

TOWN BOARD

The Town Board, Town of Highlands, held a Regular Meeting on Monday, June 14, 2010 at Town Hall, 254 Main St, Highland Falls, NY 10928 at 7:00pm.

PRESENT:	Edward Magryta	----	Supervisor
	Holly Gokey	----	Council Member
	William Edsall	----	Council Member
	Laurie R. Tautel	----	Council Member
	Mervin R. Livsey, Jr.	----	Council Member
	Justin Rider	----	Counsel
	June Patterson	----	Town Clerk

Supervisor Magryta opened the meeting at 7:10pm.

PUBLIC COMMENT

Some residents voiced their concerns about West Point being allowed to vote in the School election.

MINUTES

Council Member Livsey made a motion seconded by Council Member Gokey to approve the minutes from the following meetings/workshops: May 3, 10, 17 & 24 and June 3.

MOTION CARRIED: 5-eyes (Magryta, Gokey, Edsall, Tautel, Livsey)
0-nays

AUDIT OF ACCOUNTS PAYABLE

Supervisor Magryta said there are a couple accounts payable that need to be approved. Accounts payable dated 5/6 in the amounts of \$ 3,764.50 and \$170,394.22; Accounts payable dated 5/20 in the amount of \$86,057.04; and Accounts payable in the amounts of \$105,393.52 and \$122.90.

Council Member Tautel made a motion seconded by Council Member Livsey to approve the Accounts Payable amounts listed above.

MOTION CARRIED: 5-eyes (Magryta, Gokey, Edsall, Tautel, Livsey)
0-nays

BEAUTIFICATION FUND DETERMINATION

Supervisor Magryta would like the Board to discuss the Beautification Budget and decide the best way to use the funds.

After a lengthy discussion the following resolution was proposed.

Council Member Gokey made a motion seconded by Council Member Tautel to split the Beautification Fund between the Garden Club and the Vision Beautification Committee and utilize the Parkland Fees fund to make up the difference.

**MOTION CARRIED: 5-eyes (Magryta, Gokey, Edsall, Tautel, Livsey)
0-nays**

CORBIN HILL ZONING

Supervisor Magryta asked the Board if they were ready to discuss the Corbin Hill Zoning matter.

Council Member Edsall said the existing development only had a minor impact on the schools and he believes that the development would bring a positive cash flow to the Town. He would like to move forward with the change.

Council Member Livsey said he would oppose residential at this time.

Council Member Gokey will not be voting because her property is adjacent to the property in question.

Council Member Tautel doesn't see any harm in residential.

Supervisor Magryta is very concerned if the Town can afford to have residences without commercial.

Council Member Edsall made a motion seconded by Council Member Tautel to have the Board move forward with the zoning change at Corbin Hill.

**MOTION CARRIED: 4-eyes (Magryta, Edsall, Tautel, Livsey)
0-nays
1-abstention (Gokey)**

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Council Member Edsall made a motion seconded by Council Member Tautel to adopt the Resolution of SEQR Designation and Determination A Local Law Amending Chapter 210 Entitled “Zoning” of the Code of the Town of Highlands and the Zoning Map of the Town of Highlands to Rezone Property from B Business Zoning District to R-5 Apartment Residence Zoning District: A Portion of Corbin Hill.

**RESOLUTION ADOPTED: 3-eyes (Magryta, Edsall, Tautel)
1-nays (Livsey)
1-abstention (Gokey)**

******RESOLUTION ATTACHED******

Council Member Edsall made a motion seconded by Council Member Tautel to adopt the Resolution to Adopt A Local Law Amending Chapter 210 Entitled “Zoning” of the Code of the Town of Highlands and the Zoning Map of the Town of Highlands to Rezone Property from B Business Zoning District to R-5 Apartment Residence Zoning District: A Portion of Corbin Hill.

**RESOLUTION DEFEATED: 2-eyes (Edsall, Tautel)
2-nays (Magryta, Livsey)
1-abstention (Gokey)**

******RESOLUTION ATTACHED******

DIAL-A-BUS CONTRACT

Council Member Gokey made a motion seconded by Council Member Tautel to authorize Supervisor Magryta to sign the 2010 Bus Operator Agreement.

**RESOLUTION ADOPTED: 5-eyes (Magryta, Gokey, Edsall, Tautel, Livsey)
0-nays**

HANDBOOK MODIFICATION REQUEST

Supervisor Magryta said there was a request from the Comptroller to amend some wording in the Employee Handbook.

