

TOWN BOARD

The Town Board, Town of Highlands, held a workshop on Monday, July 25, 2011 at Town Hall, 254 Main St, Highland Falls, NY 10928 at 7:30pm.

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 workshop at 7:40pm.

PUBLIC COMMENT

Pharoby Ripa again informed the Board about the young girl being approached by a strange car. Ms. Ripa asked how this information could be given out during the summer.

Council Member Tautel said she was upset about the news and she spoke to the Mayor and Sgt Scott, who agreed to put the information out on the statewide computer. Ms. Tautel suggested that OIC Bailey and SGT Scott meet with the School Board, which they have agreed to do.

Supervisor Magryta said that the Community Service Day should help children know what to do in a situation like that.

Peter Carroll said that a meeting will be held on July 27 at 6:00pm at the Library to give residents information on the school that is taking over Sacred Heart School.

Supervisor Magryta asked if it was a Charter School.

Mary Jane Pitt explained that it was a non-public school.

Greg Maher said that he heard the Board received a letter from the Village asking for a discussion on water and did not respond.

Supervisor Magryta said he did receive two letters and responded to both, but has not heard anything since.

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Mr. Maher expressed his concern about the Town having enough water to supply the new customers.

Mr. Rider assured Mr. Maher that the Town has a sufficient supply of water for the customers.

Ann Marie Feducia announced the Battlesight concert that will be held on July 27 from 7-9pm.

PUBLIC SERVICE ANNOUNCEMENTS

Supervisor Magryta presented Capt Stroppel with a certificate from the Orange County EMS for their appreciation for Capt. Stroppel’s participation in the M1 Hospital Exercises. There was a certificate for Jason Stroppel, who was unable to make the meeting.

Supervisor Magryta announced the Community Day that will take place on August 6, from 10-4 at Brook’s Park. The Supervisor said that West Point Tours has graciously donated a bus to transport people to the park. The Supervisor said the bus will run every half hour and the pick-up sites will be the Town Hall, Fort School and the Town lot on Firefighters Memorial Drive.

Council Member Tautel introduced Kathy Hammill from the Hudson Highlands Land Trust who has come to speak to the Board about the DEC Hudson River Estuary Program’s “Trees for Tribs” initiative.

Kathy Hammill explained that this offers free native trees and shrubs for stream buffer planting/restoration projects in the Hudson Estuary watershed. Ms. Hammill said the applications are due in by August 1 for the fall 2011 planting sites, but there will be more offered for next spring.

RESOLUTION – TOWN ACT AS LEAD AGENCY FOR WATER PROJECT

Supervisor Magryta said that this issue was discussed last week and it seems that everyone is in favor of the Town being lead agent for this project. The Supervisor said if the resolution is adopted, a public hearing will be held on August 22 at 7:00pm.

Council Member Gokey made a motion seconded by Council Member Livsey to adopt the resolution declaring that the Town of Highlands Town Board shall act as Lead Agency under SEQR for the Town of Highlands Water District #2 distribution system extension #1 and that the Public Hearing for this will be held on August 22 at 7:00pm at the Town Hall.

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

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

TOH AMBULANCE CORPS – BUDGET TRANSFER/WORKERS COMP DISCUSSION

Supervisor Magryta said that Capt Stroppel has put in a request to transfer \$16,000. The Supervisor said this transfer is partially due to an increase in the Worker's Compensation charges.

Council Member Edsall made a motion seconded by Council Member Tautel to approve the transfer of \$16,000 from A1990.04 (Specialty Items) to SA9040.08 (Ambulance Worker's Comp).

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

TOH SEWER DEPT. – REQUEST FOR CLOTHING ALLOWANCE

Supervisor Magryta received a request from Doug Willis to receive a clothing allowance. The Supervisor said the Highway/Sanitation Departments currently receive \$500 a year and he would like the Board to approve Mr. Willis' request prorated from July 1.

Council Member Tautel made a motion seconded by Council Member Edsall to provide the Sewer Department employees with a clothing allowance comparable to the clothing allowance of the other departments.

