

Town of Washington  
Town Board  
March 12, 2009

The Town of Washington Town Board held its regular meeting on Thursday, March 12, 2009, at the Town Hall, 10 Reservoir Drive, Millbrook. The meeting was called to order at 7:00 PM by Supervisor Florence Prisco with the following present: Councilmen Stephen Turletes, Michael Murphy, Robert Audia and William Murphy, Town Clerk Mary Alex, Highway Superintendent James Brownell, Bookkeeper to the Supervisor Laura Hurley, Attorney for the Town John Gifford, Associate Attorney Rebecca Valk, Building and Zoning Administrator Jack Neubauer, Recreation Director Warren McMillan and Recreation Coordinator Kelly Whalen-Cassinelli.

Also present were Matthew Rollins, Steve Alex, Howard Schuman, Frank Genova, Tom Beaumont, Brad Roeller, Scott Tumblety, Kate Farrell, Julia Widdowson, Janine Stankus, David Greenwood, Dirk Rosse, Allan Rappleyea and Nigel Widdowson.

Supervisor Prisco opened the meeting with the Pledge of Allegiance.

Supervisor Prisco advised that the town had received letters from Leonard Lomangino, Robert Mahoney and Michael Mangiamelli about the recent conditions on Killlearn Road. The letters were asking for the town to consider the feasibility of paving the dirt roads to make them safer for residents.

Supervisor Prisco thanked the Highway Department for their tireless work during the State of Emergency on February 13 – 17<sup>th</sup>. The State of Emergency was called due to the extremely muddy conditions on dirt roads within the town. A quick and early thaw caused the roads to become extremely muddy and in some areas the road base disappeared. The crew worked constantly to keep the roads passable and safe, with a large amount of material brought in to try and fill sinkholes. Highway Superintendent Brownell worked closely with fire and rescue departments to ensure access if required to any property in town.

In other correspondence, Supervisor Prisco sent a letter to Nigel Pink thanking him for the years he volunteered with the Town Recreation Commission.

The theme for the Food for Folks food bank is shampoo and deodorant.

Dutchess County Legislator Fettes was not present to update the Board on County matters.

Supervisor Prisco said she would like to continue the Public Hearing on the proposed Local Law\_\_\_ of 2009 pertaining to Wetlands and Water bodies in the Town. Councilman Murphy stated that he had received written comments from Joshua Mackey raising concerns over the definition of vernal pools, noting questions about constitutional scrutiny.

Mr. Genova gave to the Board copies of Brad Roeller's response to Mr. Mackey's email. He then went on to say that was ticked off at the inclusion of the phrase vernal pool. Mr. Genova said that reference has been made to fact that regulatory agencies have adopted those terms. States have not adopted this, but towns have. It is not a technical definition and is not mentioned until the late 1980's or 1990's. Connecticut and Maine have proposed evasive, complimentary and self serving terms, Massachusetts not proposed, New Hampshire: no official regulatory definition, New York: No, Vermont and Rhode Island: No definition. Mr. Genova asked the Board to consider the fallacy of injecting this into a cut and dry ordinance. The wetlands are mapped. The watercourses are mapped. Mr. Genova showed a hand drawn map depicting a lot with a vernal pool on it. He said that no one within 750 feet of the property could anything with their property because there might be a salamander there. Mr. Genova said he was sorry for getting emotional and he didn't give a preamble for what he has done for the town and he is not here for self grandizing.

Supervisor Prisco said that she is unclear at which point does the Zoning Enforcer call upon the professional. Councilman M. Murphy said that an application will come forward when an applicant indicates that there is a proximity to a wetland. The Zoning Administrator will take a look, and if he feels another set of eyes may be needed he can call upon the professional. Zoning Administrator Neubauer said that he expected that the applicants engineer would have the wetlands flagged before it comes to the Planning Board.

Mr. Genova said Norm Benson ran DC Soil and Water, and went to Pawling as their expert. He'd be willing to come back and survey our wetlands.

Town Clerk asked for a clarification as to whether the proposed law would be in effect for a Building Permit as well as a Planning Board application. Councilman M. Murphy confirmed this. Town Clerk Alex requested that if the law is adopted that an informational handout be prepared to be included with both applications.

