

## **STONY POINT TOWN BOARD MEETING – NOVEMBER 12, 2014**

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, November 12, 2014 at 7:15 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**

- Margaret Fonesca, 16 Lindberg Rd spoke regarding an ongoing situation with one of her neighbors.
- Fred Morino, 18 Lindberg Rd spoke in support of Mrs. Fonesca.
- Susan Filgueras, Mott Farm Rd., spoke about tree trimming that occurred at Waldron Cemetery.
- George Potanovic – Old Gate Hill Rd spoke about:
  - The proposed New Planet Sustainable Fuel project asking that the documents be made readily available to everyone and to consider giving the public more time to review the paperwork so they can adequately understand the concept.
  - Public Service Commission will be meeting shortly to review United Water's request for a \$60,000,000 surcharge in regard to the desal plant and also to determine the need for such a plant.

### **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 purchase order:

|            |                        |            |
|------------|------------------------|------------|
| Recreation |                        |            |
| PO#2637    | MurFo Bldg Maintenance | \$2,950.00 |

### **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.

#### **Contractual General – Nov. 12, 2014**

| <u>FUND</u>                           | <u>CLAIM #</u> | <u>BILL TOTAL</u> | <u>FUND TOTAL</u> |
|---------------------------------------|----------------|-------------------|-------------------|
| <u>General</u>                        | 1292-1319      | \$ 215,974.78     | \$ 215,974.78     |
| <u>Highway</u>                        | 379-387        | \$ 177,852.27     | \$ 177,852.27     |
| <u>Sewer</u>                          | 351-358        | \$ 15,071.55      | \$ 15,071.55      |
| <u>Special Districts</u>              |                |                   |                   |
| Ambulance                             | 19-19          | \$ 2,387.53       | \$ 2,387.53       |
| Enterprise                            | 416-427        | \$ 31,705.24      | \$ 31,705.24      |
| <b><u>General – Nov. 12, 2014</u></b> |                |                   |                   |
| <u>General</u>                        | 1320-1382      |                   | \$ 127,952.44     |
| <u>Highway</u>                        | 388-410        |                   | \$ 13,973.79      |
| <u>Sewer</u>                          | 359-367        |                   | \$ 1,788.52       |
| <u>Special Districts</u>              |                |                   |                   |
| Ambulance                             | 20-20          |                   | \$ 27,346.06      |
| Enterprise                            | 428-447        |                   | \$ 7,824.12       |

**SUPERVISOR’S REPORT**

Supervisor Finn spoke about:

- American Red Cross is presenting a Community Preparedness Presentation on 11/18 at Rho Bldg. from 7-9 pm.
- Recreation Dept is sponsoring Thanksgiving Crafts for children on 11/25/14 from 6-8 pm.
- Town Tree lighting on 12/1/14 at Kirkbride Hall starting at 6:30 pm
- Holiday Boutique on 12/5/14 at Kirkbride Hall from 5-8:30 pm
- Breakfast with Santa at Patriot Hills Golf Club on 12/14/14 – reservations are necessary
- Recreation Dept is sponsoring a Drop & Shop for children on 12-18/14 from 5-8:30 pm
- Asbestos removal for the bathroom at Rho will begin on 11/21/14
- Danny Fagelman will be repairing the bocce ball court at Clark Park for his Eagle Scout Project
- Tonight’s meeting will be closed in honor of all Stony Point Veterans

**POLICE DEPARTMENT REPORT/BUSINESS**

Chief Moore presented the following report:

Police Department Report for the Month of October, 2014

|  |   |
|--|---|
| Number of calls for service:                                     | 745   |
| Number of reported accidents:                                    | 30  |
| Number of arrests:   | 47  |
| (1) Felonies              (32) Misdemeanors      (14) Violations |   |
| Fuel usage:  | 1460 gallons  |
| Sum total of all traffic enforcement action:                     | 166   |
| Number of Youth Officer sponsored events:                        | 7   |
| Number of child safety seat installations:                       | 4   |
| Number of commercial vehicle enforcement details:                | 1   |
| Number of traffic enforcement details:                           | 5   |
| DWI  |   |
| Number of training hours:  | 176:00hrs   |
| Total fees collected:  | \$113.00  |
|  | (\$15.00 for FOIL; \$49.00 for prints; \$49.00 for reports) |

