

STONY POINT TOWN BOARD MEETING – APRIL 12, 2011

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, April 12, 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 regarding:

- Hudson Champlain Express – urged the Town to get involved in the proposed electric transmission line to run under the Hudson River and come ashore near the Stony Point lighthouse.
- Surveying on Rosetown Rd. – United Water made phone calls to some residents of Rosetown Rd. regarding purchasing property. All indications are that United Water is considering building a water tower in the area.
- Old Lovett Site - asked why a power plant is not being considered for this site.

George Potanovic, Gate Hill Rd. spoke about:

- Public Hearing-Potential Land Sale - didn't like the way the public hearing notice read.

Supervisor Sherwood responded that a public hearing at this time was for informational purposes only.

- Public Hearing-Master Plan – urged the Town Board to go to great extent to advise the public regarding this.

Karl Javenes reported on the restoration efforts for the Pyngyp School building:

- The “Statement of Owner Support” must be completed in order to proceed with efforts to make this an historical site.
- It will be brought up to current codes, but will look as it did in the past.
- Being on the historic register will allow us to apply for certain grants.
- Town of Stony Point will always own the building.

John Fox – Hoover Place reported that the proceeds from the 12th Annual Polar Plunge were distributed to the two recipients at a recent luncheon. Thanked everyone in the community who volunteered, contributed, and worked hard to make this possible. \$12,000 was donated to each of the two families; Matthew Sandoval of Hillcrest and Kendra McBride of Garnerville.

Purchase Orders

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

Golf Course		
PO#2312	Metro Turf Specialties	\$10,188.00
Highway-Sewer		
PO#2319	JetVac, Inc.	\$5,063.94

Police			
	PO#2297	Municipal Emergency Services	\$3,801.10
	PO#2298	Amchar Wholesale Inc.	\$5,934.96

ACTION

It was moved by Councilman Finn, seconded by Councilman Vicari and **carried** by voice vote (Councilman White and Councilwoman Konopko voting NO) to approve the following Purchase Order:

Highway			
	PO#2318	Jesco, Inc.	\$4,371.00

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 Finn and **unanimously carried** by a voice vote of those board members present 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	318-378	\$1,010,381.81	\$ 1,040,381.81
Highway	105-126	\$ 134,796.34	\$ 134,796.34
Sewer	106-129	\$ 68,824.73	\$ 68,824.73
<u>Special Districts</u>			
Enterprise	96-125	\$ 77,161.53	\$ 87,161.53
Street Lighting	3-3	\$ 19,316.00	\$ 19,316.00
<u>General – April</u>			
General	379-463		\$ 108,328.46
Highway	127-163		\$ 24,337.52
Sewer	130-153		\$ 18,692.77
<u>Special Districts</u>			
Ambulance	6-7		\$ 117,973.25
Enterprise Fund	126-166		\$ 95,848.48
Solid Waste	9-11		\$ 21,632.85

Minutes

A motion was made by Councilman White, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to accept the minutes of April 8, 2011.

Reports

Economic Development Committee

Councilwoman Konopko reported:

- Training session for all board members was held
 - Refresher course on what the responsibilities of the advisory boards are
 - Some suggestions of the Flow Chart Sub-Committee were also discussed
 - Everyone agreed that communications need to be improved
 - A “welcoming committee” will go through the application process with new applicants in a pre-planning session
- Requests For Expressions of Interest for the Patriot Hills property
 - Paper work is in place – pieces need to be put together
 - Draft will be presented to the Town Board and the public
- Next meeting is May 4, 2011
 - Meetings are open to everyone
 - If you are attending as a first timer to see if you are interested you are asked to observe only and watch what committee members are doing
 - Only opportunity for members to talk among themselves to give progress reports and get things done
- Beautification Sub-Committee-Liliann Wilson reported:

- 4 waste receptacles from Keep Rockland Beautiful are being painted by NRHS Art Dept
- Possibility of planters and benches along Route 9W corridor
 - Checking with NYSDOT
 - Reaching out to businesses for sponsorship

Police Department

Chief Brophy presented the Board with the following report:

Police Department Report for the Month of March, 2011

Number of calls for service:	658
Number of reported accidents:	25
Number of arrests:	40
Fuel usage:	1483.9 gallons
Sum total of all traffic enforcement action:	156
Number of Youth Officer sponsored events:	12
Number of child safety seat installations:	1
Number of commercial vehicle enforcement details:	1
Number of traffic enforcement details:	0
Number of training hours:	200:00hrs
Total fees collected:	\$226.00

(\$230.00 for prints; \$36.00 for reports)

POLICE BUSINESS

○ **CHIEF BROPHY'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 Brophy's time record for the month of March 2011 as presented.