A short discussion followed.

Supervisor Magryta said that the Comptroller would like this done by July 1, which gives the Board time to discuss it further. The Supervisor said that specific employees will be discussed in Executive Session.

MEMORIAL PARK USAGE

Supervisor Magryta received a request to hold a religious service in Memorial Park. The Supervisor is concerned about any restrictions with religious activities.

Justin Rider said there were no restrictions with this request, but his concern would be with the insurance.

Council Member Tautel made a motion seconded by Council Member Livsey to allow the religious service to be held at Memorial Park on August 10 from 6-9pm pending appropriate insurance and providing the Village has nothing scheduled.

**MOTION CARRIED: 5-eyes (Magryta, Gokey, Edsall, Tautel, Livsey)
0-nays**

APPROPRIATE SIGNAGE

Council Member Livsey would like the community to know that fundraising, campaign and other signs are not permissible in Memorial Park.

Supervisor Magryta asked if the Town could limit the signage in the park.

Mr. Rider will look into the legality issues.

Supervisor Magryta will try to put this on for the next workshop.

DEC CONTRACT GRANT ISSUE

Council Member Tautel said she has not seen anything on this grant. As far as she knows, the purchase of a lot at Corbin Hill for the water tank never happened.

Supervisor Magryta said that the Town would need to return the \$7,500 or justify spending it.

Mr. Rider said that there is a site on Corbin Hill property that is waiting to be cleared for a water tank. There is an agreement in place and money changed hands.

Supervisor Magryta said the Town needs to justify by July 1 to DEC that the money was used. The Supervisor asked the Comptroller to see what she could find and he will ask DEC for a 90 day extension.

SANITATION TRUCK PURCHASE

Supervisor Magryta has a copy of the minutes from March 10, 2008 authorizing a transfer of \$18,639 from a reserve fund, but there is no evidence of this transfer ever being made. Also, Bond Counsel has no record of any bond for these trucks. The Supervisor has receipts from CEJJ saying the trucks were paid for.

Supervisor Magryta will contact the former Supervisor and see what she knows. The Supervisor also encouraged the Board members to contact anyone they think might know anything.

BUDGET RECOVERY SESSION

Supervisor Magryta would like to take a look at the final proposals and then step back and look at debt service.

Council Member Tautel has a proposal from the Dog Control Officer reducing his budget by \$3,600 which is the money that was going to be used to replace the roof. The DCO believes the roof can last another year and he will put it in next year's budget.

Supervisor Magryta has a proposal from Historian Stella Bailey reducing her budget by \$500.

Supervisor Magryta met with Regina Kopald and she gave him the history of the library and its relationship with the Town. The Supervisor was informed that the Town contributes 87% of the Library's budget. All contributions will need to be reviewed at budget time.

MISC.

Council Member Tautel said that, in reference to the municipal grant, the Village met with Todd Atkinson recently and nothing has been heard from Albany and probably won't be until the budget is done.

Council Member Edsall informed Supervisor Magryta that he will not be able to make the June 28 meeting.

Council Member Gokey said there is an Assessor's class that Jean would like to attend.

Council Member Livsey said that there is a raft at Long Pond. He would like to begin looking at the Hamlet Center again.

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PUBLIC COMMENT

Ann Marie Feducia informed everyone that the cell tower proposition will be coming before the Planning Board on Thursday (6/17) at 7pm.

John Blanc asked if the Board has made any headway making this a more cycling friendly community.

Supervisor Magryta said he has not had time to venture into that with all that is going on.

EXECUTIVE SESSION

Council Member Gokey made a motion seconded by Council Member Tautel to into Executive Session to discuss: 1) the Medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation; and 2) proposed, pending or current litigation. The Board went into Executive Session at 9:40pm.

**MOTION CARRIED: 5-eyes (Magryta, Gokey, Edsall, Tautel, Livsey)
0-nays**

Council Member Tautel made a motion seconded by Council Member Gokey to close the executive session. Executive Session closed at 11:10pm.

**MOTION CARRIED: 5-eyes (Magryta, Gokey, Edsall, Tautel, Livsey)
0-nays**

Council Member Tautel made a motion seconded by Council Member Edsall to adjourn the meeting. Meeting adjourned at 11:11pm.

**MOTION CARRIED: 5-eyes (Magryta, Gokey, Edsall, Tautel, Livsey)
0-nays**

Attest,