

STONY POINT TOWN BOARD MEETING – MAY 10, 2011

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, May 10, 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

EQUALIZATION RATE-2011 SCHOOL TAXES

Supervisor Sherwood read the following statement:

I have a very important announcement for Stony Point taxpayers. We approved a very favorable equalization rate at the last board meeting and our attorneys still have an application pending to further improve that rate if possible.

The real reason for our high tax bills is the school board and the extravagant budgets they have been presenting.

When the school board announced a 7% increase in the levy I contacted Supervisor Phillips in Haverstraw and the Superintendent of Schools and suggested that each town supply the figures we have and that the school district tell the voters what that would mean to the taxpayers in each of the towns.

In other words how the district would be apportioning the taxes between the towns. I appeared at the school budget hearing and again demanded that they break down the numbers. The School Board officials refused.

Supervisor Phillips and I demanded a meeting with the School Board and finally met on Monday morning with Superintendent Ileana Eckert and her finance deputy.

We did our own computations and the tax levy the School Board proposed would have raised Haverstraw's taxes by over 12% and Stony Point's by 3%. I pointed out that while that was a modest increase for Stony Point it is far more than our taxpayers can absorb in this economic climate.

We established that the School District has over \$86,000,000 in reserves that could be tapped.

We questioned the expenditures in the budget some of which we think were duplicated and some of which were simply overstated

They agreed to reductions that would result in a 10% increase for Haverstraw and just a 1% increase for Stony Point homeowners.

Today the Superintendent indicated that they felt they could tap reserves for about another \$3,000,000 to further lower the tax burden.

Based on the current numbers it appears that Haverstraw School taxes will increase for homeowners by about 7%.

Stony Point homeowners should see a 2% DECREASE in the school tax bills. Our commercial properties should drop by 5 to 7%.

I want to thank Jennifer Sciscente and Jack O'Shaughnessy and the Haverstraw administration who worked together with me to convince school officials our taxpayers need a break.

We all know the importance of a quality education for our children, but that does not always mean a more expensive education.

High school taxes are the problem and cutting them is the solution. With a team effort we were able to do that this year.

PUBLIC INPUT

Tom Gubitosa-Chairman of the Stony Point Planning Board thanked Councilwoman Konopko and Supervisor Sherwood for helping to organize the recent training session for all the advisory boards.

Sy Samuels – Nordica Circle spoke regarding the Youth Employment Work Program at the Summit School of Nyack and requested that the Town of Stony Point endorse this program again this year. Summit School will be responsible for transportation, lunch, on-site supervisor and student training monies. They usually work with the Highway Department.

ACTION

A motion was made by Councilwoman Konopko, seconded by Councilman Finn and **unanimously carried** by a roll call vote to of those board members present approve Summit School of Nyack's request for the 2011 Youth Employment Program working with the Stony Point Highway Department.

PURCHASE ORDER REQUEST

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

Day Camp			
PO#2285	A Tradition of Excellence		\$2,415.00
Highway			
PO#2325	A&F Tire & Battery		\$1,790.02
Highway II			
PO#2326	Homestead Fence Inc.		\$10,900.00
Police			
PO#2299	Four Star Transmission		\$1,695.00

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 Councilwoman

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

Contractual General – April

<u>FUND</u>	<u>CLAIM #</u>	<u>BILL TOTAL</u>	<u>FUND TOTAL</u>
<u>General</u>	464-485	\$ 979,848.88	\$ 999,848.88
<u>Highway</u>	164-181	\$ 179,056.78	\$ 179,056.78
<u>Sewer</u>	154-174	\$ 57,751.95	\$ 57,751.95
<u>Special Districts</u>			
Enterprise	167-188	\$ 66,708.72	\$ 131,708.72
High Yld. Ckg.	1-1	\$ 47,541.03	\$ 47,541.03
Street Lighting	4-4	\$ 18,320.49	\$ 18,320.49
<u>General – May</u>			
<u>General</u>	486-553		\$ 82,626.10
<u>Highway</u>	182-204		\$ 83,535.75
<u>Sewer</u>	175-208		\$ 18,802.78
<u>Special Districts</u>			
Ambulance	8-8		\$ 26,220.25
Enterprise Fund	189-215		\$ 86,599.91
Hwy.Cap.Proj.	1-1		\$ 1,775.00
Solid Waste	12-13		\$ 23,327.69

Minutes

A motion was made by Councilman White, seconded by Councilman Finn and **unanimously carried** by a voice vote of those board members present to accept the minutes of March 22, 2011, April 12, 2011 and April 26, 2011.

