

## STONY POINT TOWN BOARD MEETING – APRIL 14, 2015

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, April 14, 2015 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. Tom Basile	Councilman
	Mr. Karl Javenes	Councilman
	Mr. James White	Councilman
	Mr. Jim Monaghan	Councilman
	Mr. Geoffrey Finn	Supervisor

ABSENT: None

### PUBLIC INPUT

Susan Filgueras – Mott Farm Rd spoke giving an update on proposed activities and events for the 150<sup>th</sup> Stony Point Anniversary celebration. She also requested the amount of \$2,500 be allocated to the 150<sup>th</sup> Anniversary.

Councilman Basile spoke about the eagle scout project involving the Old Rose Cemetery and the need for a sign for the cemetery.

### 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 orders:

Buildings & Grounds		
PO#2718	Environmental Construction	\$4,500.00
PO#2720	Admiral Conservation	\$3,150.00
Golf Course Maintenance		
PO#2699	Delea Sod	\$17,784.00
Highway		
PO#2687	Empire Forklift Inc.	\$5,250.00
PO#2719	Chemung Supply Corp	\$2,010.00
Police		
PO#2651	Goosetown Communications	\$4,314.89
PO#2652	Goosetown Communications	\$3,683.37
PO#2706	AmChar Wholsale Inc	\$6,593.60
Sewer		
PO#2721	Clean Waters Inc.	\$2,391.00

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

### Contractual General – March 31, 2015

<u>FUND</u>	<u>CLAIM #</u>	<u>BILL TOTAL</u>	<u>FUND TOTAL</u>
General	334-390	\$ 258,232.25	\$ 258,232.25
Highway	119-129	\$ 31,038.27	\$ 31,038.27
Sewer	82-100	\$ 26,560.11	\$ 26,560.11
<u>Special Districts</u>			

Enterprise	80-92	\$ 15,483.23	\$ 15,483.23
Street Lighting	3-3	\$ 26,254.23	\$ 26,254.23
<b><u>General – April 14, 2015</u></b>			
<u>General</u>	391-476		\$ 171,415.14
<u>Highway</u>	130-162		\$ 100,435.35
<u>Sewer</u>	101-119		\$ 8,523.37
<u>Special Districts</u>			
Ambulance	9-10		\$ 28,829.56
Enterprise Fund	93-128		\$ 198,398.46
Solid Waste	6-6		\$ 3,643.16

**MINUTES** - A motion was made by Supervisor Finn, seconded by Councilman Monaghan and **carried** by a voice vote of those board members present (with Councilman Basile abstaining) to approve the minutes of March 24, 2015.

**SUPERVISOR’S REPORT**

Supervisor Finn spoke about:

- Keep Rockland Beautiful on April 18<sup>th</sup>
- Presentations to two gentlemen who give back to the community by using their own time and energy to aid in beautifying certain areas of the town:
  - Nick Bosico who keeps the area of Central Highway and Route 210 clean
  - Douglas Casscles Sr. who keeps the area around the sea wall clean
    - Both gentlemen were given an Outstanding Citizen Award

**POLICE DEPARTMENT REPORT/BUSINESS**

Chief Moore presented the following report:

Police Department Report for the Month of March, 2015

Number of calls for service:	796	
Number of reported accidents:	30	
Number of arrests:	36	
(7) Felonies	(41) Misdemeanors	(16) Violations
Fuel usage:	1251.9 gallons	
Sum total of all traffic enforcement action:	181	
Number of Youth Officer sponsored events:	11	
Number of child safety seat installations:	10	
Number of commercial vehicle enforcement details:	1	
Number of traffic enforcement details:	0	
Number of training hours:	336:00hrs	
Total fees collected:	\$316.50	

(\$31.50 for FOIL; \$240.00 for prints; \$45.00 for reports)

Miscellaneous:

Youth sponsored events: 1 Youth Court Session, 1 PAL meeting, 1 Youth Court Graduation of 20 youths, 4 NRYPA Spring Training Sessions (25 youths), 5 Lockdown training sessions for the NRCSD 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 Supervisor Finn, 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 March 2015 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 March 2015.

**ACCEPT STOP DWI REIMBURSEMENT FUNDS**

A motion was made by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present to accept STOP DWI Reimbursement Funds in the amount of \$668.48.

