

**STONY POINT TOWN BOARD MEETING – AUGUST 9, 2011**

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, August 9, 2011 at 7:00 pm at the Stony Point Community Center (Rho Building), 5 Clubhouse Lane, Stony Point, NY. Supervisor William Sherwood called the meeting to order and led the group in the Pledge of Allegiance. Town Clerk, Joan Skinner, called the following roll:

PRESENT:	Mr. Geoffrey Finn	Councilman
	Mr. Louis Vicari	Councilman
	Mr. James White	Councilman
	Ms. Luanne Konopko	Councilwoman
	Mr. William E. Sherwood	Supervisor

ABSENT: None

**PUBLIC INPUT**

Susan Filgueras, Mott Farm Rd, Tomkins Cove spoke about:

- Runoff from Rising Hills development causing problems on her property
- Inquired as to why Mott Farm Road is being surveyed

**PURCHASE ORDER REQUEST**

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

Golf Course			
PO#2333	Delea Sod		\$1,794.00
PO#2334	Metro Turf Specialty		\$1,830.95
Sewer Dept			
PO#2322	Coyne Chemical		\$ 978.20
Police Dept			
PO#2342	Somes Uniforms		\$3,995.50

**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 Councilwoman Konopko and **unanimously carried** by a voice vote of all board members present to approve the bills as presented for payment.

**Contractual General – July**

<u>FUND</u>	<u>CLAIM #</u>	<u>BILL TOTAL</u>	<u>FUND TOTAL</u>
<u>General</u>	827-877	\$ 788,320.62	\$ 883,320.62
<u>Highway</u>	299-311	\$ 97,825.38	\$ 97,825.38
<u>Sewer</u>	294-310	\$ 51,634.03	\$ 51,634.03
<u>Special Districts</u>			
Cap. Proj.	8-9	\$ 4,763.74	\$ 4,763.74
Hwy.Cap. Proj.	9-9	\$ 65,600.00	\$ 65,600.00
Enterprise	336-358	\$ 113,234.42	\$ 261,234.42
Lieu of Land	1-2	\$	\$ 18,402.00
Street Lighting	6-7	\$ 37,415.59	\$ 37,415.59

**General – August**

<u>General</u>	878-951		\$ 76,107.29
<u>Highway</u>	312-341		\$ 90,347.73
<u>Sewer</u>	311-326		\$ 10,445.79
<u>Special Districts</u>			
Ambulance	17-17		\$ 26,220.25
Cap. Proj.	10-16		\$ 49,327.28
Enterprise Fund	359-388		\$ 50,817.10
Solid Waste	19-20		\$ 21,671.25

## **MINUTES**

A motion was made by Councilwoman Konopko, seconded by Councilman Finn and **unanimously carried** by a voice vote of all board members present to approve the minutes of June 28, 2011, July 12, 2011 and July 26, 2011.

## **POLICE DEPARTMENT REPORT/BUSINESS**

Chief Moore presented the following report:

Police Department Report for the Month of July, 2011

Number of calls for service:	792
Number of reported accidents:	22
Number of arrests:	40
Fuel usage:	1475.5 gallons
Sum total of all traffic enforcement action:	303
Number of Youth Officer sponsored events:	4
Number of child safety seat installations:	6
Number of commercial vehicle enforcement details:	1
Number of traffic enforcement details:	25

3 STEP, 3 w/ speed trailer

Number of training hours:	40:00hrs
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Total fees collected:	\$100.50
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(\$15.50 - FOIL; \$40.00 - prints; \$45.00 - reports; \$350 - restitution)

Miscellaneous:

Youth sponsored events: 1 Youth Court sessions & 3 Community Service days.

Chief Moore addressed the board regarding the following matters:

- **CHIEF MOORE'S TIME RECORD**

A motion was made by Councilman White, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of all board members present to approve Chief Moore's time record for the month of July 2011 as presented.

- **OVERTIME REPORT**

A motion was made by Councilman White, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of all board members present to approve the overtime report for the month of July 2011 as presented.

- **SICK LEAVE REPORT**

A motion was made by Councilman White, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of all board members present to approve the sick leave report for the month of July 2011 as presented.

- **TELEPHONE SERVICE PROPOSAL POLICE STATION**

Chief Moore explained that the proposal voted on at the last meeting for telephone service at the police department has expired and presented an updated proposal to the board.

