

**TOWN OF SOUTHEAST**  
**1360 Route 22, Brewster, New York 10509**  
**Thursday November 3, 2016**  
**WORK SESSION / REGULAR MEETING 7:00 P.M.**

**Notation of Exits**  
**Pledge of Allegiance**

Present: Supervisor Tony Hay  
Councilwoman Elizabeth Hudak 7:02  
Councilwoman Lynne Eckardt  
Councilman Robert Cullen 7:02  
Councilman Edwin Alvarez

Also: Deputy Town Clerk Elizabeth Cerone  
Town Attorney Willis H. Stephens Jr.

And: 2 Persons

**WORK SESSION**

There was nothing at this time.

**REGULAR MEETING**

Supervisor Hay made a motion to open the Regular Meeting.

**RESOLUTION NO. 79 / 2016 SETTLEMENT OF CERTIORARI PROCEEDINGS**  
**LVJ REALTY, LLC**

INTRODUCED BY: Supervisor Hay  
SECONDED BY: Councilman Alvarez

**WHEREAS**, proceedings have been commenced in NYS Supreme Court challenging the assessed valuation of premises owned by LVJ Realty, LLC, located on Main Street, Village of Brewster, and known generally as Tax Map No. 67.35-1-51 for 2013 and Tax Map Nos. 67.35-1-51 and 67.35-1-52 for 2014; and

**WHEREAS**, the Town Board is in receipt of settlement recommendations from the Town's Assessor, Appraiser and Town Attorney with regard to such proceedings.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Southeast does hereby accept the recommendations of its professional advisors and authorizes the Town Attorney to execute a Stipulation of Settlement, Consent Judgment and/or Order on Consent in accordance with said recommendations for the following:

<u>Petitioner</u>	<u>Tax ID</u>	<u>Year</u>	<u>Assessment</u>	<u>Settled Assessment</u>
LVJ Realty, LLC	67.35-1-51	2013	\$652,000	\$435,000
	67.35-1-51	2014	\$652,000	\$435,000
	67.35-1-52	2014	\$136,000	\$ 65,000

And be it further **RESOLVED**, that the Town Attorney is hereby authorized and directed to execute any and all stipulations, consent orders or other documents necessary to reflect the foregoing settlement.

**UPON A ROLL CALL VOTE:**

Councilman Alvarez            Aye  
Councilman Cullen            Aye  
Councilwoman Eckardt       Aye  
Councilwoman Hudak        Aye  
Supervisor Hay                Aye

VOTE: carried by a vote of   5   in favor,   0   against;   0   abstained.

**RESOLUTION NO. 80 / 2016 SETTLEMENT OF CERTIORARI PROCEEDINGS**  
**CENTENNIAL GOLF CLUB**

INTRODUCED BY: Supervisor Hay  
SECONDED BY: Councilwoman Hudak

**WHEREAS**, proceedings have been commenced in NYS Supreme Court challenging the assessed valuation of premises owned by Centennial Golf Club, located on John Simpson Road and known generally as Tax Map No. 44.-1-1 for the 2014, 2015 and 2016 assessment years; and

**WHEREAS**, the Town Board is in receipt of settlement recommendations from the Town's Assessor, Appraiser and Town Attorney with regard to such proceedings.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Southeast does hereby accept the recommendations of its professional advisors and authorizes the Town Attorney to execute a Stipulation of Settlement, Consent Judgment and/or Order on Consent in accordance with said recommendations for the following:

<u>Petitioner</u>	<u>Tax ID</u>	<u>Year</u>	<u>Assessment</u>	<u>Settled Assessment</u>
Centennial Golf Club	44.-1-1	2014	\$3,720,000	\$2,550,000
	44.-1-1	2015	\$3,750,000	\$2,550,000
	44.-1-1	2016	\$3,750,000	\$2,550,000

And be it further **RESOLVED**, that the Town Attorney is hereby authorized and directed to execute any and all stipulations, consent orders or other documents necessary to reflect the foregoing settlement.