REPORTS

ECONOMIC DEVELOPMENT COMMITTEE

Councilwoman Konopko reported:

- Steve Porath will give a presentation on the Holt Dr/Liberty Dr. retail corridor at the next meeting.
- First draft of the Request for Expressions of Interest will be available by the first meeting in June.
- Recent training session was very well attended and proved to be advantageous to all.
- Next meeting – June 7th

POLICE DEPARTMENT REPORT/BUSINESS

Chief Brophy presented the Board with the following report:

Police Department Report for the Month of April, 2011	
Number of calls for service:	589
Number of reported accidents:	21
Number of arrests:	35
Fuel usage:	1421.4 gallons

Car 600=38.5	Car 602=29.0	Car 603=36.5
Sum total of all traffic enforcement action:		263
Number of Youth Officer sponsored events:		5
Number of child safety seat installations:		3
Number of commercial vehicle enforcement details:		2
Number of traffic enforcement details:		2 w/speed trailer @ Algonquin Dr. & 210
Number of training hours:		200:00hrs
Total fees collected:		\$253.25
		(\$80.00 for prints; \$173.25 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 those board members present to approve Chief Brophy's time record for the month of April 2011 as presented.

- **FOLLOW-UP – PROJECT LIFE SAVER**

The agreement and waiver have been reviewed and approved by Special Counsel and the department would like to proceed with the program. PO George Zayas will be in charge of the town's involvement with the program.

ACTION

A motion was made by Councilwoman Konopko, seconded by Councilman Finn and **unanimously carried** by a voice vote of those board members present to proceed with the program.

- **FOLLOW-UP – TROU DE CURE BICYCLE EVENT**

Chief Brophy explained that this is a smaller scale bike race that will be going through the town on June 5th. No police involvement will be necessary.

- **FOLLOW-UP – GRAND FONDO BIKE RACE**

Chief Brophy reported that everything went relatively well with this large scale bike race that took place on May 8th. He received positive feedback from the public and the organization.

- **OVERTIME & SICK LEAVE REPORTS**

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

- **REQUEST TO SURPLUS POLICE DEPARTMENT PROPERTY**

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 surplusage a 2005 Ford, Crown Victoria Police Interceptor, 4-door sedan, VIN #2FFAHP71W45x114916; to place the vehicle out for auction and to allocate the funds derived from the sale into account A2665B, Sale of Equipment Revenue, Restricted.

LEGISLATIVE REPORTS

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

- Senator Carlucci recently sponsored the following bills:
 - Pension forfeiture and taxpayer abuse sanctions. If a member or retired member of the New York State Retirement System is convicted of a felony related to their performance or failure to perform their official duties, this bill would ensure that they will not continue to receive NYS benefits. It also allows the Comptroller to impose a sanction when a court issues an order. These sanctions will go to a taxpayer abuse fund that will be distributed to local school districts or local political subdivisions. The bill is currently in the Civil Service and Pensions Committee.
 - Facilitating electronic filing of business permits and other licenses as well as allowing for processing of digital information related to criminal history by the Division of Criminal Justice Service. The bill allows agency regulations, in regard to applications for business permits and other licenses, to substitute an affirmation under penalty of perjury for required sworn acknowledgments or oath. This bill reduces costs, streamlines government and improves efficiency. It is currently in the Senate Commerce Economic Development and Small Business Committee.
 - Providing a cure period in regulations affecting small businesses and local governments. The bill requires agencies to provide a cure period when adopting rules that allow assessing penalties on small businesses or local governments. If the agency does not provide a cure period it must provide an explanation as to why it was not included in the regulations. This bill is currently in the Senate Commerce Economic Development and Small Business Committee.
- Senator Carlucci is co-hosting a hearing this Thursday at the Stony Point Community Center (Rho Building), focusing on the safety of New York's nuclear power plants and the contingent plans in the event of a natural disaster as well as the importance of grid reliability. Testimony will be taken by local officials and experts. Based on the hearing and resulting testimony, a formal report will be issued.