**NYS POLICE CHEIFS CONFERENCE**

A motion was made by Councilman Basile, seconded by Supervisor Finn and **unanimously carried** by a voice vote of all board members present to authorize Chief Moore to attend the 2015 NYS Police Chiefs Conference.

**DEPARTMENTAL REPORTS**

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

**GOLF COURSE REPORT**

March 2015:

- Green Fees \$ 0.00
- ID Cards \$ 705.00
- Merchandise \$ 1,726.27
- Memberships \$ 3,150.00
- Misc. \$ 0.00
- Range Fees \$ 392.00
- Club Rental \$ 0.00
- Total \$ 5,973.27

**Architectural Review Board**

From: 03/01/2015 To: 03/31/2015

Applications Received		
Solar Panels	5	
Applications Approved		
Solar Panels	4	
Applications Pending		
Solar Panels	1	
Fees Collected:	\$ 500.00	
Money in Lieu of Land	\$ 0.00	

**Building & Zoning Department**

March 2015

Applications Received	23
Applications Returned/Withdrawn	0
Applications Denied	0
Building & Blasting Permits Issued	18
Applications Pending	77
Certificate of Occupancy	1
Certificate of Compliance	3
Fees Collected	\$13,205.87

**Dog Control Officer**

March 2015

Dogs seized and sheltered	0
Dogs returned to owner	0
Number of complaints received	4
Miles traveled patrolling the Town and transporting dogs	301

**Fire Inspector**

March 2015

	Month	Total
Inspections Performed	8	35
Field Correction Issued	3	9

Violations Issued	0	0
Violations Outstanding	0	0
Permits Issued	0	0
Requests by Police Dept.	0	0
Requests by Fire Dept.	5	15
Fires Investigated	0	0

**Planning Board**

From:	03/01/2015	To:	03/31/2015
Applications Received			
Site Plan	1		
Applications Approved			
Text Amendment	1		
Applications Pending			
Informal Discussion	1		
Local Law	1		
Site Plan	5		
Subdivision-Major	1		
Subdivision-Minor	1		
Text Amendment	1		
Fees Collected:	\$490.00		
Money in Lieu of Land	\$0.00		

**Sewer Department**

**March 2015**

Overtime Hours	
Sunday	20 hrs.
Monday	4 hrs.
Call In	4 hrs
Monthly Flow	
Plant	29,298,900 gallons
Kay Fries	859,300 gallons
Fuel Usage	303.5 gallons
Total to Sludge Compost Facility	44 Cu. Yds.
Solids	19.8%
Screenings	77.97 Cu. Ft.
Septage	4400 Gals.

**Zoning Board of Appeals – Report Not Available**

**Town Clerk**

**March**

Amount Paid To NYS Agriculture & Markets	
For Spay/Neuter Program	\$ 40.00
Amount Paid To NYS Health Dept. For Marriage Licenses	\$ 22.50
Amount Paid To NYS Dept. Of Environmental Conservation	\$ 1,269.57
Amount Paid To Supervisor	\$ 3,518.08
TOTAL AMOUNT REMITTED	\$ 4,850.15

**CORRESPONDENCE** - None

**PUBLIC HEARING – GARAGE/YARAD SALES**

**Open Public Hearing**

A motion was made by Supervisor Finn, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present to open this public hearing at 7:36 pm.

The following public hearing notice was properly posted:

**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 14, 2015 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 2015 which would amend the Code of the Town of Stony Point to ADD Chapter 101 "Garage and Yard Sales" pursuant to Municipal Home Rule Law Section 10 et. Seq.

The full text of the proposed Law will be available for review on or after March 19, 2015 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 10, 2015.

Joan Skinner  
Town Clerk

Special Counsel Brian Nugent pointed out the main points of this proposed local law.

**Public Input**

Susan Filgueras – Mott Farm Rd suggested that the Town sponsor or host several town-wide sales a year.

Discussion developed between Town Board members regarding the length of time and the number of times a sale can be held. The proposed time is 8am – 6pm.

John Gazzolla – Liberty Ridge stated he felt 8am – 6pm was more than enough time to hold a sale. He also spoke about signs not being removed once the sale is completed.

