

STONY POINT TOWN BOARD MEETING – SEPTEMBER 14, 2021

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, September 14, 2021 at 7:00 pm at the Stony Point Community Center (Rho Building), 5 Clubhouse Lane, Stony Point, NY.

Supervisor Monaghan stated that the meeting would be opened and closed in memory of George Thompson. George was a life member of Stony Point Ambulance Corp. and was a 45-year member of the Wayne Hose Fire Department. He also served on the Police Commission. Supervisor Monaghan called the meeting to order and led the group in the Pledge of Allegiance.

Town Clerk Megan Carey called the following roll:

PRESENT:	Mr. Thomas Basile	Councilman
	Mr. Karl Javenes	Councilman
	Mr. Paul Joachim	Councilman
	Mr. Michael Puccio	Councilman
	Mr. James Monaghan	Supervisor

Attorney: Mr. Alak Shah Esquire

SUPERVISOR’S REPORT

Supervisor Monaghan reported as follows:

- Sale of the Camp Bullawa Boy Scout Camp
 - Support of state and local representatives to keep as a scout camp
 - Appraised at \$3.8 million
 - Open Space Institute will submit a bid by the September 15th deadline to the Board of Trustees of the Hudson Valley Council.

Supervisor Monaghan recognized Eugene Kraese who recently retired as member of the Stony Point Planning Board and presented him with a plaque in appreciation of his years of dedicated service to the Town.

POLICE DEPARTMENT REPORT/BUSINESS

Supervisor Monaghan introduced Chief Finn with his recommendation for promotion to the position of Detective Sergeant.

Chief Finn made the recommendation to promote Sgt. Pedro Garcia.

Appoint Detective Sergeant

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and unanimously carried by a voice vote of all board members present to approve the promotion of Sgt. Pedro Garcia to Detective Sergeant effective September 15, 2021.

Town Clerk Megan Carey administered the Oath of Office.

Chief Finn read the following report:

Police Department Report for the Month of August 2021	
Number of calls for service:	771
Number of reported accidents:	25
Number of arrests:	17
(7) Felonies (7) Misdemeanors (2) Violations (1) Warrants	
Fuel usage :	1328.7 gallons
Sum total of all traffic enforcement action:	51
Number of Youth Officer sponsored events:	2
Number of commercial vehicle enforcement details:	1
Number of traffic/special enforcement details:	4
Number of training hours:	40 hrs

Total fees collected: \$105.00
 (Foil \$0.00, Prints \$70.00, and Reports \$35.00)
 Youth events: August 20-PAL Movie Night, August 24-PAL Meeting

Upcoming Events: Preparation for the NR Youth Police Academy has begun. Orientation is Monday, September 13th at 5:30PM at Haverstraw Town Hall. First class at RCPA on Tuesday, September 14th at 7:00PM. PAL Fall Festival scheduled for October 2, 2021 from 10:00AM until 4:00PM on Kirkbride Hall grounds.

Chief Finn addressed the board regarding the following matters:

- **Chief Moore’s Time Record**
 A motion was made by Supervisor Monaghan, seconded by Councilman Basile and unanimously carried by a voice vote of all board members present to approve Chief Moore’s time record for the month of August 2021 as presented.
- **Overtime and Sick Leave Reports**
 A motion was made by Councilman Basile, seconded by Councilman Joachim and unanimously carried by a voice vote of all board members present to approve the overtime and sick leave reports as presented for the month of August 2021.

Supervisor Monaghan commended Chief Finn and his police officers on the apprehension of two armed and dangerous suspects.

Golf Course Report

The following report was presented for August 2021:

- Green Fees \$ 278,710.96
- ID Cards \$ 855.00
- Merchandise \$ 14,036.79
- Range Fees \$ 17,341.00
- Club Rental \$ 1,150.00
- Total \$ 312,093.75

PURCHASE ORDER REQUEST

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

Highway Dept:		
PO#3454	Jack Doheny Co.	\$4,315.29
Buildings & Grounds		
PO#3456	Beckerle Lumber	\$5,160.00

AUDIT OF BILLS

Megan Carey, Town Clerk, presented the following bills to the Town Board for audit and a motion was made by Councilman Puccio, seconded by Councilman Javenes and unanimously carried by a voice vote of all board members present to approve the bills as presented for payment:

Contractual General – August 24, 2021

<u>FUND</u>	<u>CLAIM #</u>	<u>FUND TOTAL</u>
<u>General</u>	871-913	\$ 252,805.28
<u>Highway</u>	311-317	\$ 93,158.91
<u>Sewer</u>	238-243	\$ 12,356.26
<u>Special Districts</u>		
Enterprise	248-256	\$ 12,739.55
Solid Waste	24-24	\$ 2,874.32