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

TOH RECREATION DEPT. – PETTY CASH ACCOUNT

Supervisor Magryta said that in response to the cash audit he would like to establish a \$100 petty cash account for Recreation.

Council Tautel made a motion seconded by Council Member Gokey to establish a \$100 petty cash account for the Recreation Department.

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

WORKSHOP – SEWER POINTS

Supervisor Magryta believes that the sewer point system is in need of review and he would like to find the fairest way to charge the residents.

Council Member Livsey said that there are many issues to need to be discussed and/or clarified.

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The Board discussed hotels, restaurants, seasonal use, when to charge a developer and more.

Supervisor Magryta asked the Board to do some homework.

Greg Maher asked the Board if they ever considered metering everyone.

Mr. Rider said that the district is not set up that way.

Supervisor Magryta said he would like to see Mr. Hager at the next workshop and asked the Board to gather questions for then. The Supervisor advised the residents that they can talk to the Board or John Hager if they have any questions.

WORKSHOP – DROP BOXES & STORAGE CONTAINERS

Supervisor Magryta said that Mr. Rider has prepared a local law for the Board to consider. The Supervisor said the essence of the law is to regulate, not eliminate, these items.

The Board discussed requiring permits for these items.

Council Member Tautel does not see a time limit on the permits. Ms. Tautel thought the Board discussed a 6 month limit.

Council Member Livsey expressed his concern about the screening in of the boxes. Mr. Livsey doesn't think it is fair to the business owners who screened in their dumpsters to allow these boxes to be unscreened.

Mr. Rider said that they serve different purposes and there is a provision in the law for the placement of them.

The Board discussed setting a time limit on the permits.

Supervisor Magryta said the permits will be for 6 weeks and they will be renewable at the discretion of the Building Department. The Supervisor said there will be no permit fee for the clothing boxes.

Supervisor Magryta said the local law will be introduced and a public hearing set for September.

OUTSTANDING COMMITTEE ISSUES

Safety Committee:

Council Member Livsey has received a copy of the injury list and is alarmed. Mr. Livsey has been working with Jay to put something together. Mr. Livsey said that Jay will be coming to the Town next week and he would like Supervisor Magryta to be there. Mr. Livsey said that Department Heads have been chosen to be on the Committee and monthly meetings will be held. Mr. Livsey said the goal is to knock some points off of workers' compensation.

Dial-A-Bus:

Council Member Livsey said that the Dial-A-Bus drivers must comply with the Orange County regulations immediately. Mr. Livsey has a meeting with Dial-A-Bus Manager Colleen Solan tomorrow.

Internet Policy:

Council Member Gokey said the Town does not currently have an internet policy, but one was recommended by New Windsor and forwarded to Mr. Rider.

Supervisor Magryta said that the Board needs to act on this so computer usage can be enforced.

Council Member Tautel would like to adopt this at the next meeting.

Supervisor Magryta would like to see this adopted at the first meeting in August (August 8).

Rockwell Cycles/Ducati:

Council Member Gokey said that Rockwell Cycles has requested to be permitted to use the Patriot Garden for 3 days to allow Ducati to showcase their motorcycles.

Supervisor Magryta questioned allowing someone to use the park and suggested the old Town garage property instead.

Mr. Rider said there are numerous issues with this, but it could benefit the community.

The Board agreed to not allow Rockwell Cycles to use the Patriot Garden Park, but will offer them the old Town garage property and advise them to contact Marchese or Holiday Inn Express as an alternative.

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Supervisor Magryta asked what the Board thought they should charge if Rockwell Cycles decided to use the old Town garage property.

Council Member Livsey made a motion seconded by Council Member Tautel to offer the use of the old Town Garage property for a fee of \$1,000 and proper proof of insurance is provided to the Town.

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

Movie Day:

Council Member Gokey said that the Hudson Valley Woman's Association and Friends would like permission to use the Town Hall Courtroom on Saturday afternoons/evenings for the purpose of holding a movie night for local children. The Association will provide a certificate of insurance to the Town.

