

STONY POINT TOWN BOARD MEETING – JANUARY 28, 2014

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, January 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. Deputy Town Clerk Barbara Oyer 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

- Pat Coleman – Animal Control Officer for the Town of Clarkstown and Stony Point resident spoke about her concerns regarding the proposal for a dog park in the town. There are many issues that need to be addressed including location, restrictions, safety and policing.
- Susan Filgueras – 87 Mott Farm Rd. spoke about the Rose Family Cemetery and read the following letter:

Dear Mr. Supervisor and Town Board – I went to the Rose Family cemetery on Monday, January 27, 2014 and took these pictures. As you can see the road into the cemetery is unplowed. My question to the Town Board is – What are you going to do about the fact that there is no access to this cemetery? For the record, we are not going to use the Highway Superintendent as a scapegoat – frankly he can't plow until the roadway is dedicated. The responsibility for this fiasco falls to both the Supervisor and Tom Gubitosa, the Planning Board Chair, for the resolutions they passed to allow the destruction of a deeded and properly filed ROW into the cemetery, as I provided to the town in my email dated 6/4/13, Liber 68 pg 134. I foiled the Town of Stony Point at least twice for the ownership documents to this cemetery and the Town has never provided the documentation showing transfer of ownership. I received copies of the 2014 tax block lot number printed out from the tax assessor's office. That is not legal documentation of sale. I could not find a deed in the Rockland County Clerk's office showing ownership of the Rose Family-Wayne Ave. Cemetery being transferred to the Town of Stony prior to 6-13. The Town has no legal documentation showing their claim that they own the cemetery. Are the resolutions that both the town and planning board issued to allow the current owner to destroy the deeded right of way into the cemetery legal? Another anomaly is that the description on the current deed does not match the Stony Point tax maps for years 2012 nor 2013, how important is this? Why was the contractor allowed to start the destruction of the ROW in November of this year, isn't there a law that states we are not supposed to open roadways after Nov 1, simply because of weather and if it is too cold the job cannot be finished and or the asphalt plants shut down. What the point is to this entire conversation is, it appears that no one has done their homework and verified ownership. The ROW is gone, access to the cemetery is significantly limited, for how long? The justification that has been used when I have tried to address the ownership of the cemetery is that the new access road will be better, so the contractor simply destroyed the legal access into the cemetery on property he did not own. Is this how Stony Point will treat their historical treasures?

PURCHASE ORDER REQUEST

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 following purchase orders for the Highway Dept:

#2529	Ruscon Truck Service	\$ 5,300.00
#2532	Jack Doheny Companies	\$13,500.00
#2533	Expanded Supply Products Inc.	\$ 6,211.00
#2540	Hilti Corp.	\$ 1,645.00

Purchase Order #2534 for Ruscon Truck Service (\$7,805.73) was **NOT** approved.

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 following purchase order for the Police Dept:

#2535	Beyer Ford	\$55,768.10
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(This purchase order is for two 2014 Ford Utility Police Interceptors – one is budgeted and one is being paid for by a \$15,000 grant received by the PD with the remaining \$2,884.05 coming from “Surplus Equipment”.)

SUPERVISOR’S REPORT

Supervisor Finn announced:

- Polar Plunge on 2/2/14
- Welcomed Jacquelyn Ryan our new Director of Rose Memorial Library

POLICE DEPARTMENT REPORT/BUSINESS

Chief Moore addressed the board regarding the following matters:

- **PERMANENT APPOINTMENT – STONY POINT POLICE OFFICER**
Chief Moore advised that all clearances have been received from Rockland County Personnel with regard to a **permanent** appointment for Robert Bertrand as a police officer for the Town of Stony Point. Mr. Bertrand was temporarily appointed at an earlier date to facilitate his enrollment in the police academy.
 - **ACTION**
 A motion was made by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present to nominate Robert Bertrand as a permanent police officer for the Town of Stony Point.
- **NYTOA TACTICAL CONFERENCE**
 A motion was made by Supervisor Finn, seconded by Councilman White and **unanimously carried** by a voice vote of all board members present to authorize attendance at the New York Tactical Officers Conference in Verona, NY April 29-May 1, 2014. The cost, except for food and transportation, is reimbursed through the county React assessment fee.
- **HOSTAGE NEGOTIATIONS SEMINAR**
 A motion was made by Councilman White, seconded by Councilman Basile and unanimously carried by a voice vote of all board members present to authorize two officers to attend the 35th Annual Hostage Negotiations Seminar in Baltimore, Maryland for two days in February. The cost, except for food and transportation, is reimbursed through the county assessment fee.

Councilman Monaghan announced that Chief Moore was recently made President of the Rockland County Chief’s Association.

PUBLIC HEARING – COMMUNITY DEVELOPMENT BLOCK GRANT

At 7:43 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 the public hearing on the 2014 Community Development Block Grant.

The public notice for this hearing was published by the Rockland County Office of Community Development and is contained in the records.

Supervisor Finn indicated that the recommended project to be submitted is to install handicap assessable bathrooms on the ground level at Kirkbride Hall at a cost of approximately \$100,000. This would enable us to utilize this area, rather than having it sit vacant.

PUBLIC INPUT

Susan Filqueras – Mott Farm Rd. asked if it would be feasible to apply for a grant for an elevator in the Justice Court Building.

