

**STONY POINT TOWN BOARD MEETING – October 26, 2021**

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, October 26, 2021 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. Boy Scout Troop 61, led by Assistant Scoutmaster Ralph O. Heavner led the Pledge of Allegiance

Town Clerk, Megan Carey called the following roll:

PRESENT: Thomas Basile Councilman  
Karl Javenes Councilman  
Paul Joachim Councilman  
Michael Puccio Councilman  
James Monaghan Supervisor  
Brian Nugent Attorney

**SUPERVISOR’S REPORT**

Supervisor Monaghan reported on the following:

- Friday, October 29<sup>th</sup> there will be a drive thru Halloween trick or treat at Town Hall from 3:30-5pm.
- We will be opening the public hearing on the preliminary budget and will continue the public hearing to the November 9<sup>th</sup> Town Board Meeting. The preliminary budget calls for a 3.02% reduction in property taxes. A copy of the preliminary budget is available on the Towns website.
- Supervisor Monaghan stated that he attended both question and answer sessions on the sale of the Letchworth property and Patriot Hills Golf Course. It is his belief that it is in the best interest of the town to sell the property.

**PURCHASE ORDER REQUEST**

A motion was made by Councilman Puccio, seconded by Councilman Basile and carried by a voice vote of all board members present to approve the following bills as presented for payment:

**Sewer Dept.**

PO#3462	Trojan Technologies	\$209,950.00
PO#3452	GA Fleet	\$ 2,535.00
PO#3451	GA Fleet	\$ 3,881.00
PO#3450	GA Fleet	\$ 6,504.00

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

**CONTRACTUAL FUND OCTOBER 26, 2021**

<u>FUND</u>	<u>CLAIM#</u>	<u>FUND TOTAL</u>
<u>General</u>	1085-1119	\$ 81,619.43
<u>Highway</u>	392-397	\$ 5,921.13
<u>Sewer</u>	297-305	\$ 17,542.01
<u>Special Districts</u>		
<u>Enterprise</u>	331-339	\$ 9,360.43
<u>Street Light</u>	17-17	\$ 18,857.64
<u>Solid Waste</u>	30-30	\$ 385.00
<u>Ambulance</u>	23-23	\$ 929.00

**MINUTES** - A motion was made by Supervisor Monaghan, seconded by Councilman Joachim and carried by a voice vote of all board members present with Councilman Basile abstaining to approve the minutes of October 12, 2021 meeting.

**CORRESPONDENCE**

None

**Public Input**

Kevin Maher-130 Central Highway- wanted a follow up on his recent letter sent to the Town Board regarding Bill Sheehan-Building Inspector (Retired).

- Supervisor Monaghan responded with an explanation of the code being referred to and that a relevant part was missing from the initial complaint.

**Open Public Hearing-2022 Preliminary Budget**

**Town of Stony Point  
Public Hearing Notice  
2022 Preliminary Town Budget**

Notice is hereby given that a public hearing will be held on the 2022 preliminary budget for the town of Stony Point for the fiscal year beginning January 1, 2022 at Rho building, 5 Clubhouse Lane, Stony Point, New York, on **Tuesday, October 26, 2021 at 7:00 pm**, and that at such hearing any person may be heard in favor or against the preliminary budget as compiled, or for or against any item therein contained, and be it further

Resolved that pursuant to the provision of the town law the proposed annual salaries are here specified as follows:

Supervisor	\$ 122,100.00
Town Board	\$ 16,382.00 Each
Town Clerk	\$ 80,453.00
Tax Receiver	\$ 61,535.00
Supt. Of Highways	\$ 92,777.00
Town Justices (2)	\$ 49,499.00 Each

By Order of the Town Board  
October 12, 2021  
Megan Carey  
Town Clerk

At 7:07pm a motion was made by Supervisor Monaghan, seconded by Councilman Basile and unanimously carried by a voice vote of those board members present to open the public hearing for the 2022 Preliminary Budget.