○ **FOLLOW-UP – GRAND FONDO BIKE RACE (5-8-11)**

Payment for police involvement has been received from the organization. Contract for Services was reviewed and approved by Special Counsel and a signed copy, together with certificate of insurance has been received.

○ **FOLLOW-UP – PROJECT LIFESAVER**

Special Counsel is preparing a waiver and a contract for services is being reviewed.

○ **OVERTIME & SICK LEAVE REPORTS**

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

○ **RECOGNITION OF BUILDINGS & GROUNDS PERSONNEL**

Chief Brophy recognized the good work done by Curt Wickes, Frank Lopresti, Rich Ryder and Jared Staler on the recent work completed at the Police Station.

○ **FOLLOW-UP – TROU DE CURE BICYCLE EVENT (6/5/11)**

Smaller scale race that won't require police services. Racers will be coming through town between 9:30-12:00 noon.

○ **REQUEST FOR TRAINING**

A motion was made by Councilman White, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of those board members present to approve sending Sgt. Hylas to the NYSPIN/E-Justice Integrated Portal Conversion at the NYS Police Academy in Albany at a total cost of \$200, use of a town vehicle and to allocate funds for this training from federal seizure funds.

○ **INTEL CONTRACT - 2011**

Contract has been received; however there is a question as to the amount, which the finance director is checking on. 2010 monies have been received in part.

Golf Course

In Mr. Fusco's absence Councilman White reported that the Golf Course opened this past week.

The following report for March, 2011:

SUPERVISOR'S REPORT

Another busy month since my last report. This past weekend we had an open house at the fire company as well as the North Rockland Rotary Pancake Breakfast, the Little League opening and a very successful Clean-up Day for Stony Point.

As part of the Keep Rockland Beautiful campaign a large number of volunteers including school groups, scout troops and environmental groups gathered and picked up lots of trash accumulated over the winter in town. A special thanks to Larry Brissing and Paula Klein for their efforts in organizing this event.

In addition on behalf of the town I was at a redistricting hearing that was held by the county legislature here at the community center, a DARE graduation that was held at the Farley School, I attended a County Planning Federation Dinner and The Seals Luncheon to present the money they raised to this year's recipients.

The town had a great retirement party for our retirees this year and to honor the four employees he took advantage of our incentive program and I want to congratulate Carl Bulson, Debbie Finnerty, Myron Nelson and Rob Chewens on their years of service to the town.

The town has been added to the FEMA lists for emergency aid for costs incurred in the blizzard that hit on December 26 of last year. Our finance Director, Ms. Sciscente had been gathering information on the costs of that storm and we will be applying for state and federal funds for reimbursement

This week I want to announce that the State Senate hearing that was scheduled to take place here in the community center on Thursday from 1 to 5 on the future of Indian Point has been postponed. This is of course a very important issue for our town from a number of perspectives and it is the first such a public hearing the Senate has held in our town. We expect it to be rescheduled in May.

I also want to mention that Camp Venture is having an annual dinner on this Friday night at the Nyack Seaport and I am proud to say I am listed as one of the honorees. Venture is not just a good neighbor for us with their beautiful equestrian center right across the road but they continue to do marvelous work for the disadvantaged clients they serve in our community.

I want to remind you all of the community walk that our town sponsors jointly with Haverstraw which takes place on June 5 at Peck's Pond. This is a very important charity fund raiser and everyone should try to participate.

Penguin Repertory is preparing to open their season in May, so please review their line up for the year. This is a great resource for our town; they put on some really great shows and bring a lot of people to our town to support our restaurants and businesses.

Our summer concerts were taken out of our recreation budget because of our tight finances and I'm pleased to report that Noreen Smith our recreation director has almost completed arrangements to have the concerts sponsored through the generosity of a local business and she expects to be able to report on this at our next meeting.

