

**TOWN OF BRUNSWICK
REGULAR TOWN BOARD MEETING
MAY 13, 2010, 7:00 P.M.
TOWN HALL**

Board Members Present: Supervisor Herrington, Councilman Poletto, Councilman Salvi, Councilman Casale and Councilman Sullivan.

Board Members Absent: None.

Also Present: Town Attorney, Thomas Cioffi, and Town Clerk, Susan Quest-Sherman.

Supervisor Herrington called the meeting to order at 7:10 p.m.

All joined in with the salute to the flag.

VISITORS WHO WISH TO SPEAK:

Mrs. Vickie Ouimet, Bellview Rd., is concerned with the rocks in the ditch in front of her house. She has a child with OCD who is attracted to the bugs under the rocks. She is afraid he will be hit by a car. She is also concerned that the road is being undermined and eroded. She would like the Town to remove the rocks.

Supervisor Herrington explained that the rocks slow the water.

Mr. Eddy wasn't aware of any erosion but he will go to the site along with Councilman Salvi to investigate.

Mrs. Ouimet feels that this is a safety concern.

Mr. Bobby Hatman, Film Ave., showed the Board pictures of Film Ave and Sycaway Ave. Someone on Sycaway has put in concrete barricade blocking access to the pond.

Supervisor Herrington has looked at the area of Film Ave. and spoken to people and many like being able to see the Pond. Cooper's Pond is owned and maintained by the Town of Brunswick.

Mr. Eddy explained that there is a water main right through the area if there were a water brake the Water Department needs access. On the Sycaway Ave. side of the Pond there appears to be things in the Town Right Away.

Mr. Cioffi asked if the Town has a deed for the road.

Mr. Jim Tkacik, wanted to know about the Gallivan Operation and why there was no site plan.

Supervisor Herrington explained that once the situation came to light the Gallivan Operation went to the Planning Board for a Site Plan but because of the zoning a PDD needed to be applied for.

Mr. Frank Brenenstuhl, Duesenberry Lane, thanked the Highway Department for fixing the pot holes on Duesenberry and mowing the area. He also asked if permits were needed Pods or tractor trailers.

Councilman Poletto brought up that there are more and more temporary garages in town.

BUSINESS MEETING:

MINUTES OF THE PREVIOUS MEETING:

Councilman Salvi made a motion to accept the Minutes of the previous meeting, seconded by Councilman Sullivan. Approved.

REPORTS:

Town Clerk: Susan Quest-Sherman

The Town Clerk submitted a written report for the month of April. A check for \$7,204.07 will be remitted to the Supervisor's Office. A motion to accept the Town Clerk's Report was made by Councilman Poletto, seconded by Councilman Sullivan. Approved. A copy of the report is on file in the Town Clerk's Office.

Family Community Center: Bill DeFilippis

Mr. DeFilippis submitted a written report. Councilman Poletto made a motion to accept the written report as submitted seconded by Councilman Sullivan. Approved. A copy of the written report is on file in the Town Clerk's Office.

Highway Report: Doug Eddy

Mr. Eddy read his report for the month of April. Motion to accept the report was made by Supervisor Herrington seconded by Councilman Poletto. Approved. A copy of the report is on file in the Town Clerk's Office.

Water & Sewer Report: Doug Eddy

Mr. Eddy read his report for the month of April. Motion to accept the report was made by Councilman Casale, seconded by Councilman Salvi. Approved. A copy of the report is on file in the Town Clerk's Office.

Mr. Eddy thanked Mrs. Harrison for donating a lawn mower to the Town.

Superintendent of Utilities & Inspection: John Krieger

Mr. Krieger presented his report for the month of April \$2,268.00 will be remitted to the Supervisor's Office. Motion to accept Mr. Krieger's report was made by Supervisor Herrington, seconded by Councilman Casale. Approved. A copy of the report is on file in the Town Clerk's Office.

Town Attorney: Thomas Cioffi

Mr. Cioffi gave his report for the month of April. Aside from routine matters Mr. Cioffi has continued to work with other Town Officials on the turnover of the Wal-Mart Pump Station. He has also been working on the water supply contract and some tax assessment issues. He has also worked with the Town Comptroller on new reporting requirements. Motion to accept Mr. Cioffi's report was made by Councilman Salvi, seconded by Councilman Sullivan. Approved.

Town Historian: Sharon Zankel

Mrs. Zankel presented her report for the month of April. Motion to accept the report was made by Councilman Poletto and seconded by Councilman Casale. Approved. A copy of the written report is on file in the Town Clerk's Office.

