

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

August 4, 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 August 4, 2014.

The Meeting was called to order by Mayor Flynn at 7:06 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
Planning Board Chairman, James Ramus
Fire Chief, Steve Suarez
1st Assistant Chief, Erik Smith
TOH Ambulance Captain, William Stroppel
Town Council Liason, Adrienne Voltaire
Assemblyman, James Skoufis
Camera Operator, Kevin Coffey
Approximately 11 Community 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 Joseph Cyr.

A Public Hearing, as duly advertised, was opened at 7:08P.M. for the purpose of receiving public comment to consider adoption of Introductory Local Law entitled "Wireless Communications Facilities." Mayor Flynn reported that the original Notice of Hearing, Affidavit of Posting, Affidavit of Publication have been presented before the Board and are ordered to be filed

Ms. Deborah Kopald, Ft. Montgomery, spoke on extending the limits to 1000 ft from the lot line of the Town Garage and the "Rodway" property (5 acres behind the little league field). Other questions from Ms. Kopald dealt with clarification of definitions, particularly, approved structures. Ms. Kopald also asked the Board to bump the setbacks from pole to property and also from day care facilities, Roe Park and the acreage behind the little league field.

Mr. Anthony Gioffre from Cuddy & Feder, LLP, introduced himself as the Chairman of the Regulatory Committee of the NYS Wireless Association and also representative of several wireless companies & power companies. Mr. Gioffre asked the Board if they planned on keeping the hearing open because he would like to submit written comments. (the Mayor responded that the Board would consider to keep the hearing open) Mr. Gioffre informed the Board that earlier this year the FCC issued a notice of proposed rule making, maybe as early as September or October, that might affect what is in this proposed law and that perhaps the Board might want to hold off on any adoption until these rulings are known. Mr. Gioffre commented that a balance can be reached in what the community wants and what the cell service providers are presenting to the community. Mr. Gioffre suggested that the Board might want to reconsider allowing antennas on buildings. Mr. Gioffre also suggested that the Board might not want all applications considered to be Type 1 actions under SEQR. Upon Trustee Brown's concern for health issues related to cell towers, Mr. Gioffre responded that a cell tower cannot be prohibited because of perceived health issues. Mr. Gioffre thanked the Board for the opportunity to speak and for keeping the hearing open to allow him to submit written comments.

Mr. Wayne Koucher, Ft. Montgomery presented the Board with materials on how to minimize health risks.

Maureen Arias, Highland Falls, spoke as a Realtor and pointed out the eye sore that towers are and the devaluation of properties around them and also as a mother and her concerns of possible health issues.

Martha Aylward, Highland Falls, spoke in favor of cell towers and the need in this community to improve the service.

Trustee Murphy suggested that escrow should be taken, upfront, to pay for the removal of these towers when technology changes and the old towers are abandoned by the companies that put them up, leaving the Village to remove them.

No further comments or questions asked, Trustee Murphy motioned to adjourn the public hearing. The motion was seconded Trustee Brown and unanimously carried. The public hearing adjourned at 7:50pm.

Assemblyman James Skoufis was on hand to announce to the community funding that he has helped secure for the following groups,:

Highlanders Senior Citizens Club - \$2,000 for furnishing such as tables & chairs
 Vision-\$1,000 for the community gardens
 Town of Highlands Brooks Park \$1,000 for wheel chair accessible tables
 Ft Montgomery Fire District-\$1,000 for safety equipment
 TOH Ambulance Corp-\$1,500 for emergency alert pagers
 Highland Falls Fire Department - \$1,000 for safety equipment.

The July 2014 Police Department Report was presented to the Board to be filed.

The July 2014 Fire Department Report was presented by Trustee Murphy.

The July 2014 Water Department Report was presented by Trustee Brown.

Mayor Flynn informed the community that the not-for profit organization, Citizens Campaign would be in the area conducting public education on environmental issues and fundraising. The Mayor reported that a committee to discuss Police Consolidation is being formed that would include both Chiefs and Commissioners. The Mayor informed the community about "The Center" on Main Street. He explained this is a place where teens can go and get assistance with many of their concerns. He thanked Ann Molina for opening it up and reminded everyone that volunteers and money will be necessary to make it successful. The Mayor reported that he is moving forward with consolidation of the Parks and wanting the Town to be responsible for all of the Parks, and also for the Historian to be funded as a Town-wide expense only.