Street Lighting	14-14	\$ 18,171.80
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General – September 14, 2021

<u>FUND</u>	<u>CLAIM #</u>	<u>FUND TOTAL</u>
General	914-989	\$ 264,570.26
Highway	318-350	\$ 211,470.50
Sewer	244-266	\$ 61,786.37
<u>Special Districts</u>		
Ambulance	19-20	\$ 31,635.33
Enterprise	257-287	\$ 76,356.32
Solid Waste	25-26	\$ 4,377.44
Street Light	15-15	\$ 172.53

MINUTES - A motion was made by Supervisor Monaghan, seconded by Councilman Joachim and carried by a voice vote, with Councilman Basile and Councilman Javenes abstaining, to approve the minutes of August 10, 2021.

DEPARTMENTAL REPORTS

Megan Carey, Town Clerk offered the following reports for the record:

Architectural Review Board

From: 08/01/2021 To: 08/31/2021
 Applications Received 1
 Applications Approved 1
 Fees Collected \$100.00

Building & Zoning Department

August 2021
 Applications Received 44
 Applications Returned/Withdrawn 0
 Applications Denied 4
 Building & Blasting Permits Issued 36
 Applications Pending 61
 Certificate of Occupancy 11
 Certificate of Compliance 10

Planning Board

From: 08/01/2021 To: 08/31/2021
 Applications Received 0
 Applications Approved 0
 Applications Pending
 Amended Subdivision 1
 Amended Site Plan 1
 General Category 1
 Informal Discussion 1
 Lot Line Change 1
 Site Plan 7
 Subdivision-Minor 1
 Fees Collected \$650.00

Submitted by the Planning Board Clerk

Zoning Board of Appeals

8/1/2021 to 8/31/2021
 Applications Received 1
 Applications Returned/Withdrawn 0
 Applications Pending 6
 Area Variance 1
 Fees Collected \$400.00

Town Clerk

August 2021

Amount Paid To NYS Agriculture & Markets	
For Spay/Neuter Program	\$ 30.00
Amount Paid To NYS Health Dept. For Marriage Licenses	\$ 247.50
Amount Paid To NYS Dept. Of Environmental Conservation	\$ 2,332.14
Amount Paid To Supervisor	\$ 2,450.84
TOTAL AMOUNT REMITTED	\$ 5,060.48

CORRESPONDENCE - None

PUBLIC INPUT

Ralph Heavner, 5 Wayne Avenue Stony Point, spoke on the sale of Camp Bullawa.

Pete Riley, 1 Hawknest Road Tomkins Cove, spoke against the sale of the Golf Course.

Kathy LeRoy, 22 Easton Street Stony Point, asked if the Town could alert new residents of the laws and ordinances in Town.

Kevin Maher, 130 Central Highway Stony Point, spoke on:

- Sale of Camp Bullawa
- Golf Course zoning
- WWTP overflow due to the remnants of Hurricane Ida

Appoint Planning Board Member

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and unanimously carried by a voice vote of those board members present to appoint Jake Cataldo to the Planning Board to fill the unexpired term of Eugene Kraese. The term will expire December 2022.

RECESS

At 7:45PM, a motion was made by Supervisor Monaghan, seconded by Councilman Basile and unanimously carried by a voice vote of those board members present to go into recess due to a disturbance from the audience.

RECONVENE

At 7:54PM, a motion was made by Supervisor Monaghan, seconded by Councilman Basile and unanimously carried by a voice vote of those board members present to reconvene.

Appoint Alternate Planning Board Member

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and unanimously carried by a voice vote of those board members present to create the position of Alternate Planning Board member and it was further moved to appoint Roland Biehle to the Planning Board as an alternate member. The term will expire December 2021.

Resolution Authorizing Settlement of Tax Certiorari Matter

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 the settlement of a Tax Certiorari Matter:

RESOLUTION 2021/19

RESOLUTION AUTHORIZING SETTLEMENT OF A TAX CERTIORARI MATTER

WHEREAS, the Town Board of Stony Point, New York ("Town Board") in the

years 2019, 2019 made assessments of real property by the Town Assessor; and

WHEREAS, litigation was commenced by property owners seeking a review of such assessments; and

WHEREAS, the Town Board is empowered and authorized to review any proposed settlement of tax certiorari matters and reject or approve such settlements as recommended by professionals employed by the Town; and

WHEREAS, Special Counsel Feerick Nugent MacCartney, PLLC for the Town as well as the Town Assessor, William Beckmann, have approved and recommended that it is in the best interest for the Town to resolve the litigation entitled Ba Mar Group, LLC. v. Board of Assessment Review and/or Assessor of the Town of Stony Point and the Town of Stony Point, Rockland County, New York, under Index Nos.: 033662/2019 for the assessment year 2019 (the "Litigation") pursuant to the terms and conditions set forth in the settlement on file with the Town Clerk.

