

STONY POINT TOWN BOARD MEETING – SEPTEMBER 22, 2015

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, September 22, 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

PUBLIC INPUT

Susan Filgaris – Mott Farm Rd spoke about:

- The memorial celebration held in Jones Point on September 19, 2015 for Ken Moorehead.
- Asked to be placed on the agenda for the October 13th Town Board meeting to discuss the progress and near completion of the Pyngyp School building.

George Potanovic – Old Gate Hill Rd spoke about the scheduled candidate debate, sponsored by SPACE, to be held on October 26, 2015 from 7-10 pm for all candidates running for the position of supervisor, town council and county legislature.

PURCHASE ORDER REQUESTS

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 following purchase orders:

Highway Department:

PO#2772	Chemung Supply Corp.	\$2,192.25
PO#2773	Corsi Tire	\$1,323.06
PO#2774	Delco Overhead Door	\$1,100.00

AUDIT OF BILLS - None

MINUTES - A motion was made by Councilman Javenes, seconded by Supervisor Finn and **unanimously carried** by a voice vote of all board members present to approve the minutes of September 8, 2015.

SUPERVISOR'S REPORT

Supervisor Finn reported as follows:

- Tonight's meeting will be closed in honor of Ruberta Bulson, a lifetime resident of Stony Point, known by many who shopped in the local Ewald's Market.
- The memorial celebration held in Jones Point on September 19, 2015 for Ken Moorehead who was designated as the "Unofficial Mayor" of Jones Point. Ken was a life-long resident of Jones Point, a World War 11 Veteran and a friend to all in the community. A plaque was placed at the entrance to Jones Point in his honor.
- Fall Festival & Family Fun Day sponsored by PAL on Sept. 26, 2015 at Kirkbride Hall.
- Annual Community Yard Sale on Sept. 27, 2015 at Kirkbride.

- Halloween Spooktacular on October 23, 2015 at Kirkbride.

POLICE DEPARTMENT REPORT/BUSINESS - None

GOLF COURSE REPORT - None

DEPARTMENTAL REPORTS - None

CORRESPONDENCE - None

PUBLIC HEARING – ICE & SNOW RESERVE FUND

The following Public Hearing Notice was properly posted:

**PUBLIC HEARING
TOWN OF STONY POINT**

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 **September 22, 2015** at 7:00 P.M. at Rho Building, 5 Clubhouse Lane, Stony Point, New York.

The Town Board for the Town of Stony Point is considering utilizing up to Thirty-nine Thousand Two Hundred Fifty-three **(\$39,253)** Dollars and 00/100 from the existing Town Ice and Snow Reserve Fund for use in fiscal year 2016 to be expended for purposes consistent with and permitted under state law during such budget year, including use for addressing ice and snow on Town Highways and public ways in the Town of Stony Point.

Any person may submit written views thereon in advance of said meeting in care of the Town Clerk, or may be heard in person at said meeting.

By Order of the Town Board dated September 8, 2015

Joan Skinner-Town Clerk-Sept. 17, 2015

Open Meeting

A motion was made by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present to open this public hearing at 7:13 pm.

Supervisor Finn explained that the purpose of this hearing is to move monies that have been in a highway restricted fund account for several years into the general Highway Fund for use in 2016 for ice and snow removal.

Public Input

Superintendent of Highways Larry Brissing indicated that he would rather leave the funds in the restricted account and revisit the whole issue in the spring.

Close Meeting

A motion was made by Supervisor Finn, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present to close this public hearing at 7:17 pm.

Action

A motion was made by Supervisor Finn, seconded by Councilman Monaghan and **unanimously carried** by a voice vote of those board members present to utilize \$39,253 from the existing Town Ice and Snow Reserve Fund for use in fiscal year 2016 to be expended for purposes consistent with and permitted under state law during such budget year, including use for addressing ice and snow on Town Highways in the Town of Stony Point.

PRESENTATION OF 2016 TENTATIVE BUDGET

Town Clerk Joan Skinner presented the 2016 tentative budget to the Town Board for their review. Budget discussions will begin at the next meeting on October 13, 2015.

REQUEST FOR USE OF PARKING LOT

A motion was made by Councilman Javenes, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present to grant permission to the Stony Point Lions Club to use the Route 9W commuter lot for a yard sale on October 3, 2015 with October 17th as a rain date.