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

SUPERVISOR’S REPORT

Supervisor Sherwood read the following:

PROCLAMATION - POLICE WEEK

WHEREAS, the Congress of the United States of America has designated the week of May 15-21, 2011 to be dedicated as “National Police Week” and May 15th of each year to be “Peace Officers’ Memorial Day”, and

WHEREAS, Police Officers’ Memorial Day is to be dedicated to Police Officers who have died in the line of duty, and

WHEREAS, the International Association of Chiefs of Police has requested that all municipalities honor Police Officers’ Memorial Day by flying all flags within the municipality at half mast.

NOW, THEREFORE, I, William E. Sherwood, by virtue of the authority vested in me as Supervisor of the Town of Stony Point, hereby proclaim May 15th through May 21st, 2011 as Police Week in the Town of Stony Point and in honor of those Police Officers who have died in the line of duty in this Country, all flags in the Town of Stony Point shall be flown at half mast on May 15th, 2011.

I DO FURTHER call upon all our citizens to make every effort to express their thanks to our men and women who make it possible for us to leave our homes knowing they are protected by men and women willing to sacrifice their lives, if necessary, to guard our loved ones, property and government against all who would violate the law.

IN RECOGNITION THEREOF, I affix my signature and the Seal of the Town of Stony Point to this proclamation this 10th day of May in the year of Our Lord, Two Thousand and Eleven.

William E. Sherwood, Supervisor

Joan Skinner, Town Clerk

Golf Course

Dave Fusco Director of Golf presented, the following report for April, 2011:

The following report for April, 2011:

- Green Fees \$ 126,677.12
- Memberships \$ 10,110.00
- ID Cards \$ 9,680.00
- Merchandise \$ 7,809.04
- Range Fees \$ 8,691.00
- Club Rental \$ 290.61
- Total \$ 163,257.77

DEPARTMENTAL REPORTS

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

Building & Zoning Department

April

Applications Pending In April 15

Applications Received 27

Applications Returned/Withdrawn	0
Applications Denied	0
Building & Blasting Permits Issued	30
Applications Pending	12
Certificate of Occupancy	9
Certificate of Compliance	2
Fees Collected	\$ 9,575.00

Dog Control Officer

April

Dogs seized and sheltered	2
Dogs returned to owner	2
Number of complaints received	11
Miles traveled patrolling the Town and transporting dogs	431

Fire Inspector

April

	Month	Total
Number Buildings Inspected	16	39
Number Buildings Re-Inspected	2	6
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	11
Fires Investigated	0	2
Miscellaneous	2	4

Planning Board

From:	4/1/2011	To:	4/30/2011
Applications Received	0		
Applications Approved	0		
Applications Pending			
Site Plan	1		
Subdivision-Major	1		
Fees Collected:	\$0.00		
Money in Lieu of Land	\$0.00		

Sewer Department

April

Total Overtime Hours	39.5 hrs
Holiday	8 hrs
Sundays	14.5 hrs.

Vacation	4 hrs.
Call Out	8 hrs.
Plant Water Leak	32hrs.
Monthly Flow	
Plant	22,083,500 gallons
Kay Fries	9,519,900 gallons
Fuel Usage	255 gallons
Heating Oil	29 gallons
Total to Sludge Compost Facility	63 Cu. Yds.
Solids	20.1%
Screenings	71.67 Cu. Ft.
Septage	9700 Gals.

