

STONY POINT TOWN BOARD MEETING – APRIL 10, 2012

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, April 10, 2012 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. Karl Javenes	Councilman
	Mr. James McDonnell	Councilman
	Mr. James White	Councilman
	Ms. Luanne Konopko	Councilwoman
	Mr. Geoffrey Finn	Supervisor

PUBLIC INPUT

George Potanovic spoke urging everyone to comment to the DEC as lead agency for the proposed de-sal plant, and spoke against allowing L E D signs in the Town.

Benjamin Reid – Director of Rose Memorial Library announced a book sale being held by the library June 1-3, 2012 on the library property at 61 East Main Street. A community tag sale is available for a small charge.

Susan Filqueras, spoke regarding:

- Completion of the Pyngyp School roof and indicated that when the school bell was removed from the tower to facilitate the work they discovered that the bell had been cast in Troy, NY in 1905 and that the prior roofer signed a rafter “T. Brooks – March 23, 1907”.
- Announced scheduled events for the Stony Point Historical Society.
- Thanked those who responded to her emergency e-mail over the week-end regarding one of her neighbors filling in their property.
 - Asked Town Board to consider a new “fill” law.
- Public Hearing on 4-12-12 being held by Transmission Development Inc. for the Champlain Hudson Express proposed project.

PURCHASE ORDERS

It was moved by Councilman McDonnell, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to approve the following Purchase Orders:

Golf Course Clubhouse		
PO#2408	Destinations of NY State	\$1,190.00
Highway		
PO#2404	Atzl, Scatassa & Zigler PC	\$6,750.00
PO#2409	Ruscon Truck Service	\$1,380.97

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 McDonnell and **carried** by a voice vote of those board members present (Councilwoman Konopko abstained) to approve the bills as presented for payment:

Contractual General – March

<u>FUND</u>	<u>CLAIM #</u>	<u>BILL TOTAL</u>	<u>FUND TOTAL</u>
General	313-353	\$ 196,784.24	\$ 196,784.25
Highway	104-111	\$ 24,620.61	\$ 24,620.61
Sewer	93-107	\$ 15,318.99	\$ 15,318.99
<u>Special Districts</u>			
Enterprise	92-103	\$ 44,469.94	\$ 94,469.94

Street Lighting	3-3	\$ 21,339.97	\$ 21,339.97
<u>General – April</u>			
<u>General</u>	410-432		\$ 107,296.16
<u>Highway</u>	112-140		\$ 22,086.58
<u>Sewer</u>	108-133		\$ 99,307.82
<u>Special Districts</u>			
Ambulance	7-8		\$ 111,819.43
Enterprise Fund	104-143		\$ 100,436.48
Solid Waste	9-10		\$ 22,177.55

MINUTES

A motion was made by Councilman White, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present to accept the minutes of March 13, 2012 and March 27, 2012.

REPORTS

Police Department

Chief Moore presented the Board with the following report:

Police Department Report for the Month of March, 2012

Number of calls for service:	589
Number of reported accidents:	26
Number of arrests:	40
Fuel usage:	1301.7 gallons
Sum total of all traffic enforcement action:	153
Number of Youth Officer sponsored events:	6
Number of child safety seat installations:	6
Number of commercial vehicle enforcement details:	0
Number of traffic enforcement details:	0
Number of training hours:	207:00hrs
Total fees collected:	\$128.50

(\$80.00 for prints; \$40.00 for reports; \$8.50 for FOILs)

Miscellaneous:

Youth sponsored events: 1 Youth Court, 2 Community Service Days, Easter Egg Coloring Contest, 2 Faculty/Staff Basketball games @ Farley & Fieldstone Schools

POLICE BUSINESS:

- **CHIEF MOORE'S TIME RECORD**

A motion was made by Councilman White, seconded by Councilman McDonnell and **unanimously carried** by a voice vote of all board members present to approve Chief Brophy's time record for the month of March 2012 as presented.

- **OVERTIME & SICK LEAVE REPORTS**

A motion was made by Councilman White, seconded by Councilman McDonnell and **unanimously carried** by a voice vote of all board members present to approve the overtime report for the month of March 2012 as presented.

- **AGREEMENT – REIMBURSEMENT COUNTER TERRORISM TRAINING**

A motion was made by Supervisor Finn, seconded by Councilman McDonnell and **unanimously carried** by a voice vote of all board members present to authorize Supervisor Finn to execute the Agreement between the County of Rockland and the Town of Stony Point for acceptance of \$7,177 for overtime for counter-terrorism training for the term September 1, 2008 – September 30, 2012.