NOW THEREFORE BE IT RESOLVED that:

Section 1. The above "WHEREAS" clauses are incorporated herein by reference.

Section 2. Special Counsel Feerick Nugent MacCartney, PLLC is hereby authorized to execute a Consent Order to resolve the Litigation upon the terms and conditions set forth in the settlement documents on file with the Town Clerk, because such settlement of the litigation is in the best interest of the Town.

Section 3. This Resolution shall be effective immediately.

2021-2022 Heating Equipment Service Contract

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and unanimously carried by a voice vote of all board members present to authorize the Supervisor to enter into contract with Berry Burners for the 2021-2022 Heating Equipment Service Contract for four buildings; RHO, Kirkbride, Justice Court, and Patriot Hills Club House at a cost of \$11,100.00.

Approve Building Permit Application Fee Refund

A motion was made by Supervisor Monaghan, seconded by Councilman Joachim and unanimously carried by a voice vote of those board members present to approve a refund to Lake Manor Construction in the amount of \$2200.00 for a building permit application fee. The owners at 107 Jay Street Stony Point chose not to go forward with the renovation project.

Resolution To Authorize Town Grant Disbursement

A 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:

RESOLUTION

The following resolution was duly offered and seconded to wit:

RESOLUTION 2021/20
RESOLUTION AUTHORIZING TOWN SUPERVISOR TO AUTHORIZE
TOWN GRANT DISBURSEMENT

WHEREAS, the Dormitory Authority of the State of New York has awarded the Town a \$50,000 grant for sidewalk replacement along the 9W corridor pursuant to the State and Municipal Facilities Program (“SAM”); and

WHEREAS, such grant requires the contribution of \$3,890 from the Town of Stony Point; and

WHEREAS, acceptance of such grant requires the execution of a Grant Disbursement Agreement between the Town and the Dormitory Authority of the State of New York.

NOW THEREFORE BE IT RESOLVED that:

Section 1. The above “WHEREAS” clauses are incorporated herein by reference.

Section 2. The Town Board hereby authorizes the Town Supervisor to execute the Grant Disbursement Agreement and any and all documents necessary to carry out the provisions of this Resolution.

Section 3. The Board hereby authorizes the Town’s Special Counsel to execute an opinion of counsel and any documents necessary to carry out the provisions of this Resolution.

Section 4. The Town Supervisor, any employee or official or consultant as directed by the Town Supervisor is authorized to take any and all actions necessary to carry out the provisions of this Resolution.

Section 5. This Resolution shall be effective immediately.

- Supervisor Monaghan thanked Senator James Skoufis for all his efforts in securing the grant for the town.

Approve Request for Town Assessor to Attend 2021 NYSAA Fall Conference

A motion was made by Supervisor Monaghan, seconded by Councilman Joachim and unanimously carried by a voice vote of those board members present to approve the request for the Town Assessor to attend the 2021 New York State Assessors Association Conference in Niagara Falls from October 3rd thru October 6th at a cost to the town of \$1200.00.

Bid UV Disinfection Equipment

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and unanimously carried by a voice vote of those board members present to reject all submitted bids and to authorize the Town Clerk to advertise for new bids with amended specifications.

Property Maintenance Violation-13 North Liberty Drive

A motion was made by Supervisor Monaghan, seconded by Councilman Javenes and unanimously carried by a voice vote of those board members present, to exercise Section 161-5 of the Property Maintenance Law of the Town of Stony Point at 13 North Liberty Drive (15.19-2-79).

Appoint MEO II

A motion was made by Supervisor Monaghan, seconded by Councilman Javenes and unanimously carried by a voice vote of those board members present, to appoint Michael Finnerty to MEO II at Highway Department.

EXECUTIVE SESSION

At 7:58 pm a motion was made by Supervisor Monaghan, seconded by Councilman Joachim and unanimously carried by a voice vote of all board members present to adjourn into executive session to discuss police personnel matters and contract negotiations.

ADJOURN

The September 14, 2021 Stony Point Town Board meeting adjourned 8:30pm in memory of George Thompson and no further votes were taken.

Respectfully submitted
Megan Carey, Town Clerk