Zoning Board Of Appeals

From:	4/1/2011	To:	4/30/2011
Applications Received			
Area Variance	1		
Applications Closed			
Area Variance	1		
Applications Pending			
Area Variance	1		
Fees Collected:	\$300.00		

Town Clerk

April

Amount Paid To NYS Agriculture & Markets	
For Spay/Neuter Program	\$ 23.00
Amount Paid To NYS Health Dept. For Marriage Licenses	\$ 157.50
Amount Paid To NYS Dept. Of Environmental Conservation	\$ 2,165.54
Amount Paid To Supervisor	\$ <u>11,717.45</u>
TOTAL AMOUNT REMITTED	\$ 14,063.49

CORRESPONDENCE

Town Clerk Joan Skinner read the following:

- Dear Supervisor Sherwood & Town of Stony Point Board Members:
On behalf of myself, the Tomkins Cove Public Library Board of Trustees and the people of Tomkins Cove, I would like to thank you for your continued support of the Tomkins Cove Public Library. As a small library with a small budget, every dollar matters. Without the support of the Town of Stony Point, we would have to cut back in programs or materials. I am happy that you recognize the importance of our library and continue to support us financially. Janet Lukas-Library Director
- Dear Supervisor Sherwood & Town Board:
The annual Wayne Day Bazaar is scheduled for July 13, 14, 15 & 16, 2011. Wayne Day serves as a major fundraiser for Wayne Hose Company

and is also an opportunity for families in our community to come together for a week of rides, games, food and entertainment. Over the past three years, with the cooperation of the Town of Stony Point, we successfully utilized the Letchworth campus to host the Bazaar. This location has allowed Wayne Day to continue to flourish. We are asking the Town Board to consider the following items for approval: 1) use of the Letchworth Campus (specifically the parking lot across from the Cooperative Extension building). 2) Waive the mass gathering permit. 3) Allowing Patriot Hills Dr to be closed and traffic rerouted over Knapp Rd during the event. As always, we will continue to work with the Town of Stony Point to make this another successful event. Thank you for your consideration and assistance and we look forward to seeing you at this years Wayne Day Bazaar. Kurt Mulligan-Wayne Day Bazaar Committee

ACTION

WAYNE DAY BAZAAR

A motion was made by Councilman Finn, seconded by Councilwoman Konopko and **unanimously carried** by a roll call vote of those board members present to approve the request from Wayne Hose Company No. 1 for the use of the Letchworth Campus for their Annual Wayne Day Bazaar, July 13, 14, 15, and 16, 2011 and to close Patriot Hills Drive and reroute traffic over Knapp Road during the bazaar. It was further moved to approve Wayne Hose Company's request to waive the public hearing for a mass gathering permit and to grant the mass gathering permit for the Wayne Day event.

PUBLIC HEARINGS

Master Plan

The following public hearing notice was offered:

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Stony Point, Rockland County, NY on May 10, 2011 at 7:00 PM at Rho Building (Community Room) 5 Clubhouse Lane, Stony Point, New York.

The purpose of this public hearing is to review the proposed changes to the 1995 Stony Point Master Plan. The proposed changes were recommended by the Comprehensive Plan Advisory Commission. All persons interested in making any public comments are provided with notice of the meeting and invited to attend and provide their comments. A copy of the proposed comprehensive plan changes is available at the office of the Town Clerk.

By order of the Town Board-Joan Skinner-Town Clerk-April 21, 2011

Supervisor Sherwood opened this public hearing at 7:51 pm and explained the purpose of the hearing was to receive public comments on the recommendations submitted from the Comprehensive Plan Advisory Commission. The Town Board is not in a position, at this time, to make a decision on the Master Plan. He

thanked the Commission and Robert Geneslaw, Town Planner, for the work that has been accomplished so far.

Robert Geneslaw, Town Planner, spoke on the process thus far:

- After the hearing is closed the Town Board will consider the comments, verbal and written.
- Comments from Rockland County Planning have been received.
- Response from SPACE has been received.
- No adjoining municipalities have responded as yet.
- Environmental impacts must be analyzed, but have not been done yet since tonight is only the Commission's recommendations and not the Town Board's position.
- After the public hearing the Town Board will need to indicate how they wish to move forward with the recommendations.
- Once there is a clear picture of the Town Board's position, an environmental review will then be conducted.
- Once the plan is adopted the Town Board would then need to consider changes in zoning and local laws and to decide on the more major elements of the plan, identify them and set a priority order for the Commission to look into them.

