

## **TOWN BOARD**

The Town Board, Town of Highlands, held a meeting on June 8, 2015 at Town Hall, 254 Main St, Highland Falls, NY at 7:00pm.

PRESENT:	Mervin R. Livsey	----	Supervisor
	William Edsall	----	Council Member
	James Stradley	----	Council Member
	June Gunza	----	Council Member
	Adrienne T. Voltaire	----	Council Member
	Justin Rider	----	Counsel
	Lesley K Peterson	----	Deputy Town Clerk
	Kelly Blauvelt	----	Comptroller

Supervisor Livsey opened the meeting at 7:00pm.

Supervisor Livsey asked for a moment of silence to wish Village Trustee, Charlie Murphy, a speedy recovery during her recent illness.

Supervisor Livsey announced that there was a young Cub Scout out in the audience from West Point his name is Lucas Raymond and he will be sitting in tonight to listen to our meeting to assist him in obtaining one of his Merit Badges, so please welcome him.

### **PUBLIC COMMENT**

Doris Lent approaches the mic to discuss some issues that Vision has had lately. Mrs. Lent said the major concern is the expenditures that the group has incurred.

Supervisor Livsey stated that maybe certain items should be pre- approved before purchasing.

Mrs. Lent said that there is a lot of comparison shopping done before purchasing any items and a lot of volunteered time and effort goes into beautifying the Town and Village. Mrs. Lent read a list of the expenditures to the Board.

Mrs. Lent stated that Vision is not the only organization that uses the money budgeted by the Town Board for Beautification and she would like Vision to have their own designated amount that they can work with.

Supervisor Livsey praised all the time, effort and work that the Vision group puts in, but needed to stress that his major job as Supervisor, for the Town, is to be the Chief Fiscal Officer and watch expenditures and make cuts where necessary.

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Supervisor Livsey encouraged the Vision Group by saying that indeed the Board can look at what is available around budget time to see if there is something they could give to Beautification, however, the Board could make no promises.

Council Member Edsall wanted to point out that we have to stay under the 2% Tax Cap so it is very difficult come budget time to shuffle money fairly, the Board has to prioritize.

Council Member Gunza praised Vision but also wanted to point out that there was some miscommunication that every Department Head had to submit a purchase order prior to making a purchase eliminating any surprise on the Supervisor's part.

Jim Ramus comes to the mic to inquire about the outside user on the water district asking how many gallons the user might be using.

Supervisor Livsey said it is a single family unit and each outside user will be looked at on an individual basis.

### MINUTES

Council Member Edsall made a motion seconded by Council Member Stradley to accept the minutes from the May 11, 2015 Town Board Meeting.

**MOTION CARRIED: 5-eyes (Livsey, Edsall, Gunza, Voltaire, Stradley)  
0-nays**

Supervisor Livsey also stated that the board needed to approve minutes for the Special Meeting held on Saturday May 30, 2015 at Town Hall regarding the Bonding Resolution for the proposed renovation and rehabilitation of the Sewer Plant. The Supervisor asked Town Attorney Justin Rider to explain a little about the meeting, since the public has a 30 day referendum.

Council Member Gunza made a motion seconded by Council Member Edsall to approve the minutes from the Special Meeting dated May 30, 2015.

**MOTION CARRIED: 5-eyes (Livsey, Gunza, Edsall, Voltaire, Stradley)  
0-nays**

### COMMUNICATIONS

Supervisor Livsey received a letter that Orange & Rockland are raising the rates on Gas and Electric. The Supervisor forwarded a copy to the comptroller, Kelly Blauvelt, so that she can use the percentages come budget time.

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Supervisor received a letter today from Konstantinos Fatsis, each member of the board received a copy, requesting to be considered for the position of Vehicle and Traffic Prosecutor for the Town. The Supervisor said he would like to table this until our next meeting, the board can discuss in Executive Session.

### **FINANCIAL REPORTS, RESOLUTIONS & REQUESTS**

#### **Accounts Payable**

Supervisor Livsey stated that the April 15 Accounts Payable amount was \$104,774.39.

