

REGULAR MEETING  
OF THE BOARD OF TRUSTEES  
OF THE VILLAGE OF HIGHLAND FALLS

May 5, 2014

A regular meeting of the Board of Trustees of the Village of Highland Falls was held at the Village Hall, 303 Main Street, Highland Falls, NY on May 5, 2014.

The Meeting was called to order by Mayor Flynn at 7:08 P.M.

Members present were:

Mayor Patrick Flynn  
Trustee Harold Brown  
Trustee Robert Mellon  
Trustee Barbara Murphy

Member Absent was:

Trustee Anthony Farina

Also present were:

Village Clerk, Regina M. Taylor  
Village Treasurer, Ed Magryta  
Village Attorney, William Florence  
Police Chief, Kenneth Scott  
Planning Board Chairman, James Ramus  
Fire Chief, Steve Suarez  
1<sup>st</sup> Asst.Chief, Erik Smith  
TOH Ambulance Captain, William Stroppel  
Approximately 15 Village residents

Mayor Flynn welcomed everyone and opened the meeting with a moment of silence for all our fallen soldiers and community members who have passed away since our last meeting, especially Maria Podias, Catherine Richardson and Albert Smith.

Police Chief Kenneth Scott presented the April 2014 Police Department Report .

Trustee Brown presented the April 2014 Water Department Report.

Trustee Mellon presented the March 2014 Wastewater Treatment Plant Report.

Trustee Murphy presented the April 2014 Fire Department Report and reported that the Installation Dinner for the elected officers of the Fire Department was held this past weekend and further recognized and introduced Fire Chief Steve Suarez and 1<sup>st</sup> Assistant Chief Erik Smith to the public.

Trustee Murphy motioned to approve the request from Chief Suarez for permission to take Rescue 430, Car 1 (Chief's Vehicle), Car 2 (Assist.Chief's Vehicle (pending arrival of vehicle) and Decon Trailer to the Hudson Valley Parade in Lake George, NY from June 18<sup>th</sup> to June 21<sup>st</sup> and to take Car 1 to the NYS Association of Fire Chief's Convention in Verona, NY on one day, June 11<sup>th</sup> , 12<sup>th</sup> , 13<sup>th</sup> or 14<sup>th</sup>.

The motion was seconded, with approval for up to (3) vehicles by Trustee Mellon and unanimously carried.

Mayor Flynn congratulated all the new Fire Department officers. The Mayor asked all Department Heads to check with their Trustee Liason before making any big expenditures. The Mayor cautioned the Department Heads that as fiscal year end is fast approaching, everyone should be looking at spending very carefully.

Mayor Flynn introduced William Hurtado as the district one committee representative and Fran Galu as a committee representative for her district for a new program the Mayor is starting. The Mayor reported that these representatives are people that any resident of their district can go to if they have concerns or issues for the Village Board and these committee representatives will bring them to the Board.

Discussion was held on the request from ESC (Energy Curtailment Specialists) to have the Village join their program that would provide the Village payments for taking the Wastewater Treatment Plant off the energy grid and using generator power during peak demand times. Trustee Murphy was concerned with a five year commitment. The Mayor responded that he would ask more questions to the representative before the next Village Board meeting. No Board action taken at this time.

Discussion was held on the Amendment to the Recreation Agreement that the Town Board brought before the Village Board. The Mayor commented that he would like the Village Board to review the 1982 agreement that is still in place. The Mayor commented that he would like to get rid of the agreement all together. The Mayor pointed out that this amendment gives the Town Board the authority to hire the Recreation Director. The Mayor recommended that the Village Board review the whole agreement and make recommendations to the Town Board.

Trustee Murphy pointed out that the Board was in conceptual agreement with the amendment. No action was taken on the agreement at this time.

Discussion was held on Alanna Broesler's previously issued Board approval, at the April 28<sup>th</sup> Special Board meeting, to raise broiler chickens on her property located on Knox Rd in Ondaora Park. Sean Broesler and Sheri Broesler were in attendance to support their daughter's request to raise chickens as a school project. Residents and neighbors were in attendance to protest the previously issued permit. Mayor Flynn stated the Village Code regulations on this issue and informed the Broesler's that since there are objections by the neighbors, the permit must be revoked.

Trustee Brown motioned to revoke the approval for Alanna Broesler, Knox Rd, to raise broiler chickens on her property because the neighbors object.

The motion was seconded by Trustee Mellon and unanimously carried.

Trustee Murphy motioned to approve the below listed minutes as follows:

- a) Regular Meeting – April 21, 2014
- b) Special Meeting – April 28, 2014 (adopt budget)

The motion was seconded by Trustee Brown and unanimously carried.