CHANGE ORDER #1 Environmental Construction-Lake Rd. Drainage Project

This item, in the amount of \$28,046.50 was tabled. Talks with Environmental Construction and the Town Board are ongoing in an effort to settle this matter.

CHANGE ORDER #2 Environmental Construction-Lake Rd. Drainage Project

A motion was made by Supervisor Finn, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to authorize payment of Change Order #1 from Environmental Construction for the Lake Road Drainage Project in the amount of \$13,837.75.

LEGAL SERVICES – SPECIAL COUNSEL – LITIGATION

The following resolution was duly offered by Councilman White, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present, to wit:

RESOLUTION 2015/34

AUTHORIZING LEGAL SERVICES BY SPECIAL TOWN COUNSEL IN LITIGATION AGAINST THE TOWN OF STONY POINT

WHEREAS, the Town of Stony Point (“Town”) previously retained Special Counsel, FEERICK LYNCH MacCARTNEY, PLLC, to represent the Town of Stony Point in certain legal matters; and

WHEREAS, the Joint Regional Sewer Board (“JRSB”) has commenced litigation against the Town of Stony Point and the Town of Stony Point Town Board under Index Number 034037/2015, in the Supreme Court of the State of New York, County of Rockland; and

WHEREAS, the Town requires legal Counsel to undertake representation of the Town in this litigation; and

NOW, THEREFORE, it is resolved as follows:

Section 1. Special Counsel, FEERICK LYNCH MacCARTNEY, PLLC, is authorized to have appear and defend the Town and shall be compensated for all services performed for the Town with regard to the aforesaid action against the Town of Stony Point, et al., under Index Number 034037/2015, at the hourly rate of \$250 as set forth in the Town Board Resolution appointing Special Counsel Feerick Lynch MacCartney, PLLC (as revised February 28, 2012), and as set forth in said Resolution, such services will be paid separate and apart from those services for which Special Counsel has previously been retained to handle for the Town and specifically set forth in such February 28, 2012 Resolution.

Section 2. This Resolution shall be effective immediately.

SET PUBLIC HEARING – UTILIZATION OF SEWER RESERVE

A motion was made by Supervisor Finn, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present to set a public hearing for October 13, 2015 at 7:00 pm as the Town Board is considering utilizing up to Thirty Thousand **(\$30,000)** Dollars and 00/100 from the existing Town Sewer Reserve Fund for use in fiscal year 2016 to be expended for purposes consistent with and permitted under state law during such budget year, including use for addressing sewer related issues in the Town of Stony Point.

AUTHORIZE SUPERVISOR TO SIGN RENEWAL CONTRACT FOR ELECTRIC SERVICE

A motion was made by Supervisor Finn, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present to authorize the Supervisor to execute a power-supply coordination service agreement with Direct Energy Business LLC for electric service to town facilities from November 2015 to November 2018 at a cost of 6.752 cents per kWh.

AUTHORIZE SUPERVISOR TO SIGN CONTRACT FOR STREET LIGHTING

A motion was made by Councilman White, seconded by Councilman Monaghan and **unanimously carried** by a voice vote of those board members present to authorize the Supervisor to enter into an agreement with New York Gas & Electric to supply electric service to street lights throughout the Town from January 2016 to November 2018 at a fixed rate of \$.052 per kWh.

REQUEST FOR REDUCTION IN SECURITY – JESSUP RIDGE

A motion was made by Councilman Basile, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present to authorize the Stony Point Planning Board to review the request for reduction in security for Jessup Ridge and to report back to the Town Board with their recommendations, after receiving input from the Town Engineer and Highway Superintendent.

PROPERTY MAINTENANCE – 53 BUCKBERG RD.

A motion was made by Supervisor Finn, seconded by Councilman White and **unanimously carried** by a voice vote of all board members present to authorize removal of the fallen tree at 53 Buckberg Rd. and assess the cost of the removal to the property.

EXECUTIVE SESSION

A motion was made by Supervisor Finn, seconded by Councilman White and **unanimously carried** by a voice vote of all board members present to adjourn into executive session at 7:47 pm.

CLOSE MEETING

Supervisor Finn closed the meeting in memory of Ruberta Bulson, a life-long Stony Point resident who passed away recently. Mrs. Bulson was well-known to all and especially to those who shopped in Ewald's Market.

ADJOURN

The September 22, 2015 Stony Point Town Board meeting adjourned at 9:00 pm and no further votes were taken.

Respectfully submitted

Joan Skinner - Town Clerk