Supervisor Livsey also reported on June 2, 2015 the Accounts Payable amount was \$242,344.33.

#### **Court Officers**

Supervisor Livsey briefly spoke about the Court Officer situation. The Supervisor said he, June Gunza, Chief Quinn and Judge Donaldson sat down for a brief meeting to discuss the lack of coverage for court days.

Supervisor Livsey said that we are down to 2 or 3 court and recently, due to sickness and injury, there was no coverage in the court and the Police Department for security.

Council Member Gunza reiterated that the meeting discussed the lack of officers on court days and that the Police Department will now take over scheduling and hiring of future Court Officers.

Council Member Gunza also said that more commitment to hours and stricter scheduling along with maybe raising the hourly rate will hopefully enable the Town to hold on to the Court Officers longer.

Supervisor Livsey asked the Board if they could raise the court attendant hourly rate from \$17.00 an hour to \$21.00 an hour.

Council Member Gunza stated that our Court Officers are paid less than most in the areas.

Council Member Voltaire wondered if the pay raise will make that much of a difference in who is hired. Ms. Voltaire said the fact that court is during the day may be more of an impact on hiring because people have regular full time jobs during the day.

Council Member Edsall said he would like to review the matter more before they make a decision.

Council Member Voltaire agreed.

Supervisor Livsey agreed to table the issue until next meeting.

**Resolution – Inter Fund Advance FMSIA**

Supervisor Livsey highlighted on EFC and the cost of the Sewer Project. The Supervisor announced there is a Resolution to authorize an Inter-Fund Advance for the Fort Montgomery Sewer Improvement Area in the amount is \$35,000 and must be paid back by the Town within one fiscal year.

Council Member Edsall made a motion seconded by Council Member Stradley to allow \$35,000 be moved from the B Fund to the Fort Montgomery Sewer Improvement Area fund.

**RESOLUTION ADOPTED: 5-eyes (Livsey, Edsall, Stradley, Gunza, Voltaire)  
0-nays**

**\*\*\*\*RESOLUTION ATTACHED\*\*\*\***

**Insurance Recovery-Police**

Supervisor Livsey announces there is a budget transfer for \$375.00 from Insurance Recoveries to Police Vehicle Maintenance. Police car had to replace window.

Council Member made a motion seconded by council member Voltaire to transfer \$375.00 from Insurance Recoveries to Police Vehicle Maintenance.

**MOTION CARRIED: 5-eyes (Livsey, Edsall, Gunza, Voltaire, Stradley)  
0-nays**

**BOARD LIASON REPORTS**

**Council Member Voltaire**

Council Member Voltaire said there was only one thing that comes to mind there is a new principal at the HFFMIS, Mr. Chris Fiorentino.

**Council Member Gunza:**

Council Member Gunza said that she attended the meeting with Supervisor Livsey, Chief Quinn and Judge Donaldson to resolve the scheduling and hiring problem of the Court Officers.

Council Member Gunza said she met with Village Trustee Charlie Murphy, two members from Scenic Hudson and two members of the HFFMCS D including Mr. Cahill, regarding the property behind My Town Market Place and Rite Aid in Highland Falls.

Council Member Gunza expressed that the Scenic Hudson Group were quite surprised that the Town & Village were not eager to take the 34 acres off the Tax Roll, explaining that Scenic Hudson would take away future opportunities to develop that land, they were not happy.

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Council Member Gunza explains that the Village may want an engineer to build out there, there could be future funds to help. Council Member Gunza said the Village is taking the lead on this issue she was just representing the Town and expressed that.

Council Member Gunza said she had got together with Superintendent of Highways, Pat Patterson and Chief Quinn at the Emergency Services building to see what repairs could be done.

Council Member Gunza also congratulated the Fort Montgomery Fire Department officers for their recent recognitions and also for the \$100,000 grant for their cast aid and exhaust system.