Trustee Mellon motioned to open a hearing on 8 South Street for an unsafe structure. The motion was seconded by Trustee Brown and unanimously carried. The hearing opened at 7:46pm. Mr. Linwood Rhodes, property owner, was in attendance. Mr. Rhodes explained to the Village Board that he was in the process of making the property safe when he was given a stop order on the project. Mr. Rhodes explained that the retaining wall that was put up by the contractor he hired was not done in a safe manner and Mr. Rhodes knew that it had to be taken down. Mr. Rhodes explained that he is working with a rental company with equipment and hopes to have the wall removed by the upcoming weekend with weather permitting.

The Village Attorney informed Mr. Rhodes that he would need to get an engineer's approval and provide a site plan to the Building Inspector before a new wall could be built. Mr. Rhodes remarked that he is aware of that and his main concern now is the removal of the existing violation. The hearing adjourned at 8:00pm.

Trustee Mellon motioned to adjourn the hearing for one month to allow Mr. Rhodes time to remedy the violation. The motion was seconded by Trustee Murphy and unanimously carried.

Trustee Brown motioned to set a public hearing for May 19<sup>th</sup> at 7:00pm at the Library for the purpose of public input on the 2015 Community Development Block Grant Funding Application and to have the Village Clerk post and publish the necessary notices.

The motion was seconded by Trustee Mellon and unanimously carried.

Trustee Brown motioned to accept the low bid from Neighbors Landscaping Services for \$12,652.00 to provide Grass Cutting Services for FY 2014-2015.

The motion was seconded by Trustee Murphy and unanimously carried.

Trustee Mellon motioned to accept the Memorandum of Agreement as provided by the Teamsters Local 445, on behalf of the DPWEA, with wage increases of 2% for June 1, 2011-May 31, 2012, 2% for June 1, 2012- May 31, 2013 and 2% for June 1, 2013-May 31, 2014 and onetime longevity increases of .5% retroactive to June 1, 2012 and to provide the office staff at least 90 days to provide any retro checks, as a separate check.

The motion was seconded by Trustee Brown and unanimously carried.

Trustee Brown motioned to approve the request from Nick Scolaro/Jenn Scolaro/Maria Campbell, 17 Regina Rd., to hold a Bake Sale, Sunday, May 11, 2014 from 8:00am to 2:00pm on the sidewalk in front of Sacred Heart Church, 353 Main Street, the purpose which to raise funds for the March of Dimes.

The motion was seconded by Trustee Murphy and unanimously carried.

Trustee Mellon motioned to authorize Mayor Flynn to sign the MS4 Municipal Certification Form for the period March 10, 2013 to March 9, 2014 and for the engineer to file the report with the DEC as required.

The motion was seconded by Trustee Murphy and unanimously carried.

Trustee Brown motioned to authorize Mayor Patrick Flynn, Sgt. James Lavelle and Chief of Police Kenneth Scott to sign SLETP (State Law Enforcement Terrorism Prevention Program) contracts for calendar year 2012.

The motion was seconded by Trustee Murphy and on a vote which follows:

4 Ayes 0 Nays 1 Absent (Farina)

motion carried.

Trustee Mellon motioned to approve the budget transfer of \$20,103.20 from A.5110.0400 Street Maintenance Contractual to A.5142.0400 Snow Removal Contractual to cover snow removal costs in February 2014.

The motion was seconded by Trustee Murphy and unanimously carried.

A motion was made by Trustee Murphy to approve the bills and claims for \$116,026.96 from the following listed funds:

FY 13-14	General Fund	\$34,490.90
	Section 8	\$60,933.00
	Water Fund	\$ 7,678 .77
	Sewer Fund	\$12,924.29

The motion was seconded by Trustee Brown and unanimously carried.

Public Comments: included discussion on the following:

Mrs. Savoye, Ondaora Pkwy, asked the Board to put no parking signs on either side of her driveway to prevent cars from parking so close to her driveway that she cannot exit.

Chief Suarez asked that "no parking on this side of street" be extended up Walnut Ave to Roe Park.

Mrs. Toni Spiedel, a representative of the School Board thanked the Village Board for reaching out and working with the School Board to address concerns of each Board. The Mayor responded that he would like to work with the School District through a shared services agreement to get things accomplished.

Trustee Murphy motioned to executive session. The motion was seconded by Trustee Mellon and unanimously carried. The Board entered Executive Session at 8:35pm.

Trustee Brown motioned out of executive session. The motion was seconded by Trustee Murphy and unanimously carried. The regular meeting reconvened at 9:56pm.

Trustee Brown motioned to accept the proposal, alternate #1 of \$2,000.00 from Tony Galu to board up and secure the first and second floor of the property located at 84 Mearns Ave.

The motion was seconded by Trustee Murphy and unanimously carried.

Trustee Murphy motioned to adjourn. The motion was seconded by Trustee Mellon and unanimously carried.

The meeting closed at 10:00pm.

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Regina M. Taylor, Village Clerk