

Minutes of the Village Board Meeting held at Town Hall on July 25, 2013 at 7PM

Present: Michael Queenan, Mayor
Neil Crouse, Timothy Egan, Thomas Flood and David Sutz, Trustees
Absent: None
Also Present: Pasquale Prozzillo, Fire Chief; Maria Hunter, Planning Board

I. Public Hearing:

a. Continuation – Dedication of Montesi Drive for Submission of Documents:

A public hearing was continued from the June 27 meeting for the sole purpose of the submission of any further documents and/or proof of compliance on part of WPF Construction Corporation regarding the offer of dedication of Montesi Drive. Mayor Queenan stated he and Town Supervisor John Burke met with many residents of Montesi Drive to try to resolve all outstanding issues. He believes it was a good meeting and the easements that are required should be forthcoming. Therefore, a motion was offered by Trustee Crouse, seconded by Trustee Flood, to continue the public hearing to September 26, 2013 at 7PM for the sole purpose of the submission of any further documents and/or proof of compliance on part of WPF Construction Corporation.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Sutz
NOES 0

b. Harvesting Application – County Logging:

A public hearing was held to entertain public comment on the application of County Logging for a special permit pursuant to Chapter 286 of the Village Code to conduct a commercial harvesting operation on property owned by Marsha Strattan located at 300 Estrada Road. A timber harvesting report has been prepared by County Logging concerning this application. The public notice was printed in the Times Herald Record on July 18, 2013 and the following comments were received:

Thomas Immel, owner of County Logging, stated he harvested the property approximately 15 years ago. This is a very light timber harvest and needs to be done again due to the bugs and storm damage. Trustee Crouse noted that he is familiar with Mr. Immel's work and feels he has always done a quality job.

With no further comments received, a motion was offered by Trustee Sutz, seconded by Trustee Egan, to close the public hearing.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Sutz
NOES 0

Motion was then offered by Trustee Crouse, seconded by Trustee Egan, to declare the Village of Woodbury Board of Trustees as Lead Agency for the SEQRA process on the abovementioned application.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Sutz
NOES 0

Motion was then offered by Trustee Egan, seconded by Trustee Flood, to declare this application as being an unlisted action.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Sutz
NOES 0

Motion was then offered by Trustee Crouse, seconded by Trustee Egan, to declare this application as having a negative declaration on the environment.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Sutz
NOES 0

Motion was then offered by Trustee Egan, seconded by Trustee Crouse, to authorize the Village Clerk to prepare and the Mayor to sign a special permit on the application of County Logging, for property owned by Marsha Stratton, for commercial harvesting.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Sutz
 NOES 0

It was noted that a \$3000 performance bond has already been posted.

II. Administrative Business:

a. Acceptance of Minutes:

Motion was offered by Trustee Egan, seconded by Trustee Flood, to accept the minutes of the regular meeting held July 11, 2013.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Sutz
 NOES 0

b. Approval of Abstract:

Motion was offered by Trustee Sutz, seconded by Trustee Crouse, to approve Abstract 4 containing Vouchers 130207 – 130263 and totaling \$99,407.08.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Sutz
 NOES 0

c. Appointment of Second Assistant Fire Chief:

Motion was offered by Trustee Crouse, seconded by Trustee Egan, to approve the appointment of John Jones as Second Assistant Fire Chief with the Woodbury Fire Department.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Sutz
 NOES 0

III. Old Business: *There was no old business to conduct.*

IV. New Business:

a. Authorize Mayor to Sign Inter-Municipal Agreement – Kiryas Joel Pipeline Work:

Motion was offered by Trustee Sutz, seconded by Trustee Crouse, to authorize the Mayor to sign an Inter-Municipal Agreement with the Village of Kiryas Joel regarding site inspection fees for the construction of their pipeline adjacent to our water and sewer lines.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Sutz
 NOES 0

Trustee Sutz asked how the Village would be notified when work is being done in close proximity to our water/sewer lines. Mayor Queenan stated we would be notified by the contractor, who will be following a work plan. This agreement does not endorse the construction of the pipeline. In order for the Village of Kiryas Joel to be able to reimburse the Village of Woodbury for salary costs incurred for these inspections, an agreement must be in place.

b. Schedule Public Hearing – Offer of Dedication – Brigadoon HOA Property by Sewer:

Motion was offered by Trustee Sutz, seconded by Trustee Flood, to schedule a public hearing to be held at 7PM on August 8, 2013 to entertain public comments on the offer of dedication received from the Brigadoon Homeowners Association of the Rushmore Wastewater Treatment Plant Pump Station Parcel known on the tax maps as 202-1-84.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Sutz
 NOES 0

V. Board Member/Department Comment: *There were no comments made.*

VI. Public Comment

Mitchell Maier stated he attended the informational meeting held earlier this month with the residents of Montesi Drive and an update was supposed to be provided based on the discussion that was held. Mayor Queenan stated there is no update to provide yet as he is waiting to get confirmation from the developer. Once he does, he will reach out to the residents as promised. Mr. Maier asked if the language he requested be in the easements will be there. Mayor Queenan stated he did not know what the Village Attorney will decide. Mr. Maier asked if the issues are not resolved by the September 26 continued public hearing will the developer be forced to forfeit his bonding. Mayor Queenan stated that issue has not been addressed but he is confident all will be resolved by then but added that the bonding will not be released until it is. Mr. Maier stated he believes the residents are being forced into this agreement since the developer threatened to stop all services, including snow removal.

7:15PM – Executive Session:

Motion was offered by Trustee Egan, seconded by Trustee Flood, to enter into an executive session pursuant to Article 7 of the Public Officers Law to discuss one item relating to potential litigation.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Sutz
 NOES 0

Fire Chief Prozzillo and Clerk Potvin attended the executive session. *No minutes of the executive session were recorded.*

VII. Adjournment

With no further business to discuss, a motion was offered by Trustee Sutz, seconded by Trustee Flood, to end the executive session and adjourn the meeting at 7:50PM.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Sutz
 NOES 0

Desiree Potvin, Village Clerk