I'm pleased to report that our citizen's committee on community gardens is moving ahead with plans for a gardening section that will be available to seniors and other citizens of the town near the entrance to Veteran's park. We will be fencing a preliminary parcel about 80 by 80 feet that will be divided into individual parcels to grow flowers or vegetables and we hope to get it moving for this growing season.

I also want to report that our town clerk received a FOIL request for a substantial amount of information that included a request for my vouchers for reimbursement from the town and for copies of my diaries of various breakfasts, lunches and dinners I attend on behalf of the town.

I have provided all of the diaries since I took office showing my appointments and they are available in the clerks office or in my office. As the board is aware when I took office I turned in a large SUV that had been assigned to the supervisor and I use my own vehicle for town business. I have never taken gas or vouchered any expenses for that

vehicle to the town. I pay for my own breakfasts, lunches and dinners from my own resources.

The only vouchers submitted were turned over pursuant to the FOIL request and they represent the return of \$200 for a sign deposit that I paid during the campaign and just less than \$200 for parking and tolls when I attended together with another Town Board member the Association of Towns two day training session in New York City.

In addition I presently take 20% of my town pay and segregate it in a separate account to make contributions to private charities and fund raisers that the town is not in a financial position to support. All of the FOIL information has been provided by the clerk and is available for the public to view. I remain committed to keeping everything I do in the town government as transparent and open as possible.

There were three items of business we discussed and agreed to in the executive session and I would ask the board at this time for motions confirming those decisions for the record.

Supervisor Sherwood stated that three items of business were discussed at the last meeting during executive session but, since the Clerk had already left, no vote was taken and he would like to have the board approve those motions confirming the decisions that were reached:

CONTINUING EDUCATION PROGRAM – GOLF PRO

A motion was made by Councilman White, seconded by Supervisor Sherwood and **unanimously carried** by a voice vote of those board members present to reimburse the assistant golf pro \$250 now and \$250 at the end of his continuing education program.

COURT SECURITY

A motion was made by Councilman Vicari, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to confirm the pay rate of \$20 per hour for the supervisor of court security.

PALMER DEVELOPMENT

A motion was made by Councilman Vicari and seconded by Supervisor Sherwood to direct Special Counsel to cancel the contract with Palmer Development.

The following roll call vote was recorded and the motion was duly **adopted**:

AYES: Mr. Vicari, Mr. White, Ms. Konopko, Supervisor Sherwood
NAYS: Mr. Finn
ABSTAIN: None
ABSENT: None

DEPARTMENTAL REPORTS

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

Architectural Review Board

From:	3/1/2011	To:	3/31/2011
Applications Received			
Sign Application	1		
Applications Approved	0		
Applications Pending			
Sign Application			
Fees Collected:	\$ 100.00		
Money in Lieu of Land	\$ 0.00		

Building & Zoning Department

<u>March</u>	
Applications Pending In March	16
Applications Received	13
Applications Returned/Withdrawn	0
Applications Denied	1

Building & Blasting Permits Issued	13
Applications Pending	15
Certificate of Occupancy	17
Certificate of Compliance	3
Fees Collected	\$ 6,470.00

Dog Control Officer

March

Dogs seized and sheltered	5
Dogs returned to owner	3
Number of complaints received	8
Miles traveled patrolling the Town and transporting dogs	390

Fire Inspector

March

	Month	Total
Number Buildings Inspected	17	29
Number Buildings Re-Inspected	1	4
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	9
Fires Investigated	1	2
Miscellaneous		
RCNYSBOC 2hr. class/ CSX class		

Planning Board

From:	3/1/2011	To:	3/31/2011
Applications Received	0		
Applications Approved			
Site Plan	1		
Applications Pending			
Site Plan	4		
Subdivision-Major	1		
Subdivision-Minor	3		
Fees Collected:	\$1,500.00		
Money in Lieu of Land	\$0.00		

Sewer Department

March

Total Overtime Hours	64 hrs
Holiday	0
Sundays	16 hrs.
Vacation	5
Call Out	48 hrs.
Monthly Flow	
Plant	27,533,100 gallons
Kay Fries	18,599,600 gallons
Fuel Usage	284.6 gallons
Heating Oil	198 gallons
Total to Sludge Compost Facility	63 Cu. Yds.
Solids	19.6%
Screenings	70.39 Cu. Ft.
Septage	9700 Gals.

