

STONY POINT TOWN BOARD MEETING – September 26, 2017

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, September 26, 2017 at 7:00 pm at the Stony Point Community Center (Rho Building), 5 Clubhouse Lane, Stony Point, NY. Supervisor James Monaghan called the meeting to order. Town Clerk, Joan Skinner called the following roll:

PRESENT:	Tom Basile	Councilman
	Karl Javenes	Councilman
	James White	Councilman
	Michael Puccio	Councilman
	James Monaghan	Supervisor

Supervisor Monaghan announced that tonight’s meeting would be opened and closed in loving memory of Eleanor Gates, wife of our longtime Town Historian Stuart L. Gates, who passed away recently. Throughout the years Mrs. Gates was active in various community and civic organizations and followed her passion for the Arts in everyday life.

PUBLIC INPUT

Susan Filgueras 87 Mott Farm Road spoke about:

- Champlain Hudson Power Express project – urged the Board to write to CHPE requesting a public meeting
- Rockland County Historical Society’s tour of historical cemeteries within the Town of Stony Point

Anita Babcock 8 Rosetown Rd spoke of the many changes Tomkins Cove has seen throughout the years.

PURCHASE ORDER REQUEST

A motion was made by Councilman White, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present to approve the following purchase orders:

Buildings & Grounds:

PO#3026	Cedar Pond Tree & Crane Serv.	\$2,450.00
PO#3027	Crystal Clear	\$1,199.95

Police Dept:

PO#2996	Galls Equipment	\$2,135.00
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Sewer Dept:

PO#3018	W.H. Kassner, Inc.	\$8,800.00
PO#3028	Controlex Service Corp.	\$2,725.00

AUDIT OF BILLS – A motion was made by Councilman White, seconded by Councilman Puccio and **unanimously carried** by a voice vote of those board members present to approve the following bills as presented for payment.

Contractual General – September 26, 2017

<u>FUND</u>	<u>CLAIM #</u>	<u>FUND TOTAL</u>
General	1115-1146	\$ 200,231.49
Highway	351-356	\$ 6,019.02
Sewer	294-302	\$ 14,280.40
<u>Special Districts</u>		
Enterprise	343-353	\$ 24,934.70
Street Lighting	10-10	\$ 24,741.46
Solid Waste	20-20	\$ 3,698.16

MINUTES – A motion was made by Supervisor Monaghan, seconded by Councilman Javenes and **carried** by a voice vote of those board members present, with Councilmen White and Basile **abstaining**, to approve the minutes of September 12, 2017.

SUPERVISOR'S REPORT

Supervisor Monaghan spoke regarding:

- CHPE has agreed to come back to Stony Point to give the public an update on its proposed plans to change the route to Route 9W.
- Town employees are our biggest asset. Many thanks to the workers at the Waste Water Treatment Plant for the recent work they performed that saved us from a tremendous amount of additional work.
- Attended a meeting with Dave Fusco and Suez Commercial Stakeholders regarding water conservation. Will meet further with Suez regarding water quality, billing, etc.
- PAL Family Fun Day held on 9/23 was a tremendous success. Thanks to all who made it possible.

DEPARTMENTAL REPORTS - None

CORRESPONDENCE – None

PROPOSED LOCAL LAW – SOLAR FIELD FACILITIES

At 7:20 pm Supervisor Monaghan called for public input.

George Potanovic, 597 Old Gate Hill Rd touched on several points in the proposed law.

Gregg Jullian, Tomkins Cove questioned why New Planet Energy was mentioned in the proposed law when New Planet hasn't yet been approved. After much conversation it was determined that New Planet was not mentioned in this proposed law.

Action

At 7:38 pm a motion was made by Supervisor Monaghan, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present to close the public hearing to public comment and leave it open to written comments only.

2016 Independent Auditor's Report

Jeffrey Shaver, Partner in O'Connor Davies, 500 Mamaroneck Ave, Harrison, NY 10528 presented an overview of the 2016 audit performed for the Town of Stony Point. A copy of the overview is attached to these minutes as Appendix A.

