

STONY POINT TOWN BOARD MEETING – JULY 24, 2012

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, July 24, 2012 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. Karl Javenes	Councilman
	Mr. James McDonnell	Councilman
	Mr. James White	Councilman
	Ms. Luanne Konopko	Councilwoman
	Mr. Geoffrey Finn	Supervisor

PUBLIC INPUT

Susan Filgueras, Mott Farm Rd spoke:

- Announced a hike at Iona Island scheduled for 7/28/12 at 10 am
- Spoke against the Champlain Hudson Power Express project, pointing out what she believes to be many problem areas.
- Will start petitions against the project and especially against desecration of the historic Waldron Cemetery

PURCHASE ORDERS

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

Highway Dept.

PO#2440	Nassau Suffolk Truck	\$19,630.35
PO#2441	Campbell Foundry Co.	\$ 1,353.00
PO#2444	Ennis Traffic Paint	\$ 1,173.25

Sewer Dept.

PO#2418	Slack Chemical	\$ 1,634.70
PO#2419	Clean Waters Inc.	\$ 1,594.00

AUDIT OF BILLS - None

MINUTES

A motion was made by Councilman White, seconded by Councilman McDonnell and **unanimously carried** by a voice vote of those board members present to accept the minutes of June 26, 2012 and July 10, 2012.

REPORTS - None

POLICE BUSINESS

Chief Moore presented the following:

- **POSTING SIGNS – ROUTE 210**

A motion was made by Supervisor Finn, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of those board members present to approve posting of No Loitering and No Swimming signs at the parking area across from 235 Route 210.

- **NO PARKING – INTERSECTION OF WEST MAIN ST. & JAY ST.**

A motion was made by Supervisor Finn, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to approve marking a No Parking area on West Main Street at Jay Street.

ECONOMIC DEVELOPMENT

Councilwoman Konopko spoke on the following items:

- Will present the following at the next Town Board meeting
 - Pricing for park benches
 - Approval of permit application and fees for Film Committee
- Next full committee meeting will be held on Sept. 6
- The slide presentation from last month's EPA workshop is on the Town website
 - Recommendations are in draft phase and are expected to be received by the next Town Board meeting.

SUPERVISOR'S REPORT

Supervisor Finn spoke on the following items:

- Local Law #3 of 2012 regarding "Signs" has been passed and cleanup of those signs on public right-of-ways has started.
- Local Law #2 of 2012 regarding "Property Maintenance" has been passed and three complaints are currently being acted on; at 3 Gurran Dr., 150 Filors Lane and 3 Clark Rd.
- Meeting yesterday with representatives of the Champlain Hudson Power Express Project and Supervisor Finn, Kevin Maher Town Engineer, Phil Valenza Assistant Building Inspector, Larry Brissing Superintendent of Highways and Councilman McDonnell. The message was loud and clear that Stony Point does not want the line coming through the Town and if it does, it better be underwater.
- July 25th will be Ralph Goldsmith Day in honor of his 100th birthday.
- Concert at Town Pool on Friday, July 27 and at Riverfront Wednesday, July 25.
- Announcement made yesterday indicating that NRG Energy merged with Genon. Supervisor Finn has been in touch with the President of Genon and has been assured that the merger is a good thing. We, of course will be keeping a close eye on this.
- Looking into the possibility of a small scale skate board park in Stony Point.

GOLF COURSE REPORT - None

AMBULANCE REPORT - None

DEPARTMENT REPORTS - None

CORRESPONDENCE - None

RECOGNITION

Supervisor Finn introduced a very special guest, Lauren Shields, a 12 year-old Stony Point resident who, at the age of eight, was a heart transplant recipient. Lauren's Law, named after Lauren, and was recently passed by the New York State Legislature. This law makes it easier for donors to sign up and give the gift of life.

Lauren gave the following address:

"Hi Everyone

My name is Lauren Shields and I am 12 years old.

Three years ago I had a life saving heart transplant. My condition came out of nowhere, catching us all by surprise when I suddenly went into heart failure. A simple virus had attacked my heart. I remember when I was told I would need a transplant I wasn't really sure what it meant, but I knew I was very sick, and getting worse. I remember at one point, saying to mommy that I hoped my new heart would come soon, because I didn't think the old one was going to be able to wait.

The waiting is a very scary time no matter how old you are or the type of organ you are waiting for. You go to sleep hoping that the call will come but when you open your eyes in the morning you realize it didn't. In New York State someone dies every 13 hours waiting for that call to come. We live in the greatest State in the world and I know we can do better.

We need to keep working together to save lives and everyone can play a part in some way. Please go online tonight and write a quick note to Governor Cuomo and ask him to sign Lauren's Law as quickly as possible. It will take only a few minutes and I know it will make an impact. Together we can make a difference.