### **ACTION**

A motion was made by Councilman White, seconded by Councilman Finn and **unanimously carried** by a voice vote of all board members present to authorize Chief Moore and Supervisor Sherwood to enter into an agreement with Telecom Data Service for telephone service for the police station as per the agreement dated August 9, 2011.

- **INTERNSHIP – STONY POINT POLICE DEPARTMENT**

It was the general consensus of the Town Board to approve applicant, Vincent Agovino's internship with the Stony Point Police Department.

## **ECONOMIC DEVELOPMENT COMMITTEE REPORT** - None

## **LEGISLATIVE REPORTS**

- **Senator Carlucci's Report** – since the Senate is not in session, there was no report.
- **Legislator Jobson's Report** –
  - Washburns Lane project is progressing well.
  - Will look into the Mott Farm Rd. survey situation

## **SUPERVISOR'S REPORT**

I left town for family reasons just after the last board meeting so my report will be brief.

I had the opportunity to tour some upstate New York areas and I have to tell you it was inspiring for me. We spent some time on the restored Erie Barge Canal which has been turned into an historical tourist site.

We travelled by boat between Palmyra, New York and Brockport, New York and we were able to stop at about six villages that line the canal and which had been languishing since the demise of substantial barge traffic.

Each of the villages had constructed new public dock facilities with all amenities. Many had small canal museums and all had bustling restaurants and tourist shops and similar attractions.

In some towns there are movie theaters within walking distance of the docks and playgrounds and splash parks.

I was impressed that the visitor's centers in each village were fully staffed by friendly volunteers who were extremely helpful. In one town the staff told me they had about 85 volunteers who were competing for work times at the museum.

In another 4 volunteers were present and they even volunteered to drive us in their personal cars to a shopping center that was just beyond walking distance.

Of course I was enjoying this and dreaming about our beautiful waterfront on the Hudson where we do not even have a municipal dock.

Wouldn't it be wonderful to have a public facility where boaters could tie up? We have a couple of very nice restaurants that would welcome the business and a few small stores with food, soda and ice could service the area. A trolley shuttle to our food store, the battlefield even Patriot Hills is a possibility. That is one of the ways we should be thinking about cashing in on our natural attractions.

I was also impressed that several villages had pennants hanging from street lights honoring local service members on active duty preserving our liberty. I could not help thinking it would be a very appropriate and inexpensive way for the Stony Point community to honor some of our local heroes.

## **GOLF COURSE REPORT**

Dave Fusco Director of Golf presented, the following report for July, 2011 as read by Joan Skinner, Town Clerk.

• Green Fees	\$ 286,619.06
• ID Cards	\$ 1,905.00
• Merchandise	\$ 14,248.07
• Range Fees	\$ 9,882.00
• Club Rental	\$ 516.64
• Misc. Golf	\$ 120.00
• Total	\$ 313,290.77

**RECREATION REPORT**

Noreen Smith, Recreation Facility Supervisor reported that Kirkbride Hall had been used when the TV show "Clean House" was being filmed in town. During use of the hall, the gym floor was damaged. Clean House paid \$1,000 for use of the hall, \$2,795 for floor damage, and \$150 for the Recreation Facility Attendant's salary. The gym floor is refinished annually. Murfco Building Maintenance provided a quote to refinish the floor in the amount of \$2,795. The Town Board agreed that it should be refinished by August 15<sup>th</sup> to ensure its use for the fall season.

**DEPARTMENTAL REPORTS**

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

**Architectural Review Board**

	From: 7/1/2011	To: 7/31/2011
Applications Received	0	
Applications Approved	0	
Applications Pending	0	
Fees Collected:	\$ 0.00	
Money in Lieu of Land	\$ 0.00	

**Building & Zoning Department**

July

Applications Pending In July	8
Applications Received	20
Applications Returned/Withdrawn	0
Applications Denied	1
Building & Blasting Permits Issued	21
Applications Pending	6
Certificate of Occupancy	13
Certificate of Compliance	6
Fees Collected	\$9,215.00

**Dog Control Officer**

July

Dogs seized and sheltered	1
Dogs returned to owner	1
Number of complaints received	4
Miles traveled patrolling the Town and transporting dogs	421

