

STONY POINT TOWN BOARD MEETING – OCTOBER 28, 2014

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, October 28, 2014 at 7:00 pm at the Stony Point Community Center (Rho Building), 5 Clubhouse Lane, Stony Point, NY. Supervisor Geoffrey Finn called the meeting to order and led the group in the Pledge of Allegiance. Town Clerk Joan Skinner called the following roll:

PRESENT:	Mr. Tom Basile	Councilman
	Mr. Karl Javenes	Councilman
	Mr. James White	Councilman
	Mr. Jim Monaghan	Councilman
	Mr. Geoffrey Finn	Supervisor

ABSENT: None

PUBLIC INPUT

Supervisor Finn advised that the Town Board has agreed to limit each speaker to five minutes of public input and asked all speakers to please adhere to that.

George Potanovic – Old Gate Hill Rd spoke about the proposed revision to the current sign law, asking if anything has changed from the original plan for a company to come in and give us a free sign or is this still the same option. He also spoke about the proposed waterfront zone change, asking why the committee once used for public input to the local waterfront revitalization plan has not been used this time around.

Susan Filgueras, Mott Farm Rd., spoke about the Stony Point Historical Society, the Stony Point Sewer Plant, CSX Railroad and the proposed Champlain Hudson Power Express Project.

Gail Mulligan – Lakeview Dr, Tomkins Cove spoke about the Rockland Economic Development Corporation’s “Forty Under 40” annual awards celebration. One of the honorees was her brother, Kurt Mulligan, a Stony Point Police Officer and Volunteer Fireman.

PURCHASE ORDER REQUEST

A motion was made by Councilman White, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present to approve the following seven purchase orders:

GOLF COURSE MAINTENANCE

#2609	Terre Co.	\$34,185.43
#2612	Metro Turf Specialist	\$36,245.00
#2632	Beckerly Lumber Supply	\$ 1,642.83
#2634	John Deere Landscapes	\$ 5,376.40

HIGHWAY

#2630	Beyer Bros. Corp	\$1,113.04
#2631	Robt. Green Auto & Truck Inc.	\$ 601.00
#2636	US Mail Supply	\$ 1,105.00

AUDIT OF BILLS

Joan Skinner, Town Clerk, presented the following bills to the Town Board for audit and a motion was made by Councilman White, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present to approve the bills as presented for payment.

General – Oct. 28, 2014

<u>General</u>	1273-1291	\$	23,939.23
<u>Highway</u>	372-378	\$	3,560.25
<u>Sewer</u>	345-350	\$	12,386.19
<u>Special Districts</u>			
Enterprise	411-415	\$	14,283.58
Hwy Cap Proj	7-7	\$	600.00
Solid Waste	26-26	\$	11,738.96
Street Lighting	10-10	\$	26,653.33

MINUTES

A motion was made by Councilman Javenes, seconded by Councilman Monaghan and **unanimously carried** by a voice vote of all board members present to accept the minutes of September 9, 2014, September 9, 2014 Workshop, September 23, 2014, October 14, 2014 and October 14, 2014 Workshop.

SUPERVISOR'S REPORT

Supervisor Finn spoke about:

- Thanked everyone who helped to make the Halloween program sponsored by the Recreation Dept a great success.
- Tonight's meeting will be closed in honor of Mrs. Dorothy Holly who celebrated her 100th birthday on October 27, 2014.

PUBLIC HEARING – SIGN LAW

The following public hearing notice was properly published:

PUBLIC HEARING TOWN OF STONY POINT

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Stony Point, Rockland County, New York, on **October 28, 2014** at **7:00 P.M.** at Rho Building, 5 Clubhouse Lane, Stony Point, New York for the following matter.

The Town Board for the Town of Stony Point is considering amending the Town Code Article IX, Section 215-47 and Article IX Section 215-50 to permit Gateway Signs within the Town.

The full text of the proposed Law is on file in the Town Clerk's Office, 74 East Main Street, Stony Point, New York, and may be obtained by any interested parties from 8:30 AM to 4:30 PM, Monday through Friday.