Miscellaneous:

Youth sponsored events: 5 North Rockland Youth Academy Classes, 2 Lock down drills at SP Elementary and Farley School. 1 Recreation Night at Kirkbride, assisted at the Town Halloween event and we continued to conduct regular checks of schools.

Chief Moore addressed the board regarding the following matters:

- **CHIEF MOORE’S TIME RECORD**  
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 Chief Moore’s time record for the month of October 2014 as presented.
- **OVERTIME & SICK LEAVE REPORTS**  
A motion was made by Councilman White, seconded by Councilman Monaghan and **unanimously carried** by a voice vote of all board members present to approve the overtime and sick leave reports as presented for the month of October 2014.
- **ACCEPT STOP DWI FUNDING**  
Supervisor Finn signed the STOP DWI Funding agreement with the County of Rockland for reimbursement to the Town in the amount of \$1,155.42.

- **2015 GRAND FONDO EVENT**

A motion was made by Supervisor Finn, seconded by Councilman Javenes and unanimously carried by a voice vote of all board members present to approve the request from Grand Fondo New York for their bike event to be held on May 17, 2015 under the same terms and conditions as 2014.

- **APPOINT POLICE OFFICER-SPANISH SPEAKING**

A motion was made by Supervisor Finn and seconded by Councilman Basile to appoint Daniel O. Hylas to the position of Full Time Police Officer-Spanish Speaking for the Stony Point Police Dept, effective December 1, 2014.

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

|                     |     |
|---------------------|-----|
| Councilman Basile   | Yes |
| Councilman Javenes  | Yes |
| Councilman White    | Yes |
| Councilman Monaghan | Yes |
| Supervisor Finn     | Yes |

**DEPARTMENTAL REPORTS**

Joan Skinner, Town Clerk offered the following reports for the record:

**Golf Course Report**

October 2014:

|                 |              |
|-----------------|--------------|
| • Green Fees    | \$151,769.78 |
| • ID Cards      | \$ 75.00     |
| • Merchandise   | \$ 7,839.09  |
| • Misc.         | \$ 310.00    |
| • Driving Range | \$ 5,425.00  |
| • Club Rental   | \$ 710.38    |
| • Total         | \$166,129.25 |

**Architectural Review Board**

|                       |            |     |            |
|-----------------------|------------|-----|------------|
| From:                 | 10/01/2014 | To: | 10/31/2014 |
| Applications Received |            |     |            |
| Solar Panels          | 8          |     |            |
| Applications Approved |            |     |            |
| Solar Panels          | 8          |     |            |
| Applications Pending  | 0          |     |            |
| Fees Collected:       | \$ 800.00  |     |            |
| Money in Lieu of Land | \$ 0.00    |     |            |

**Building & Zoning Department**

October

|                                    |             |
|------------------------------------|-------------|
| Applications Received              | 28          |
| Applications Returned/Withdrawn    | 0           |
| Applications Denied                | 0           |
| Building & Blasting Permits Issued | 28          |
| Applications Pending               | 74          |
| Certificate of Occupancy           | 11          |
| Certificate of Compliance          | 18          |
| Fees Collected                     | \$13,765.00 |
| Magee Escrow Money Used            | \$12,570.00 |

**Dog Control Officer**

October

|                               |   |
|-------------------------------|---|
| Dogs seized and sheltered     | 0 |
| Dogs returned to owner        | 0 |
| Number of complaints received | 3 |

|   |     |
|---|-----|
| Miles traveled patrolling the Town<br>and transporting dogs | 408 |
|---|-----|

