

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

June 19, 2017

A regular meeting of the Board of Trustees of the Village of Highland Falls was held in Village Hall, 303 Main Street, Highland Falls, New York on June 19, 2017.

The Meeting was called to order by Mayor D’Onofrio at 7:42P.M.

Members present were:

Mayor Joseph E. D’Onofrio  
Trustee Brian Aylward  
Trustee Mervin R. Livsey Jr.  
Trustee Barbara Murphy  
Trustee James M. Ramus

Also present were:

Village Clerk, Regina M. Taylor  
Village Attorney, Alyse Terhune  
Chief WWTP Operator, John Jones  
Police Chief, Ken Scott  
Orange County Legislator, James DiSalvo  
Camera Operator, Sean Lackhan  
News of the Highlands Editor, Mary Jane Pitt  
Approximately 60 community members

Mayor D’Onofrio opened the meeting with a moment of silence for all our fallen soldiers and community members since the last meeting.

Mayor D’Onofrio explained to the public that they had been in executive session on contractual and personnel matters.

Trustee Livsey motioned to appoint David Yates a Full Time Police Officer at step one of the Police Contract (\$51,533) with maximum probation of 78 weeks.

The motion was seconded by Trustee Ramus and unanimously carried.

The Mayor commented that he would like to make a motion to do a modification to Chief Kenneth Scott’s agreement that he worked out with the Village on February 21, 2017 and that the motion is to modify the date, rescind the date and that he be able to continue as the Chief of the Village of Highland Falls past the August 30<sup>th</sup> date as per the agreement under a 26 week probation. Discussion of the Board followed.

The Mayor asked the Clerk to read back the motion. The Clerk read the following:  
Modification to Chief Ken Scott’s agreement dated February 21, 2017 that he be able to continue as the Chief of the Village of Highland Falls past the date of August 30<sup>th</sup> 2017.

James Ramus seconded with the modification for 26 weeks probation. Trustee Livsey asked for discussion. Trustee Livsey asked that the Board go back into executive session. Trustee Livsey asked to table motion. The Mayor explained that a motion was on the floor. The Village Attorney advised that a motion was on the floor and a vote should be taken. The Mayor asked for roll call the results which follow: Trustee Aylward-no, Trustee Livsey-abstain, Trustee Ramus,-recuse, Trustee Murphy –commented that there was no need for her to vote. The motion did not carry.

Trustee Livsey motioned to enter executive session. The motion was seconded by Mayor D’Onofrio and on a roll call vote of 4 Ayes with Trustee Ramus recusing himself, the motion carried. The Board entered executive session at 8:04P.M, with Trustee Ramus not participating.

The Village Board re-enter the regular Board meeting at 8:46P.M.

Mayor D’Onofrio motioned to modify the agreement with Chief Ken Scott, that he be allowed to be the Chief of Police for the Village of Highland Falls and not retire, unless he so chooses, on the 30<sup>th</sup> of August and that he be put on, remain on and not be cut short, a 26 week probation.

The motion was seconded by Trustee Livsey and put to a roll call vote, the results which follow:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Trustee Aylward		x	
Trustee Livsey	x		
Trustee Ramus	x		
Trustee Murphy			x
Mayor D’Onofrio	x		

motion carried.

Trustee Murphy motioned to approve the below listed minutes with the following correction:

a) Regular Meeting – June 5, 2017

FY 16-17 bills and claims should be \$18,581.07

The motion was seconded by Trustee Aylward and unanimously carried.

Trustee Livsey motioned to ratify the Memorandum of Agreements covering the period June 1, 2015 through May 31, 2017, between the Village of Highland Falls and the PBA for FT Police Officers, PT Police Officers and FT Dispatchers.

The motion was seconded by Trustee Aylward and unanimously carried.

Trustee Livsey motioned to reschedule the next regular Village Board meeting from Monday, July 3<sup>rd</sup> at 7:00P.M. to Monday, July 3<sup>rd</sup> at 9:00A.M. to pay bills and claims.

The motion was seconded by Trustee Ramus and unanimously carried.

Trustee Murphy motioned to approve a three year contract with MSDSONline to provide online training of PESH mandated training of Workplace Violence, Sexual Harassment, Bloodborne Pathogens and Right to Know (Hazcom) for all Village employees for an annual cost of \$2,910.00 with a first year implementation cost of \$291.00.

The motion was seconded by Trustee Ramus and unanimously carried.

Trustee Murphy motioned to donate the Highland Falls Fire Department 2006 Trailer to the Fort Montgomery Fire District and have it removed from the Village insurance policy as recommended by Fire Chief Erik Smith.

The motion was seconded by Trustee Livsey and unanimously carried.

Trustee Livsey motioned to authorize the Mayor to sign a one year renewal contract with J. Mastrianni Inc. for the administration of the Section 8 Program from April 1, 2017 to March 31, 2018.

The motion was seconded by Trustee Ramus and unanimously carried.

Trustee Livsey motioned to approve the Fourth of July events to include, canoe races, bed races, Parade, activities at Roe Park, and fireworks (raindate 7/5/17).