Zoning Board Of Appeals

From:	3/1/2011	To:	3/31/2011
Applications Received	0		
Applications Closed			

Applications Pending
 Area Variance 1
 Fees Collected: \$0.00

Town Clerk

March

Amount Paid To NYS Agriculture & Markets For Spay/Neuter Program	\$ 29.00
Amount Paid To NYS Health Dept. For Marriage Licenses	\$ 67.50
Amount Paid To NYS Dept. Of Environmental Conservation	\$ 1,560.94
Amount Paid To Supervisor	<u>\$ 14,340.39</u>
TOTAL AMOUNT REMITTED	\$ 15,997.83

LEGISLATIVE REPORTS

Christian A. Corrales, representative from the Office of State Senator David Carlucci (38th Senate District) reported as follows:

- o Legislature able to pass an on time budget for the first time in five years
 - o Eliminated a \$10 billion deficit for this year without raising taxes
 - o Reduced next year's estimated \$15 billion deficit to \$2 billion
 - o Puts State back on track for fiscal solvency
 - o \$272 million restoration to governor's school aid cuts
 - o BOCES was maintained at last year's funding levels
- o Update on Lauren's Law
 - o This bill makes it mandatory for those either acquiring or renewing their driver's license to register or decline to register as an organ donor.
 - Passed out of Senate Transportation Committee on 4/5/11
 - Will likely be voted on the floor of the Senate this week
 - Currently also in the Assembly Transportation Committee
- o MTA Forensic Audit
 - o Senator sponsored a bill that would require the MTA to conduct a forensic audit.
 - MTA to contract with an independent certified public accountant to undertake an independent comprehensive forensic audit of the authority
 - Requires MTA to pay for audit at an estimated cost of \$10 million out of their current budget
 - Currently in Senate Transportation Committee
 - No assembly sponsor

Doug Jobson, Rockland County Legislator was not available as he was attending a meeting of the Rockland County Legislature.

LEGAL COUNSEL – JUSTICE COURT MATTERS

After discussion prompted by Councilman Finn the following motion was made.

ACTION

A motion was made by Councilman Finn and seconded by Councilman Vicari to hire Phyllis Ingram of Feerick Lynch MacCartney at \$175 per hour to handle building code violations in the Town Justice Court.

The following roll call vote was recorded and the motion was **adopted**:

AYES: Mr. Finn, Mr. Vicari, Mr. White, Ms. Konopko
 NAYS: Supervisor Sherwood
 ABSTAIN: None
 ABSENT: None

Supervisor Sherwood stated that board member have volunteered to be liaisons between the board and various department. At recently held staff meetings employees indicated that they like having a contact from the board.

Recreation

Councilwoman Konopko reported that Noreen Smith has scheduled the Recreational Facilities Attendants so that we have coverage at all parks, even with a very limited budget.

CORRESPONDENCE - None

PUBIC HEARING – POTENTIAL SALE OF TOWN PROPERTY

Supervisor Sherwood explained that the board has been discussing an intermunicipal transfer of the stable building with Rockland County for housing the horses for the Sheriff's mounted patrol. It's currently before the County Executive, however the board is interested in finding out how the public feels about this and, therefore, scheduled a public hearing.

The following public hearing notice was published:

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 April 12, 2011 at 7:00 P.M. at Rho Building, 5 Clubhouse Lane, Stony Point, New York for the following matter:

The Town of Stony Point is considering the potential sale of certain Town owned land and improvement at Letchworth Village to Rockland County for the Sheriff's Mounted Patrol. The appropriate size of the land involved is 0.5 acre on or about Fernald Road and any sale will include grants of certain easements.

Any interested person with regard to the potential land sale is entitled to appear at the aforementioned time and place and be heard.

By Order of the Town Board - Joan Skinner, Town Clerk - March 28, 2011

The public hearing was opened at 8:06 pm

PUBLIC INPUT

Liliann Wilson spoke against the sale, indicating that there would be no control over the property if the county no longer used it for horse stables.

George Harris – Willow Grove Rd. spoke against the sale, indicating the property should not be divided into pieces and sold.

Frank Collyer – Knapp Rd. spoke against the sale, indicating that it made no sense to cut a piece of property out of the whole, especially for such a small amount of money.