ACTION

At 7:47 pm a motion was made by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present to close the public hearing.

ACTION

A motion was made by Supervisor Finn, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present to authorize the Committee to submit an application to the Community Block Grant Program for federal funding for the Town of Stony Point for installation of handicap bathrooms on the ground floor of Kirkbride Hall.

ADVERTISE FOR BIDS – HANDICAP ASSESSABLE BATHROOMS – RHO BUILDING

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 the Town Clerk to go out to bid for the handicap assessable bathrooms in RHO building.

ADVERTISE FOR BIDS – SCRAP METAL PICKUP

A motion was made by Supervisor Finn, seconded by Councilman Monaghan and **unanimously carried** by a voice vote of all board members present to authorize the Town Clerk to go out to bid for scrap metal pickup.

CARPET INSTALLATION – PATRIOT HILLS

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 purchase of new carpet for the Grille Room and Pro Shoppe at Patriot Hill Golf Course from New City Carpet Shop at a cost of \$9990.00, the lowest of the three quotes received.

APPROVE RETIREMENT PAYOUT

This matter was put over to executive session.

BUDGET TRANSFERS

A motion was made by Supervisor Finn, seconded by Councilman White and **unanimously carried** by a voice vote of all board members present to approve budget transfers as presented by the Financial Director.

ANNUAL RESTRICTED BALANCES

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 annual restricted balances in existing accounts as presented by the Financial Director.

ESTABLISH STONY POINT DOG PARK

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

RESOLUTION ESTABLISHING A STONY POINT DOG PARK

WHEREAS, the Town of Stony Point desires to continue to provide residents with cost-effective services and amenities that make the Town more desirable and build a stronger sense of community; and

WHEREAS, the Town seeks to continually enhance opportunities for recreation and improve or augment our existing parkland; and

WHEREAS, the Town of Stony Point recognizes the significant interest in providing a location for a Stony Point Dog Park; and

WHEREAS, the establishment of such a facility will require a community effort including financial resources from the Town, the involvement of citizens, and contributions from the private sector; and

NOW, THEREFORE, it is resolved as follows:

Section 1.

- I. The above "Whereas" paragraphs are incorporated herein by reference.

Section 2.

- I. The Town will establish a Stony Point Dog Park from among existing Town property.
- II. To minimize costs, construction of the Stony Point Dog Park will be completed to the extent feasible by Town personnel.
- III. The Town of Stony Point will budget \$15,000 for the purchase of materials and the construction of the facility, with specific expenditures to be approved by the Town Board at a later date.
- IV. The Town will take reasonable steps to obtain additional private or public funding, corporate sponsorships and materials donations if necessary for construction.
- V. The Town of Stony Point will establish a seven-member (7) Dog Park Advisory Committee comprised of two (2) members of the Town Board, at least one (1) resident with a background in landscape architecture and four (4) additional town residents who are dog owners.
- VI. The Chairman of the Planning Board shall serve as an ex-officio member of the Committee
- VII. The Committee shall be constituted no later than February 28, 2014 after nominations are received and approved by a vote of the Town Board.
- VIII. The aforementioned Committee will meet as needed to provide a series of non-binding recommendations to the Town Board as to the location, design, budget, construction, fees, maintenance needs and sustainability of the park including public-private partnerships and in-kind contributions to offset costs.
- IX. The Town will entertain the possibility of donations in exchange for naming rights.
- X. The Town shall make all reasonable efforts to obtain materials "Made in the USA" for the park's construction.

- XI. The Town further resolves that it shall establish a goal of opening the Stony Point Dog Park in the second quarter of 2015.
- XII. Rules, regulations and operating parameters for the park shall be recommended by the Advisory Committee based on best practices and standards established by other similar facilities in the region and approved by the Town Board.

Section 3.

- I. This Resolution shall be effective immediately.

NEW YORK STATE BUILDING OFFICIALS CONFERENCE

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 Building Inspector’s request to attend NYSBO Conference on April 29, 2014 – May 1, 2014 at the Fire Training Center with a fee of \$300.

REQUEST – EAGLE SCOUT PROJECT

A motion was made by Councilman Javenes, seconded by Councilman Monaghan and **unanimously carried** by a voice vote of all board members present to approve the request of Shawn Fenton’s for his Eagle Scout Project at the Veteran’s Memorial on Rt. 9W.

EXECUTIVE SESSION

A motion was made by Councilman Basile, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present to adjourn into executive session to discuss a personnel matter at 8:10 pm. Supervisor Finn announced that a vote would be taken after executive session.

RECONVENE

A motion was made by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present to reconvene the January 28, 2014 Stony Point Town Board meeting at 8:25 pm.

RETIREMENT PAYOUT

A motion was made by Supervisor Finn, seconded by Councilman Monaghan to approve the retirement payout of PO Theresa Roberts, in the sum of \$22,273.53.

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

Councilman Basile	Yes
Councilman Javenes	Yes
Councilman White	Abstain
Councilman Monaghan	Yes
Supervisor Finn	Yes

EXECUTIVE SESSION

At 8:28 pm a motion was made by Supervisor Finn, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present to adjourn into executive session. Supervisor Finn announced that there would be no further votes taken by the Town Board.

ADJOURN

The January 28, 2014 Stony Point Town Board meeting adjourned at 9:05 pm.

Respectfully submitted

Joan Skinner – Town Clerk