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

- a) Regular Meeting – July 21, 2014
- b) Special Meeting – July 30, 2014

The motion was seconded by Trustee Mellon and unanimously carried.

Trustee Murphy the following:

Resolution
 Village of Highland Falls Board of Trustees
 To Authorize Repair to Engine 429 of the
 Highland Falls Fire Department

The motion was seconded by Trustee Brown and on a roll call vote the results which follow:
 4 Ayes 0 Nays 1 Absent

Motion carried. (a true and complete copy of the resolution is appended to these minutes.)

Trustee Mellon motioned to authorize Mayor Patrick Flynn to sign the Recreation Commission Termination Agreement between the Village of Highland Falls and the Town of Highlands.

The motion was seconded by Trustee Murphy and on a vote the results which follow:
 4 Ayes 0 Nays 1 Absent (Trustee Farina)

motion carried.

Trustee Murphy motioned to approve Mayor Patrick Flynn to sign the Seventh Amendment to Water Supply Agreement.

The motion was seconded by Trustee Brown and on a roll call vote the results which follow:
 4 Ayes 0 Nays 1 Absent

motion carried.

Trustee Mellon motioned to approve the quote for \$1,150.00 from AMH Restoration to seal the floor in the Senior Citizen Center.

The motion was seconded by Trustee Brown and unanimously carried.

Trustee Mellon motioned to approve the request from Cindy Phillips to hold a Grand Opening of a new business event in Ladycliff Park on Saturday August 23rd or Sunday August 24th from 12:00P.M. to 4:00P.M. pending a certificate of liability insurance is turned into the Clerk's Office prior to the event.

The motion was seconded by Trustee Murphy and unanimously carried.

Trustee Brown motioned to approve the Service Repair Estimate from Hoffman's International, Inc. for \$34,346.73 to repair the 721E Case Loader with the cost being covered through an insurance claim for the damages.

The motion was seconded by Trustee Mellon and unanimously carried.

A motion was made by Trustee Mellon to approve the bills and claims for \$127,225.73 from the following listed funds:

FY 13-14	General Fund	\$40,610.30
	Section 8	\$59,788.55
	Water Fund	\$10,451.50
	Sewer Fund	\$16,375.38

The motion was seconded by Trustee Murphy and unanimously carried.

Trustee Murphy motioned to approve the concept of the Planning Board Consolidation Agreement, with no date certain, as presented by the Town Supervisor and Town Board. The motion was seconded by Trustee Brown, and unanimously carried.

The Town Planning Board Chairman, Erik Smith commented he would like to see a consolidation of the planning board code books before the boards are consolidated. Village Planning Board Chairman James Ramus shared the same concern along with another concern that potentially Village residents paying more for a consolidated planning board than they do now.

Trustee Mellon motioned to approve the concept of the Town Budget to include the Historian's Salary line on the A Fund and that the Village will continue provide the building space and pay for utilities. The motion was seconded by Trustee Brown and unanimously carried.

Public Comments: included the following:

Mr. James Ramus had questions about raising Bog Meadow & asked if anything more has been done about the Village taking on West Point sewage. The Mayor answered things are still in the talking stages on Village taking on West Point sewage.

Trustee Brown motioned to enter executive session to discuss specific individuals in personnel matters.

The motion was seconded by Trustee Murphy and unanimously carried. The Board entered Executive Session at 9:20P.M.

Trustee Mellon motioned out of executive session. The motion was seconded by Trustee Murphy and unanimously carried. The regular meeting reconvened at 10:24P.M.

Trustee Mellon motioned to approve a specific Village employee taking medical leave for thirty days, effective August 1, 2014.

The motion was seconded by Trustee Brown and unanimously carried.

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

The meeting closed at 10:25P.M.

Regina M. Taylor,
Village Clerk