Barnaby Joyce, Chairman of the Commission, summarized the fourteen recommendations made by the Commission and on file in the Town Clerk's Office:

- Mixed Uses in the Business Zoning District (Route 9W Corridor)
- Reduction of Parking Standards in the BU District
- Adjustment of Parking Requirements for Change of Uses
- Reconsideration of Special Permit and Conditional Uses in Nonresidential Zoning Districts
- Auto Repair Without Gasoline Sales
- Technical Advisory Committee
- View Preservation
- Steep Slopes
- Townhouse and Condominium Developments
- Accessory Apartments
- Tree Preservation
- Stream Protection
- Beach Road Area
- Large Scale Mixed Use

PUBLIC INPUT

Frank Collyer – Knapp Rd and member of SPACE spoke indicating that he agrees with most of the findings and recommendations, however, he does have concerns in some areas. After speaking at length, Councilman Vicari asked Mr.

Collyer to submit his comments in writing so that the Board could adequately review them.

George Potanovic, Gate Hill Rd. and president of SPACE spoke indicating that while he agrees with some aspects of the proposed plan that encourage business development along the Route 9W corridor and improving some of the process for planning, there are some concerns about changes in zoning and the potential impact they would have on the town. After speaking at length, Councilman Vicari asked Mr. Potanovic to submit his comments in writing so that the Board could adequately review them.

Michael Dietrich, Route 210 spoke indicating that there is nothing more important than land use planning for the quality of life for everyone here. We need to look into the future for quality of life issues such as view sheds, water sheds, tree ordinances, etc.

The public hearing was **continued** to the next meeting.

Sewer Extension – 2 Conklin Dr.

The following public hearing notice was offered:

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.

Supervisor Sherwood opened the public hearing at 8:56 pm

Public Input - None

ACTION

A motion was made by Councilman Finn, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to close the public hearing at 8:58 pm.

ACTION

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

RESOLUTION AND ORDER OF TOWN BOARD APPROVING PETITION
FOR SANITARY SEWER DISTRICT #3

At a meeting of the Town Board of the Town of Stony Point, held at Rho Building, 5 Clubhouse Lane, in the Town of Stony Point, Rockland County, New York, on the **10th day of May 2011**.

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

WHEREAS, a written Petition dated **March 21, 2011** signed and acknowledged by **Michael Graham**, has been presented to and filed with the Town Board of the Town of Stony Point requesting the Extension of a sanitary sewer and laterals in a proposed Extension of District #3 to be known as the Extension of Sanitary Sewer District #3 as more particularly described in said Petition, and

WHEREAS, a certified copy of the order of this Board calling a hearing hereon, which order is dated **April 12, 2011** was duly and regularly published in the Rockland County Times and on the official sign board of the Town on **April 28, 2011** and certified copies thereof were posted in five public places within the proposed Extension of Sanitary Sewer District #3 on **May 1st, 2011**, and

WHEREAS, a Public Hearing having taken place at Rho Building, 5 Clubhouse Lane in the Town of Stony Point, Rockland County, New York on **May 12th, 2011**, at 7:00 PM the petitioners having appeared in support of said application and proof having been presented concerning the same, and no objection or protest having been made to the proposed Extension.

WHEREAS, the Town Board has given due deliberation to the hearing and the testimony and allegations presented and has determined to grant the prayer of said petition, and

WHEREAS, the map and plan aforesaid has been approved by the State Department of Health, and copies thereof filed with said Department, and with the Town Clerk, pursuant to Section 192 of the Town Law.