Planning Board Chairman Beaumont said that he was the only Planning Board member able to attend the February 18<sup>th</sup> meeting. He would like the Planning Board members to have the opportunity to discuss the proposed ordinance prior to making comments to the Town Board. In his opinion, it is difficult to legislate something that is not mapped. He had requested the inclusion that has been added which is Section 28, Page 11 to the ordinance. It was his view that this could be seen as a taking. If you have a one acre site and a vernal pool is on your property, he wanted the Planning Board to be in a position to allow a property owner to build, which could possibly destroy a vernal pool. Planning Board Chairman Beaumont noted that he had spoken with Dr. Klemens recently, and he felt that Dr. Klemens had a low key and practical viewpoint regarding vernal pools. Mr. Beaumont said he is not adverse to protection and that although he is careful in his thinking, in no way does he want to delay the Wetlands and Watercourses ordinance, and he believes it is very important for the Master Plan.

Ms. Farrell asked could the audience get a summary of Brad's email that was brought up earlier. Mr. Roeller said they were asked if an abandoned foundation or deep rut could be considered a vernal pool. He said the criteria for vernal pools are practical. In order to be considered a vernal pool the location must be able to support biotic life. The chances of a rut or abandoned foundation supporting biotic life would be slim. There is a location at the Village Water Works that was mined years ago and has been allowed to revegetate.

Supervisor Prisco asked would a Board's decision vary after using the proposed resource. Mr. Roeller said that if completed, Dr. Klemens' mapping project could be used and the planning process could take the data into account. The current wetland map, which was created using several resources, identifies some vernal pools. He anticipates that the zoning administrator and Planning Board would use the tool and make site visits and then call in the wetlands specialist.

Mr. Beaumont said that Mr. Mackey's letter is indicative of the fact that the Planning Board hasn't sat down and talked.

Mrs. Greenwood said she is excited about the study. She is one of the volunteers and has had a training session. People can call to see if they can still volunteer. Mr. Greenwood added that the next step is walk on the Cary property and the volunteers will learn how to determine if the vernal pools are valid.

Mr. Genova said we are trying to pass an ordinance. No one is against scientific studies. We should have an ordinance that we are in favor of scientific studies.

Ms. Farrell said that the Master Plan Committee has put forth in its mission, the need to preserve the rural character and protect the natural resources in the community.

Mr. Rappleyea expressed concern with Section 5 Page 6 regarding regulated allowed activities. One could duck and bow hunting if using natural materials. One doesn't normally hunt with natural materials. Does that mean you can't hunt near a wetland?

Regarding vernal pools, Mr. Rappleyea suggested that the town hold off until the vernal pools are inventoried. Get a base line study. He said he is struggling with the concept of what a vernal pool is. The experts may have a difference of opinion. He agreed with the idea of mapping it and defining the levels of quality before legislating it.

Councilman Audia asked does the state have a definition of a vernal pool. Mr. Genova said no. When the time comes we can add it. Councilman Audia asked can we be challenged if we go beyond the state regulations if we tell someone they cannot build? Mr. Roeller said that currently the state regulates wetlands that are 12.3 acres or larger or areas of special significance. They do not regulate smaller bodies.

Councilman Murphy said that the wetlands committee wanted to make sure that an applicant has a road map to follow and they wanted to make the process customer friendly. The committee decided to provide the applicant with definitions and a reference list. The philosophy was when completed, the study by Dr. Klemens will be listed as a reference tool and it would not be embedded in the law. It would be a tool that the Planning Board could use.

Mr. Rappleyea said that a couple of towns without overlays faced regulatory taking issues. An overlay will be helpful. To adopt without knowing is not a good idea.

Mr. Schuman said that you have the power as a town to make more stringent regulations. On the density questions, there are practically no wetlands in a one acre zone. In practicality it most likely doesn't exist in high density zones.

Councilman Turletes said as an example – we pass the law. It gets to a point where the question is asked is there a wetland. 3 CAC members say yes and 3 say no. Why would the town want to be defined by a law that we might have difficulty solving. Now it is agreed that this is a grade 2 vernal pool. I want to put an addition here in the grade 2 vernal pool area. Now what? Mr. Roeller said as a CAC member anticipating the process he said perhaps the Zoning Administrator has a property that the mapping system doesn't pickup a vernal pool. The CAC will verify that there is a wetland, waterbody or watercourse. If 3 say yes and 2 say no, it is an advisory Board and their main purpose will be to say there is a vernal pool or not. The qualitative importance of the vernal pool is up to the Planning Board to make a determination on quality or function. The CAC is to support the zoning administrator with a little conservation background. The inventory being collected by volunteers is a photo documentary. The survey is documenting egg masses. The scientist at Cary will verify if data is accurate.

