

**STONY POINT TOWN BOARD MEETING – APRIL 26, 2011**

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, April 26, 2011 at 6:02 pm at the Stony Point Community Center (Rho Building), 5 Clubhouse Lane, Stony Point, NY. Supervisor William Sherwood called the meeting to order. Town Clerk, Joan Skinner, called the following roll:

|          |                         |              |
|----------|-------------------------|--------------|
| PRESENT: | Mr. Geoffrey Finn       | Councilman   |
|          | Mr. Louis Vicari        | Councilman   |
|          | Mr. James White         | Councilman   |
|          | Ms. Luanne Konopko      | Councilwoman |
|          | Mr. William E. Sherwood | Supervisor   |

ABSENT:     None

Supervisor Sherwood stated that the April 26, 2011 meeting was convened at 6:00 pm for the purpose of going into executive session to discuss police personnel issues.

**EXECUTIVE SESSION**

At 6:03 pm a motion was made by Councilwoman Konopko, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to enter into executive session for the purpose of discussing police personnel issues.

**RECONVENE**

At 7:25 pm a motion was made by Councilwoman Konopko, seconded by Councilman Finn and **unanimously carried** by a voice vote of those board members present to reconvene the April, 26, 2011 Stony Point Town Board meeting.

Supervisor Sherwood led those assembled in the Pledge of Allegiance.

**PUBLIC INPUT**

George Potanovic, Gate Hill Rd. spoke about:

- Scheduled public hearing for May 10, 2011 on the proposed revision to the Town Comprehensive Plan (Master Plan)
- Rockland County Historical Society's May 15<sup>th</sup> award to Fieldstone Secondary School for adaptive reuse of the former Letchworth buildings; a yearly award given to individuals, business or a municipality that tries to restore or preserve their local history, buildings, etc.

Carl Gilpatrick – CSEA President spoke regarding the court clerk positions in Justice Court indicating that it is the union's position that those clerk positions are Civil Service Employees Association positions.

Susan Filgueras, Mott Farm Rd, Tomkins Cove spoke regarding:

- Congratulated Chief Brophy on his upcoming retirement and on a job well done.
- Rockland County Historical Society's "Ghost Army" exhibit May 1<sup>st</sup>– October 16<sup>th</sup>
- Champlain Hudson Power Express – urged the Town to get involved in this to protect the interests of the Town and its residents.

**PURCHASE ORDER REQUEST**

It was moved by Councilman White, seconded by Councilman Vicari and **unanimously approved** by a voice vote of all board members to approve the following Purchase Orders:

|             |                   |            |
|-------------|-------------------|------------|
| Golf Course |                   |            |
| PO#2320     | Ben Veltidi, Inc. | \$1,800.00 |

## **AUDIT OF BILLS** – None

## **MINUTES** – None

## **ECONOMIC DEVELOPMENT COMMITTEE**

Councilwoman Konopko reported as follows:

- Sub-Committees are moving along
  - Beautification Committee is working on placing benches & planters along Route 9W and other strategic places
    - Memorial donations may be a way of paying for these
  - Request For Expressions of Interest Committee for Letchworth Reuse
    - In the process of putting the document together & will distribute to board
  - Route 9W Redevelopment Zone
    - Steve Porath is ready to present his initial concept

## **POLICE DEPARTMENT**

- **RETIREMENT – SGT. CHEWENS**  
Chief Brophy presented Sgt. Robert Chewens with a plaque in honor of his retirement from the Stony Point Police Dept. and outlined Sgt. Chewens' accomplishments during his career with the Department from December 18, 1989 – March 30, 2011.
- **JUSTICE DEPARTMENT COPS HIRING PROGRAM GRANT**  
Chief Brophy explained that the Department would like to apply for this grant which would cover salary, etc. for entry level officers. General consensus of the board was to apply for the grant. If the grant is received, the board would then vote to accept it.
- **APPOINTMENT CHIEF OF POLICE**  
**ACTION** - A motion was made Councilman Vicari, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of those board members present to appoint Lt. Brian Moore as Chief of Police for the Town of Stony Point effective May 28, 2011. The terms of the contract have been agreed upon and will be presented to the board for approval.