**Close Public Hearing**

At 7:53 pm a motion was made by Supervisor Finn and seconded by Councilman Javenes to close the public hearing.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, which resulted as follows:

	Yea	Nay	Abstain	Absent
Supervisor Finn	[ x ]	[ ]	[ ]	[ ]
Councilman White	[ ]	[ x ]	[ ]	[ ]
Councilperson Javenes	[ x ]	[ ]	[ ]	[ ]
Councilperson Basile	[ ]	[ x ]	[ ]	[ ]
Councilperson Monaghan	[ x ]	[ ]	[ ]	[ ]

The motion was thereupon **adopted**.

**LOCAL LAW NO. 3 OF 2015 – REGULATING GARAGE AND YARD SALES**

The following resolution was duly offered by Supervisor Finn and seconded by Councilman Javenes:

**RESOLUTION 2015/23**

**RESOLUTION BY THE TOWN BOARD OF THE TOWN OF STONY POINT**  
**ADOPTING A LOCAL LAW ENTITLED "A LOCAL LAW REGULATING GARAGE**  
**AND YARD SALES"**

**LOCAL LAW NO. 3 OF 2015**

**WHEREAS**, a resolution was duly adopted by the TOWN BOARD for a public hearing to be held by said TOWN BOARD at the Rho Building, 5 Clubhouse Lane, Stony Point, New York at 7:00 P.M. on April 14, 2015 to hear all interested parties on a proposed Local Law entitled "A Local Law Regulating Garage and Yard Sales," and

**WHEREAS**, notice of said public hearing was duly advertised in the Rockland County Times, the official newspaper of the TOWN, on March 19, 2015 and April 2, 2015, and posted on the Town Clerk's signboard,

**WHEREAS**, said public hearing was duly held at the Rho Building, 5 Clubhouse Lane, Stony Point, NY on April 14, 2015, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof, and

**WHEREAS**, the TOWN BOARD determines that pursuant to the State Environmental Quality Review Act (SEQRA) that this law constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the New York Code of Rules and Regulations (NYCRR) and within the meaning of Section 8-0109(2) of the New York Environmental Conservation Law as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and

**WHEREAS**, the TOWN BOARD, after due deliberation, finds it in the best interest of the TOWN to adopt said Local Law,

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

1. The TOWN BOARD hereby adopts said Local Law as Local Law No. 3 of 2015 entitled "A Local Law Regulating Garage and Yard Sales," a copy of which is attached hereto and made a part hereof, and the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and to enter said Local Law in the Local Law Book of the TOWN, and to give due notice of the adoption of said Local Law to the Secretary of State.
2. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

	Yea	Nay	Abstain	Absent
Supervisor Finn	[ x ]	[ ]	[ ]	[ ]
Councilman White	[ ]	[ x ]	[ ]	[ ]
Councilperson Javenes	[ x ]	[ ]	[ ]	[ ]
Councilperson Basile	[ x ]	[ ]	[ ]	[ ]
Councilperson Monaghan	[ x ]	[ ]	[ ]	[ ]

The Resolution was thereupon duly **adopted**.

**TOWN OF STONY POINT**  
**LOCAL LAW NO. 3 OF 2015**  
**TO ENACT NEW LOCAL LAW REGULATING GARAGE AND YARD SALES**

A LOCAL LAW TO AMEND the Code of the Town of Stony Point to ADD Chapter 101 "Garage and Yard Sales" pursuant to Municipal Home Rule Law Section 10 et. seq.

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF STONY POINT AS FOLLOWS:

**Chapter 101. GARAGE AND YARD SALES**

**[HISTORY: Adopted by the Town Board of the Town of Stony Point on April 14, 2015 by L.L. No. 3-2015.]**

**Chapter 101: Garage and Yard Sales**

**[Adopted by the Town Board of the Town of Stony Point on April 14, 2015 by L.L. No. 3-2015]**

**§ 101-1. Title.**

This chapter shall be known as "Garage and Yard Sales."