### **Council Member Edsall:**

Council Member Edsall said that he attended the Library Gala it was a beautiful event. Council Member Edsall said it was nice to see a different array of people there and it was a great fundraiser.

Council Member Edsall commented on Scenic Hudson and their project, he said he knows he is the minority when speaking about the property behind Rite Aid, however, he believes that by giving the Village access to the river and by building family development there it would bring more expense and revenue to the community.

### **Council Member Stradley**

Council Member Stradley had nothing to report.

## **SUPERVISOR'S REPORT**

Supervisor Livsey said he received a letter from MRS Realty requesting Town water. The Supervisor said they have more engineering reports that they have to put together.

Mr. Rider added that they have already provided their engineering reports and what is left is bonding and insurance information that needs to be submitted.

Council Member Edsall also asked the attorney if he had the request for the double poles.

Attorney Rider said he had added it to his extensive list.

Supervisor Livsey said that Major Flynn had asked him recently if it was possible to put two flag poles in Roe Park, the money would have to come out of the Town's Park Land Reserve Fund, which in the A Fund there is \$26,000 and in the B Fund there is \$78,000.

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Supervisor Livsey said that Mayor Flynn also asked him about the part time mechanic the Town had hired, if it was possible to hire him full time and the Village would share in the expenses.

Supervisor Livsey passed the information onto Pat Patterson, Superintendent of Highways, and he didn't think he was available to work full time.

Council Member Edsall said that if there were park land improvements the money could not be taken from B Fund as that is only for Fort Montgomery improvements.

Supervisor Livsey announced that the Town Ambulance Corp had a total of 69 calls for May which brings them up to 273 calls for the year, as we get into motorcycle season there just seems to be more and more.

Supervisor Livsey has a notice that he wanted to share with everyone. The Supervisor said on June 18<sup>th</sup> for 10 hours from 8am to 6pm there will be a test on the property of 560 Liberty Drive in Tomkins Cove where a balloon will be placed on top of a crane to see about maybe expanding the cell phone tower there.

Supervisor Livsey said he received two invitations that he could not attend, one was the O'Neill High School Graduating Class of 2015 at Eisenhower Hall Thursday June 25<sup>th</sup> 7pm and June 24 at 6:30pm the Highland Falls Intermediate School Moving Up Ceremony. The Supervisor asked if any of the Board Members would like to attend in his place.

Council Member Voltaire said she would love to attend both.

Supervisor Livsey said the Town has filed their MS4 Report even though there was some confusion this year however, should the Supervisor be here next year he will approach much sooner and be way more prepared.

Supervisor Livsey went with Superintendent of Highways, Pat Patterson, to look at the dump truck they have, the frame is cracked one end to the other, it has been welded once and they are going to weld again. The Supervisor believes it is time to purchase a new dump truck, it will cost approximately \$200,000 and it will have to be bonded. The Supervisor said there are fears that this vehicle will break down during the winter, and since it will take about a year to get the new one, he would like the Board to consider this right away.

Supervisor Livsey said that Palisades Park Commission is going to take over Mine Dock Park from Scenic Hudson in the near future. The Supervisor stated that the Commission was supposed to contact the Town about some changes they wanted to make and the Supervisor advised they contact the Town Attorney.

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Supervisor Livsey announced that **PESH** (Public Employee Safety & Health) inspected very strongly the Highway Department and the Town had to spend approximately \$5,000 to correct some of things that had wrong. The Supervisor said Lisa Hansen from Fort Montgomery works for a company that is qualified to train our employees at half the price.

Supervisor Livsey said that Mario Scolero called to say he would like to do his Motorcycle Run June 28 and is requesting Route 218 be closed for one hour.

Comptroller Kelly Blauvelt just wanted to announce that there would be Work Place Violence Training soon at Town Hall to keep us up to date. Ms. Blauvelt also reminded the Board that the Budget is coming up really soon.

Captain Stroppel from the Ambulance Corp announced that they had a New York Inspection today, there were some minor issues but overall they did good. Captain Stroppel also announced that all lifeguards for the Recreation Program and the pool will be trained this week.