Accept 2016 Independent Auditor's Report

A motion was made by Supervisor Monaghan, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to accept the 2016 Independent Auditors' Report which was presented to the Board at the September 26th Town Board meeting.

Declare Vehicle as Surplus – Parks Dept

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present to surplus a 2002 Ford Crown Vic – VIN#FAFP71W12X130655 (License #AK2360) from the Parks Dept.

Use of Commuter Lot – Power House Dance Center – 10/8/17

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present to approve the

request by Power House Center to use the commuter lot on Rt. 9W for a tag sale on October 8, 2017 from 9am – 4pm with a rain date of October 15, 2017.

Use of Commuter Lot – Lions Club – 10/21/17

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present to approve the request by Stony Point Lions Club to use the commuter lot on Rt. 9W for a tag sale on October 21, 2017.

Create Temporary Position – Assessor’s Office

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present to approve the request from William Beckmann, Assessor to create a three month temporary position for Mr. Jim Davis as a real property evaluation assistant at \$30.00/hr., with a start date of November 15, 2017.

Funding – 50th Anniversary Stony Point Police Department

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present to approve the request to fund the Stony Point Police Department’s 50th Anniversary Ceremony in the amount of \$2500.00.

Authorize Bid – HVAC – Town Hall

A motion was made by Supervisor Monaghan, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present to authorize the Town Clerk to go out to bid for the HVAC System at Stony Point Town Hall.

2018 Tentative Budget

Town Clerk Joan Skinner presented the 2018 Tentative Budget to the Town Board.

Set Public Hearing – Override Limit Real Property Taxes

A motion was made by Supervisor Monaghan, seconded by Councilman Puccio and **unanimously carried** by a voice vote of those board members present to set a public hearing to consider adoption of a local law to exceed the tax cap and directing Town Special Counsel to provide a draft of such local law at least eight days prior to the public hearing to the Town Board and the Town Clerk for posting on the Town website.

Approve – Special Counsel

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

RESOLUTION 2017-17

RESOLUTION REGARDING REPRESENTATION IN LITIGATION

WHEREAS, the Town of Stony Point, New York (“Town”) previously retained Special Counsel Feerick Lynch MacCartney & Nugent, PLLC, (“Special Counsel”) to represent the Town in certain legal matters; and

WHEREAS, the Town has been named as a party in the pending litigation entitled In the Matter of Rose Memorial Library Association and Michele Rinaldi v. Joan Skinner, et al.; under Rockland County Supreme Court Index No. 34595-2017 (the “Litigation”); and

WHEREAS, the Town requires Special Counsel to undertake representation and a defense of the Town in said Litigation.

NOW, THEREFORE, it is resolved as follows:

Section 1. All "WHEREAS" paragraphs are incorporated herein by reference as though set forth in full herein.

Section 2. Special Counsel is authorized to appear and defend the Respondents in In the Matter of Rose Memorial Library Association and Michele Rinaldi v. Joan Skinner, et al.; under Rockland County Supreme Court Index No. 34595-2017 and shall be compensated for all services performed for the Town with regard to the Litigation at the hourly rate of \$250.00 plus all disbursements reasonably incurred, and that those services will be billed and paid by the Town in addition to any other legal services Special Counsel has previously been retained to represent for the Town.

Section 3. This Resolution shall be effective immediately.

Close Meeting

As Supervisor Monaghan announced, tonight's meeting was opened and closed in loving memory of Eleanor Gates, wife of our longtime Town Historian Stuart L. Gates, who passed away recently. Throughout the years Mrs. Gates was active in various community and civic organizations and followed her passion for the Arts in everyday life.

Executive Session

At 8:12 pm a motion was made by Supervisor Monaghan, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present to adjourn into executive session for personnel matters.

Legal Representation – Grievance

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present to authorize Special Counsel to send a written response within 5 business days to the CSEA regarding a pending grievance, denying the grievance.

ADJOURN

The September 26, 2017 Stony Point Town Board meeting adjourned at 9:30 pm.

Respectfully submitted

Joan Skinner
Town Clerk