**§ 101-2. Purpose.**

The occasional conduct of sales of personal property from residential areas of the Town known as "garage sales," "lawn sales," "attic sales," "yard sales" or by any other similar

designation has proliferated and, in some cases, created traffic congestion problems. Such sales often have continued for extended periods of time, resulting in ongoing retail operation to the detriment and degradation of the character of residential neighborhoods, and a number of residents are having frequent and/or repeated garage and yard sales at their homes, in effect turning their residential premises into a site where retail business is conducted in a residential area. The purpose of this chapter is to regulate and restrict the conduct of such garage sales in residential areas in order to protect the safety, health and welfare of the residents and to preserve the character of such neighborhoods. Thus, it has become necessary to restrict such garage and yard sales to casual and/or occasional occurrences in order to help maintain the nonbusiness residential character of residential neighborhoods. The intent of this chapter is to eliminate repeated, perpetual, prolonged and extended garage and yard sales in residential zoning districts. Such sales, if continued without limitation, tend to have the effect of establishing retail businesses in residential areas, creating a public nuisance and altering and compromising the residential character of residential neighborhoods. It is not the intent of this chapter to amend any other chapter of the Town Code.

### **§ 101-3. Definitions.**

As used in this chapter, the following terms shall have the meanings ascribed to them herein:

#### **GARAGE SALE**

A. The sale or offering for sale of new, used or secondhand items of tangible personal property from any one residential premises.

B. The sale of tangible personal property from residential premises entitled "garage sale," "yard sale," "tag sale," "porch sale," "lawn sale," "attic sale," "basement sale," "rummage sale," "flea market" or any similar casual or occasional sale advertised to the public at large as such.

#### **PERSON**

An individual, partnership, family group, an unincorporated association or a corporation.

#### **PERSONAL PROPERTY**

Items, goods, merchandise, clothing, furniture or other tangible property which is owned, utilized and/or maintained by an individual or members of his/her residence and acquired by such individuals in the normal course of living in or maintaining a residence. It does not include merchandise which was purchased for resale or obtained on consignment.

#### **RESIDENTIAL PREMISES**

A single or multiple-family dwelling unit used for residential purposes which is not located in an area of the Town zoned for commercial, industrial, business, manufacturing or mercantile uses.

#### **TOWN**

The Town of Stony Point.

### **§ 101-4. Days and Hours of Operation.**

It shall be unlawful after the effective date of this chapter for any person to conduct a garage sale from residential premises of the Town for more than three (3) consecutive days. It shall also be unlawful for any person to conduct a garage sale from residential premises of the Town more than four (4) times in any one twelve-consecutive-month period. Garage sales pursuant to this chapter shall be conducted between the hours of 8:00 a.m. and 6:00 p.m. only.

### **§ 101-5. Conduct**

A. Any person conducting a garage sale, the persons participating in the sale, and the owner, tenant or occupant of the premises where the sale is conducted shall be jointly and severally responsible for the maintenance of good order and decorum on the premises during the hours of the sale.

B. No person shall permit any loud or boisterous conduct on the premises or permit persons to impede the passage of traffic on any streets in the area of the premises where the sale is being conducted.

C. The person having a garage sale shall be responsible for the maintenance of good order and decorum on the premises during the hours of the garage sale and shall not permit the parking of motor vehicles on or about the public streets or such premises which would impede the flow of vehicular traffic and shall not obstruct or impede pedestrian traffic on the sidewalks of the Town. The Stony Point Police Department or may enforce such temporary controls to alleviate any special hazards and/or congestion created by any garage sales.

D. In the event of an emergency, all persons to whom a permit has been issued shall obey any orders made by the Building Inspector, Code Enforcement Officer or by any police, fire or other emergency service personnel.

E. It shall be unlawful for any individual to sell or offer for sale, under authority granted by this chapter, property other than personal property as defined herein.

F. Notwithstanding the foregoing, members of more than one residence may join together in single sale held at one of their residences.

### **§ 101-6. Exemptions.**

This chapter shall not apply to:

A. A person selling personal property pursuant to an order or process of a court of competent jurisdiction; or

B. To any public official acting pursuant to and within the scope of his authority.

C. Any sale conducted by any lawful and legitimate business or commercial or industrial establishment or any sale conducted by any other vendor or dealer in a time, place and manner not otherwise prohibited by state or local laws.

D. Any public auction having a duration of no more than two (2) days and conducted by an auctioneer licensed by the State of New York.

