

APRIL 19, 2012

A regularly scheduled Town Board Meeting was held on Thursday, April 19, 2012 in the Town Hall 284 Broadway Port Ewen, New York with the following persons in attendance:

Supervisor John Coutant
Councilperson Gloria VanVliet
Councilperson Wayne Freer
Councilperson Donna McAuley
Absent: Councilperson Kyle Barnett

Administrative Recorder: Diane L. McCord, Town Clerk

Supervisor John Coutant called the meeting to order at 7:30 PM.

Pledge to the Flag

Public Comment: None

1. Results of Sale of 1.2 Million Dollar Bond for Water Department

Supervisor Coutant explained in 2007 we had a disaster on River Road and our Port Ewen Water Treatment Plant had 1.5 million dollars worth of damage. FEMA (Federal Emergency Management Agency) and SEMA (State Emergency Management Agency) were to pay for the damages. Today we have been paid \$480,000 leaving a balance of 1,010,000. We have paid thousands of dollars in interest payments which will not be covered by FEMA or SEMA. Again we will pay the interest until we receive the payment.

Oppenheimer & Co, Inc. was the low bidder at an interest rate of 1.25%. All the documentation has been signed and sealed and returned to the bonding company.

2. Resolution for Attorney to Act – ASAD adv. Town of Esopus

When people file for a reduction in their assessment and file a grievance there sometimes is an agreement made between the Town Board and the person making the claim.

Town of Esopus
Resolution to Authorize Settlement
ASAD Adv. Town of Esopus

Be it Resolved, by the Town Board of the Town of Esopus, in the County of Ulster, State of New York the following:

Whereas, the Town Board of the Town of Esopus has received and reviewed the proposed Order and Judgment in Settlement on Consent in the above referenced matter,

Therefore, Be it Resolved, the Town of Esopus Town Board authorizes our attorney, Paul T. Kellar, Esq., to execute the proposed Stipulation and Order and such documents as necessary to effect settlement of this case on behalf of the town of Esopus and to have said documents filed.

**Resolution offered by Supervisor John Coutant
Resolution seconded by Councilperson Wayne Freer**

**Supervisor John Coutant Aye
Councilperson Gloria VanVliet Aye
Councilperson Wayne Freer Aye
Councilperson Donna McAuley Aye
Absent: Councilperson Kyle Barnett**

Resolution duly adopted.

3. Church Property Purchase Update

A \$50,000 Grant is forthcoming to the Town of Esopus for the purchase of the parking lot at Ross Park which we have rented from Presentation Church for \$1 a year for over twenty years. Our plan is to purchase the parking lot from the church for \$40,000 and to improve the parking lot with the remainder of the money. Presentation Church has been gracious and they have waited for New York State to approve the grant. We have asked them to give us a signed contract for the sale.

4. Sleightsburgh Spit – Scenic Hudson – Pavers Installed, Etc.

Scenic Hudson has funded and paid for a substantial size area to place pavers in to install a port-o-potty and a trashcan at Sleightsburgh Park. A local contractor Joe Grimaldi was hired to do this work and the job has been completed and paid for by Scenic Hudson. There was cooperation between the Town of Esopus and Scenic Hudson in making this happen.

5. Resolutions – Environmental Board Appointments

There were several vacancies on our Environmental Board and a series of resolutions will place three people on our Environmental Board. We needed people to step up and we were lucky to have three people come forward with their resumes and they were interviewed for the positions.

TOWN OF ESOPUS RESOLUTION TO APPOINT JOHN MILLER TO THE ENVIRONMENTAL BOARD

Be it Resolved, by the Town Board of the Town of Esopus, in the County of Ulster, State of New York as follows:

Whereas, there is a vacancy on the Town of Esopus Environmental Board,

Therefore, Be it Resolved, the Town of Esopus Town Board approves the appointment of John Miller to replace Emily Pereira as a member of the Environmental Board with a term expiring 12-31-2012.

Resolution offered by Councilperson Donna McAuley

Resolution seconded by Councilperson Wayne Freer

**Supervisor John Coutant Aye
Councilperson Gloria VanVliet Aye
Councilperson Wayne Freer Aye
Councilperson Donna McAuley Aye
Absent: Councilperson Kyle Barnett**

Resolution duly adopted.

**TOWN OF ESOPUS RESOLUTION TO
APPOINT DIANE DINTRUFF TO THE ENVIRONMENTAL BOARD**

Be it Resolved, by the Town Board of the Town of Esopus, in the County of Ulster, State of New York as follows:

Whereas, there is a vacancy on the Town of Esopus Environmental Board,

Therefore, Be it Resolved, the Town of Esopus Town Board approves the appointment of Diane Dintruff to replace Rich Williams as a member of the Environmental Board term expiring 12-31-2011.

**Resolution offered by Councilperson Donna McAuley
Resolution seconded by Supervisor John Coutant**

**Supervisor John Coutant Aye
Councilperson Gloria VanVliet Aye
Councilperson Wayne Freer Aye
Councilperson Donna McAuley Aye
Absent: Councilperson Kyle Barnett**

Resolution duly adopted.

**TOWN OF ESOPUS RESOLUTION TO
APPOINT KATHLEEN FOLEY TO THE ENVIRONMENTAL BOARD**

Be it Resolved, by the Town Board of the Town of Esopus, in the County of Ulster, State of New York as follows:

Whereas, there is a vacancy on the town of Esopus Environmental Board,

Therefore, Be it Resolved, the Town of Esopus Town Board approves the appointment of Kathleen Foley to the vacant position as a member of the Environmental Board with a term expiring 12-31-2011.