Councilman Turletes asked: if this year the area is wet, and a scientist is saying it is a vernal pool, but next year it is dry and dead, do I go back to the Planning Board?

Mr. Greenwood said that it is unlikely to have high deposits of eggs one year but not the next.

Mr. Tumblety said it is the prerogative of the town to protect its natural resources. Vernal pools are one of those resources for species in the town. At some point you do trust an authority that something falls within a specific category. An example would be that the person hired by the town has integrity.

Mr. Alex asked as a practical follow up point to Mr. Tumblety's comment, and as a consultant, that as a matter of practice, his company will access the wetland and make a delineation before coming before the Planning Board. They will have a jurisdictional determination by the Army Corp of Engineers and a validation by the DEC at the time of application. If the applicant has approvals from the federal and state agencies will they be accepted by the town?

Councilman M. Murphy said that they listen to professionals that provide the materials. They would like to make everyone as responsible as the Chazen Companies. Some companies don't do the right thing, therefore the need for legislation.

Mr. Beaumont said that vernal pools are more gray. He has learned working on the Planning Board that the time when we are getting into trouble is with neighbor vs. neighbor issues.

Mr. Genova said vernal pools are mentioned 15 times in this document.

Mr. Schuman replied that vernal pools are an agreed upon part of the process. The study will provide the information at a later date. You don't need to wait. You will have more information in the future.

Mr. Beaumont said that the Planning Board will meet on March 31, at their workshop meeting to discuss the legislation. None of the members are against protecting vernal pools. We need to do it in a sensible, step wise manner by protecting the ecology and environment, the land owner and the Planning Board. This could be an administrative nightmare. If the Planning Board had talked then Brad would not have received the email from Josh.

Supervisor Prisco said the discussion will be moved on to the April meeting.

Mr. Beaumont said the Comprehensive Committee met on Feb. 24 to discuss Natural Resources, Transportation, Demographics, Economics, Housing and Land Use. It was a give and take of information. It has become apparent that it was a good idea to have local committees do the initial work. Councilman Audia noted that River Street also likes the way it has been progressing.

Mr. Beaumont said that Ginny and Alison are working on the historical perspective and are moving along very nicely. The steering committee is pleased with the way everyone is coming along.

The next meeting may be in late April, when he believes the cultural and historical might be ready.

Supervisor Prisco said that a comprehensive emergency plan with the village and town is being formulated. Mr. Beaumont said he has met with the Red Cross, DC Board of Health, DC Department of Emergency Management and several entities. He alone is the committee for the comprehensive plan. Our local plan is geared more to snow and weather related incidents. The specter of an overwhelming terrorist attack, which could create a mass exodus from New York City, raises concerns about the county's ability to handle refugees. An unnamed person, who works in this type of environment, is willing to assist on this matter. Also, since the town has lost the Round Table he will be contacting the MBA, Rotary, Lions and churches to bring the community into the fold

and understand the process. He will go and speak with the organizations. Councilman Audia offered to help with this.

Town Clerk Alex reported that the town had received 2 bids for the design and construction of a Timber Bridge at the Town Park. One bid was for \$68,000, which did not follow specs and one for \$71,000.00. Both bids were higher than anticipated. Mrs. Alex requested permission to rebid the bridge project with a smaller capacity in order to bring the price down, as well as include necessary information that is required in order to take advantage of the Community Development Block Grant funding. On a motion made by Councilman Audia and seconded by Councilman Turletes the Board authorized the rebid of a Pedestrian Timber Bridge for the Town Park. All ayes were recorded.

Mr. Alex presented the Board with final documents being submitted to the NYS Department of Transportation and the NYS Department of Environmental Conservation for driveway access to Route 44 and a permit for stream crossing and wetland disturbance. Until the bridge design is complete the town will receive a notice of incomplete application, however the DEC will have started its review process. The Board also reviewed and discussed the plans for the walking path around the perimeter of the field and the bermed seating area, fencing as suggested by the town's insurance carrier and other aspects of the design. Mr. Alex advised that it was originally anticipated that the site grading would try to achieve balanced cut and fill. However, the field elevation was set in an effort to minimize disturbance within the 100 foot adjacent area to the existing on-site wetlands to the maximum extent possible. This requires substantial cut and will result in excess material that will need to be removed from the site. A discussion ensued on removal of material from the site.