### **§ 101-7. Enforcement.**

This chapter shall be enforced by the Building Inspector (or Deputy/Assistant), the Fire Inspector (or Deputy/Assistant), Code Enforcement Officer (or Deputy/Assistant), any police officer of the Town of Stony Point Police Department and any other person specifically authorized by resolution of the Town Board.

### **§ 101-8. Violations and Penalties.**

It shall be unlawful for any person or persons to fail to comply with this chapter or any provisions of this chapter. Any person violating any of the provisions of this chapter shall be deemed guilty of a violation and, upon conviction thereof, shall be fined in an amount not exceeding \$250 or imprisonment not to exceed 15 days, or both.

### **§ 101-9. Effective Date.**

This chapter will become effective immediately upon its enactment by the Town Board and proper filing with the offices of the Secretary of State.

## **AGENDA ITEMS:**

### **2015 PERMA 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 authorize the Supervisor and the Finance Director to attend the 2015 PERMA Conference.

### **IMPLEMENTATION OF PROJECTS – NY RISING**

#### **RESOLUTION 2015/24**

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:

#### **ADOPTING THE FOLLOWING PROCEDURES AND POLICIES FOR THE TOWN OF STONY POINT FOR THE PROCUREMENT OF GOODS AND SERVICES NECESSARY FOR THE IMPLEMENTATION OF PROJECTS FUNDED BY THE GOVERNOR'S OFFICE OF STORM RECOVERY OF THE NEW YORK STATE HOUSING TRUST FUND CORPORATION**

**WHEREAS**, in the aftermath of Superstorm Sandy, the United States Congress, through Public Law passed the Disaster Relief Appropriations Act of 2013 (Public Law 113-2, approved January 29, 2013), as amended (the "Act"), appropriating \$16 billion, later reduced to \$15.18 billion, to the U.S. Department of Housing and Urban Development ("HUD") for Community Development Block Grant Disaster Recovery ("CDBG-DR") funds for necessary expenses related to disaster relief, long-term recovery, restoration of infrastructure, and housing and economic revitalization in the most impacted and distressed areas resulting from a major disaster declared due to Superstorm Sandy and other eligible events, including Hurricane Irene and Tropical Storm Lee, in calendar years 2011, 2012, and 2013 (the "Storms"), subject to the Federal statutes and regulations governing CDBG grants, as modified by exceptions and waivers previously granted and which may hereafter be granted by HUD; and,

**WHEREAS**, pursuant to the CDBG-DR Grant Program and Federal Register Notice (78 Fed. Reg. 14,329), published March 5, 2013, titled, "*Allocations, Common Applications, and Alternative Requirements for Grantees Receiving Community Development Block Grant (CDBG) Disaster Recovery Funds in Response to Hurricane Sandy* (as amended)," the State has received an allocation of CDBG-DR funds from HUD in the amount of \$1,713,960,000; and

**WHEREAS**, pursuant to the CDBG-DR Grant Program and Federal Register Notice (78 Fed. Reg. 69,104), entitled *Second Allocation, Waivers, and Alternative Requirements for Grantees Receiving Community Development Block Grant (CDBG) Disaster Recovery Funds in Response to Hurricane Sandy* (as amended)," the State has received a second allocation of CDBG-DR funds from HUD in the amount of \$2,097,000,000; and

**WHEREAS**, pursuant to the CDBG-DR Grant Program and Federal Register Notice (79 Fed. Reg. 62,183), entitled *Third Allocation, Waivers, and Alternative Requirements for Grantees Receiving Community Development Block Grant (CDBG) Disaster Recovery Funds in Response to Hurricane Sandy* (as amended)," the State has received a third allocation of CDBG-DR funds from HUD in the amount of \$605,922,000 (of which \$185,000,000 has been allocated towards the proposals developed through the Rebuild by Design competition); and

**WHEREAS**, the Town of Stony Point has entered into a subrecipient agreement with the Governor's Office of Storm Recovery of the New York State Housing Trust Fund Corporation.