## **GENERAL BUSINESS**

### **Water District #2 Outside User Request:**

Supervisor Livsey announced he received a letter from Mr. Wayne Kocher on 7 Poplar St, Fort Montgomery, requesting access to Town Water. The Supervisor stated that Mr. Kocher told him that he has water issues since the full occupancy of Corbin Hill.

Supervisor Livsey said that the Board has to first address a Resolution to allow outside users to use Town water and also an Outside User Agreement.

Supervisor Livsey said that he sent an email to the Board suggesting that we charge 12 points for an outside user as opposed to 10 points for a single family residence within the water district and based on this year's amounts that would be an extra \$42.00 a year.

Supervisor Livsey said otherwise we would have to charge the resident back charges for the last 10 years in the amount of \$1,600.00.

Council Member Edsall questioned what would be the best cost effective option overall and had questions if 12 points is indeed the right amount to charge.

Supervisor Livsey said the numbers were not etched in stone and indeed they would probably change every year.

Council Member Edsall agreed.

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Mr. Rider agreed that Points would change yearly, we have the Comprehensive List that will guide us it is important that we do not veer from that too much as numbers will get lost.

Supervisor Livsey said the Resolution and Agreement will be on file with those numbers so we can refer to them.

Supervisor Livsey addresses the Board that he has a Resolution for an outside user to use Town Water.

Council Member Stradley made a motion seconded by Council member Voltaire to accept the Resolution to Authorize the Town of Highlands to enter into an Outside User Agreement for Water.

**RESOLUTION ADOPTED: 5-eyes (Livsey, Edsall, Stradley, Gunza, Voltaire)  
0-nays**

**\*\*\*\*RESOLUTION ATTACHED\*\*\*\***

Supervisor Livsey asked Mr. Rider if the Board needed to approve the agreement.

Justin Rider informed the board that they have okayed the resolution to the affect, so Supervisor can just go ahead and sign the agreement.

Supervisor Livsey asks Deputy Town Clerk, Lesley Peterson to contact Mr. Kocher so he can review the agreement then sign.

**Confirmation Receipt for EFC Application**

Supervisor Livsey said he received a letter from Caitlin Tenner who is from EFC saying that they received a full application as of June 1<sup>st</sup> and it is being evaluated for the Town's sewer funding.

**Discharge 2 EMTs**

Supervisor Livsey received a letter from Captain Stropfel requesting the board discharge two EMT's that have not worked for the Town in over two years, Derek McDonald and David Abbott.

Council Member Edsall made a motion seconded by Council Member Gunza to discharge Derek McDonald and David Abbott as EMT's.

**MOTION CARRIED: 5-eyes (Livsey, Edsall, Gunza, Voltaire, Stradley)  
0-nays**

Supervisor Livsey said that there are now 5 vacancies as EMT's, however this does not mean that more hours are being worked Captain Stropfel is still reviewing a list to hire.

**Recommended Escrow Fee Increase**

Supervisor Livsey announced that the Planning Board has recommended that the Town raise the initial escrow fee from \$750.00 to \$1,200.

Mr. Rider explained that an escrow fee is a fee that the applicant needs to pay when starting a project for consulting fees. Mr. Rider said the Comptroller monitors the escrow accounts.

Council Member Gunza made a motion seconded by Council Member Edsall to approve the Resolution Ratifying Escrow Fee Changes in Accordance with Chapter 109 of the Town Code: Fees.

**RESOLUTION ADOPTED: 5-eyes (Livsey, Edsall, Gunza, Voltaire, Stradley)  
0-nays**

\*\*\*\*\*RESOLUTION ATTACHED\*\*\*\*\*

**Retainer-Beckmann for Tax Certiorari**

Supervisor Livsey states that there is Certiorari approval needed for an appraisal by Beckmann Appraisals, Inc. they have been recommended by our Town Attorney to appraise a hotel property located at 17 Main St Highland Falls.