Now on motion of **Councilman Finn**, seconded by **Councilwoman Konopko** all members present voting therefor, it is

FOUND, ORDERED AND DETERMINED that said petition dated , for the creation of the Extension of Sanitary Sewer District #3 in the Town of Stony Point, Rockland County, New York, is signed, approved and acknowledged, as required by law, and is otherwise sufficient and complies with the provision of Section 191 of the Town Law, constituting Chapter 62 of the Consolidated Laws of the State of New York, and such other sections of said chapter as are applicable thereto; and that there is annexed to said petition a map and plans showing the boundaries of the proposed Extension of Sanitary Sewer District #2 and a general plan of the proposed district, and it is

FOUND, ORDERED AND DETERMINED by the Town Board of the Town of Stony Point that it is in the public interest to grant the whole relief sought by said petition, and that all of the property, property owners and interested persons within said proposed Extension of District #3 are benefited thereby, and that all property, or property owners benefited are included therein, and that no property or property owners or interested persons benefited thereby have been excluded therefrom, and it is

ORDERED that the petition for the creation of the extension of Sanitary Sewer District #3 be established in said Town of Stony Point, as described in said petition, may and plan, to be known as the Extension of Sanitary Sewer District #3 and to include the following property:

SCHEDULE A

ALL that certain plot, piece or parcel of land, situate, lying and being in the Town of Stony Point, County of Rockland and State of New York, more particularly bounded and described as follows:

BEGINNING at a point in the northeasterly line of an existing 50 foot wide access easement where the same is intersected by the common boundary line of Lot 4-3.2 on the northwest and Lot 4-3.1 on the southeast as shown on a certain map entitled, "Final Subdivision Plat – William Conklin" prepared by Raimondi Associates P.C. and filed in the Rockland County Clerk's Office on March 15, 1983 as Map No. 5461, said point being located southeasterly 255.00 feet along the northeasterly line of said existing 50 foot wide easement from the point of intersection of the same with the southeasterly right of way line of Blanchard Road, as widened to 25 feet from the center line; and

RUNNING THENCE (1) North 22 degrees 28 minutes 52 seconds East, 279.63 feet along said Lot 4-3.2 and along lands now or formerly of Audrey Smith to a point;

THENCE (2) South 60 degrees 08 minutes 03 seconds East, 170.00 feet along said lands now or formerly of Audrey Smith to a point;

THENCE (3) South 26 degrees 53 minutes 19 seconds West, 284.64 feet along the same to the said northeasterly line of the existing 50 foot wide access easement;

THENCE (4) North 47 degrees 55 minutes 21 seconds West, 17.13 feet along the said northeasterly line of the 50 foot wide access easement to a point of curvature;

THENCE (5) northwesterly and westerly on a curve to the left having a radius of 350.00 feet, an arc distance of 119.71 feet along the same point of tangency;

THENCE (6) North 67 degrees 31 minutes 08 seconds West, 13.19 feet along the same to the point of BEGINNING.

FOR CONVEYANCE PURPOSES ONLY; NOT FOR POLICY;

TOGETHER WITH an easement for ingress and egress and for utilities along a 50 foot right of way running east and west from Blanchard Road between Lots 1, 2, and 3 as shown on said Filed Map.

PRESENTATION – INDEPENDENT AUDITORS

Jeff Shaver and Alan Cassei from O'Connor Davies Munns & Dobbins briefly reviewed their independent auditors report for the year ended December 31, 2010 as filed in the Town Clerk's Office.

ROCKLAND COUNTY PUBLIC SAFETY COMMUNICATIONS SYSTEM PROPOSAL

Gerald Walsh, Commissioner of Rockland County Dept of General Services Facilities Management spoke to the Board regarding the proposed new county-wide radio system for emergency services and in particular, installation of an antenna on the water tower at Helen Hayes Hospital. Twelve antennas are planned throughout the county to facilitate the project.

2011 FINANCIAL DISCLOSURE STATEMENTS

Joan Skinner, Town Clerk, advised that pursuant to the Stony Point Town Code Section 15-3 (B), Town Ethics Law, all "Financial and Other Interests" statements have been filed in the Office of the Town Clerk. The Ethics Board has been notified that these statements are available for their review.

AMBULANCE CORP – CAPITAL PROJECT

Supervisor Sherwood spoke about tax free financing and bonding for the capital building project for the ambulance corp. and trying to establish whether the Town has any authority to bond for the construction of the building by the ambulance corp. which is a private organization. In order to do this the Town would have to have some interest in the property. He would like to explore this issue further.