**NOW, THEREFORE BE IT RESOLVED** by the Stony Point Town Board, on behalf of the Town of Stony Point that the Town of Stony Point shall follow these policies and procedures in the procurement of goods and services necessary for the implementation of projects funded by the Governor's Office of Storm Recovery of the New York State Housing Trust Fund Corporation:

#### PROCUREMENT PROCEDURES

The Town of Stony Point will comply with the procurement standards required under 24 CFR 85.36 for all procurement activities utilizing CDBG-DR funds granted by the Governor's Office of Storm Recovery of the New York State Housing Trust Fund Corporation.

#### AVOIDING PROCUREMENT OF UNNECESSARY OR DUPLICATIVE ITEMS OR SERVICES

The director or supervisor of each department or agency of the Town of Stony Point, responsible for procurement of services, supplies, equipment, or construction obtained with Federal, State or Local funds shall review all proposed procurement actions to avoid the purchase of unnecessary or duplicative items. Such reviews shall consider consolidation or breaking out to obtain a more economical purchase. When determined appropriate by the director or supervisor, an analysis should be made of lease versus purchase alternatives and any other analysis to determine the most economical approach.

#### CODE OF CONDUCT

No employee, officer or agent of the Town of Stony Point shall participate directly or indirectly in the selection or in the award or administration of any contract if a conflict, real or apparent, would be involved. Such conflict would arise when a financial or other interest in a firm selected for award is held by:

1. An employee, officer or agent involved in making the award;
2. His/her relative including father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepsister, half-brother, or sister;
3. His/her partner; or
4. An organization which employs, is negotiating to employ, or has an arrangement concerning prospective employment of any of the above.

#### PROCUREMENT AND CONTRACT PROTEST PROCEDURES

Any actual or prospective contractor may protest the solicitation or award of a contract for serious violations of the principles of this Statement. Any protest against solicitations must be received before the due date for receipt of bids or proposals, and any protest against the award of a contract must be received within ten calendar days after contract award, or the protest will not be considered. All bid protests shall be in writing, submitted to Purchasing Agent or Town Clerk of the Town of Stony Point. The Purchasing Agent or town Clerk of the Town of Stony Point may, at his/her discretion, suspend the procurement pending resolution of the protest, if warranted by the facts presented.

#### SELECT ENGINEERING FIRM – NY RISING

##### **Town of Stony Point RESOLUTION No 2015/25**

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 APPROVING THE SELECTION OF AN ENGINEER FOR THE TOWN OF STONY POINT'S NEW YORK RISING COMMUNITY RECONSTRUCTION PROGRAM COMMUNITY DEVELOPMENT BLOCK GRANT-DISASTER RECOVERY**

**(CDBG-DR) "SHORELINE PROTECTION AGAINST EROSION AND WAVE ACTION (BEACH ROAD)" PROJECT.**

**WHEREAS**, an Evaluation Committee, appointed by the Town of Stony Point to evaluate responses received from design engineer firms in response to a "Request for Qualifications for Design/Engineering Services" convened on March 18, 2015 to evaluate responsive statements;

**WHEREAS**, the Evaluation Committee evaluated and scored all responsive submittals based on Technical Evaluation Criteria; and,

**WHEREAS**, the Town of Stony Point "Request for Qualification Evaluation Committee" recommends "AKRF Engineering, P.C.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Board of the Town of Stony Point acting as governing authority of said Town that the Town of Stony Point enter into contract negotiations with the aforementioned firm:

This resolution was hereby adopted.

**AWARD 2015 ROADWAY RESURFACING BID**

A motion was made by Councilman Javenes, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present to award the 2015 roadway resurfacing bid to Tilcon New York Inc. in the following amounts:

Milling per sq. yd	\$ 6.50
Tack Coat per sq. yd	\$ 0.35
Asphalt per ton	\$ 96.75
Keyway is Asphalt each	\$420.00

**AWARD 2015 GOLF COURSE CHEMICAL, FERTILIZER AND GRASS SEED BID**

A motion was made by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present to award the 2015 golf course chemical, fertilizer and grass seed bid as presented by Golf Course Superintendent, Joe Smyth and as on file in the Town Clerk's Office.

**AWARD 2015 DAY CAMP BUS TRANSPORTATION BID**

A motion was made by Supervisor Finn, seconded by Councilman Javenes and **carried** by a voice vote of all board members present, with Councilman Monaghan abstaining, to award the 2015 day camp bus transportation bid to Haverstraw Transit in the amount of \$45,960.00.