**Fire Inspector**

|                          |       |       |
|--------------------------|-------|-------|
| <u>October</u>           | Month | Total |
| Inspections Performed    | 8     | 189   |
| Field Correction Issued  | 3     | 42    |
| Violations Issued        | 0     | 0     |
| Violations Outstanding   | 0     | 0     |
| Permits Issued           | 0     | 0     |
| Requests by Police Dept. | 0     | 0     |
| Requests by Fire Dept.   | 3     | 18    |
| Fires Investigated       | 0     | 1     |

**Planning Board**

|                       |            |     |            |
|-----------------------|------------|-----|------------|
| From:                 | 10/01/2014 | To: | 10/31/2014 |
| Applications Received | 0          |     |            |
| Applications Approved | 0          |     |            |
| Applications Pending  |            |     |            |
| General Category      | 1          |     |            |
| Informal Discussion   | 1          |     |            |
| Site Plan             | 4          |     |            |
| Subdivision-Minor     | 1          |     |            |
| Fees Collected:       | \$0.00     |     |            |
| Money in Lieu of Land | \$0.00     |     |            |

**Sewer Department**

|                                  |                    |
|----------------------------------|--------------------|
| <u>October</u>                   |                    |
| Overtime Hours                   |                    |
| Sunday                           | 14 ½ hrs           |
| Saturday                         | 4 hrs              |
| Holiday                          | 8 hrs              |
| Monthly Flow                     |                    |
| Plant                            | 19,737,600 gallons |
| Kay Fries                        | 9,700 gallons      |
| Fuel Usage                       | 232.4 gallons      |
| Total to Sludge Compost Facility | 49 cu. Yds.        |
| Solids                           | 19.7%              |
| Screenings                       | 68.46 Cu. Ft.      |
| Septage                          | 4,400 gallons      |

**Town Clerk**

|  |             |
|--|-------------|
| <u>October</u>   |             |
| Amount Paid To NYS Agriculture & Markets               |             |
| For Spay/Neuter Program                                | \$ 49.00    |
| Amount Paid To NYS Health Dept. For Marriage Licenses  | \$ 202.50   |
| Amount Paid To NYS Dept. Of Environmental Conservation | \$ 2,437.69 |
| Amount Paid To Supervisor                              | \$ 2,900.23 |
| TOTAL AMOUNT REMITTED                                  | \$ 5,589.42 |

**CONTINUED PUBLIC HEARING – SIGN LAW**

At 7:48 pm Supervisor Finn asked for any public input in regard to this matter.

Public Input – None

This public hearing will be continued at the Nov. 25, 2014 Town Board meeting.

### **APPOINTMENT PLANNING BOARD**

A motion was made by Councilman Javenes, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present to reappoint Mike Puccio to a seven year term on the Planning Board ending December 2021.

### **APPOINTMENT - ZONING BOARD OF APPEALS**

No action was taken on this issue.

### **LETCHWORTH VILLAGE RE-DEVELOPMENT**

The following resolution was duly offered by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present; to wit:

#### **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 Letchworth Village Redevelopment Incentive Overlay District (LW-RIO)."**

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 Letchworth Village Redevelopment Incentive Overlay District (LW-RIO)."

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.

Section 2. A public hearing with reference to the above-described proposed Local Law shall be held on January 13, 2015 at 7:00 P.M. at the Rho Building, 5 Clubhouse Lane, Stony Point, New York 10980. The Town Clerk is hereby authorized to publish a notice of said public hearing in the Rockland County Times and to give notice thereof to the Rockland County Department of Planning and to other municipalities, boards and agencies entitled to notice thereof.

Section 3. A copy of the proposed Local Law 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 Agriculture and Markets, the New York State Commissioner of Environmental Conservation, and the New York State Office of Parks, Recreation and Historic Preservation.

Section 4. This Resolution shall take effect immediately.