**Public Input**

- Greg Julian-15 Ridgetop Drive, Tomkins Cove-requested more information from page 12 of the preliminary budget- (depreciation in the Enterprise Fund). He also asked about the additional funding for the Ambulance Corp.
- Walter Cintron-22 Ridgetop Drive, Tomkins Cove-Mr. Cintron made many suggestions for the board to consider on the 2022 Preliminary budget.
- Gregg Smith, Director of Finance addressed all questions and concerns regarding the 2022 Preliminary Budget.

**Continue Public Hearing-2022 Preliminary Budget**

At 7:26 a motion was made by Supervisor Monaghan, seconded by Councilman Basile and unanimously carried by a voice vote of those board members present to continue the public hearing for the 2022 Preliminary Budget to Tuesday, November 9, 2021 at 7PM, at the RHO Building, 5 Clubhouse Lane, Stony Point, NY.

**Resolution Opposing Assembly Bill 4854 Regarding Residential Accessory Dwelling Units**

At motion was made by Supervisor Monaghan, seconded by Councilman Basile and unanimously carried by a voice vote of those board members present to adopt the following Resolution:

The following resolution was duly offered and seconded to wit:

**RESOLUTION 2021/22  
RESOLUTION OPPOSING STATE LEGISLATION TO AMEND  
THE REAL PROPERTY LAW**

WHEREAS, a bill is pending before the New York State Assembly (A4854) and a corresponding bill is pending before the New York State Senate (S4547) which proposes adding a new Article to the Real Property Law that would require local governments to provide for the creation of accessory dwelling units and requiring such local governments to permit accessory dwelling units in all single-family residential zones, and

WHEREAS, the New York State Constitution and enabling legislation in the Municipal Home Rule Law provides for home rule to local governments on matters of zoning, to be carried out through comprehensive planning and legislative direction; and

WHEREAS, the Town of Stony Point already has enacted and subsequently amended a comprehensive plan and zoning legislation pursuant to such comprehensive plan under NYS Town Law 272-a, which determines that “significant decisions and actions affecting the immediate and long-range protection, enhancement, growth and development of the state and its communities are made by local governments.”; and

WHEREAS, the proposed legislation fails to consider inconsistencies with various other state legislation empowering local governments to determine zoning requirements and fails to consider the environmental impacts statewide with such blanket enactment of accessory dwelling units.

NOW THEREFORE BE IT RESOLVED, that:

- Section 1. The above “WHEREAS” clauses are incorporated herein by reference.
- Section 2. The Town of Stony Point opposes the proposed legislative enactments in Assembly Bill A4854 and Senate bill S4547 (collectively “Legislation”) proposing that local governments provide for accessory dwelling units on all lots with an existing residential use or in residential zones.
- Section 3. That the Town Board opposes the Legislation independently from its subject matter as an infringement on the powers of local government as provided for in the New York State Constitution and enabling legislation conferring zoning powers on local governments.
- Section 4. The Town Board joins in the opposition of other local governments and state officials who also oppose the Legislation on various grounds, including those set forth herein.
- Section 5. The Town Board hereby authorizes the Town Supervisor or his designee, to transmit a copy of this Resolution to the State Assembly, State Senate and any other state, local or private entity as deemed appropriate to convey the Town’s opposition to the Legislation.

Section 6. This Resolution shall be effective immediately.

**Waive Building Permit Fee-Immaculate Conception Church-Handicap Ramp**

A motion was made by Supervisor Monaghan, seconded by Councilman Joachim and unanimously carried by a voice vote of those board members present to waive the building permit fee for Immaculate Conception Church to install a Handicap Ramp.

**EXECUTIVE SESSION**

At 7:32 pm a motion was made by Supervisor Monaghan, seconded by Councilman Joachim and unanimously carried by a voice vote of those board members present to adjourn into executive session personnel matters.

**ADJOURN**

At 7:45pm a motion was made by Supervisor Monaghan, seconded by Councilman Joachim and unanimously carried by a voice vote of those board members present to close the October 26, 2021 Town Board Meeting. No further votes were taken.

Respectfully submitted  
Megan Carey - Town Clerk