**USE OF COMMUTER PARKING LOT – STONY POINT LIONS CLUB**

A motion was made by Councilman Basile, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present to grant the Lions Club request to use the Route 9W Commuter Lot for a yard sale on Saturday, May 16, 2015 with a rain date of May 23, 2015.

**USE OF COMMUTER PARKING LOT – KNIGHTS OF PYTHIAS**

A motion was made by Councilman Basile, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present to grant permission to park cars at the Route 9W Commuter Lot on Saturday, April 25, 2015 to facilitate a charity bus trip for the Knights of Pythias.

**ELECTRICAL INSPECTIONS – STATE WIDE INSPECTION SERVICES**

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 request from State Wide Inspection Services to be authorized to perform electrical inspections in the Town of Stony Point.

**HIRE SEASONAL WORKERS – 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 hire the following seasonal workers for the Patriot Hills Golf Course:

Recreational Facility Attendant

- Jim McCann at \$15.00 per hour to begin on May 1, 2015

Cart Attendant/Ranger

- Dominic Greco at \$8.75 per hour to begin on or after April 20, 2015
- Matthew Welsh at \$8.75 per hour to begin on or after April 20, 2015

**HIRE SEASONAL WORKER – GOLF COURSE MAINTENANCE**

A motion was made by Councilman Basile, seconded by Councilman Monaghan and **unanimously carried** by a voice vote of all board members present to hire Wilton Faustino as a seasonal worker for golf course maintenance at \$11.00 an hour to begin April 16, 2015.

**HIRE RECREATION FACILITY ATTENDANTS (PARK GUARDS)**

A motion was made by Councilman Basile, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present to hire the following five recreation facility attendants (park guards) to work Memorial Day thru Labor Day, 8 am to 8 pm weekends and holidays:

Joseph Dibble	\$10.13/hr
William Frontino	\$10.13/hr
Vincent Lafalgio	\$ 9.93/hr
Charles Palmer	\$10.54/hr
Frank Monahan	\$ 9.50/hr

**HIRE POOL PERSONNEL**

A motion was made by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present to hire the following personnel for the town pool and the wading pool at Eccher Park from 6/27/15 – 9/7/15:

Cashiers:

Joan Dubois @ \$15.60/hr  
Debra Wirchanski @ \$10.88/hr

Pool Operators:

Seamus Finucane @ \$15.38/hr  
Erin Madden @ \$15.00/hr

Life Guards:

Steven Fejes @ \$10.25/hr  
Sam Finn @ \$10.46/hr  
Danielle Sandusky @ \$10.46/hr  
Eric Sandusky @ \$10.25/hr  
Victoria Vetter @ \$10.25/hr  
Tara Monaghan @ \$10.25/hr  
Allison Soss @ \$10.00/hr  
Sydney Newbury @ \$10.25/hr  
Shawn Fenton @ \$10.25/hr  
Shane Phillips @ \$10.25/hr  
Bailey Fiscus @ \$10.00/hr  
Nick Jones @ \$10.46/hr  
Kylie Priest @ \$10.00/hr  
Megan Donelan @ \$10.00/hr  
Samantha Newbury @ \$10.25/hr  
Hailey Babcock @ \$10.00/hr

Eccher Pool Guards:

Frank Nigro @ \$8.75/hr  
John Greeley @ \$8.75/hr

**HIRE PLAYGROUND PROGRAM PERSONNEL**

A motion was made by Supervisor Finn, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present to hire the following personnel for the Playground Program:

Director:

Jaimee Nigro @ \$12.79/hr

Camp Counselors all at \$8.75/hr

Anthony Alva

Christopher Alva

Steven Checco

Maria Squillini

Jared Finn

Ally Rastelli

Kailee Stephens

Dana Wirchansky

Timothy Brenner

Liz Chizmadia

Richard Stephens

Stephen Greeley

Nicole Squillini

### **SET FEES FOR 2015 – SUMMER RECREATION**

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

- Pool Registration                      \$10.00 per person for residents
- Guest Pass                                \$10.00 per day for non-resident accompanied by resident
- Seniors                                      Free for town residents
- Senior Guest Pass                      \$5.00 for non-resident accompanied by resident
- Swim Lessons                            \$125.00 for 5-1 hr. lessons
- Tennis Lessons                         \$90.00 for 5-1 hr. lessons
- Playground Program                  \$60.00 for residents and \$80.00 for non-residents