My journey was not an easy one at all but I learned wonderful life lessons in the hospital. I learned what it is like to face fear and win. I learned to take things slow sometimes and take a moment to breathe. I learned that people can be so supportive and that sometimes it's the people that you don't know at all that help you the most. I learned that nurses will treat you like you are their own child – with love in their hearts. I learned just how much the people close to me love me. I learned most importantly that when you get a second chance at life it is your duty to pay it forward and do good for others and that is why I am here. Not a day goes by that I don't think about the angel that saved my life. I am so grateful to my donor family. I've made a promise that I will spend the rest of my life trying to help raise awareness for organ and tissue donation in tribute to the angel that saved my life.

Please share my story with others as a story of hope. Never take life for granted, because I am living proof that even the healthiest can fall sick tomorrow. If you are not already enrolled, please take a moment tonight and sign-up to be someone's future angel. It is the most beautiful gift you will ever give.

In closing, I want to thank the Town of Stony Point for its continued support and encouragement for both me and my family. You were the invisible arms that held us up when we felt we couldn't stand any longer.

Thank you so very much for inviting me to be here tonight.”

Supervisor Finn presented Lauren with a certificate which read:

“The Town of Stony Point - Presented to Lauren Shields for your incredible courage and dedication. Thank you for your help in bringing awareness to organ donation and helping to save the lives of so many others. You are an inspiration to all.”

He also presented her with a Star which read:

“Congratulations to Lauren Shields – Lauren's Law 2012”

CHAMPAIGN HUDSON POWER EXPRESS PROJECT

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

RESOLVED, that the Town Board of the Town of Stony Point hereby expresses their opposition to the Champlain Hudson Express Project passing through any and all properties located within the Town of Stony Point.

ANNUAL MAGISTRATE/COURT CLERK CONFERENCE

A motion was made by Councilman White, seconded by Councilman Javenes, and **unanimously carried** by a voice vote of those board members present to authorize two (2) court clerks to attend the annual Magistrate/Court Clerk

Conference being held in Albany, NY on September 30 - October 3, 2012 with a hotel rate, including meals, of \$716.00 for each clerk.

HIGHWAY DEPARTMENT BID – TRUCK

A motion was made by Supervisor Finn, seconded by Councilman Javenes, and **carried** by voice vote of those board members present, with Councilman White voting no, to authorize the Town Clerk to go out to bid for a 2013 International Model 7500 SFA Chassis, or equal, with dump body, snow plow, and salter.

POLICE DEPARTMENT – AGREEMENT - LAPTOPS

A motion was made by Supervisor Finn, seconded by Councilman McDonnell, and **unanimously carried** by a voice vote of those board members present to enter into an agreement with Goosetown Communications for eight (8) Laptops and Modems for police vehicles. The lease rate is \$1,520.00 per month for a term of 60 months.

TOWN BOARD – RESOLUTION – COUNTY ROADS

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

RESOLUTION AUTHORIZING THE TOWN OF STONY POINT TO BILL THE COUNTY OF ROCKLAND FOR THE MAINTENANCE OF COUNTY ROADS

WHEREAS, the maintenance of roads within the Town of Stony Point is crucial to insure the health and safety of our residents, to promote the economic vitality of our businesses and to preserve the high quality of life which the Town and its residents have worked hard to achieve, and

WHEREAS, our roadway system is multi-jurisdictional, consisting of New York State, County of Rockland, Town of Stony Point, village and private roads, and

WHEREAS, each respective government entity has a non-delegable duty to maintain those roads within its jurisdiction in a reasonably safe condition, and

WHEREAS, a municipality's duty to maintain its roads includes the duty to maintain, at its sole cost and expense, not only the road surface itself, but also signs, street lights, traffic lights and fire hydrants appurtenant thereto, and

WHEREAS, the County of Rockland maintains and funds a highly capable Highway Department charged with maintaining County of Rockland roads, and

WHEREAS, a review of the street lights, traffic lights and fire hydrants within the Town of Stony Point has revealed that the Town has been paying for the costs of maintaining street lights, traffic lights and fire hydrants along County of Rockland roads within Stony Point, when all such costs are the legal responsibility of the County of Rockland, and

WHEREAS, it is in the public interest that all costs associated with County of Rockland roads be charged both prospectively and retroactively, to the extent permitted by law, to the municipal entity legally responsible for such costs, to wit: the County of Rockland,

NOW, THEREFORE, BE IT RESOLVED, that the Town hereby ratifies and affirms each and every "Whereas" paragraph above as though set forth in full herein; and