**UPON A ROLL CALL VOTE:**

Councilman Alvarez            Aye  
Councilman Cullen            Aye  
Councilwoman Eckardt       Aye  
Councilwoman Hudak        Aye  
Supervisor Hay                Aye

VOTE: carried by a vote of   5   in favor,   0   against;   0   abstained.

**RESOLUTION NO. 81 / 2016 MEADOWS AT DEAN'S CORNERS a/k/a FORTUNE RIDGE REDUCTION OF PERFORMANCE BOND**

INTRODUCED BY: Supervisor Hay  
SECONDED BY: Councilwoman Hudak

**WHEREAS**, the Town Board of the Town of Southeast is in receipt of a report and recommendation from the Planning Board dated October 24, 2016 which incorporates the analysis of the Town Engineer, also dated October 24, 2016, with respect to the Reduction of Performance Security for **FORTUNE RIDGE f/k/a MEADOWS AT DEAN'S CORNERS**, located at Dean's Corners Road, Town of Southeast; and

**WHEREAS**, the Town Board is satisfied with the recommendations made by the Planning Board and its professional advisors.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the bond amount for the following project is set as follows:

<u>PROJECT NAME</u>	<u>PRESENT AMOUNT</u>	<u>RECOMMENDED TO:</u>
MEADOWS / FORTUNE RIDGE	\$9,645,000.00	\$4,822,500

**UPON A ROLL CALL VOTE:**

Councilman Alvarez	<u>Aye</u>
Councilman Cullen	<u>Aye</u>
Councilwoman Eckardt	<u>Aye</u>
Councilwoman Hudak	<u>Aye</u>
Supervisor Hay	<u>Aye</u>

VOTE: carried by a vote of 5 in favor, 0 against; 0 abstained.

**RESOLUTION NO. 82 /2016 ADOPTION OF 2017 ANNUAL BUDGET**

INTRODUCED BY: Supervisor Hay  
 SECONDED BY: Councilwoman Hudak

**WHEREAS**, the Town Board held a duly noticed public hearing on October 20, 2016 on the Preliminary Budget for the 2017 Budget Year; and

**WHEREAS**, there appears to be good cause to adopt the Preliminary Budget as and for the Annual Budget for the 2017 Budget Year for the Town of Southeast.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Southeast hereby adopts the Preliminary Budget, as the Annual Budget for the Town of Southeast for the 2017 Budget Year; and be it further

**RESOLVED**, that the Town Clerk is authorized and directed to cause a copy of the 2017 Annual Budget to be published on the Town's Website and that sufficient copies thereof be made available in the Town Clerk's office for public inspection.

**UPON A ROLL CALL VOTE:**

Councilman Alvarez	<u>Aye</u>
Councilman Cullen	<u>Aye</u>
Councilwoman Eckardt	<u>Aye</u>
Councilwoman Hudak	<u>Aye</u>
Supervisor Hay	<u>Aye</u>

VOTE: carried by a vote of 5 in favor, 0 against; 0 abstained.

## **PUBLIC COMMENT**

Supervisor Hay asked if there were any public comments. There was no public reply.

## **TOWN BOARD COMMENT**

Councilwoman Hudak encouraged everyone to please go out and vote. It's an important election year, and if you should have any questions or concerns for polling locations, please contact the Board of Elections.

Supervisor Hay asked the residents not blow or rake your leaves into the street. It causes the catch basins to get clogged and flooding occurs, which can lead to icing and slippery conditions for our roads.

Councilwoman Eckardt, also mentioned that some of the voting districts have changed and to please check your district with the Board of Elections.

Councilman Alvarez motioned to close the meeting, Councilwoman Hudak seconded it. All in favor.

Respectfully Submitted,

Elizabeth Cerone  
Deputy Town Clerk