### **SURPLUS EQUIPMENT – GOLF COURSE**

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

request of Dave Fusco, Director of Golf to surplus the 2010 Turf 2 Utility Golf Cart, which is owned by the Town, and sell it for parts.

#### **NORTH ROCKLAND HIGH SCHOOL SPONSORSHIP**

A motion was made by Supervisor Finn to approve the request of North Rockland High School, to sponsor guest speaker, Chris Herren on the addiction to prescription drugs and heroin. No second was made, therefore, the **motion failed**.

#### **AGREEMENT – RECYCLABLES COLLECTION WITH ROCKLAND COUNTY SOLID WASTE MANAGEMENT AUTHORITY**

The following resolution was duly offered by Supervisor Finn, seconded by Councilman White and **unanimously carried** by a voice vote of all board members present; to wit:

#### **AUTHORIZING THE EXECUTION OF AN INTERMUNICIPAL RECYCLABLES COLLECTION AGREEMENT WITH THE ROCKLAND COUNTY SOLID WASTE MANAGEMENT AUTHORITY**

**WHEREAS**, the Rockland County Solid Waste Management Authority (the “Authority”) is a Public Authority Corporation, duly organized and existing under the Rockland County Solid Waste Management Authority Act, (the “Act”) and set forth under Title 13-M of the Public Authority Law of the State of New York, and,

**WHEREAS**, on July 24, 2014 representatives of the Town of Stony Point requested that the Authority undertake the collection, transportation and disposal of recyclable materials on behalf of the Town; and

**WHEREAS**, the Town of Stony Point (hereinafter “the Town”) seeks to enter into a contract with the Authority for the Authority to take responsibility for residential Recyclable Materials (“Recyclables”) collection, transportation and disposal services in the Town; and

**WHEREAS**, pursuant to its powers granted under the Act, the Authority has the power to perform such collection and to levy a fee for such service against the real property owners of the Town, and,

**WHEREAS**, in order to determine the costs to the Authority for delivering such services, the Authority has conducted a Request for Proposals (RFP) process for the collection, transportation and disposal of Recyclables generated in the Town, and

**WHEREAS**, the Authority Board authorized the execution of an Intermunicipal Recyclable Materials Collection, Transportation and Disposal Agreement between the Authority and the Town to enable the Authority to perform such services on behalf of the Town.

**NOW THEREFORE BE IT RESOLVED** that:

1. The above “WHEREAS” clauses are hereby incorporated herein by reference.
2. The Supervisor is hereby authorized to execute an Intermunicipal Recyclable Materials Collection, Transportation and Disposal Agreement with the Authority.
3. The Supervisor is hereby authorized to execute such other documents and perform such other actions as may be necessary to carry out the intent of this resolution.
4. This Resolution shall be effective immediately.

## **RECYCLABLES COLLECTION-RC SOLID WASTE MANAGEMENT AUTHORITY**

The following resolution was duly offered by Supervisor Finn, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present; to wit:

### **ACKNOWLEDGING THE SELECTION OF CHARLES CAPASSO AND SONS CARTING, INC. FOR RECYCLABLES COLLECTION, TRANSPORTATION AND DISPOSAL SERVICES WITH THE ROCKLAND COUNTY SOLID WASTE MANAGEMENT AUTHORITY ON BEHALF OF THE TOWN OF STONY POINT**

**WHEREAS**, the Rockland County Solid Waste Management Authority (the “Authority”) is a Public Authority Corporation, duly organized and existing under the Rockland County Solid Waste Management Authority Act, (the “Act”) and set forth under Title 13-M of the Public Authority Law of the State of New York; and

**WHEREAS**, on July 24, 2014 representatives of the Town of Stony Point (hereinafter “the Town”) requested that the Authority undertake the collection, transportation and disposal of recyclable materials on behalf of the Town; and

**WHEREAS**, the Town has approved the execution of an intermunicipal agreement with the Authority to take responsibility for residential recyclable materials (“Recyclables”) collection, transportation and disposal services in the Town; and,