By Order of the Town Board dated September 23, 2014.

Joan Skinner - Town Clerk - October 16, 2014

Supervisor Finn introduced Town Planner, Max Stach, who briefly described the process thus far.

Special Counsel Brian Nugent spoke, describing steps that should be taken with regard to the proposed law. He also indicated that the purpose of this public hearing is to obtain input from the public and also from the Town Board. There are items such as size and quantity of signs that need to be determined. In this instance, it has been determined that the Town is not exempt from complying with its own zoning code. This

is only the initial draft version of the proposed law. If and when the law is adopted, the Town would then need to request RFP's for installation of any sign.

ACTION – ADOPT EAF AND NEGATIVE DECLARATION

A motion was made by Supervisor Finn, seconded by Councilman White and **adopted** by a voice vote, with Councilman Monaghan voting no, to approve the following:

1. The Town Board hereby adopts the Short Form Environmental Assessment form ("EAF"), parts 1 and 2, prepared by the Turner Miller Group.
2. Upon review of EAF parts 1 and 2, the Town Board hereby determines that the proposed action will not have any significant adverse effect on the environment (negative declaration) and adopts Part 3 of the EAF prepared by the Turner Miller Group.

PUBLIC INPUT

At 7:30 pm a motion was made by Supervisor Finn, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to open public input for this public hearing.

Frank Collyer, Knapp Rd. spoke against the proposed local law:

- No enforcement of current sign law
- Distraction for drivers
- Consider much more carefully what is really going on

George Potanovic – Old Gate Hill Rd spoke against the proposed local law:

- Negative impacts
- Proposal of a free sign includes a 20 year agreement
- Use other technology such as cell phones
- Does not serve the public well
- Distraction to drivers

Kathy LeRoy – Major Andre Dr. spoke about signs currently being posted around town and businesses that are beginning to use very bright lights in their windows.

Gail Mulligan – Lakeview Dr., Tomkins Cove spoke against the proposed local law:

- Opposed to electric signs
- Look at ways to use other technology

Patrick Kilduff, former resident of Lighthouse Ct., Tomkins Cove spoke:

- An attorney who represents many major national and international media companies
 - Specializes in representation in the display of outdoor advertising signage.
- Grew up in Tomkins Cove
 - Familiar with the rich history of our Town
 - Heard heartfelt comments tonight of those residents who do not want to turn our wonderful, historic town into Time Square.
- None of the companies he represents is looking to do something like that.
- May be an opportunity to do something tasteful, aesthetically pleasing
 - Not going to cause an issue of driver distraction
 - Can provide some revenue to the Town
- Purpose for being here tonight was to come and listen to the concerns of residents
 - Work with his group of clients to come up with alternate proposals to provide different options.
- Advertising signage integrated into a signage campaign that allows for community messages
 - Can have a great value
 - Can be done the right way
 - Can be done from a way that demonstrates concern for public safety.

- Happy to provide the Board with a series of traffic safety studies
 - Including one conducted by the Virginia Institute for Traffic Safety
 - Concluded there was no direct linkage between the display of off-site advertising signage (digital signage) and traffic safety concerns.
- Hear concerns of the Town
 - Would like to come up with a couple of different proposals and options that might be of interest.

Ian Shepherd – Public Relations and Special Projects for LaMar Advertising Co. spoke:

- Many towns and villages are looking into digital signage
- Many benefits to the town
 - Messages get out immediately
 - Financial benefit
 - No bright lights to cause distraction
- Current signs within the town are located on private property
 - Town receives no benefit from them
- Need to learn more of what the signs offer
- Signs are aesthetically pleasing

George Potanovic – Old Gate Hill Rd spoke:

- Sign is not free to the Town if residents have to look at advertising
- Too many things within the proposed law are incomplete
- Everything is subject to change by the Town Board
 - No specifics are given

John Gazzola – Battalion Dr spoke:

- If this law is passed do not release Town Board control of who can be approved.