## **LEGISLATIVE REPORTS:**

### **ROCKLAND COUNTY LEGISLATOR**

Douglas Jobson spoke:

- Extended good wishes to Chief Brophy on his upcoming retirement and to Lt. Moore on his appointment.
- Public hearing will be held on county wide redistricting – Rockland County has grown by approximately 25,500 residents
- Washburns Lane reconstruction is finally progressing

Christian A. Corrales, representative from the Office of State Senator David Carlucci (38th Senate District) reported as follows:

- Update on Lauren's Law - this bill, sponsored by Senator Carlucci makes it mandatory for those either acquiring or renewing their driver's license to register or decline to register as an organ donor. Passed Senate on 4/13/11 and is currently in the Assembly Transportation Committee.
- Senator sponsored a bill requiring hotels and motels built before the current version of the NYS Uniform Fire Prevention and Building Code to post a warning of railing space more than 4 inches apart and the potential for young children to slip through the railings. Currently in the Senate Consumer Protection Committee.
- Senator announced Mobile Office hours at Stony Point Shoprite location on April 30<sup>th</sup>.

## **Supervisors Report**

Supervisor Sherwood indicated that he gave a full report at the last meeting but wanted to add that it is his understanding that we are prepared to submit an equalization rate of 14.08. By locking in on the rate now we can still ask for a further increase at the June hearing date that will be set once the Town Board confirms that rate. The Team working on this, together with Supervisor Sherwood and our assessor, Jack O'Shaughnessy, has communicated with ORPS. Would like the Town Board to confirm the rate at this time.

Councilman Finn spoke and asked Dennis Lynch, Special Counsel to recap what has transpired thus far:

Dennis Lynch, Special Counsel recapped as follows:

- First year in a long time that Stony Point has received a favorable tentative equalization rate. This will result in a \$2 million dollar benefit to the Town of Stony Point.
- Recommendation from assessor is to have rate set at 14.08. We had asked for 14.74; if we don't take the 14.08 it could possibly go lower.
- ORPS has reviewed all of our material and extensive data submitted through the efforts of the team that had been formed.
- We will continue to push to achieve a lower rate.

Supervisor Sherwood indicated that this evening he had a conversation with the Supervisor of Haverstraw and agreed that they would both submit tentative figures to the school district and ask them to do the apportionment based on those tentative figures now, so that before the school budget comes up for a vote, the people will know, based on the figures we have thus far, how the tax burden would be apportioned.

## **ACTION**

### **EQUALIZATION RATE**

A motion was made by Councilman White, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of those board members present to acknowledge the filing by the Town Assessor regarding the effective tentative equalization rate of 14.08 with all rights reserved by the Town to obtain a more favorable equalization rate and to continue to seek such a more favorable equalization rate moving forward.

## **GOLF COURSE**

Patriot Hill Golf Course is opened for the season.

## **RECREATION**

Recreation Department has obtained sponsorship from Shoprite for \$6,000 for the summer concerts and from Crossroad Developers for \$850 for the giant screen movie night.

## **CORRESPONDENCE**

Town Clerk Joan Skinner read the following:

- On behalf of the Shriners Hospitals for Children I thank you for your donation of "tabs". They are sold for scrap and the monies collected are used to transport patients to our hospitals. Bob Martin-Shriners Hospitals for Children.
- Dear Supervisor Sherwood, Stony Point Town Board, and Stony Point Town Clerk - I happened to see the agenda for tonight's town board meeting. While I am unable to attend due to a previous engagement, I would like to about the Town of Stony Point's use of Facebook. I have been involved in web development for over 10 years, and over the past 3 years have used Facebook on a daily basis for business and communication amongst Family and Friends.  
I understand that some people are hesitant toward the Town's methods of using its Facebook page as a means of communication with the general public. Should the page be used in an abusive manner, I would be concerned as well. Thus far, I find that the way

the page is employed at present time, it is a very useful method of conveying local information, government news and events, in a place where many, many people are able to access it. Generally speaking, it is yet another positive way to ensure that there are forums available for anyone- regardless of race, religion, creed, color, age, socio-economic status etc. – to be able to respectfully voice their opinion, gather information and encourage dialogue.

I feel Rosemarie Caramanno/ The Town moderate(s) the page quite well, and continually keep(s) the page active- an important aspect of such Facebook communication. Additionally, the page's frequent posts often convey useful activities that transpire within the town, such as the recent Great American Cleanup, and important date changes, such as the NYS Senate postponement of Indian Point hearing, I truly feel that this practice should not be changed, since the information conveyed and moderated is vital for the Townspeople.