- **APPOINT FULL-TIME POLICE OFFICER**

A motion was made by Councilman McDonnell and seconded by Councilman White to appoint Michael Heath as a full-time police officer for the Town of Stony Point, commencing immediately.

The following roll call vote was taken:

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Supervisor Finn	[x]	[]	[]	[]
Deputy Supervisor White	[x]	[]	[]	[]
Councilperson Konopko	[x]	[]	[]	[]
Councilperson Javenes	[x]	[]	[]	[]
Councilperson McDonnell	[x]	[]	[]	[]

The motion was thereupon duly **adopted**.

It was noted that the first year's salary for the new police officer is to be paid for using seizure monies.

ECONOMIC DEVELOPMENT COMMITTEE

Councilwoman Konopko reported as follows:

- Brown Fields Opportunity Areas funding grant has been submitted to New York State. First phase would help the Town to assess any brown field properties within the Town, private and public.
- Environmental Protection Agency has awarded Stony Point free assistance by way of government hired consultants to work with the Town via workshops to outline plans for economic development within the town.
- Film Committee will present its final recommendations at the May 8th meeting.

GOLF COURSE REPORT

Supervisor Finn read the following report for March, 2012:

- Green Fees \$ 112,372.52
- ID Cards \$ 8,175.00
- Memberships \$ 54,520.00
- Merchandise \$ 6,230.06
- Range Fees \$ 7,207.00
- Club Rental \$ 96.87
- Misc. Golf \$ 0.00
- Total \$ 188,601.45

AMBULANCE REPORT

Jessica Deluca, Recording Secretary, presented the Board with the following report:

STONY POINT AMBULANCE CORPS CALL STATISTICS

The following is a breakdown for the Month of March:

Total recorded request for service:	81
Total recorded "No Crew Available":	3
Total number of Mutual Aid Calls:	13
Average "Response Time"	2.38 min.
Average "On Scene Time"	5.05 min.

CORRESPONDENCE - None

SUPERVISOR'S REPORT

Supervisor Finn reported as follows:

- Great American Cleanup on 4/14/12

- Home Depot, Starbucks & Shoprite will be donating labor and supplies on 4/15/12 to help refurbish Eccher Park at Lowland.
- Attempts are being made to renew the Community Garden area for use this year.

PRESENTATION

Supervisor Finn presented members of the Ancient Order of Hibernians, Division 1 with a Certificate of Recognition and congratulations them on 50 years of outstanding service to the community. Those accepting the certificate were Tim O’Neil, Jim Clarke, Robert Fitzsimmons and Councilman Jim McDonnell.

DEPARTMENTAL REPORTS

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

Architectural Review Board

From:	3/1/2012	To:	3/30/2012
Applications Received	0		
Applications Approved	0		
Applications Pending	0		
Fees Collected:	\$	0.00	
Money in Lieu of Land	\$	0.00	

Building & Zoning Department

March

Applications Pending In March	14
Applications Received	17
Applications Returned/Withdrawn	0
Applications Denied	1
Building & Blasting Permits Issued	19
Applications Pending	11
Certificate of Occupancy	15
Certificate of Compliance	6
Fees Collected	\$ 8,055.00

Dog Control Officer

March

Dogs seized and sheltered	2
Dogs returned to owner	2
Number of complaints received	7
Miles traveled patrolling the Town and transporting dogs	503

Fire Inspector

March

	Month	Total
Number Buildings Inspected	25	54
Number Buildings Re-Inspected	3	10
Field Correction Issued	0	2
Violations Issued	0	0
Violations Complied With	0	0
Violations Outstanding	0	0
Number of Permits Issued	0	0
Requests by Police Dept.	0	0
Requests by Fire Dept.	3	6
Fires Investigated	0	1
Miscellaneous		

Planning Board

From:	3/1/2012	To:	3/31/2012
Applications Received			
Site Plan	1		
Applications Approved	0		
Applications Pending			

Site Plan	2
Subdivision-Major	2
Subdivision-Minor	3
Fees Collected:	\$0.00
Money in Lieu of Land	\$0.00

Sewer Department

March

Total Overtime Hours	50 hrs
Sundays	20 hrs
Call Out	4 hrs
Monday	21 hrs
MCC Panel	5 hrs
Monthly Flow	
Plant	25,972,100 gallons
Kay Fries	9,138,800 gallons
Fuel Usage	323.3 gallons
Heating Oil	89 gallons
Total to Sludge Compost Facility	96 Cu. Yds.
Solids	19.3%
Screenings	65.91 Cu. Ft.
Septage	2800 gallons

Zoning Board Of Appeals

From:	3/1/2012	To:	3/31/2012
Applications Received			
Area Variance	1		
Applications Closed	0		
Applications Pending			
Area Variance	3		
Fees Collected:	\$300.00		