**Resolution offered by Councilperson Gloria VanVliet
Resolution seconded by Councilperson Donna McAuley**

Supervisor John Coutant Aye
Councilperson Gloria VanVliet Aye
Councilperson Wayne Freer Aye
Councilperson Donna McAuley Aye
Absent: Councilperson Kyle Barnett

Resolution duly adopted.

6. Resolution for Attorney to Act – Morgan Lakeshore

Be it Resolved, by the Town Board of the Town of Esopus, in the County of Ulster, State of New York the following:

Whereas, the Town Board of the Town of Esopus has received and reviewed the proposed Order and Judgment in Settlement on Consent in the above referenced matter,

Therefore, Be it Resolved, that the Town of Esopus Town Board authorizes our attorney, Paul T. Kellar, Esq., to execute the proposed Order and Judgment in Settlement on Consent and such documents as necessary to effect settlement of this case on behalf of the Town of Esopus and to have said documents filed.

Resolution offered by Supervisor John Coutant
Resolution seconded by Councilperson Wayne Freer

Supervisor John Coutant Aye
Councilperson Gloria VanVliet Aye
Councilperson Wayne Freer Aye
Councilperson Donna McAuley Aye
Absent: Councilperson Kyle Barnett

Resolution duly adopted.

7. Resolution to Allow the Town Justice Discretion Relating to Dog License Penalty Fees

Whereas, the Town of Esopus, County of Ulster, State of New York adopts the following resolution,

Whereas, Local Law No. 2 for 2008 titled “Dog License Penalty Fees” was adopted by the Town Board and established penalty fees for failure to license dogs at a cost of \$25 and

Whereas, this Local Law stated the penalty fines could be amended by Resolution and,

Whereas, a recommendation has been received from the Town Justice stating a more liberal charge from \$15 to \$100 would be advisable,

Therefore, Be it Resolved, the Town Board amends the penalty fines for unlicensed dogs to be between \$15 and \$100 at the discretion of the Town Justice.

**Resolution offered by Councilperson Wayne Freer
Resolution seconded by Supervisor John Coutant**

**Supervisor John Coutant Aye
Councilperson Gloria VanVliet Aye
Councilperson Wayne Freer Aye
Councilperson Donna McAuley Aye
Absent: Councilperson Kyle Barnett**

Resolution duly adopted.

8. Panic Button Installation

David Bloodgood from NYMIR Insurance visited Esopus to give classes on Sexual Harassment and Workplace Violence and also to inspect our offices and parks. He strongly suggested panic buttons be placed in the Tax Collectors Office as well as the desks in the Town Clerks' Office. Safeco submitted a quote of \$225 per button.

A Motion was made to install three panic buttons. One will be installed in the Tax Collectors' Office and two in the Town Clerk's Office. This Motion was made by Supervisor John Coutant and seconded by Councilperson Donna McAuley. All Town Board Members present voted in favor. Motion Carried.

9. Budget Adjustments and Payment of Vouchers

There are no Budget Adjustments this month.

Payment of Vouchers

Be it Resolved, by the by the Town Board of the Town of Esopus and these vouchers have been examined and approved by the Town Board,

Therefore, Be it Resolved, that the following vouchers have been approved for payment:

General Fund 6029 \$ 2,750.00

General Fund 121140-121212 \$39,969.24

Highway Fund 122055-122080 \$74,335.57

Lighting 126004 \$ 6,023.63

Sewer 123055-123074 \$ 31,957.25

Water 124068-124106 \$ 29,290.17

Total \$184,325.86

Resolution offered by Councilperson Gloria VanVliet

Resolution seconded by Donna McAuley

**Supervisor John Coutant Aye
Councilperson Gloria VanVliet Aye
Councilperson Wayne Freer ` Aye
Councilperson Donna McAuley Aye
Absent: Councilperson Kyle Barnett**

Resolution duly adopted.

10. Approval of Minutes

A Motion to approve the Minutes since the last meeting was made by Supervisor John Coutant and seconded by Councilperson Donna McAuley. All Town Board Members present voted in favor. Motion Carried.

11. Lighthouse Park Art Work

Councilperson Wayne Freer said our artist working on the rock sculpture in the Hudson River at Lighthouse Park is waiting for low tide. They should begin the sculpture in about two weeks.

12. Clean Up at Sleightsburgh Park

There will be a cleanup at the Sleightsburgh Park on Saturday, April 21st. The Riverkeeper has placed a container for boaters to place trash that has been thrown in the Rondout Creek and Hudson River. Boaters always pick up items which can cause damage to boats. It is up to us to keep our waters clean stated the Supervisor.

13. Sapling Give Away

The Environmental Board will have their Sapling Give Away at the Town of Esopus Library on Saturday April 22nd.

14. Communications and Reports of Officials and Committees

The communications for the month are available in the Town Clerk's Office. The following reports of officials and boards were received and are on file in the Town Clerk's Office:

Supervisor's Report for April 2012
Town Clerk's Report for March 2012
Highway Supt. Report for March 2012
Minutes of the Waterfront Advisory Board dated March 27, 2012
Minutes of the Environmental Board and Waterfront Advisory Board dated April 2, 2012
Monthly Report of the Building Inspector dated March 2012
Recreation Board Meeting Minutes dated March 12 2012
Port Ewen Water/Sewer Board Meeting Agenda March 13, 2012
Port Ewen Water & Sewer Board Meeting February 15, 2012
Planning Board Meeting Minutes March 14, 2012

Port Ewen Water/Sewer Board Meeting Agenda April 10, 2012
Assessor's Report dated April 11, 2012

A Motion to adjourn was made by Councilperson Wayne Freer and seconded by Councilperson Gloria VanVliet at 8 PM. All Town Board Members present voted in favor. Motion Carried.

Respectfully submitted,

**Diane L. McCord
Town Clerk, CMC, RMC**