\$10.00 discount per child for multiple children within the Playground Program

### **RENEW CONTRACT FOR JUSTICE COURT TELEPHONE SYSTEM**

A motion was made by Councilman White, seconded by Councilman Monaghan and **unanimously carried** by a voice vote of all board members present to renew the service contract with Centurion Telephone S/S Inc. for the telephone system at the Stony Point Justice Court at a cost of \$800/yr.

### **RENEW CONTRACT FOR TOWN HALL TELEPHONE SYSTEM**

A motion was made by Councilman White, seconded by Councilman Monaghan and **unanimously carried** by a voice vote of all board members present to renew the service contract with Centurion Telephone S/S Inc. for the telephone system at the Stony Point Town Hall at a cost of \$800/yr.

### **RENEW CONTRACT FOR POLICE DEPARTMENT TELEPHONE SYSTEM**

A motion was made by Councilman White, seconded by Councilman Monaghan and **unanimously carried** by a voice vote of all board members present to renew the service contract with Centurion Telephone S/S Inc. for the telephone system at the Stony Point Police Station at a cost of \$900/yr.

### **RENTAL AGREEMENT-POSTAGE MACHINE-JUSTICE COURT**

A motion was made Supervisor Finn, seconded by Councilman Monaghan and **unanimously carried** by a voice vote of all board members present to enter into a rental agreement with Pitney Bowes for a postage machine at Stony Point Justice Court. The agreement is for a five-year period at a cost of \$48.20 a month.

### **RENEW AGREEMENT – CORNELL COOPERATIVE EXTENSION – STORMWATER 2 EDUCATION**

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

Stormwater 2 Education Agreement with Cornell Cooperative Extension that will help the Town meet the educational and outreach requirements of EPA Phase 2 Stormwater Regulations. This agreement is at no cost to the Town of Stony Point.

**STONY POINT FIRE DISTRICT WAYNE DAY PARADE – USE OF SOUND STAGE AND PARADE ROUTE**

A motion was made by Councilman Basile, seconded by Supervisor Finn and **unanimously carried** by a voice vote of all board members present to allow Wayne Hose Company to use the sound stage as a reviewing stand for the Wayne Day Parade on July 11, 2015 and to have the Stony Point Police Department assist them with traffic control during the parade event.

**PAL 2015 BIKE SAFETY EVENT – USE OF SOUND STAGE AND LOWLAND PARK**

A motion was made by Councilman Basile, seconded by Supervisor Finn and **unanimously carried** by a voice vote of all board members present to allow the Stony Point PAL use of the sound stage and Eccher Park at Lowland for its 2015 Bike Safety Event on June 20, 2015.

**PAL FAMILY FUN DAY – USE OF SOUND STAGE AND KIRKBRIDE HALL**

A motion was made by Councilman Basile, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present to allow the Stony Point PAL use of the sound stage and Kirkbride Hall for its annual Family Fun Day on September 26, 2015.

**SPONSORSHIP – 12<sup>TH</sup> ANNUAL NORTH ROCKLAND COMMUNITY 5K RUN/WALK**

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 a \$1,500 sponsorship for the 12<sup>th</sup> Annual North Rockland Community 5K Run/Walk.

**SPONSORSHIP – PENGUIN REP THEATRE**

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 a \$200 sponsorship for Penguin Rep Theatre.

**KIRKBRIDE HALL – FENCING**

A motion was made by Councilman Javenes, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present to accept the quote from Homestead Fence in the amount of \$8,260 for fencing at Kirkbride Hall.

**EXECUTIVE SESSION**

A motion was made by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present to adjourn into executive session at 8:21 pm to discuss personnel matters. Supervisor Finn announced that no further votes would be taken.

**ADJOURN**

The April 14, 2015 Stony Point Town Board meeting adjourned at 9:15 pm and no further votes were taken.

Respectfully submitted

Joan Skinner – Town Clerk