Supervisor Prisco was pleased to report that the town had received notice from the Chazen Companies that as test results at the landfill continue to be reflective of a healthy closure, the DEC has reduced the amount of testing required at the closed landfill site. This will enable the town to reduce budget expenses in the future.

Attorney Valk presented to the Board information regarding the Monroe County test which is a determining factor in whether a municipality is exempt from land use regulations. The town should hold a Public Hearing on the SEQR document, which will give the public an opportunity to discuss the project. SEQR documents will be circulated to the DEC and the DOT for comments, in which time they have thirty days to reply or offer comments.

## **RESOLUTION**

**Expansion of Park located at  
3744 Route 44, Town of Washington, New York**

Councilman Audia offered the following resolution, which was seconded by Councilman W. Murphy, who moved its adoption:

WHEREAS, the Town of Washington currently operates a Town park located at 3744 Route 44; and

WHEREAS, the Town Board proposes to make improvements to the park property which include a new multi-use athletic field for soccer, lacrosse and baseball; and

WHEREAS, the Courts of this State have found that a municipality is presumed to be subject to the zoning regulations of the municipality where the land is located. However, after a municipality considers the nine factors comprising a "balancing of interests" test (commonly known as the "Monroe County" test), the municipality may determine that it is exempt or "immune" from the requirements of local zoning regulations; and

WHEREAS, by this Resolution, the Town Board addresses the nine factors of the Monroe County test; and

WHEREAS, by this Resolution the Town Board will schedule a public hearing to hear comments on the proposed Long Environmental Assessment Form for the proposed park expansion.

NOW, THEREFORE, BE IT RESOLVED, and determined that the Town Board makes the following findings that municipal improvements authorized herein should be deemed exempt from local land use and related regulations under standards identified by the courts of this State (commonly known as the "Monroe County" findings):

1. The nature and scope of the instrumentality seeking immunity:

The Town of Washington is a municipal corporation organized under the laws of the State. The nature and scope of the instrumentality seeking immunity is the municipality itself.

2. The encroaching government's legislative grant of authority

This factor is intended to analysis the legislative authority granted to one municipality seeking to make use of lands within another municipality. In this situation, there is no "encroaching government" proposing to make use of lands within the Town of Washington. Therefore, as a matter of law, it is debatable whether the Town of Washington is obligated to make the determinations set forth herein. See Matter of Monroe County, 72 N.Y.2d 338, 533 N.Y.S.2d 702 (1988). See generally Dunn v. Town of Warwick, 146 A.D.2d 601, 537 N.Y.S.2d 174, 176 (2d Dept. 1989).

Regardless of whether the Town is obligated to undertake the Monroe County analysis, the Town's legislative grant of authority is found in Town Law §220. The Town Board is authorized to, upon the adoption of a resolution subject to permissive referendum, establish public parks or playgrounds, acquire the necessary lands therefore, and equip the same with suitable buildings, structures and apparatus. The Supervisor's signature to the contract of sale by which the Town purchased the land which is the subject of this analysis was approved by resolution of the Town Board on April 6, 2006, which resolution was subject to permissive referendum pursuant to Article 7 of the Town Law. In addition, a resolution authorizing the purchase of land by the Town of Washington to add additional recreational space to its Town Park facility in the Hamlet of Mabbettsville in the Town of Washington at a maximum estimated cost of \$595,000, and

authorizing the issuance of \$495,000 serial bonds of said Town to pay the cost thereof, was adopted by the Town Board on September 14, 2006, which resolution was also subject to permissive referendum pursuant to Article 7 of the Town Law.

3. The kind of function or land use involved.

The subject land use involves the expansion of the current Town Park, located within the Hamlet of Mabbettsville, for use as additional ball field space and other recreational space (but not designated parkland).

4. The effect local land use regulation would have upon the enterprise concerned.

Local land use regulations, if applied to the Town Park expansion, would entail the need for site plan review by the Town of Washington Planning Board, and the potential for the obtaining of permits dealing with the protection of wetlands.<sup>1</sup> If the Town is unable to utilize soil removed during construction on the park property, a soil grading permit would be needed. The action will be reviewed by the Town Board pursuant to the State Environmental Quality Review Act (SEQRA), and the Town will direct its engineering consultants to assure the use of best practices in the construction of the ball fields and any additional improvements constructed for the recreational space area.