Recycling Coordinator: Thomas Engster

Mr. Engster presented his report for the month of April. Recyclables no longer need to be separated. They will be separated at the County Waste facility. Motion to accept Mr. Engster's report was made by Councilman Salvi, seconded by Councilman Poletto. Approved. A copy of the report is on file in the Town Clerk's Office.

Youth Commissioner: Councilman Salvi

Councilman Salvi is impressed with how the ball fields are holding up. A motion was made by Supervisor Herrington seconded by Councilman Poletto to accept the report. Approved.

Brunswick Community Library: Julie Zelman

Ms. Zelman presented the Library report for the month of April. A motion to accept the Library's report was made by Councilman Casale, seconded by Councilman Poletto. Approved. A copy of the report is on file in the Town Clerk's Office.

RESOLUTIONS:

Resolution No. 40 Resolution Amending 2010 Annual Budget. The foregoing Resolution offered by Councilman Poletto and seconded by Supervisor Herrington was duly put to a roll call vote as follows: Councilman Salvi, Voting Aye; Councilman Casale, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Poletto, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

Resolution No. 41 Resolution Appointing and Fixing Compensation of Part-Time, Temporary Town Employee. The foregoing Resolution offered by Councilman Salvi and seconded by Councilman Casale was duly put to a roll call vote as follows: Councilman Salvi, Voting Aye; Councilman Casale, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Poletto, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

Resolution No. 42 Resolution Appointing and Fixing Compensation of Town Employee. The foregoing Resolution offered by Councilman Casale and seconded by Councilman Poletto was duly put to a roll call vote as follows: Councilman Salvi, Voting Aye; Councilman Poletto, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Poletto, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

Resolution No. 43 Resolution Authorizing Execution of Agreements and Acceptance of Conservation Easement in Connection with Brunswick West Apartments Planned Development District Amendment. The foregoing Resolution offered by Councilman Poletto, and seconded by Supervisor Herrington was put to a roll call vote as follows: Councilman Salvi, Voting Aye; Councilman Casale, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Poletto, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

CORRESPONDENCE:

None.

OLD BUSINESS:

Mr. Gilchrist announced that the Appellate Division of the Supreme Court has affirmed the Court's decision dismissing the second Law Suit brought by Smart Growth. It found that the appellant didn't have standing and raised the issue of whether the claim is justiciable. Smart Growth still has the option of bringing the issue to highest court in the State.

Mr. Bossolini gave a brief overview of the Duncan Meadows PDD's progress. A draft FEIS has been submitted, they have been before the Planning Board and the Zoning Board of Appeals. Set backs have been adjusted, sidewalks have been proposed and a football field has also been added with some parking. There will be a community garden.

NEW BUSINESS:

Mr. Kestner wanted to note for the record that as required by law a report on Storm Water has been prepared and submitted to the DEC. The report is available for inspection in the Town Clerk's Office and in the Building Department. The report should also be placed on our Web Site.

Councilman Sullivan noted that the Emergency Services Committee has met three times, consolidated grants are being pursued for federal money. District Maps will be looked at. Costs of Fire Service are being looked at. There are 5 different companies servicing the Town.

WARRANTS: Warrants No. 4161001 through 4161011, No. 100455 through 100465, No. 4301001 through 4301013, No. 100466 through 100607 and No. 5141001 through 5141011 were presented. Councilman Poletto made a motion to approve the warrants with the exception of Warrant No. 100528 and 100529 seconded by Councilman Sullivan. Approved.

Councilman Poletto made a motion to approve Warrant No. 100528 and 100529 seconded by Councilman Salvi and put to a roll call vote as follows: Councilman Salvi, Voting Aye; Councilman Casale Abstaining; Councilman Sullivan, Voting Aye; Councilman Poletto, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing warrants were thereupon approved.

FURTHER COMMENTS BY VISITORS:

None.

At 9:08 p.m. Supervisor Herrington made a motion to go into executive session to discuss a personnel issue, seconded by Councilman Poletto.

At 9:34 p.m. Councilman Salvi made a motion to return to Regular Session seconded by Councilman Casale. No action was taken in Executive Session.

ADJOURNMENT:

Councilman Poletto made a motion to adjourn the meeting, seconded by Councilman Salvi. Approved. The meeting adjourned at 9:35 p.m.

Respectfully submitted,

Susan Quest-Sherman
Town Clerk

Note: An audio compact disc of this meeting is available in the Town Clerk's Office.