Town Clerk

March

Amount Paid To NYS Agriculture & Markets	
For Spay/Neuter Program	\$ 37.00
Amount Paid To NYS Health Dept. For Marriage Licenses	\$ 22.50
Amount Paid To NYS Dept. Of Environmental Conservation	\$ 1,545.69
Amount Paid To Supervisor	\$ <u>6,556.56</u>
TOTAL AMOUNT REMITTED	\$ 8,161.75

PUBLIC HEARING – PROPOSED LOCAL LAW - SIGNS

The following public hearing notice was presented by the Town Clerk:

**TOWN OF STONY POINT
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Stony Point on April 10, 2012 at 7:00 P.M. at the Stony Point Community Center, Rho Building, 5 Clubhouse Lane, Stony Point, NY regarding the adoption of a Local Law of the Town of Stony Point for the year 2012 which would amend Chapter 215 of the Town Code – Zoning – Article IX – Signs. The full text of the proposed Law will be available for review on or after April 3rd, 2012 at 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 March 13th, 2012.

Joan Skinner, Town Clerk, March 29, 2012

Supervisor Finn opened the public hearing at 7:48 pm and briefly reviewed the proposed changes to the law.

PUBLIC INPUT

Susan Filgueras spoke against the use of L E D signs.

George Potanovic spoke against the use of L E D signs and against limiting political signs. Urged the Town Board to think about what they want the Town to look like.

Kathy LeRoy spoke against the use of L E D signs.

Frank Colyer spoke against the use of L E D signs.

June Jobson spoke in favor of limiting the display of political signs and suggested that there be one location in the town for display of these signs.

The Town Board unanimously agreed to leave this public hearing open.

GRANT WRITING AGREEMENT

A motion was made by Supervisor Finn, seconded by Councilman McDonnell and **unanimously carried** by a voice vote of those board members present to execute an agreement with Karenanne Nigro for grant writing services for the Town of Stony Point for the term April 13, 2012 – April 13, 2013.

ARCHITECTURE REVIEW BOARD – APPOINTMENT

A motion was made by Supervisor Finn, seconded by Councilman McDonnell and **unanimously carried** a voice vote of those board members present to reappoint Barbara Hess to a three-year term on the Architecture Review Board ending April, 2015.

ARCHITECTURE REVIEW BOARD – APPOINTMENT

A motion was made by Councilman Javenes and seconded by Councilman McDonnell to appoint John Gazzola to a three year term on the Architecture Review Board ending, April 2015.

The following roll call vote was taken:

	Yea	Nay	Abstain	Absent
Supervisor Finn	[x]	[]	[]	[]
Deputy Supervisor White	[x]	[]	[]	[]
Councilperson Konopko	[]	[]	[x]	[]
Councilperson Javenes	[x]	[]	[]	[]
Councilperson McDonnell	[x]	[]	[]	[]

The motion was thereupon duly **adopted**.

AWARD BID – CHEMICALS, FERTILIZER & GRASS SEED- GOLF COURSE

A motion was made by Councilman White, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of those board members present to award the bid for chemicals, fertilizer and grass seed to the following bidders as recommended by the Golf Course Superintendent: Central Turf & Irrigation Supply, Helena Chemical Co., John Deere Landscapes, Levitt’s LLC, Matrix Turf Solutions LLC, Metro Turf Specialists, and the Terre Co. of NJ, Inc.

JUSTICE COURT AUDIT

A motion was made by Councilman White, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present to accept the independent auditors’ report from O’Connor Davies Munns & Dobbins for the Stony Point Town Justice Court for the year ended December 31, 2011.

UPDATE OPEB REPORT

A motion was made by Councilman White, seconded by Councilman McDonnell and **unanimously carried** by a voice vote of those board members present to authorize USI Consulting to update the Town's Other Post Employment Benefits (OPEB) report for 2012, 2013, & 2014 in the amount of \$5,900.

USE OF COMMUTER PARKING LOT

A motion was made by Councilman White, seconded by Councilman McDonnell and **unanimously carried** by a voice vote of those board member present to approve use of the commuter parking lot for a yard sale by the Stony Point Loins Club on May 19, 2012 with a rain date of May 26, 2012.

SUPERINTENDENT OF HIGHWAY'S – 2012 HIGHWAY SCHOOL

A motion was made by Councilman White, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present to approve the Superintendent of Highways' attendance at the 2012 Highway School in Ithaca, NY, June 11-13, 2012.

