3 of Water District #5 – Knox Village Associates, and Special Use Permit for The Grove at New Windsor – Saybrook Community Capital, the minutes of the Town Board meeting, all held on June 2, 2010, and the minutes of the Special Town Board meeting held on June 8, 2010 as per the copies posted on the Town Clerk's bulletin board in the Town Hall, and same distributed to each of the Town Board members.

Roll Call: All Ayes

Motion Carried: 5-0

UNFINISHED BUSINESS
HIGHWAY DEPARTMENT
WATER DEPARTMENT
SANITATION DEPARTMENT
GENERAL

#2 On Agenda: Motion – Authorize Advertising for Bids – Sewage Pump Station #12 Improvements

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor hereby authorize the Supervisor and direct the Town Clerk to advertise for bids for the project commonly known as the Sewage Pump Station #12 Improvement Project. Dates to be determined by the Supervisor.

Roll Call: All Ayes

Motion Carried: 5-0

#3 On Agenda: Motion – Authorize Dispensing of Alcoholic Beverages – New Windsor Community Day

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor hereby authorize Schlesinger's Steak House to dispense alcoholic beverages at Mt. Airy Park during New Windsor Community Day to be held on August 28, 2010 with a rain date of August 29, 2010, in accordance with Town of New Windsor Town Code Section 88-4(A).

Roll Call: All Ayes

Motion Carried: 5-0

4 On Agenda: Receive and File Deed – Pin Oak Drive in Valley Fields Estates

Hearing no objection, the Town Board of the Town of New Windsor receive and file deed from Marjorie Sawyer to Town of New Windsor dated April 14, 2010 and recorded in the Orange County Clerk's office on the 19th day of April, 2010 as File #20100037221 for dedication of a road in the Valley Fields Estates Subdivision known as Pin Oak Drive.

5 On Agenda: Motion – Authorize Supervisor to Act as Designee – Unsafe Structures

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor authorize the Supervisor, pursuant to Town Law Section 29(16), to exercise as the designee of the Board all enforcement powers enumerated in Town Code Section 113.1, *et seq.* as necessary to ensure the health, safety and welfare of the general public.

Roll Call: All Ayes

Motion Carried: 5-0

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**# 6 On Agenda: Motion – Authorize Execution of General Release –
K. Hovnanian Companies, LLC**

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the Supervisor to execute a General Release in favor of K. Hovnanian Companies, LLC regarding liability for construction damage to Hudson Valley Avenue.

Roll Call: All Ayes

Motion Carried: 5-0

**# 7 On Agenda: Motion - Amend Motion Establishing Standard Work Day
For Elected/Appointed Officials**

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor hereby amends the Motion adopted at the regular meeting of the Town Board on June 2, 2010 establishing standard work days for elected/appointed officials. The attached amended schedule hereby establishes the standard work days for elected and appointed officials and the Town Board hereby certifies receipt of records of work activities or that the Town maintains a record of actual time worked. The days worked shall be reported to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body or based on the records maintained by the Town as actual time worked.

Roll Call: All Ayes

Motion Carried: 5-0

**# 8 On Agenda: Motion – Authorize Execution of Collective Bargaining Agreement
- CSEA**

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor authorize the Supervisor to execute a Collective Bargaining Agreement with CSEA, Local 1000 AFSCME, AFL-CIO as per the terms of the Memorandum of Understanding regarding the said CSEA Agreement for the term January 1, 2010 through December 31, 2010.

Roll Call: All Ayes

Motion Carried: 5-0

**# 9 On Agenda: Receive and File Bids – Spruce Street/Pine Street Drainage
Improvements**

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk bids received and publicly opened on July 6, 2010 for drainage improvements in the vicinity of Spruce Street and Pine Street in the Town of New Windsor.

**#10 On Agenda: Motion – Award Bid – Spruce Street/Pine Street Drainage
Improvements**

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor award the bid for the Spruce Street/Pine Street Drainage Improvement project to Sita Construction Co., as the lowest responsible bidder in accordance with General Municipal Law, Section 103.

Roll Call: All Ayes

Motion Carried: 5-0

#11 On Agenda: Officials Reports

The following reports were received, recorded and filed with the Town Clerk:

Building Department	Month of May 2010
Building Department	Month of June 2010
Fire Prevention Department	Month of June 2010
Justice Court – Richard W. Thorpe	Month of June 2010
Justice Court – Noreen Calderin	Month of June 2010
Police Department	Month of June 2010
Recreation Department	Month of June 2010
Tax Receiver – Revised Monthly Tax Statement	Month of April 2010
Tax Receiver – Water/Sewer/Garbage	Month of May 2010
Tax Receiver – Water/Sewer/Garbage	Month of June 2010
Tax Receiver – 2010 Final Property Tax Statement	
Town Clerk	Month of June 2010

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#12 On Agenda: Public Forum

Supervisor Green opened the public forum portion of the meeting by asking if any of the Board had any comments. He then asked if anyone else had any comments or questions.

Leo Braun asked if the Town was aware of the liability attached to allowing alcohol to be served at Community Day. Supervisor said that yes, they were aware and Schlesinger's had alcohol last year and there were absolutely no problems because they had very strict rules in place for serving drinks.

Bert Merolli had a complaint about the weeds on the Windsor Crest property abutting Patriot Ridge. He said he received a letter from the Homeowner's Association which they had received from the Supervisor stating that the Town did not have the funds or resources to maintain that property and he wished to know if this was true. Supervisor Green said that what the letter said was that it was so labor intensive there, that the Town was not going to maintain it. It was planted with wildflowers so it would not have to be maintained. Mr. Merolli said he has been cutting the weeds there and he suggested that the Town, the residents of Windsor Crest and Patriot Ridge get together and get involved in cleaning up and mulching the area. Supervisor Green said that all the retention ponds in town were very poorly planned, and the upkeep involved with them has become very labor intensive. He said the Town doesn't have the resources right now to get involved in a landscaping project there.

Barney Bedetti said it was a very nice gesture on the part of the Town Board to name the summer concerts after Nancy Pullar. He said he is surprised that the Town is going to take the risk associated with serving alcoholic beverages and even if the vendor has insurance, if there is an accident, any lawsuits would go beyond insurance. He said he is sure the Board took that into consideration. Supervisor Green said it was very well controlled last year and it is only one vendor being allowed to serve alcohol.

Hearing no one else wishing to speak, Supervisor entertained a motion to close the Public Forum portion of the meeting.

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor close the Public Forum.

Roll Call: All Ayes

Motion Carried: 5-0

#13 On Agenda: Adjourn

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor adjourn the Town Board meeting at 7:50 p.m.

Roll Call: All Ayes

Motion Carried: 5-0

Respectfully submitted,

DEBORAH GREEN
TOWN CLERK

/clc