**Planning Board**

	From: 7/1/2011	To: 7/31/2011
Applications Received		
Subdivision-Minor	1	
Applications Approved	0	
Applications Pending	2	
Site Plan	3	
Subdivision-Major	2	
Subdivision-Minor	3	
Fees Collected:	\$300.00	
Money in Lieu of Land	\$0.00	

**Sewer Department**

June

Total Overtime Hours	56 hrs
Sundays	28 hrs.
Saturdays	8 hrs.
Call Ins	12 hrs.
Holidays	8 hrs.
Monthly Flow Plant	12,905,800 gallons

Kay Fries	1,032,500 gallons
Fuel Usage	220.9 gallons
Heating Oil	15 gallons
Total to Sludge Compost Facility	59 Cu. Yds.
Solids	20.7%
Screenings	73.28 Cu. Ft.
Septage	3900 Gals.

**Zoning Board Of Appeals**

From:	7/1/2011	To:	7/31/2011
Applications Received			
Area Variance	1		
Applications Closed			
Area Variance	4		
Applications Pending			
Area Variance	2		
Fees Collected:	\$300.00		

**Town Clerk**

July

Amount Paid To NYS Agriculture & Markets	
For Spay/Neuter Program	\$ 29.00
Amount Paid To NYS Health Dept. For Marriage Licenses	\$ 270.00
Amount Paid To NYS Dept. Of Environmental Conservation	\$ 541.38
Amount Paid To Supervisor	<u>\$ 37,165.12</u>
TOTAL AMOUNT REMITTED	\$ 38,050.50

**CORRESPONDENCE**

Joan Skinner, Town Clerk read the following:

Town of Stony Point – On behalf of the American Diabetes Association I want to thank you for your support of the Tour de Cure bike ride that took place on June 5<sup>th</sup> through your town. The event included over 800 riders, volunteers and spectators and raised over \$300,000 for diabetes research, advocacy and educational programs. As you may know there are now 26 million Americans who suffer from diabetes, more than one-third of whom remain undiagnosed. In addition, it is estimated that 54 million Americans have pre0diabetes and are at risk to develop diabetes over the next decade without intervention. Diabetes causes serious complications, such as hart disease, stroke, kidney disease, amputations and blindness, and there is no cure. However, there is cause for hope. Research shows that modest changes in diet and exercise levels can prevent or delay the onset of diabetes for those at risk. In addition, early diagnosis and good care can provide better diabetes treatments, while moving toward a cure. Thank you again for your support and commitment to the 20th Anniversary Tour de Cure. We already have the date set for next year and we hope to use similar routes. We look forward to working with you to plan for next year. Mark your calendar-the 2012 Tour de Cure will be on Sunday, June 3, 2010. Most sincerely-Jessica Rosa-Manager, Tour de Cure

**AGENDA ITEMS:**

**BID - ELECTRIC WORK – SEWER DEPARTMENT**

Kevin Maher, Town Engineer is still reviewing and revising the specs for this work. This item was put over to the September 13, 2011 agenda.

**RFEI PATRIOT HILLS COMPLEX**

A motion was made by Supervisor Sherwood, seconded by Councilman White and **unanimously carried** by a voice vote of all board members present to approve the draft of the Request for Expressions of Interest for the Patriot Hills Complex, with the condition that the final revision be circulated to the Town Board before it is goes out for distribution.

### **SET PUBLIC HEARING – LOCAL LAW MASS GATHERINGS**

A motion was made by Councilman Vicari, seconded by Councilman Finn and **unanimously carried** by a voice vote of all board members present to set a public hearing for September 13, 2011 at 7:00 pm to review the proposed amended local law regarding Mass Gatherings in the Town of Stony Point.

### **DUNDERBERG DRAINAGE**

A power point presentation was given by Donna Lennane, 7 Dunderberg Road regarding the ongoing drainage and mud problem on Dunderberg Rd. The following residents of the area spoke as well, all reiterating Mrs. Lennane's concerns: Keith Williams - 17 Dunderberg Rd., Paul Bennett – 19 Dunderberg Rd., Joe Slane – 6 Foxwood Dr., and Gary Petry – 10 Dunderberg Rd.