Supervisor Livsey asked the attorney if we had Beckmann Appraisals, Inc, proposal.

Mr. Rider said yes he had attached the proposal to the email he sent. Mr. Rider explained that the amount would be split between the Town and Highland Falls Fort Montgomery School District the fee is \$6,000 with \$4,000 paid up front.

Council Member Voltaire made a motion seconded by Council Member Gunza to authorize a Retainer Agreement with Beckmann Appraisals: Tax Certiorari Appraisal.

**RESOLUTION ADOPTED: 5-eyes (Livsey, Gunza, Edsall, Voltaire, Stradley)  
0-nays**

\*\*\*\*\*RESOLUTION ATTACHED\*\*\*\*\*

Supervisor Livsey read a resignation from Gary Iodice, Court Officer, effective May 27, 2015.

Council Member Edsall made a motion seconded by Council Member Voltaire to accept the resignation letter of Court Officer Gary Iodice dated May 27, 2015.

**MOTION CARRIED: 5-eyes (Livsey, Edsall, Gunza, Voltaire, Stradley)  
0-nays**

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Council Member Gunza made a motion seconded by Council Member Stradley to accept the resignation of Court Officer Edward Pendergast.

**MOTION CARRIED: 5-eyes (Livsey, Gunza, Edsall, Voltaire, Stradley)**  
**0-nays**

Supervisor Livsey read a letter of Appreciation regarding Police Officer Jared Witt. The Supervisor requested the letter be placed in officer's file.

### **PUBLIC COMMENT**

Elizabeth Masearis stated she is working with the Village once they get grant money. Ms. Masearis said he will be working on Cost Benefit Analysis and disillusion of the Village and merge with the Town.

Supervisor Livsey announced he had forgot about a request that Chief Quinn had put forward requesting permission to attend the ASO (Air Security Officer) Program effective immediately. Chief Quinn is requesting from the Board permission to carry his weapon while participating in this program, he will be taking a flight from Stewart, Newburgh to Washington D.C.

Council Member Stradley made a motion seconded by Council Member Gunza to allow Supervisor Livsey to sign a letter from Chief Quinn to carry his weapon while participating in the ASO (Air Security Officer) Program.

**MOTION CARRIED 5-eyes ( Livsey, Gunza, Edsall, Voltaire, Stradley)**  
**0-nays**

Jim Ramus asked about the property behind Rite Aid in Highland Falls and its access to the river. Mr. Ramus wanted to know if there were drawings available to view.

Council Member Gunza said there were pictures shown but no line drawings of placement of buildings and there is no access to river.

Mr. Ramus was asking if this became a park and there is a shear drop to the river would the Town or Village be responsible to put up safety fence.

Supervisor Livsey said it would not be the Town's responsibility.

Mr. Rider said it would be Scenic Hudson's responsibility.

Supervisor Livsey said that Scenic Hudson is looking for a visual access to the river maybe like a pathway.

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Council Member Gunza said there is still a lot of talk in regards to the property.

Mr. Ramus asked Supervisor Livsey if he could talk to the Building Department to attend Planning, ZBA, and/or Village meetings, as there have been some miscommunications with projects in the past and he wanted to make sure everyone is on the same page.

Supervisor Livsey said he would talk to the Building Department.

**ADJOURN**

Council Member Edsall made a motion seconded by Council Member Voltaire to adjourn the meeting. Meeting adjourned at 8:20pm.

**MOTION CARRIED: 5-ayes (Livsey, Edsall, Gunza, Voltaire, Stradley)  
0-nays**

Attest,

RESOLUTION

OF

JUNE 8, 2015

A RESOLUTION TO AUTHORIZE  
AN INTER-FUND ADVANCE FOR THE FMSIA

Council Member **Edsall** moved the following resolution which was seconded by Council Member **Stradley**.