5. Alternative locations for the facility in less restrictive zoning areas.

The Town's plan is to expand upon the existing Town park. Given the existing park's location, there is no other practical location for the proposed use. The use of an alternative location for the facility would require the establishment of an entirely new park within the Town. The existing improvements, such as bathrooms, water fountains and a pavilion at the current Town Park can also be used to support the proposed expansion to the Park. Establishing a new park in another location would also require the construction of these necessary improvements at the new location.

6. The impact upon legitimate local interests.

The effect of the Town park expansion is to benefit legitimate local interests by expanding the space available for use by Town residents for recreational activities.

7. Alternative methods of providing the proposed improvement

There is no alternative method by which the Town could provide additional ball fields and recreational space.

8. The extent of the public interest to be served by the improvements

The extent of the public interest to be served by the completion of the improvements is set forth above.

9. Intergovernmental participation in the project development process and an opportunity to be heard.

There is no inter-governmental aspect to the project. This is an intra-governmental undertaking by the Town Board. As detailed above, the public has been provided two opportunities to comment upon the proposed action by way of resolutions adopted during 2006 (see Paragraph 2, above). In addition, the public will be provided an additional opportunity to comment during the environmental review pursuant to SEQRA.

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<sup>1</sup> A proposed local law to regulate wetlands, water courses, et. al is currently under consideration by the Town Board but, as of the drafting of this resolution, as not yet been adopted by the Town Board.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Town Board is in possession of and has reviewed a Full Environmental Assessment Form for "Town of Washington Town Park Improvements," prepared by the Chazen Companies and dated February 12, 2009, and the Town Board finds that this action is a Type I under the State Environmental Quality Review Act ("SEQRA"), and the Town Board hereby declares its intent to act as lead agency, and will circulate that intent to other involved agencies.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Town Board believes it is in the public interest that a public hearing be held on the proposed Full Environmental Assessment Form before rendering a determination of significance under SEQRA as set forth in the form of notice, hereinafter provided, at which hearing parties in interest and citizens shall have an opportunity to be heard, to be held at the Town Hall, 10 Reservoir Drive, Millbrook, New York, on April 16, 2009 at 7:00 o'clock, p.m., Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Town of Washington, by the Town Clerk, at least fourteen (14) days before such hearing and that such notice shall be in the following form:

## **NOTICE OF PUBLIC HEARING**

TAKE NOTICE, that the Town Board of the Town of Washington will hold a public hearing at the Town Hall, 10 Reservoir Drive, Millbrook, New York on April 16, 2009 at 7 o'clock, p.m., on the proposed Full Environmental Assessment Form regarding the Town of Washington Town Park Improvements.

TAKE FURTHER NOTICE, that copies of the aforesaid Full Environmental Assessment Form will be available for examination at the office of the Clerk of the Town of Washington, at the Town Hall, 10 Reservoir Drive, Millbrook, New York between the hours of 9:00 a.m. to 12:30 p.m. and then between 1:30 p.m. to 3:00 p.m.. on all business days between the date of this notice and the date of the public hearing.

TAKE FURTHER NOTICE, that all person interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

DATED:        Millbrook, New York  
                  March 26, 2009

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MARY ALEX, TOWN CLERK

The foregoing resolution was duly put to a vote which resulted as follows:

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|----------------------|-----|
| Supervisor Prisco:   | Aye |
| Councilman Turletes  | Aye |
| Councilman M. Murphy | Aye |
| Councilman Audia     | Aye |
| Councilman W. Murphy | Aye |

Recreation Director McMillan reported that there wasn't a meeting last week due to family concerns of the Commission members. He would like to hold off on the appointment of a new commission member until the Board has a chance to meet. Mr. McMillan was approached by Suzanne Grange offering to provide yoga instructions for the community. This option will also be discussed at the next commission meeting.

Mr. McMillan advised that the summer brochure has gone to the printer, and program registration will begin the week of March 30<sup>th</sup>. Tom Fiore is back to work at the Town Park. There wasn't any vandalism over the winter and everything is working fine. He currently has more lifeguard applications than we have positions to fill.