Susan Filgueras, Mott Farm Rd, Tomkins Cove spoke against the sale, indicating that it was too near the Little League fields, the property should not be divided like this and asked where the golf course equipment would be housed.

Tim O'Neil – Jackson Dr spoke against the sale, indicating that he felt it was a bad deal for the tax payers of the town and that a lease would be more appropriate to protect the town. Questioned what would become of the property if the Sheriff's Mounted Patrol was discontinued and asked what the property was zoned for.

George Potanovic, Gate Hill Rd. spoke against the sale, indicating that he agreed with points already made and that the short term benefit of the money is not worth the long term potential. The property was originally purchased as park lands. We need to decide what we want for this property and not react to what others want for it.

John Gozola – Battalion Dr spoke against the sale, indicating that the Town Board would be very short sighted if they sold this piece of property.

ACTION

A motion was made by Councilwoman Konopko and seconded by Councilman Vicari to close the public hearing and to abandon the plan to sell any property to the Rockland County Sheriff's Department for horse stables.

The following roll call vote was recorded and the motion was duly **adopted**:

AYES: Mr. Finn, Mr. Vicari, Mr. White, Ms. Konopko, Supervisor Sherwood

NAYS: None

ABSTAIN: None

ABSENT: None

APPOINTMENT – DEPUTY RECEIVER OF TAXES

A motion was made by Councilman Finn, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to approve Tax Receiver, Kathy Campbell Lyons', appointment of Michelle Lyons as Deputy Receiver of Taxes.

CSEA BENEFIT FUND CONTRACT

A motion was made by Councilman White, seconded by Councilman Finn and **unanimously carried** by a voice vote of those board members present to authorize Supervisor Sherwood to sign the CSEA Employee Benefit Fund Renewal Agreement for the year 2012.

SEWAGE TREATMENT PLANT-BOUNDARY & TOPOGRAPHIC SURVEY

A motion was made by Councilman White, seconded by Councilman Finn and **unanimously carried** by a voice vote of those board members present to authorize Robert Torgersen to furnish professional landscape architectural services for the purposes of determining, evaluating and delineating Federal freshwater wetlands for a portion of the Sewer Plant property located on Fifth Street at a cost of \$1,500 and an additional fee of \$650 if a wetlands analysis is necessary.

AUDIT – STONY POINT AMBULANCE CORP

A motion was made by Councilman White, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to accept the audit performed by Goldstein, Karlewica & Goldstein for the Stony Point Ambulance Corps. Inc. for December 31, 2010 and 2009.

APPROVE SUBMISSION OF SPECIAL LEGISLATION

A motion was made by Councilman White, seconded by Councilman Vicari and **unanimously carried** by a voice vote of all board members present as follows:

RESOLVED that the town board pay retirement benefits and incentive payments in 2011 from funds on hand and reimburse those funds from the proceeds of bonding as approved by the New York State Legislature and that the board approve the language of the proposed state legislation.

RETIREMENT PAYOUT – CSEA WORKERS

A motion was made by Councilman White, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to approve the summary of accrued time to be paid upon retirement for the following CSEA Workers as submitted by the Finance Director and filed with the Town Clerk; Myron Nelson, Carl Bulson, and Debbie Finnerty.

RETIREMENT PAYOUT – POLICE OFFICER

A motion was made by Councilman White, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to approve the summary of accrued time to be paid upon retirement for PO Robert Chewens as submitted by the Finance Director and filed with the Town Clerk.

PUBLIC HEARING – SEWER EXTENSION

RESOLUTION OF TOWN BOARD ORDERING PUBLIC HEARING
ON PETITION FOR SANITARY SEWER DISTRICT #3

At a meeting of the Town Board held at Rho Building, 5 Clubhouse Lane in the Town of Stony Point, Rockland County, New York, on the **12th day of April, 2011**

PRESENT: COUNCILMAN GEOFFREY FINN
COUNCILMAN LOUIS VICARI
COUNCILMAN JAMES WHITE
COUNCILWOMAN LUANNE KONOPKO
SUPERVISOR WILLIAM SHERWOOD

In the matter of the Petition of **Michael Graham** owner of more than one-half of the assessed valuation of all the taxable real property in the proposed Extension of Sanitary Sewer District #3 in the Town of Stony Point, County of Rockland and State of New York and according to the latest completed assessment roll of the said town.