**WHEREAS**, pursuant to its powers granted under the Act, the Authority has the power to perform such collection and to levy a fee for such service against the real property owners of the Town; and,

**WHEREAS**, the Authority issued a Request for Proposals for such services on August 8, 2014, Addendum 1 to the RFP on August 27, 2014 and Addendum 2 to the RFP on September 2, 2014; and

**WHEREAS**, on September 8, 2014 proposals were received from the following firms: AAA Carting & Rubbish Removal, Inc., Charles Capasso and Sons Carting, Inc. and Superior Waste & Carting, Inc.; and

**WHEREAS**, the Authority’s Evaluation Committee evaluated each of the proposals and based on its evaluation, members of the Evaluation Committee found that the proposal submitted by Charles Capasso and Sons Carting, Inc. was the most advantageous for the services consisting of recyclables collection, transportation and disposal, taking into consideration the evaluation factors set forth in the request for proposals, including qualifications and relevant experience, viability of the proposed services, project organization, ability to comply with environmental regulations, proposer’s financial capability, the proposed service agreement and pricing.

### **NOW THEREFORE BE IT RESOLVED that:**

1. The above “Whereas” clauses are hereby incorporated by reference.
2. The Town acknowledges the completeness of the evaluation performed by the Authority’s Evaluation Committee;
3. The Town hereby acknowledges and concurs with the selection of Charles Capasso and Sons Carting, Inc. for the services and pricing included in its proposal.
4. This Resolution shall be effective immediately.

## **TOWN SESQUICENTENNIAL PLANNING COMMITTEE**

The following resolution was duly offered by Councilman Basile, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present; to wit:

### **RESOLUTION INTRODUCED BY COUNCILMAN BASILE ESTABLISHING A PLANNING COMMITTEE ON THE TOWN OF STONY POINT SESQUICENTENNIAL**

**WHEREAS**, the year 2015 will mark the 150<sup>th</sup> Anniversary of the establishment of the Town of Stony Point; and

**WHEREAS**, this important anniversary gives the Town an opportunity to celebrate its rich history with a year-long series of events recognizing the people, sites, events, organizations and environment that make Stony Point a wonderful place to live, work and raise a family; and

**WHEREAS**, this milestone has great potential to bring our community closer together, attract visitors, and benefit local businesses; and

**WHEREAS**, the Town government requires the assistance of residents in the planning and execution of a range of activities intended to celebrate the Town's 150<sup>th</sup> anniversary; and

#### **NOW THEREFORE BE IT RESOLVED,**

- I. The Town shall establish a Stony Point 150<sup>th</sup> Anniversary Planning Committee
- II. The Committee shall consist of nine individuals nominated and approved by the Town Board.
- III. Ex-officio members of the committee shall include representatives from Town departments and agencies including the Stony Point Police Department, Wayne Hose Company, Highway Department, Stony Point Ambulance Corps and Recreation Department.
- IV. Nominees shall be submitted for consideration and confirmed no later than December 15, 2014. Committee members shall serve until the anniversary year concludes on March 20, 2016.
- V. The Committee shall meet at a minimum on a monthly basis and shall report to the Town Board
- VI. The Town Board shall approve any and all proposed anniversary activities on Town property or requiring Town resources or personnel
- VII. This Committee will be charged with involving the business community and civic organizations in planning, fundraising, acquiring in-kind contributions and event coordination.
- VIII. The Committee may create subcommittees at its discretion to help with its program of work and shall have the authority to name additional residents to those committees as necessary.
- IX. The Committee will not have the power to bind the Town legally or financially in any way absent Board approval.
- X. This resolution shall be effective immediately

## **JOINT MEETING – PLANNING BOARD & TOWN BOARD**

A motion was made by Supervisor Finn, seconded by Councilman Monaghan and **unanimously carried** by a voice vote of all board members present to approve the Stony Point Planning Board's request for a joint meeting between the Town Board and the Planning Board on Thursday, January 8, 2015 @ 7:30pm regarding the proposed Waste to Bio-Fuel Facility (NEW PLANET SUSTAINABLE FUELS).