Kevin Maher, Town Engineer and Larry Brissing, Superintendent of Highways both spoke regarding the situation. The Town Engineer feels the following steps should be taken:

1. Hire a landscaper to clean out the existing retention pond to determine if it needs further work.
2. Area would need to be surveyed
3. Replace piping for stormwater runoff
4. With regard to the “mud” situation resulting from fill being brought in by a homeowner on Soluri Ct, the Town Engineer will notify the DEC regarding the situation as he feels more than one acre has been filled in and a SPECES Permit from the DEC is necessary.

### **ACTION**

A motion was made by Councilman Finn, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of all board members present to authorize the Town Engineer to obtain three quotes for cleaning the retention pond and to award the work to the lowest proposer.

### **ACCEPTANCE OF FARLEY BRIDGE**

A motion was made by Councilman White, seconded by Councilman Finn and **unanimously carried** by a voice vote of all board members present to authorize Supervisor Sherwood to execute the paperwork necessary for the Town of Stony Point to accept the James A. Farley Bridge.

### **H2M REPORT**

Kevin Maher, Town Engineer discussed the “Sanitary Sewage Collection System Infiltration Evaluation” dated July 15, 2011 and prepared by H2M Architects & Engineers. The report indicates that a serious infiltration of stormwater run off into the sanitary sewer system exists throughout the system. The following steps will be taken:

- In conjunction with the sewer department, smoke testing will continue throughout the town.
- A Public Service Announcement will be made on the town website asking homeowners to voluntarily unhook any stormwater drainage currently hooked into the sanitary sewer system.
- Kevin will contact H2M, asking them to submit their report to DEC and assist us in getting financial aid to proceed with the extensive repair work that is needed throughout the town on the sanitary sewer system.

### **REFUND REQUEST – SWIM LESSONS**

A motion was made by Councilman Finn, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of all board members present to refund the \$150 fee for swim lessons to Chrissy Bedrosian and Irene Fennessey. These lessons were scheduled during the time the pool was closed and were not able to be rescheduled.

### **NEW YORK STATE MAGISTRATES TRAINING CONFERENCE**

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

approve Town Justice Franks' attendance at the New York State Magistrates Training Conference in Niagara Falls, at the end of September. All charges are to be proper town charges.

### **BUILDINGS & GROUNDS – HEATING EQUIPMENT SERVICE**

This matter was put off until the September 13, 2011 Town Board meeting.

### **DEBT MANAGEMENT POLICY**

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

#### THE TOWN OF STONY POINT DEBT MANAGEMENT POLICY

WHEREAS, the Town of Stony Point believes that sound financial management principles require the establishment of conditions for the use of debt and to create procedures and policies that minimize the Town's debt service and issuance costs, retain the highest practical credit rating, and maintain full and complete financial disclosure and reporting, and

WHEREAS, the credit rating services such as Moody's Investor Services and Standard and Poor's Corporation have recommended that municipalities maintain conservative budgeting and sound fiscal management, as well as appraise the strengths of the Town based on the policies in effect, and

WHEREAS, the Town of Stony Point's financial advisor, Capital Market Advisors, LLC., has recommended that the Town adopt a Debt Management Policy to maintain fiscal management, as well as the Government Finance Officers Association (GFOA) and

WHEREAS, it would be in the best interest of the Town of Stony Point to adopt a Debt Management Policy, now, therefore, be it

RESOLVED, that it is the Town of Stony Point's intention to limit general obligation debt to no greater than 20% of the constitutional debt limit, and hereby adopts the Debt Management Policy which is annexed hereto as Exhibit "A".

### **EXHIBIT A - THE TOWN OF STONY POINT, NEW YORK** **DEBT MANAGEMENT POLICY**

#### **INTRODUCTION:**

Debt management policies are written guidelines and restrictions that affect the amount and type of debt issued by a municipality, the issuance process and the management of debt portfolio. A debt management policy improves the quality of decisions, provides justification for the structure of debt issuance, identifies policy goals and demonstrates a commitment to long-term financial planning. Adherence to a debt management policy signals to rating agencies and capital markets that a government is well managed and should meet their obligations in a timely manner.

The following policy is enacted in an effort to standardize the issuance and facilitate the management of debt by the Town of Stony Point, hereafter referred to as the Town. The primary objective is to establish conditions for the use of debt and to create procedures and policies that minimize the Town's debt service and issuance costs, retain the highest practical credit rating and maintain full and complete financial disclosure and reporting. The policies apply to all general obligation debt issued by the Town, debt guaranteed by the Town and any other form of obligation of indebtedness. The desired debt levels must also be consistent with its creditworthiness objectives.