Council Member Gokey made a motion seconded by Council Member Tautel to allow the Hudson Valley Woman's Association and Friends to use the Town Hall Courtroom on Saturdays to hold movies for local children.

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

Hike & Bike:

Supervisor Magryta said that the Town of Cornwall wants to be listed on our insurance certificate for the Hike & Bike events. The Supervisor suggested that the Board might want to reconsider the issue of insurance.

Mr. Rider said he doesn't know if the Town will be permitted to insure for Cornwall. Mr. Rider does not know if insurance is a requirement, but he will look into it.

Supervisor Magryta is concerned that Cornwall might end the program if we don't meet their requirements.

Ambulance:

Council Member Edsall would like to table this discussion for now.

Sanitation/Water Hook-ups:

Supervisor Magryta tabled these issues for another date.

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PUBLIC COMMENT

June Gunza asked for clarification on the insurance coverage.

Mr. Rider stated that he doesn't believe the Town can insure an outside jurisdiction.

Richard Sullivan informed the Board that he has a statement about water to the Fort School for the next meeting.

Supervisor Magryta told Mr. Sullivan not to consider getting water to the Fort School a dead issue.

ADJOURN

Council Member Gokey made a motion seconded by Council Member Tautel to adjourn the meeting. Meeting adjourned at 10:40pm.

Attest,

RESOLUTION

OF

JULY 25, 2011

A RESOLUTION DECLARING THAT THE TOWN OF HIGHLANDS
TOWN BOARD SHALL ACT AS LEAD AGENCY
UNDER SEQRA FOR THE
TOWN OF HIGHLANDS WATER DISTRICT #2
DISTRIBUTION SYSTEM EXTENSION #1

Council Member **Gokey** moved the following resolution which was seconded by Council Member **Livsey**.

WHEREAS, Town of Highlands Water District #2 was established in August, 2000, and was subject to a maximum expenditure of \$3,700,000 by order of the Department of Audit and Control of the New York State Comptroller's Office; and

WHEREAS, the initial work done in Water District #2 did not fully build out the system and the proposed infrastructure; and

WHEREAS, a map, plan and report dated June 13, 2011 has been duly prepared according to law by J.R. Folchetti & Associates, L.L.C., in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Highlands relating to the new facilities to be placed within the existing district; and

WHEREAS, said map, plan and report showing the facilities involved together with the boundaries of the District has been filed in the office of the Town Clerk of said Town, where the same is available during regular office hours for examination by any persons interested in the subject matter thereof; and

WHEREAS, the Town Board of the Town of Highlands has caused a full Environmental Assessment Form (the "EAF") to be prepared for the proposed Water District #2 distribution system extension (the "Action"); and

WHEREAS, the Town Board determined to conduct a coordinated review of the Action and wherein a notice of intent to declare lead agency was circulated on or about June 15, 2011.

NOW, THEREFORE, BE IT RESOLVED, the Town Board pursuant to Article 8 of the Environmental Conservation Law ("SEQR"), and Part 617 of the General Regulations adopted pursuant thereto ("Part 617"), hereby declares itself Lead Agency; and

BE IT FURTHER RESOLVED that pursuant to SEQR and Town Law Article 12-A, a public hearing shall be held to receive comments concerning the Action on August 22, 2011 at 7:30 p.m. at the Town Hall located at 254 Main Street, Highland Falls, New York, and

BE IT FURTHER RESOLVED that the Town Clerk give notice of such public hearing specifying the time when and the place where such public hearing will be held by publication and posting in accordance with the Town Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

Mervin R. Livsey, Jr., Councilman voting **Aye**

Laurie R. Tautel, Councilwoman voting **Aye**

Holly Gokey, Councilwoman voting **Aye**

William W. Edsall, Councilman voting **Aye**

Edward Magryta, Supervisor voting **Aye**

The resolution was thereupon declared duly adopted.

The foregoing constitutes a true and complete copy of a resolution duly made, seconded and adopted at a workshop of the Town Board, Town of Highlands, on July 25, 2011.

June Patterson, Town Clerk