

Special Town Board Meeting-Monday, January 31, 2011, 6:00 p.m.

Present: David Lewis, JaneAnn Williams, Toni Hokanson, Joseph Moriello, Mary Etta Schnieder, Christy Ferguson

At 6:15 p.m. the meeting was opened by Supervisor Hokanson to discuss the Harcourt Sanctuary.

Agenda: Mr. Moriello added HVME to the agenda, Supervisor Hokanson added she has a grant request. A motion was made by the Supervisor to adopt the agenda as amended. Seconded by Councilwoman Williams, all aye votes cast, motion carried.

The grant: Supervisor Hokanson indicated it was for \$1000 to cover tree plantings on Arbor Day, with no match needed. The deadline is Feb 10th. Councilman Lewis made a motion authorizing the expenditure. Seconded by Councilwoman Williams, all aye votes cast, motion carried.

Harcourt Sanctuary: resolution indicates our intention to negotiate leave with an unnamed source-the future owner and Th who will provide what. \$1160 maintenance fee per year. The Village will agree with an intermunicipal agreement. Mower used for majority of year-in spring is borrowed equipment from the Town Highway department.

There was a question about removal of police surveillance – and no cost to add insurance.

Attorney Moriello outlined changes in the paperwork provided, the sample resolution:

- See page 1
- See page 2, a comma to be inserted following the word “wildlife’ (6th line from the top of the page),
- page 2 WHEREAS, the successful completion of such lease upon acceptable terms would preserve and protect more shoreline along the Wallkill River and more of the Wallkill Floodplain.
- NOW, THEREFORE, BE IT RESOLVED that the Town Board, or its designee(s), working in cooperation with the town’s committees and boards having an interest in the purposes and intent of this resolution, is hereby authorized to enter into good faith negotiations with a not-for-profit Foundation approved by OSC and the Town to enter into a lease agreement of the “Harcourt Wildlife Sanctuary” in the town and village of new Paltz, subject to terms and provisions acceptable to the parties and to ...
- See page 4: strike 4. Police surveillance; and it is further (police coverage already provided throughout community)
- Page 4: RESOLVED that the foundation will retain all other responsibility for the property, including the creation and implementation a land management maintenance program.

The Society will convey the Title.

Type 2 Action: Supervisor Hokanson made a motion declaring the Town Lead Agency, authorizing the Town to sign the resolution, and declaring a Type 2 action. Seconded by Councilwoman Williams, all aye votes cast, motion carried.

The attorney indicated a permissive referendum may be necessary when a lease agreement is formed.

HVME: The Attorney is working with the attorney for the Board of HVME, who will consent to an eviction from Town property. Their people would dispose of property by June or so; the Town does the remainder. Some discussion took place by the Town Board at an earlier January meeting during Executive Session, at which time Councilman Logan indicated that Pisciotta might take three trailers with contents intact. There is a question as to the validity of this statement. The HVME corporation is being dissolved – will they clean up their mess?

Council members Logan and Brown had previously said we'll do the whole thing without trying to work out timeframe. Recycling Director Laura Pettit and the Supervisor talked--the Town would take whatever we wanted, community giveaway would follow, and then dispose of what's left.

Councilwoman Williams on the *re-use a bus*: perhaps it could be used to ferry equipment for B&G from field to field? Supervisor Hokanson: Or it could be sold as scrap metal. Attorney Moriello offered that a landscaper might want it.

Our attorney and their attorney will work on a more formal agreement.

Authorize attorney and their attorney to work up eviction, judgment for rent, bill of sale or other documents to convey personal property to the town to include any motor vehicles.

Supervisor Hokanson made a motion declaring the Town as Lead Agency for the eviction proceedings against HVME and declaring a Type 2 action. Seconded by Councilwoman Williams, all aye votes cast, motion carried.

Supervisor Hokanson made a motion authorizing Attorney Moriello to draw up documents and authorizing her to sign adjudicating by the court for the eviction of HVME and an agreement for the disposition of HVME property by the Town. Seconded by Councilwoman Williams, all aye votes cast, motion carried.

Foreclosure: Town Clerk reported the County Department of Finance indicated the cost for the piece of property with the wetland could reach \$1000 for the Town to buy. Supervisor Hokanson made a motion authorizing spending up to \$1200. for the property, and will notify the County that the Town is interested in acquiring this property (must meet the Feb. 1 deadline) as long as the title is clear. Seconded by Councilwoman Williams, who does not want to see the property filled in. All aye votes cast, motion carried. Attorney Moriello indicated the Town should pay for the title search.

At 6:50 p.m. A motion was made by Supervisor Hokanson to adjourn. Seconded by Councilwoman Williams, all aye votes cast, motion carried.

Respectfully submitted,

Marian Cappillino
Town Clerk