RECREATION FACILITY ATTENDANTS

A motion was made by Councilwoman Konopko, seconded by Councilman McDonnell and **unanimously carried** by a voice vote of those board members present to hire Pat Kennell @ \$10.28 per hour, Charles Palmer @\$9.88 per hour, William Frontino, @\$9.50 per hour, and Michael Hayes @ \$10.28 per hour.

PATRIOT HILLS GOLF COURSE – COSTCO GIFT CARD

A motion was made by Councilman White and seconded by Councilman McDonnell to adopt the following resolution:

RESOLUTION AUTHORIZING SUPERVISOR TO ENTER AGREEMENT WITH COSTCO, INC FOR PATRIOT HILLS GOLF COURSE GIFT CARD PROGRAM

WHEREAS, the Town Board has determined that it wishes to enter an Agreement with Costco, Inc ("Costco") to participate in a gift card program wherein Patriot Hills Golf Course gift cards will be marketed and sold at participating Costco stores for use at the Patriot Hills Golf Course; and

WHEREAS, a proposed Agreement was received by the Town Board, in which the applicable terms and conditions are outlined; and

WHEREAS, the Town or Costco may, pursuant to the terms of the Agreement, terminate the program if it is not deemed successful to either party; and

WHEREAS, the Town Board deems it in the best interests of the Town to participate in such gift card program to promote the use and enjoyment of the Patriot Hills Golf Course;

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Stony Point as follows:

RESOLVED, that the Town Supervisor is authorized to execute an agreement with Costco, Inc. in a form approved by the Town's Special Counsel;

BE IT FURTHER RESOLVED that Special Counsel is hereby authorized and directed to take any and all necessary steps to prepare and/or finalize such contract documents;

BE IT FURTHER RESOLVED, that the Town Clerk and the Director of the Patriot Hills Golf Course are authorized to take any and all necessary steps to implementation he Agreement, once executed; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

The Resolution was put to a voice vote of all board members present and was **unanimously adopted**.

BOAT LAUNCH/CLARK PARK

A motion was made by Councilman White, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present to set the following rates for the boat launch: Daily Resident Pass \$10.00, Daily Non-Resident \$25 with the understanding that the use of the park is for residents only, Seasonal Pass (residents only) \$100.

CSEA CONTRACT

A motion was made by Councilwoman Konopko, seconded by Councilman McDonnell and **unanimously carried** by a voice vote of all board members present to authorize Supervisor Finn to execute the CSEA Memorandum of Agreement for the years 2012 and 2013 as on file in the Town Clerk's Office.

SET PUBLIC HEARING – RESIDENCY REQUIREMENT – DEPUTY RECEIVER OF TAXES

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

RESOLUTION TO SET PUBLIC HEARING ON PROPOSED LOCAL LAW TO EXPAND RESIDENCY REQUIREMENT OF DEPUTY RECEIVER OF TAXES

WHEREAS, the New York State Public Officers Law § 3 requires residency of public officers in the municipality where they are electors; and

WHEREAS, New York State Public Officers Law § 3 is a special law, which may, by enactment of a local law, be superseded with respect to such residency requirements; and

WHEREAS, the Town Board of the Town of Stony Point wishes to consider adoption of a local law "RESIDENCY" expanding the residency requirement of the Deputy Receiver of Taxes to Rockland County; and

WHEREAS, a copy of said proposed local law shall be available at the Office of the Town Clerk at least seven (7) days prior to such Public Hearing; and

WHEREAS, a Public Hearing is required prior to the adoption of such local law;

WHEREAS, the Town Board wishes to scheduled such Public Hearing;
NOW, THEREFORE, it is resolved as follows:

Section 1. A Public Hearing is scheduled for May 8, 2012 at 7:00 p.m. at the Stony Point Community Center (Rho Building), 5 Clubhouse Lane, Stony Point, NY.

Section 2. Such Public Hearing shall concern the adoption of a local law entitled RESIDENCY, and shall supersede Public Officers Law § 3 and expand the residency requirement of the Deputy Receiver of Taxes to Rockland County.

Councilman McDonnell thanked the Recreation Dept for the "Bagels with the Bunny" event. He also urged everyone to act in a civil manner when they come into town hall with a problem to discuss.

EXECUTIVE SESSION

At 8:36 pm a motion was made by Supervisor Finn, seconded by Councilman McDonnell and **unanimously carried** by a voice vote of all board members present to adjourn into executive session to discuss tax issues and a 207C case in the police department.

ADJOURN

The April 10, 2012 Stony Point Town Board meeting was adjourned at 9:30 pm on a motion made by Supervisor Finn, seconded by Councilman McDonnell and **unanimously carried** by a voice vote of all board members present.

Respectfully submitted,

Joan Skinner
Town Clerk