Tim Waldron – BaMar Basin spoke:

- Provides no revenue to the Town
- You do look at these signs when you are driving

Frank Collyer – Knapp Rd., spoke

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Kathy LeRoy – Major Andre Dr. spoke:

- Do not remove the “Welcome to Stony Point” sign created by Joe Humphrey

Susan Filgueras, Mott Farm Rd., spoke

- Town is struggling with an identity problem
- No clearly defined picture of what Stony Point is
- Not good for the Town

ACTION – CONTINUE PUBLIC HEARING

A motion was made by Councilman White, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present to continue this Public hearing.

PUBLIC HEARING – 2015 PRELIMINARY BUDGET

The following public hearing notice was properly published

TOWN OF STONY POINT PUBLIC NOTICE

NOTICE IS HEREBY GIVEN THAT A PUBLIC HEARING WILL BE HELD ON THE PRELIMINARY BUDGET FOR THE TOWN OF STONY POINT FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2015 AT RHO BUILDING, 5 CLUHOUSE LANE, STONY POINT, NEW YORK, ON **TUESDAY, OCTOBER 28, 2013 AT 7:00 PM**, AND THAT AT SUCH HEARING ANY PERSON MAY BE HEARD IN FAVOR OR AGAINST

THE PRELIMINARY BUDGET AS COMPILED, OR FOR OR AGAINST ANY ITEM THEREIN CONTAINED, AND BE IT FURTHER

RESOLVED THAT PURSUANT TO THE PROVISION OF THE TOWN LAW THE PROPOSED ANNUAL SALARIES ARE HERE SPECIFIED AS FOLLOWS:

SUPERVISOR	\$ 84,741.96
TOWN BOARD	\$ 14,227.03 EACH
TOWN CLERK	\$ 69,870.31
TAX RECEIVER	\$ 53,440.95
SUPT. OF HIGHWAYS	\$ 80,573.60
TOWN JUSTICES (2)	\$ 42,988.42 EACH

BY ORDER OF THE TOWN BOARD-OCTOBER 14, 2014

JOAN SKINNER-TOWN CLERK

ACTION – OPEN PUBLIC HEARING

A motion was made by Supervisor Finn, seconded by Councilman Monaghan and **unanimously carried** by a voice vote of all board members present to open this public hearing at 8:47 pm.

Supervisor Finn suggested the following changes to the 2015 Preliminary Budget V-1:

Increase sales tax revenue (acct# 1120)	\$ 21,000
Increase other licensing permit revenue (acct# 2545)	\$ 40,800
Increase police salary expense (acct# 3120.1)	-\$ 14,280
Decrease bldg expense due to natural gas contract (acct# 1620)	\$ 10,829
Increase use of fund balance (acct# a599)	\$ 75,537
Reduction to budget total	\$133,886

PUBLIC INPUT

Tim Waldron – BaMar Basin urged the board to look into the future.

Joe Segalbacher – President of Stony Point Ambulance Corp urged the board to allocate more money for the ambulance corp.

George Potanovic – Old Gate Hill Rd requested a copy of the budget.

ACTION – CLOSE PUBLIC HEARING

A motion was made by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present to close the public hearing on the 2015 Preliminary Budget at 9:23 pm.

ACTION – MOTION TO ACCEPT PRELIMINARY BUDGET WITH CHANGES

A motion was made by Councilman White to accept the changes presented by Supervisor Finn and to lower the budget by another \$100,000.

No second was made to this motion and therefore no action was taken.

ACTION-MOTION TO ACCEPT PRELIMINARY BUDGET WITH CHANGES

A motion was made by Supervisor Finn and seconded by Councilman Javenes to approve the following changes to the Preliminary Budget V-1:

Increase sales tax revenue (acct# 1120)	\$ 21,000
Increase other licensing permit revenue (acct# 2545)	\$ 40,800
Increase police salary expense (acct# 3120.1)	-\$ 14,280
Decrease bldg expense due to natural gas contract (acct# 1620)	\$ 10,829
Increase use of fund balance (acct# a599)	\$ 75,537
Reduction to budget total	\$133,886

The following roll call vote was taken and the motion **passed**:

Councilman Basile	Abstain
Councilman Javenes	Yes
Councilman White	No
Councilman Monaghan	Yes
Supervisor Finn	Yes

CORRECTION – ABSTRACT #17

A motion was made by Councilman Basile, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present to approve a correction on Abstract #17: J Krokus Nursery was entered twice, once on voucher #1213 and again on #1260, Voucher #1260 was voided, reducing the amount on the new bill total is \$164,312.96.