Yet we must remember that responsible government is not a one-way conversation. Nor should this Facebook page be a one-way conversation. Thus I suggest to you and all members of the Town of Stony Point Facebook Community that there always be a level of respect maintained between the residents, businesses and the Town, and if a post is to be published on the Facebook wall, it should be kept in that light as best as possible. This goes for citizens as well as elected officials alike. ....

Finally, I want to emphasize that we are all in this together. Please continue to encourage others to be actively involved in the Facebook Page, and if they are uncomfortable with using the technology, by all means let us all collectively help them along the way – similar to Plato's Allegory of the Cave, guiding people toward the sunlight. Although the learning curve is a little uncomfortable, I assure you that the more people involved in actively learning the nuances of communicating appropriately and consistently in such a well-known forum, will only increase the ability for our Townspeople to make their voice heard, and those collective voices to resonate effectively through elected Government. Sincerely, Tom Ossa-Rockland Web Design

### **TOWN USE OF FACEBOOK**

A motion was made by Councilman White and seconded by Supervisor Sherwood to authorize the use of facebook and to develop a policy regarding such use.

The following roll call vote was recorded and the motion was duly **adopted**:

AYES: Mr. White, Ms. Konopko, Supervisor Sherwood  
NAYS: Mr. Finn, Mr. Vicari  
ABSTAIN: None  
ABSENT: None

### **ROCKLAND COUNTY INTEL AGREEMENT**

A motion was made by Councilman White, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of those board members present to authorize Supervisor Sherwood to sign the 2011 Intel Agreement with the County of Rockland, when corrected to the amount determined by the Finance Director and approved by the County of Rockland.

### **ROCKLAND COUNTY CARP AGREEMENT**

A motion was made by Councilman White, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to authorize Supervisor Sherwood to sign the 2011 CARP Agreement with the County of Rockland.

### **INDEPENDENT AUDITORS REPORT ON INTERNAL CONTROL**

O'Connor Davies Munns & Dobbins performed an independent audit dated December 31, 2010 and pursuant to auditing standards, reported in a Summary of Communications, some weakness on internal controls. These were discussed between Town Board members and the Finance Director.

### **FUNDING – TOMKINS COVE LIBRARY**

A motion was made by Councilman Finn, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of those board members present to authorize releasing the budgeted amount of \$10,000 to the Tomkins Cove Library.

### **CENTURION TELEPHONE CONTRACT**

A motion was made by Councilwoman Konopko, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to renew the service contract with Centurion Telephone S/S Inc. for one year (May 2011-May 2012) for the telephone systems at Town Hall in the amount of \$800 and the Police Station in the amount of \$900.

### **HIRE STUDENT LABORERS**

This item was tabled to the May 10, 2011 meeting.

### **ROADWAY RESURFACING BID**

A motion was made by Councilman Finn, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to authorize the Town Clerk to advertise for bids for roadway resurfacing for 2011.

### **POOL STATUS**

This matter was discussed at length and was put over to the May 10, 2011 meeting.

### **PYNGYP SCHOOL**

A motion was made by Councilman Finn and seconded by Councilman White to approve the following resolution:

#### **PYNGYP ONE ROOM SCHOOLHOUSE REGISTRATION WITH STATE AND NATIONAL REGISTERS OF HISTORIC PLACES**

**WHEREAS**, it is the intent of the Town of Stony Point to protect its historic and cultural resources; and

**WHEREAS**, the Town of Stony Point has identified the Pyngyp one room schoolhouse as such a historical and cultural resource; and

**WHEREAS**, the Town of Stony Point has heretofore, by Resolution dated January 25, 2011, authorized Karl Javenes, Chairman of the Pyngyp Restoration Committee (the Committee), a division of the Stony Point Historical Society, to commence the process of restoring the Pyngyp one room schoolhouse (Pyngyp Restoration Project) at no cost to the Town; and

**WHEREAS**, it has become apparent that the registration of the Pyngyp one room schoolhouse with the State and National Registers of Historic Places will enhance the Committee's prospects for success in the procurement of funding for its restoration project; and

**WHEREAS**, the Committee is seeking authorization to commence an application process for the purpose of registering the Pyngyp one room schoolhouse with the Field Services Bureau, Division for Historic Preservation State and National Registers of Historic Places Program; now, therefore, be it

**RESOLVED**, that the Committee, at no cost to the Town, undertake all steps necessary or appropriate to accomplish the registration of the Pyngyp one room schoolhouse with the National and NYS Registers of Historic Places; and be it further