WHEREAS, a written petition dated: **March 21st, 2011**, has been presented to and filed with the Town Board of the Town of Stony Point praying that all the land situate in the Town of Stony Point, County of Rockland and which proposed extension, to be known as: Sewer Extension **11/01** more fully described in the Schedule "A", **19.01-2-2** annexed hereto, and

WHEREAS, the maximum amount proposed to be expended for the Extension of said district shall not exceed the sum of \$0.00 DOLLARS (\$0.00), and

WHEREAS, the expense occasioned by the creation of the Extension of Sanitary Sewer District #3 shall be assessed, levied and collected from the several lots and parcel of land within the said district in proportion as nearly may be to the benefit which each lot or parcel of land in said district will derive therefrom.

NOW on motion of MOVED: **Councilman White**
SECONDED: **Councilwoman Konopko**

ORDERED that a meeting of the Town Board of the Town of Stony Point be held at Rho Building, 5 Clubhouse Lane in the Town of Stony Point on the **12th day of May, 2011** at 7:00 PM to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board with relation to such petition as may be required by law, and it is

FURTHER ORDERED that the Town Clerk give notice of such hearing by publishing in the Town's Official Newspaper, a certified copy of this order and by the applicant posting certified copies of this order in five (5) places within said proposed Extension of Sanitary Sewer District #3 in the Town of Stony Point not less than ten nor more than twenty days before such hearing.

POOL PROPOSAL

A discussion developed between town board members and buildings & grounds regarding a courtesy inspection that had been performed on the town pool. More information regarding costs etc. will be obtained and this issue will be put on the April 26th agenda.

SURVEY – HIGHWAY GARAGE SITE

A motion was made by Councilman Finn, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to authorize Atzl, Scatassa & Zigler to perform a survey of the Highway Garage site (Tax Map Designation 15.9-3. 81) at a cost of \$1,775.

ASBESTOS ABATEMENT – KIRKBRIDE HALL

A motion was made by Councilman Finn, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of those board members present to authorize Supervisor Sherwood to hire Environmental Maintenance Contractors, Inc. for asbestos removal services at Kirkbride Hall at a cost of \$15,775.

APPROVE – REQUEST TO ATTEND HIGHWAY SCHOOL

A motion was made by Councilman Vicari, seconded by Councilman Finn and **unanimously carried** by a voice vote of those board members present to authorize the Superintendent of Highways to attend the 2011 Highway School in Ithaca, NY at an approximate cost of \$507.

AMENDING BOND RESOLUTION – HIGHWAY

The following resolution was offered by Councilman Finn and seconded by Councilman Louis Vicari,

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF STONY POINT, ROCKLAND COUNTY, NEW YORK (THE “TOWN”), AMENDING A BOND RESOLUTION DATED APRIL 13, 2010, RELATING TO THE AUTHORIZING OF SERIAL BONDS OF THE TOWN TO FINANCE VARIOUS PUBLIC IMPROVEMENTS

WHEREAS, the Town Board (the “Town Board”) of the Town of Stony Point (the “Town”) by bond resolution duly adopted by the Town Board on April 13, 2010 (the “Original Bond Resolution”), authorized the issuance of \$82,000 in serial bonds of the Town to finance the acquisition of one Ford F-450 boom truck for use by the Town's Parks and Highway Departments, at a total estimated maximum cost of \$82,000 (the “Original Project”); and

WHEREAS, the Board now wishes to amend the Original Bond Resolution to amend the Original Project to consist of the acquisition of one wheel loader for use by the Town’s Highway Department (as so revised, the “Project”); and

WHEREAS, the Project constitutes a “Type II” action under the New York State Environmental Quality Review Act and the regulations promulgated thereunder (6 NYCRR Part 617.5(c)) (collectively, “SEQRA”) and therefore no further action need be taken by the Town Board under SEQRA as a pre-condition to the adoption of this resolution.