CDBG GRANT MONEY

A motion was made by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present to accept the additional allocation of grant monies from the Community Development Block Grant, which increases the Town of Stony Point Kirkbride Hall Accessible Restroom Project by \$26,000.00.

PROPERTY MAINTENANCE – 24 Pierce Drive, Stony Point

A motion was made by Councilman Basile, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present to exercise Section 161-12 (B) of the Property Maintenance Law of the Town of Stony Point at 24 Pierce Drive, Stony Point.

WATERFRONT ZONING AMENDMENTS

A motion was made by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present to adopt the following resolution:

A RESOLUTION RELATING TO THE INITIAL REVIEW, UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW LAW, OF THE PROPOSED LOCAL LAW ENTITLED, “A LOCAL LAW AMENDING THE TOWN ZONING ORDINANCE REGARDING THE PLANNED WATERFRONT District (PW).”

The Town Board of the Town of Stony Point (“Town”) duly convened in regular session, does hereby resolve as follows:

Section 1. Pursuant to, and in accordance with, the provisions of Section 617.6 (Initial Review of Actions and Establishing Lead Agency) of the New York State Environmental Quality Review Regulations (6 NYCRR part 617) the Town Board of the Town of Stony Point hereby makes the following determinations and classifications with respect to the Proposed Local Law entitled, “A Local Law Amending the Town Zoning Ordinance Regarding the Planned Waterfront District (PW).”

1. The Town Board hereby determines that the action is subject to SEQR.
2. The Town Board hereby determines that the action does not involve a Federal agency, and does not involve other agencies.
3. The Town Board hereby makes a preliminary classification of the action as a Type I action.
4. The Town Board hereby determines that it is, and will be, the lead agency with respect to the adoption of, and approval of, the above-described Local Law.

5. The Town Board hereby adopts Parts 1 and 2 of the long form Environmental Assessment Form (EAF) detailing the project attributes and potential environmental impacts.

Section 2. A copy of the proposed Local Law, EAF and a copy of this Resolution shall be sent by the Town Clerk to the Town Planning Board, the Town Zoning Board of Appeals, the Town Building and Code Inspector, the Rockland County Department of Planning, the New York State Commissioner of Environmental Conservation, and the New York State Office of Parks, Recreation and Historic Preservation.

Section 3. This Resolution shall take effect immediately.

NATURAL GAS CONTRACT

A motion was made by Councilman Basile, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present to authorize the Supervisor to enter into a natural gas sales agreement with M&M Energy Resources Corporation, costing the Town \$10,829 per year.

ASBESTOS ABATEMENT ESTIMATE-RHO BUILDING BATHROOM RENOVATIONS

A motion was made by Supervisor Finn, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present to accept the quote from Branch Services, 119 Gary Way, Ronkonkoma, NY 11779 in the amount of \$22,500.00 for asbestos abatement at Rho Building for the bathroom renovations.

MEETING CLOSED IN HONOR OF DOROTHY B. HOLLY

The October 28, 2014 Stony Point Town Board meeting was closed in honor of Dorothy B. Holly who celebrated her 100th birthday on October 27, 2014.

EXECUTIVE SESSION

A motion was made by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present to adjourn into executive session at 8:08 pm to discuss personnel matters. Supervisor Finn announced that no votes would be taken.

ADJOURN

The September 23, 2014 Stony Point Town Board meeting adjourned at 8:40 pm. No further votes were taken.

Respectfully submitted

Joan Skinner – Town Clerk