ACADEMY OF FINANCE SUMMER INTERN

A motion was made by Councilman Finn, seconded by Councilwoman Konopko, and **unanimously carried** by a voice vote of those board members present to hire a student from the Academy of Finance for a six week summer internship for 20 hours a week at minimum wage.

UPDATE – POOL STATUS

Councilwoman Konopko and Kevin Maher, Town Engineer, explained that the major outstanding issue is replacement of the filtration system. The first estimate received was in the area of \$125,000 and a second estimate would be received by Thursday. In the interest of time and in order to replace the system prior to the pool opening on June 25th the following motion was made:

A motion was made by Councilman Finn, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of those board members present to allow the Supervisor to sign off on the lowest proposal received for replacement of the filtration system.

POOL PERSONNEL

A motion was made by Councilman Finn, seconded by Councilwoman Konopko, and **unanimously carried** by a voice vote of those board members present to hire life guards, pool operators and pool cashiers as submitted by the Recreation Dept and on file in the Town Clerk's office.

STUDENT LABORERS

A motion was made by Councilman Finn, seconded by Councilman White, and **unanimously carried** by a voice vote of those board members present to hire the following student laborers for the 2011 season at \$7.25 per hour; Jeff O'Dell, Anthony Simini and Chris Cass.

ETHICS BOARD APPOINTMENT

A motion was made by Councilman Vicari, seconded by Councilman Finn and **unanimously carried** by a voice vote of those board members present to re-appoint John Frawley as a member of the Board of Ethics; term to expire in June 2014.

WORKPLACE VIOLENCE POLICY AND PROCEDURES

A motion was made by Councilwoman Konopko, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to adopt the Workplace Violence Policy after amending the section referring to firearms to read "with the exception of our police department".

ATM MACHINE – PATRIOT HILLS GOLF COURSE

A motion was made by Councilman White, seconded by Supervisor Sherwood and **unanimously carried** by a voice vote of those board members present to authorize Eagle Express Services Inc. to provide an ATM machine at the Patriot Hills Golf Course. The company will pay the town \$1.00 per \$3.00 transaction.

HIRE PERSONNEL – GOLF COURSE OPERATIONS

A motion was made by Councilman Finn, seconded by Councilwoman Konopko, and **unanimously carried** by voice vote of those board members present to approve hiring the following personnel for golf course operations:

Cart Attendant/Ranger - Chris Filor, Brian McFadden, Brandon Gubitosa, Eva O'Connor and Nicholas Loucas at \$7.60 per hour
Pro Shop: Jay Barry at \$10.20 per hour

MOTOR CONTROL CENTER – SEWER PLANT

After discussion this matter was **tabled** to the May 24th board meeting.

RFP – REFUSE PICKUP AT TOWN FACILITIES

After discussion between the Town Board and Special Counsel it was decided to **table** this matter for one month.

JUSTICE COURT – COPY MACHINE

A motion was made by Councilman Vicari, seconded by Councilman Finn and **unanimously carried** by voice vote of those board members present to approve a capital lease of \$212 per month, including maintenance, for a new copier at Justice Court.

FENCE – COMMUNITY GARDENS

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 purchase of a fence from Homestead Fence for a Community Garden at a cost of \$10,900.

DRAINAGE REPAIR-DUNDERBERG ROAD

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 Highway Department to proceed with the Dunderberg Road project using Innovative Excavating and not to exceed \$7,900.

EXECUTIVE SESSION

At 10:07 pm a motion was made by Councilwoman Konopko, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to adjourn into executive session.

RECONVENE

At 10:40 pm a motion was made by Councilwoman Konopko, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to reconvene the May 10, 2011 Stony Point Town Board meeting.

ACTION

A motion was made by Councilman Vicari, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to approve the contract between the Town of Stony Point and Brian Moore as Chief of Police in the form approved by Special Counsel and revised in paragraph two expressly stating his salary is effective May 28, 2011.

EXECUTIVE SESSION

At 10:43 pm a motion was made by Councilwoman Konopko, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to adjourn into executive session.

ADJOURN

At 11:30 pm a motion was made by Councilman Finn, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to adjourn the May 10, 2011 Stony Point Town Board Meeting.

Respectfully submitted,

Joan Skinner
Town Clerk