BE IT FURTHER RESOLVED by the Town Board of the Town of Stony Point that effective August 1, 2012 the Town's Director of Finance is hereby directed to bill the County of Rockland for all costs associated with street lights, traffic lights and fire hydrants adjacent to County of Rockland roads if such costs (including, but not limited to electric supply costs charged by Orange & Rockland Utilities, Inc. or other energy supply companies, repair costs, United Water hydrant charges, etc.) are initially billed to or paid by the Town of Stony Point, and

BE IT FURTHER RESOLVED, that the Town's Director of Finance is directed to arrange for all future bills from service providers or vendors associated with street lights, traffic lights and fire hydrants adjacent to County of

Rockland roads be charged directly to the County of Rockland, rather than the Town of Stony Point, to the extent permitted by law or contract, and

BE IT FURTHER RESOLVED, that the Town's Special Counsel is authorized to commence a Declaratory Judgment action or other appropriate legal action or proceeding, either individually or in conjunction with joint or similar actions or proceedings by the Towns of Clarkstown, Orangetown, Haverstraw and Ramapo, to declare that the responsibility for all costs associated with street lights, traffic lights and fire hydrants adjacent to County of Rockland roads is that of the County of Rockland, not the Town of Stony Point, and to seek reimbursement from the County of Rockland for all such costs already paid by the Town of Stony Point, to the maximum extent permitted by law, and

BE IT FURTHER RESOLVED that the Town Clerk is directed to provide a copy of this Resolution to the Rockland County Executive, the Chairperson of the Rockland County Legislature, the Rockland County Superintendent of Highways and the Supervisors of the Towns of Clarkstown, Orangetown, Haverstraw and Ramapo.

This shall take effect immediately.

HIGHWAY DEPARTMENT – SURPLUS EQUIPMENT

A motion was made by Supervisor Finn, seconded by Councilman McDonnell, and **unanimously carried** by a voice vote of those board members present to declare a Marlow 3" trash pump model #3CR18 Serial #602103 as surplus equipment for the Highway Department.

TOWN CLERK – REQUEST FOR REFUND

A motion was made by Councilman White, seconded by Supervisor Finn and **unanimously carried** by a voice vote of those board members present to approve a refund for Countywide Carting for a sanitation permit which was processed for the same vehicle twice.

TOWN BOARD – ACCEPT TRAFFIC LIGHT

A motion was made by Supervisor Finn, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of those board members present to accept a traffic light at 215 Route 210, Stony Point, at the intersection of Central Highway and Route 210 near the new firehouse.

WAYNE HOSE – PARADE ROUTE FOR RC FIREMEN'S PARADE

A motion was made by Supervisor Finn, seconded by Councilman Javenes, and **unanimously carried** by a voice vote of those board members present to approve the route for the Rockland County Volunteer Firefighter Parade on Saturday September 8, 2012. The parade is scheduled to start at 2:00 pm with road closures to Rt. 210 at approximately 12:30 pm and Rt. 9W at approximately 1:30 pm. The parade should take 1 ½ to 2 hours.

TOWN BOARD – ECOLOGICAL ANALYSIS

Jim Bates and Mike Merriman of Ecological Analysis addressed the Board regarding what services they are able to provide.

A motion was made by Supervisor Finn, seconded by Councilman Javenes, and **unanimously carried** by a voice vote of those board members present to hire the firm Ecological Analysis, LLC, to provide wetland services, services being limited to preparing and submitting permit application documents for the sewer line repair in the Town of Stony Point for a lump sum-fee of \$9850.00 and a not-to-exceed fee of \$24,000.00.

TOWN BOARD – STREET CLOCK

A motion was made by Councilwoman Konopko, seconded by Councilman McDonnell and **unanimously carried** by a voice vote of those board members present to approve the purchase of a street clock for the park at Route 9W and East Main Street with a deposit of \$10,497.50 due at this time.

Councilman McDonnell spoke regarding the Champlain Hudson Power Express Project meeting he attended yesterday indicating that they learned that the Public Service Commission can hold a meeting, without anyone from Rockland County being in attendance, and then seal the results of that meeting. He assured everyone that the project was meant with opposition at yesterday's meeting from all those representing the Town of Stony Point.

EXECUTIVE SESSION

At 10:28 pm a motion was made by Supervisor Finn, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present to adjourn into executive session to discuss a tax assessor matter and ambulance contract.

ADJOURN

At 10:59 pm a motion was made by Supervisor Finn, seconded by Councilman McDonnell and **unanimously carried** by a voice vote of those board members present to adjourn the July 24, 2012 Stony Point Town Board Meeting.

Respectfully submitted,

Joan Skinner
Town Clerk