WHEREAS, the Town of Highlands on behalf of the Fort Montgomery Sewer Improvement Area (“FMSIA”) has passed an Order of Public Interest in the matter of the FMSIA Sewer Improvement Project (the “Project”);

WHEREAS, the Town Board has submitted an application seeking funding of the Project through the New York State Drinking Water State Revolving Loan Fund (the “NYSDWSRF”) as well as the Storm Mitigation Loan Program (the “SMLP”); and

WHEREAS, the New York State Environmental Facilities Corporation (the “EFC”) and New York State Department of Health (the “DOH”) jointly administer the NYSDWSRF and SMLP and award funding to a select number of municipalities in accordance with the applicable rules and regulations thereof; and

WHEREAS, Section 9-a of the General Municipal Law of New York State allows for inter-fund advances, wherein a municipal corporation may temporarily advance moneys held in any fund to any other fund of the municipal corporation; and

WHEREAS, the FMSIA has incurred expenses on the Project and has depleted its reserves;  
and

WHEREAS, the FMSIA seeks funds for use on the Project pending the closing of a loan through the EFC loan programs; and

WHEREAS, the transfer of funds constitutes a legislative action pertaining to routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment, and accordingly is a Type II Action under the State Environmental Quality Review Act.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board is authorizing an inter-fund transfer of Thirty Five Thousand (\$35,000.00) Dollars form the Town B Fund to the FMSIA Fund for Project expenses; and

BE IT FURTHER RESOLVED, that the FMSIA will pay back the inter-fund transfer by the close of the fiscal year in accordance with General Municipal Law Section 9-a; and

BE IT FURTHER RESOLVED, that the foregoing resolution shall take effect immediately.

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

James Stradley, Councilman	voting	<b>Aye</b>
June Gunza, Councilwoman	voting	<b>Aye</b>
Adrienne T. Voltaire, Councilwoman	voting	<b>Aye</b>
William Edsall, Councilman	voting	<b>Aye</b>
Mervin R. Livsey, Supervisor	voting	<b>Aye</b>

The foregoing constitutes a true and complete copy of a resolution duly made, seconded and Adopted at a meeting of the Town Board, Town of Highlands, on June 8, 2015.

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June Patterson, Town Clerk

RESOLUTION

OF

JUNE 8, 2015

A RESOLUTION TO AUTHORIZE  
THE TOWN OF HIGHLANDS TO  
ENTER INTO AN OUTSIDE USER AGREEMENT  
FOR WATER

Council Member **Stradley** moved the following resolution which was seconded by Council Member **Voltaire**.

WHEREAS, the Town of Highlands has negotiated an outside user agreement for water with Wayne Kocher, the owner of 7 Poplar Street to provide water to the property (hereinafter the "Outside User Agreement"), a copy of which is attached hereto as Exhibit A; and

WHEREAS, the Town Board deems it to be in the public interest for the Town of Highlands to enter into the Outside User Agreement; and

WHEREAS, the entry into the agreement constitutes a legislative action pertaining to routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment, and accordingly is a Type II Action under the State Environmental Quality Review Act.

NOW, THEREFORE, BE IT RESOLVED; that the Supervisor be and he hereby is authorized and directed to execute the Outside User Agreement substantially in the form presented to the Board and attached hereto as Exhibit A; and

BE IT FURTHER RESOLVED, that the Supervisor and officers of the Town are hereby authorized and empowered to make, execute and deliver, or cause to be made, executed and delivered, in the name of and on behalf of the Town, all such certificates, documents and papers

as may be necessary to effectuate and carry out the contents of the foregoing resolutions and the terms and conditions of the Outside User Agreement; and

BE IT FURTHER RESOLVED that the aforesaid resolutions shall take effect immediately.