The motion was seconded by Trustee Ramus and unanimously carried.

Trustee Livsey motioned to approve the Firecracker 5K race to be held on July 4<sup>th</sup> at 8:00am.

The motion was seconded by Trustee Murphy and unanimously carried.

Mayor D’Onofrio motioned to approve a request by Ethel Johnson to hold a reunion block party on Schneider Avenue, Sweezy Avenue and Prospect Street on July 4<sup>th</sup> from 10:00A.M. to 8:00P.M. pending a certificate of liability insurance is turned into the Village Clerk by close of business on Wednesday, June 28<sup>th</sup>.

The motion was seconded by Trustee Ramus and unanimously carried.

Trustee Livsey motioned the following:

Village of Highland Falls Board of Trustees  
A Resolution to Authorize Submission Of An Application  
To The Environmental Facilities Corporation For System  
Upgrades In Village of Highland Falls Wastewater Treatment Plant

The motion was seconded by Trustee Aylward and on a roll call vote, the results which follow:

5 Ayes 0 Nays

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

Trustee Murphy motioned the following:

Resolution  
Village of Highland Falls Board of Trustees  
2016-2017 Budget Amendment  
Insurance Recovery

The motion was seconded by Trustee Livsey and on a roll call vote, the results which follow:

5 Ayes 0 Nays

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

Trustee Livsey motioned the following:

Resolution  
Village of Highland Falls Board of Trustees  
2016-2017 Budget Amendment  
Beautification

The motion was seconded by Trustee Aylward and on a roll call vote, the results which follow:

5 Ayes 0 Nays

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

Trustee Murphy motioned the following:

Resolution  
 Village of Highland Falls Board of Trustees  
 2017-2018 Budget Amendment  
 Art Walk

The motion was seconded by Trustee Aylward and on a roll call vote, the results which follow:

5 Ayes 0 Nays

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

Mayor D’Onofrio opened a public hearing at 9:35P.M. for Notice of Violation and Order to Remedy and Notice of Hearing issued to the Property Owners of the following properties:

- 103-1-17 29 Kleitz Avenue
- 102-1-31.2 128 Mountain Avenue
- 105-1-18 138 Mountain Avenue
- 103-20-3 117 Center Street

for the failure to maintain overgrowth of high grass, weeds & bushes on property, in violation of the Village of Highland Falls Property Maintenance Code 170-1 Detrimental growth prohibited. There were no representatives present for any of the properties.

Sharon Guy, Pellwood Lake, asked about the process. Ms. Guy commented that a neighbor’s property is overgrown. The Mayor referred Ms. Guy to the Town Code Enforcement Officer. No further questions or comments from the public. The Mayor closed the Public Hearing at 9:37P.M.

Trustee Livsey motioned the following:

Village of Highland Falls Board of Trustees  
 Resolution  
 Concerning Violation of Property Maintenance for

- 103-1-17 29 Kleitz Avenue
- 102-1-31.2 128 Mountain Avenue
- 105-1-18 138 Mountain Avenue
- 103-20-3 117 Center Street

The motion was seconded by Trustee Aylward and on a roll call vote the results which follow:

5 Ayes 0 Nays

motion carried. (true and complete resolutions for each property are appended to these minutes)

A motion was made by Trustee Ramus to approve the bills and claims for \$58,355.65 from the following listed funds:

FY 16-17	General Fund	\$18,942.82
	Water Fund	\$ 3,099.29
	Sewer Fund	<u>\$ 5,149.11</u>
		\$27,191.22
FY 17-18	General Fund	\$ 24,404.90
	Water Fund	\$ 297.89
	Sewer Fund	<u>\$ 6,461.64</u>
		\$31,164.43

The motion was seconded by Trustee Aylward and unanimously carried.

A discussion was held on a letter received from the property owner at 61 Ondaora Parkway asking for a reduction of sewer charges because of a leak in his outside faucet.

Trustee Livsey motioned to table further discussion until the Chief Water Operator could provide the Board a report on the matter.

The motion was seconded by Trustee Murphy and on a roll call vote, the results which follow:

	<u>Aye</u>	<u>Nay</u>	<u>Recuse</u>
Trustee Aylward	x		
Trustee Livsey	x		
Trustee Ramus	x		
Trustee Murphy	x		
Mayor D’Onofrio			x

motion carried.

A discussion was held on a letter received for Orange and Rockland regarding the additional LED street lighting options available to municipalities. The program being offered requires a response to Orange and Rockland by July 1, 2017.

The Village Attorney advised the Village Board that the prior administration had entered into an agreement with NYPA to replace the street lighting with LED lighting and that there is a 120 day clause to opt out of the agreement.

Trustee Livsey motioned to authorize the Mayor to sign the Orange and Rockland agreement to replace the street lighting with LED lighting.

The motion was seconded by Trustee Ramus and on a roll call vote , the results which follow:

5 Ayes and 0 Nays

motion carried.

Mayor D'Onofrio commented that Trustee Ramus could spearhead this project with Orange and Rockland.

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

The meeting closed at 9:54 P.M.

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Regina M. Taylor, Village Clerk