**RESOLVED** that, the Committee is hereby authorized to apply for and otherwise pursue any and all potential sources of funding and Grants to finance its restoration project; and be it further

**RESOLVED**, that the Supervisor, having heretofore been authorized to sign the required "Statement of Owner Support" form on April 12, 2011, is hereby further authorized to sign any and all other documentation necessary or appropriate to effectuate the foregoing purposes; and be it further

**RESOLVED** that the Town Clerk, having heretofore on April 12, 2011 been authorized and directed to forward a signed copy of the "Statement of Owner Support" to the "Field Services Bureau, Division for Historic Preservation State and National Registers of Historic Places Program" at the address set forth below, said action is hereby ratified:

Attention: William Krattinger, Historic Preservation Program Analyst  
Address: NYS OPRHP, PO Box 189, Waterford, New York 12188  
Phone: (518) 237-8643 ext. 3265  
Fax: (518) 233-9049

E-mail: [William.Krattinger@oprhp.state.ny.us](mailto:William.Krattinger@oprhp.state.ny.us)

The following roll call vote was recorded and the motion was duly **adopted**:

AYES: Mr. Finn, Mr. Vicari, Mr. White,

NAYS: Ms. Konopko, Supervisor Sherwood

ABSTAIN: None

ABSENT: None

Councilwoman Konopko indicated that she objected because she felt that:

- The resolution was not needed to nominate the Pyngyp School for placement on the State and National Registers of Historic Places. On 4/12/11 the board approved the Statement of Owner Support which is the state required form.
- That the committee appointed on 1/25/11 is not a “division of the Stony Point Historical Society” as stated.
- The second resolved paragraph should contain “at no cost to the Town” since most grants call for matching funds.

#### **USE OF COMMUTER PARKING LOT**

A motion was made by Councilman Finn, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to authorize use of the Route 9W commuter lot to Cub Scout Pack 2017 on May 22, 2011.

#### **ROSE MEMORIAL LIBRARY PERMIT FEES**

A motion was made by Councilman White, seconded by Councilman Finn and **unanimously carried** by a voice vote of those board members present to refund the building permit fee and the Architectural Review Board fee paid by Rose Memorial Library in the amount of \$1,100.

#### **SUB-METERING – KIRKBRIDE HALL**

A motion was made by Councilman White, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of those board members present to authorize Hush Electrical Contracting to supply and install electric sub-metering at Kirkbride Hall in the amount of \$2,495.

#### **HUDSON VALLEY TECHNOLOGY DEVELOPMENT CENTER**

No action was taken on this matter.

#### **DUNDERBERG ROAD STORM REPAIR**

The Town Engineer is in the process of obtaining quotes for the repair work and will report back at the May 10, 2011 meeting.

#### **WORKPLACE VIOLENCE POLICY**

This matter was put over to the May 10, 2011 meeting.

#### **USAgain**

No action was taken on this item and Supervisor Sherwood will investigate it further and report back to the Board.

#### **EXECUTIVE SESSION**

At 9:29 pm a motion was made by Councilwoman Konopko, seconded by Councilman White and **unanimously carried** by a voice vote of those board members present to adjourn into executive session to discuss personnel and legal matters.

#### **RECONVENE**

At 9:40 pm a motion was made by Councilwoman Konopko, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to reconvene the April 26, 2011 Stony Point Town Board Meeting.

### **DEFERRED COMPENSATION PAYMENT**

A motion was made by Councilman Vicari, seconded by Councilwoman Konopko and **unanimously carried** by a voice vote of those board members present to authorize payment of accumulated time to the Chief of Police in the amount of \$12,591.42 to be directed to the New York State Deferred Compensation Plan from the next available payroll.

### **EXECUTIVE SESSION**

At 9:41 pm a motion was made by Councilwoman Konopko, seconded by Councilman White and unanimously carried by a voice vote of those board members present to return to executive session.

### **RECONVENE**

At 9:53 pm a motion was made by Councilman White, seconded by Councilman Vicari and unanimously carried by a voice vote of those board members present to reconvene the April 26, 2011 Stony Point Town Board Meeting.

### **ADJOURN**

At 9:54 pm a motion was made by Councilman White, seconded by Councilman Vicari and **unanimously carried** by a voice vote of those board members present to adjourn the April 26, 2011 Stony Point Town Board Meeting.

Respectfully submitted,

Joan Skinner  
Town Clerk