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

James Stradley, Councilman	voting	<b>Aye</b>
June Gunza, Councilwoman	voting	<b>Aye</b>
Adrienne T. Voltaire, Councilwoman	voting	<b>Aye</b>
William Edsall, Councilman	voting	<b>Aye</b>
Mervin R. Livsey, Supervisor	voting	<b>Aye</b>

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June Patterson, Town Clerk

RESOLUTION

OF

JUNE 8, 2015

A RESOLUTION OF THE TOWN BOARD  
RATIFYING ESCROW FEE CHANGES IN ACCORDANCE WITH  
CHAPTER 109 OF THE TOWN CODE: FEES

Council Member **Gunza** moved the following resolution which was seconded by Council Member **Edsall**.

WHEREAS, Chapter 109 of the Town Code entitled Fees, includes provisions for the establishment of escrow accounts upon application by applicants to the Planning Board and for computation of escrow amounts for matters pending before the Planning Board to pay the fees and expenses of professional engineering, legal, planning, technical and environmental consultants retained by the Town Planning Board; and

WHEREAS, it has been the practice of the Building Department to collect an initial deposit of \$750.00, which has been analyzed by the Town Board, Planning Board, Building Department and Comptroller's Office and has been shown to be insufficient in almost all matters; and

WHEREAS, the Town Board concurs with its Department Heads and the Planning Board and believes it is in the best interest of the Town to increase the initial escrow deposit to \$1,200; and

WHEREAS, the adoption of the fee schedule constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment, and accordingly is a Type II Action under the State Environmental Quality Review Act.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Highlands hereby authorizes the initial escrow deposit on Planning Board matters, in accordance with Chapter 109 of the Town Code, entitled Fees, to be established at \$1,200.00; and

BE IT FURTHER RESOLVED, that the aforesaid resolution shall take effect immediately.

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

James Stradley, Councilman	voting	<b>Aye</b>
June Gunza, Councilwoman	voting	<b>Aye</b>
Adrienne T. Voltaire, Councilwoman	voting	<b>Aye</b>
William Edsall, Councilman	voting	<b>Aye</b>
Mervin R. Livsey, Supervisor	voting	<b>Aye</b>

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June Patterson, Town Clerk

RESOLUTION

OF

JUNE 8, 2015

A RESOLUTION OF THE TOWN BOARD  
AUTHORIZING RETAINER AGREEMENT:  
TAX CERTIORARI APPRAISAL

Council Member **Voltaire** moved the following resolution which was seconded by Council Member **Gunza**.

**WHEREAS**, the appraising firm of Beckmann Appraisals, Inc. (“Beckmann”), has offered to provide appraisal services related to the inspection of a hotel property located at 17 Main Street, Highland Falls, appearing on the tax map as Section 107, Block 3, Lot 17, that is the subject of a tax certiorari challenge in accordance with Article 7 of the Real Property Actions and Proceedings Law all as outlined in the exhibit attached hereto as Exhibit A (the “Proposal”); and

**WHEREAS**, the Proposal anticipates that all fees would be split between the Town of Highlands and the Highland Falls-Fort Montgomery Central School District; and

**WHEREAS**, the Town Board has reviewed the terms and conditions of the aforesaid Proposal and finds the Proposal acceptable.

**NOW, THEREFORE, BE IT RESOLVED** as follows:

1. That the Town of Highlands Town Board is hereby authorized to enter into an agreement with Beckmann to provide the services in accordance with the Proposal.
2. That the Supervisor is hereby authorized and empowered to make, execute and deliver, or cause to be made, executed and delivered, in the name of and on behalf of the Town, all such certificates, agreements, documents and papers as may be necessary to effectuate and carry out the contents of the foregoing resolutions and agreements.
3. That the aforesaid resolution shall take effect immediately.

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

James Stradley, Councilman	voting	<b>Aye</b>
June Gunza, Councilwoman	voting	<b>Aye</b>
Adrienne T. Voltaire, Councilwoman	voting	<b>Aye</b>
William Edsall, Councilman	voting	<b>Aye</b>
Mervin R. Livsey, Supervisor	voting	<b>Aye</b>

The foregoing constitutes a true and complete copy of a resolution duly made, seconded and Adopted at a meeting of the Town Board, Town of Highlands, on June 8, 2015.

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June Patterson, Town Clerk