## **MEMORIALIZING RESOLUTION-CHAMPLAIN HUDSON POWER EXPRESS PROJECT**

The following resolution was duly offered by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present, to wit:

### **A RESOLUTION REQUESTING ACTIONS REGARDING THE CHAMPLAIN HUDSON POWER EXPRESS, INC.**

**WHEREAS**, the Town Board of the Town of Stony Point ("Town") desires to protect the residents of the Town from any adverse impacts from projects impacting the Town; and

**WHEREAS**, the Champlain Hudson Power Express, Inc. (hereinafter "CHPE") has received a Presidential Permit to construct, operate, and maintain, a 336 mile, 1000 megawatt electric transmission corridor from Quebec, Canada to Queens, in New York City which may potentially impact over 20,000 acres ("CHPE Project"); and

**WHEREAS**, the CHPE Project may utilize eminent domain land pursuant to Article VII of New York Public Service Law; and

**WHEREAS**, the Town Board is concerned that the CHPE Project approval process failed to take the required hard look at all environmental, economic and safety issues and failed to produce a complete and thorough Environmental Impact Statement (EIS); and

**WHEREAS**, the proposed terrestrial CHPE Project work in Rockland County may put Town residents and property at risk due to the proximity of residents and property to dangerous and potentially catastrophic infrastructure failure; and

**WHEREAS**, the projected life span of the CHPE Project is approximately forty (40) years and no clear determination has been made as to whether the developer must remove the system or be permitted to abandon it; and

**WHEREAS**, our local and national historic sites and heritage sites, such as the Hudson River, the Stony Point State Park, 1823 Lighthouse, Iona Island (and surrounding National Estuarine and Research Reserve for the Bald Eagle), and the Waldron Revolutionary War and War of 1812 Cemetery, must continue to be protected and preserved; and

**WHEREAS**, the CHPE Project and the construction of three (3) transmission cooling stations to be built within Stony Point State Park will negatively impact such historical and heritage sites by use of explosive blasting, and trenching through such vital areas; and

**WHEREAS**, the installation of the CHPE Project will likely result in economic hardship by devaluation of the homes and businesses in the Town of Stony Point, including tax increases; and

**WHEREAS**, the CHPE Project bypasses the New York generated electricity grid, does not benefit ratepayers, and according to the EIS, will only create twenty-six (26) permanent jobs; and

**WHEREAS**, the Town and surrounding areas currently enjoy vibrant marina, recreation and tourism economy which will be adversely impacted by the CHPE Project in Hudson River; and

**WHEREAS**, the CHPE Project has included inconsistent and unresolved routing issues, including discrepancies between maps provided to the Town in June 2013 by CHPE developer (Transmission Developers Inc.) representative Donald Jessome and

such maps were not been filed with the U.S. Department of Energy and the New York Public Service Commission (NYPSC); and

**WHEREAS**, the CHPE Project EIS does not properly address or show the existing 40 year old high pressure natural gas pipelines installed in the Ramapo fault at the Lovett site in front of Indian Point, nor does the EIS properly describe the proposed 42" Spectra AIM natural gas pipeline to be installed north of the mile marker 295.5 of the CHPE Project; nor does the EIS and properly address the potential for gas explosions and fire in relation to the CHPE Project's installation under the existing CSX rail tracks which carries 35 High-Hazard Flammable Trains (HHFT) per week, with up to 19 cars per train filled with highly combustible Bakken Crude through the Town.