NOW, THEREFORE, THE TOWN BOARD OF THE TOWN OF STONY POINT, ROCKLAND COUNTY, NEW YORK HEREBY RESOLVES (by the affirmative vote of not less than two-thirds of all the members of such body), AS FOLLOWS:

SECTION 1. Section 2 of the Original Bond Resolution is hereby amended in its entirety to read as follows:

“SECTION 2. The Town is hereby authorized to undertake the acquisition of one wheel loader for use by the Town’s Highway Department and to issue \$82,000 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Law to finance the estimated cost thereof. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$148,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of the \$82,000 in serial bonds of the Town authorized to be issued pursuant to this section or bond anticipation notes issued in anticipation of such bonds, and the expenditure of \$66,900 from current funds of the Town. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen (15) years, pursuant to subdivision a.28. of Section 11.00 of the Law.”

SECTION 2. Except as specifically amended herein, all the terms and provisions of the Original Bond Resolution shall remain in full force and effect.

SECTION 3. This resolution shall take effect upon adoption.

The following roll call vote was recorded and the motion was duly **adopted**:

AYES: Mr. Finn, Mr. Vicari, Ms. Konopko, Supervisor Sherwood
NAYS: Mr. White
ABSTAIN: None
ABSENT: None

USE OF COMMUTER LOT

A motion was made by Councilman White, seconded by Councilman Finn and **unanimously carried** by a voice vote of those board members present to grant permission to the Stony Point Lyons Club to use the Route 9W commuter lot for a yard sale on May 14, 2011, with May 21, 2011 as a rain date.

PYNGYP SCHOOL STATEMENT OF OWNER SUPPORT

A motion was made by Councilman White, seconded by Councilman Finn and **unanimously carried** by a voice vote of those board member present to adopt a Statement of Owner Support in regard to obtaining state and national historical designation for Pyngyp School.

PYNGYP SCHOOL SEPTIC SYSTEM

A motion was made by Councilman Finn, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to authorize Town Engineer Kevin Maher to design the new septic system for the Pyngyp School.

MASS GATHERING PERMIT

A motion was made by Councilwoman Konopko, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to waive the public hearing and grant the mass gathering permit to United Water Local 363 to hold a picnic at Lowland Park on June 18, 2011.

USE OF FACILITIES – MUNI POOL

A motion was made by Councilwoman Konopko, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to authorize the use of the grass area at the back of the pool and parking area by the Skyline Agility Club for the weekend of September 23, 2011 for dog competitions on obstacle courses at a cost of \$225 plus \$15 per hour fee for a recreation facility attendant to assist with opening an closing the area.

NEW EMPLOYEE START DATE

A motion was made by Councilman White, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of those board members present that any new full time employee will start their employment on the first day of any given month.

AWARD BID – GOLF COURSE CHEMICALS

A motion was made by Councilman Finn, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to award the bid for golf course chemicals, fertilizer and seed to the following six bidders as recommended by Golf Course Superintendent Joe Smyth and as on file in the Town Clerk's Office: Westchester Turf Supply, Harrells LLC, Matrix, John Deere Landscapes, Metro Turf Supply, Terre Company.

AWARD BID – DAY CAMP TRANSPORTATION

A motion was made by Councilman Finn, seconded by Supervisor Sherwood and **unanimously carried** by a voice vote of those board members present to award the bid for Day Camp Transportation for 2011 to Haverstraw Transit in the amount of \$41,245.00.

AWARD BID – GOLF COURSE BUNKER MACHINE

A motion was made by Councilman White, seconded by Councilman Finn and **unanimously carried** by a voice vote of those board members present to award the bid for the Golf Course Bunker Machine to Storr Tractor Company, minus the mid mount carrier with weeder tool bar, in the amount of \$17,241.60.

AWARD BID – COMMINGLED RECYCLING COLLECTION

A motion was made by Councilman White, seconded by Councilman Finn and **unanimously carried** by a voice vote of those board members present to award the bid for Commingled Recycling Collection to the lowest bidder, Charles

Capasso & Sons Carting, Inc., in the amount of \$256,275 per year commencing June 1, 2011 and running for three years.

AWARD RFP – CONCESSION STAND MUNI POOL

No RFP's were received; therefore there was no action on this item.

EXECUTIVE SESSION

At 10:00 pm a motion was made by Councilwoman Konopko, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to adjourn into executive session for personnel matters.

ADJOURN

The April 12, 2011 Stony Point Town Board meeting was adjourned at 11:10 pm.

Respectfully submitted

Joan Skinner, Town Clerk