Mrs. Hurley, Bookkeeper to the Supervisor, advised the Board that the Annual Report for 2008 has been filed with the Office of the State Comptroller on 2/27/09 and was filed with the Town Clerk on 3/12/09. Copies are available at the Town Hall for review. The Town Board was presented with Revenue and Expense reports for February, as well as bank balances for the same period.

Mrs. Hurley advised the Board that there is no sign of improvement for mortgage tax revenues, and that the A fund will be closely monitored in case adjustments need to be made. With the tax collection money that was distributed to the Supervisor, 67% of the anticipated revenue has been received.

On a motion made by Councilman Turletes and seconded by Councilman Audia, the Board authorized Supervisor Prisco to purchase the following Certificates of Deposit:

|              |                           |
|--------------|---------------------------|
| \$200,000.00 | Highway fund for 6 months |
| \$100,000.00 | General fund for 3 months |
| \$100,000.00 | B fund for 1 month        |

All ayes were recorded.

Mrs. Hurley said that the Town has received correspondence from the US Census Bureau asking that the municipalities do all they can to encourage their residents to respond to the census questionnaire. In 2010 everyone will receive a short form.

Supervisor Prisco notified the Board that the town has received an invitation to participate in the Grand Opening of the Bridge Across the Hudson in Poughkeepsie. Opening ceremonies and a parade will be held on October 24<sup>th</sup>. The committee organizers have also invited each town and village to prepare a banner for the event.

Supervisor Prisco asked the Board and Highway Superintendent Brownell to continue the discussion regarding the letters about Killearn Road. Mr. Brownell said that in this instance the frost came out of the ground fast. As long as the town has dirt roads the potential for this type of problem will be there. He said that even the areas that had been treated with a matted material as sub base had failed. If the towns were to consider paving the roads, they would need to be widened to a 20 foot minimum in order to qualify for CHIPS funding. Any work that the town does now can be in preparation for paving later. Mr. Brownell advised that he attended Highway Superintendent Advocacy Day in Albany. He had meetings with 4 state officials, and at this time the only good news he heard was that CHIPS is being reinstated at the 2008 rate.

Councilman M. Murphy asked if there will be more problems with dust and kick up on the roads this spring? Mr. Brownell said that it shouldn't be a problem because the rocks will help. If we experience the same conditions next year then sippy holes will occur next to the areas that have rocks.

Supervisor Prisco asked the Board what they would like to do. It was suggested that it be looked at over time and see how the town can lessen the burden. It would be nice if we can pave one or two roads as long term projects. Town Clerk Alex asked Attorney Gifford if a special benefit district could be created for road improvement, and he said yes. Mr. Brownell said he would like to see all the roads paved. Councilman Turletes asked about comments in Mr. Mahoney's letter stating we should pave the roads so we don't get sued. Attorney Gifford said that the town has received notice of the condition. If it goes unremedied a lawsuit could ensue. He added not to take his answer as advocacy of paving roads.

Town Clerk Alex advised that the Tax collection payment for 2009 has been fully funded to the Town Supervisor. Any additional payments will include late fees or penalty money. Mrs. Alex completed and submitted the annual insurance renewal questionnaire to the insurance company and will be meeting again with Mrs. Fowler from Whalen's Insurance to discuss the renewal policies.

Councilman Audia said that he will be meeting with Mr. Spagnola when the weather warms up to shut down the furnace and look at different sections that might be in need of replacement. Mike Lang has begun the work on the stairway cover adjacent to the Town Hall and expects to complete it by the end of the month.

On a motion made by Councilman Murphy and seconded by Councilman Turletes the Board moved into Executive Session at 9:40 PM. All ayes were recorded. At 10:45 PM on a motion made by Councilman Turletes and seconded by Councilman W. Murphy the regular meeting resumed.

The Board authorized Mr. McMillan to seek proposals for the operation of the snack bar at the Town Pool. In light of the economy, this might be a way to raise some additional revenue.

The following claims were approved for payment:

|            |              |
|------------|--------------|
| Gen Fund A | \$104,533.61 |
| Gen Fund B | \$1,095.65   |
| YouthFund  | \$3528.80    |
| DB Fund    | \$94,917.55  |
| SF Fund    | \$419,510.00 |
| TOTAL      | \$623,585.61 |

There being no other business, on a motion made by Councilman Audia and seconded by Councilman Turletes the meeting was closed at 11:00 PM. All ayes were recorded.

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Mary Alex, Town Clerk