**NOW THEREFORE BE IT RESOLVED**, that:

1. Due to the significant potential for environmental damages, property damage, loss of life, victims, economic hardship, threats to job creation, community and individual public health and safety, the Town Board opposes the CHPE Project in its entirety.
2. The Town Board request that the Army Corps of Engineers decline to issue a Record of Decision for the August 2014 EIS.
3. The Town Board requests the Governor of the State of New York to demand that the President of the United States revoke the Presidential Permit No. PP-362 issued on October 6, 2014, to Champlain Hudson Power Express Inc.
4. The Town Board calls upon President Obama to revoke the Presidential Permit No. PP-362 issued on October 6, 2014, to Champlain Hudson Power Express Inc.
5. Due to inconsistent and incomplete CHPE trajectory maps, the Town requests that the CHPE Project permitting process be returned to the New York State Public Service Commission for further review; that a supplemental study of the maps and all the impacts of the proposed CHPE Project corridor in Rockland County be completed, and the Rockland County Hazard Mitigation Plan be updated prior to the issuance of a Presidential Permit for CHPE.
6. The Town Clerk is hereby authorized and directed to send a certified copy of this Resolution to:

Barack Obama, President of the United States;  
Andrew Cuomo, Governor of the State of New York;  
Eric Schneiderman, Attorney General of the State of New York;  
Nita Lowey, United States Congresswoman;  
Charles Schumer, United States Senator;  
Kirsten Gillibrand, United States Senator;  
David Carlucci, New York State Senator;  
William Larkin, New York State Senator;  
Kenneth Zebrowski, Jr., New York State Assemblyman;  
Ellen Jaffee, New York State Assemblywoman;  
James Skoufis, New York State Assemblyman;  
Joe Martens, Commissioner, NYS DEC;  
Abby Snyder, Regional Director, NYS DEC, Region 9;  
Robert Stegemann, Regional Director, NYS DEC, Region 5;  
Keith Goertz, Regional Director, NYS DEC, Region 4;  
Martin Brand, Regional Director, NYS DEC, Region 3;  
Venetia Lannon, Regional Director, NYS DEC, Region 2;  
Peter Scully, Regional Director, NYS DEC, Region 1;  
Audrey Zibelman, Chairperson of the New York State Public Service

Commission;  
and such other persons as the Supervisor may deem proper in order to effectuate the purpose of this Resolution.

7. This Resolution shall be effective immediately.

#### **2015 ADOPTED BUDGET**

A motion was made by Supervisor Finn to adopt the Preliminary Budget V-2. No second was made so **MOTION FAILED**.

#### **2015 ADOPTED BUDGET**

A motion was made by Councilman White, seconded by Councilman Javenes, and **passed** by a roll call vote to adopt the 2015 preliminary budget v-2 with the following changes, as the 2015 Adopted Budget for the Town of Stony Point.

Decrease OT in following departments:

Police Dept. \$15,000

Highway \$15,000

Sewer \$5000

Parks \$5000

Reduce insurance \$15,000

Reduce employee benefits \$20,000

Increase Mortgage recording tax revenue \$25,000

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

Councilman Basile: NO

Councilman Javenes: YES

Councilman White: YES

Councilman Monaghan: YES

Supervisor Finn: NO

A copy of the 2015 Adopted Budget is attached to these minutes as **Appendix A**.

#### **ARTICLE 78 – INDEX NO. 400 OF 2014**

A motion was made by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present to authorize Special Counsel to file a Notice of Appeal on an Article 78, Rockland County Supreme Court Index No. 44 of 2014.

#### **CLOSE MEETING**

A motion was made by Supervisor Finn, seconded by Councilmen Basile, Javenes, White and Monaghan to close the November 12, 2014 Stony Point Town Board meeting in honor of all Stony Point Veterans.

#### **EXECUTIVE SESSION**

A motion was made by Councilman White, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present to adjourn into executive session at 8:50pm to discuss personnel and litigation matters.

The October 14, 2014 Stony Point Town Board meeting adjourned at 10:55 pm. No further votes were taken.

Respectfully submitted

Joan Skinner – Town Clerk