This policy has been adopted by resolution. This policy will serve as a guideline and can be adjusted at any time by resolution of the Town Board. This policy should be reviewed on an annual basis and revised as necessary.

**CREDITWORTHINESS OBJECTIVES:**

The Town seeks to maintain the highest possible credit ratings for all categories of short and long-term general obligation debt that can be achieved without compromising delivery of basic Town services and achievement of adopted policy objectives of the Town.

The Town recognizes that external economic, natural, or other events may from time to time affect the creditworthiness of its debt. The Town remains committed to ensuring the actions within its control are prudent and beneficial to its citizens.

**FINANCIAL DISCLOSURE:**

The Town is committed to full and complete financial disclosure, and to fully cooperate with rating agencies, institutional and individual investors, other levels of government, and the general public to share comprehensible and accurate information. The Town is committed to adhering to secondary disclosure requirements on a timely basis.

**DEBT LIMITS:**

Legal limits: The Town must legally keep outstanding debt within the limits prescribed by State statute, also known as the “constitutional debt limit”. Pursuant to New York State Local Finance Law section 104, the Town must limit total outstanding long-term debt to no more than 7% of the five-year average full valuation of taxable real property. As per the resolution, the Town will limit general obligation debt to 20% of the constitutional debt limit.

Public Policy Limits: All debt issued are general obligations of the Town, and its full faith and credit are irrevocably pledged to the punctual payment of the principal and interest on such debt when due and payable.

The Town’s bonds may be sold at a discount or premium, in order to market its bonds more effectively, achieve interest cost savings or meet other financing objectives. The maximum permitted discount is stated in the Notice of Sale accompanying the Town’s preliminary official statement.

The types of debt that may be issued are Direct Debt – debt payable from general revenues, including Bonds, Capital Leases, Bans and interfund borrowing. Evaluation of different types of financing will determine the most feasible type, to generate the most economical rates and most favorable debt repayment restructure. Debt will be issued for a capital project or asset only when other funding is not available or not sufficient.

**DEBT STRUCTURE:**

All debt will be structured for the shortest period possible, consistent with the useful life of the project or asset being financed, as recommended by its financial advisor or Bond Counsel. Debt service patterns are determined by Bond Advisors to yield the most favorable economic outcome, given the market conditions.

**DEBT ISSUANCE PRACTICES:**

The Town utilizes Capital Market Advisors, LLC as bond advisor and Harris Beach, PLLC as bond counsel. The Town may utilize other reputable and recommended bond advisors from time to time, who may offer the Town advice and courses of action for additional savings. The Town relies on the advice of its professionals for determining the sale method. The professionals are also charged with evaluating final bond pricing results and determining the favorability of rates. These same professionals assist us in the credit ratings process, to ensure the best rate is secured by the Town. The criteria necessary for issuance of advance refunding and current refunding bonds is that of economic gain for the Town. If such an issuance will save the Town money, the Town would move forward with such.

**DEBT SERVICE THRESHOLD:**

In order to maintain appropriate budgetary controls and to prevent imposing excessive burden on the taxpayers of the Town, it is the intention of the Town Board to limit general obligation debt to no greater than 20% of the calculation of total net indebtedness of the Town in accordance with constitutional requirements.

**This policy will remain in effect until the Town of Stony Point, by resolution, amends or revises it.**

**LETTER OF CREDIT – CARLTON MEADOWS**

A motion was made by Councilman Finn, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of all board members present to refer the request for a reduction in the amount of the letter of credit for Carlton Meadows to the Stony Point Planning Board.

**EXECUTIVE SESSION**

At 9:19 pm a motion was made by Councilwoman Konopko, seconded by Councilman White and **unanimously carried** by a voice vote of all board members present to adjourn into executive session for the purpose of discussing personnel and litigation issues.

**ADJOURN**

A motion was made by Councilman Finn, seconded by Councilman Vicari and **unanimously carried** by a voice vote of all board members present to adjourn the July 12, 2011 Stony Point Town Board Meeting at 10:20 pm.

Respectfully submitted,

Joan Skinner  
Town Clerk