

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

October 15, 2018

A regular meeting of the Board of Trustees of the Village of Highland Falls was held in the Senior Center, 15 Drew Avenue, Highland Falls, New York on October 15, 2018.

The Meeting was called to order by Mayor D'Onofrio at 7:00 P.M.

Members present were:

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

Also present were:

Village Clerk, Regina M. Taylor
Village Attorney, Alyse Terhune
Village Engineer, Pat Hines, MHE
Chief WWTP Operator, John Jones
Police Chief, Ken Scott
Camera Operator, Sean Lackhan
News of the Highlands Editor, Mary Jane Pitt
Approximately 15 community residents

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

Trustee Aylward motioned to appoint Alyse Terhune as Village Attorney effective immediately to April 1, 2019.

The motion was seconded by the whole Board and unanimously carried.

Comments were heard on 23 Sweezy Avenue and the extension of the road. Three residents of the area and the owner of the property, Richard Zzie, all spoke in favor of the road being extended to allow for access of a driveway.

Trustee Aylward motioned to approve the following minutes as written:
Regular Meeting- October 1, 2018

The motion was seconded by Trustee Ramus and unanimously carried.

The Village Engineer reported to the Village Board that to extend Sweezy Avenue would not make it a through road and that it would benefit one individual property owner. The Village Engineer reported concerns with the retaining wall and that constructing an extension would also have to conform with ADA sidewalk requirements. The Village Engineer suggested that the Village might want to abandon the road and offer to sell to adjacent property owners.

The Village Attorney reported that the Village Board cannot expend Village funds to benefit one property owner. The Village Attorney reported that abandoning the road could be an option or set up a benefit area and tax the property owner(s) who benefit.

Mayor D'Onofrio suggested the Village Board meet at the site with the Village Engineer to see exactly what the owner and engineer are referring to. The Mayor thanked everyone who spoke on the issue.

Discussion was held on the drainage project at 65 Schneider Avenue. The Village Engineer reported that the project would require a bid. The Mayor reported that the property owner had a modification to the plan presented to him. The Village Engineer reported that after the modification was done, it was possible a bid package could be put together. The Village Attorney commented that she would follow-up with the school attorney and the property owner about the easements that will be necessary to proceed with the project.

The Village Engineer reported on the bid opening for the North End Sidewalk Project. The Village Engineer reported that the bids came in higher than expected and his recommendation is to reject the bids. The Village Engineer reported that the one quote received for the septic line at the Water Plant was also very high and recommended that the quote be rejected and the project go out for bid.

Trustee Livsey motioned to reject the bids on the North End Sidewalk Project, and the quote for the septic line at the Water Plant, as recommended by the Village Engineer.

The motion was seconded by Trustee Murphy and unanimously carried.

Trustee Aylward motioned the following:

Resolution
Village of Highland Falls Board of Trustees
Introductory Local Law To Amend the Property Maintenance Law

The motion was seconded by Trustee Ramus and unanimously 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
Introductory Local Law To Amend The Zoning Law To Reduce
The Minimum Require Square Footage of Dwelling Units

The motion was seconded by Trustee Aylward and unanimously carried. (a true and complete copy of the resolution is appended to these minutes)

Trustee Murphy motioned the following:

Village of Highland Falls Board of Trustees
Resolution Increasing The Property Maintenance
Administration Fee

The motion was seconded by Trustee Ramus 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:

Village of Highland Falls Board of Trustees
Resolution Requesting Real Property Tax Exemption
Of The Village Owned Water Supply Property

The motion was seconded by Trustee Ramus 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)

Ms. Olga Anderson submitted written comments to the Village Board regarding the Agreement with Rondout Consulting in reference to the Reorganization Study. Mayor D'Onofrio asked that signing of the agreement be tabled until the next Board meeting and the Village Attorney had time to review the comments and the Agreement submitted by Rondout Consulting. The Village Board was in agreement.

Trustee Livsey motioned to accept the resignation of Part time Police Officer Daniel D'Elicio, effective October 12, 2018.

The motion was seconded by Trustee Ramus and unanimously carried.

Trustee Livsey motioned to complete the probationary period of Part time Police Officer Randall Bailey, effective October 3, 2018.

The motion was seconded by Trustee Ramus and unanimously carried.

Trustee Livsey motioned to appoint Stephen Smedley a Part time Police Officer, per the recommendation of Police Chief Ken Scott, at step one of the PBA contract for part time police officers and with maximum probation.

The motion was seconded by Trustee Aylward and unanimously carried.

Trustee Murphy motioned to approve the recommendation from Fire Chief Erik Smith for membership to the HFFD, Qudel Washington immediately and Sandra May, pending a physical.

The motion was seconded by Trustee Ramus and unanimously carried.

Trustee Livsey motioned to approve Halloteen, Wednesday October 31st at Roe Park from 5:30pm-8:00pm, sponsored by the Town of Highlands Recreation Department and The Center.

The motion was seconded by Trustee Murphy and unanimously carried.

Trustee Aylward motioned to approve a Health and Information Fair for Older Adults, Friday October 26th at the Senior Center from 9:00am-2:00pm, sponsored by the Town of Highlands Recreation Department and The Center.

The motion was seconded by Trustee Ramus and unanimously carried.

Mayor D'Onofrio opened a public hearing at 8:00 P.M. for Notice(s) of Violation and Order to Remedy and Notice(s) of Hearing issued to the following Property Owner(s):

128 Mountain Ave	102-1-31.2
20 Lake Street	103-10-32
14 Lake Street	103-10-30
22 Mountain Ave	104-3-31
11 Mountain Ave	104-3-30 (vacant lot)
6 Catherine Street	104-8-8
6 Cooks Lane	104-8-10
122 Mearns Ave	105-1-13
155 Main Street	105-7-8

in violation of the Code of the Village of Highland Falls\Chapter 170-Property Maintenance Code\170-1 Detrimental growth prohibited. There were no owners or representatives present for any of these properties. No further questions or comments from the public. The Mayor closed the Public Hearing at 8:01 P.M.

Trustee Aylward motioned the following:

Village of Highland Falls Board of Trustees
Resolution(s)
Concerning Violation of Property Maintenance at the following location(s):

128 Mountain Ave	102-1-31.2
20 Lake Street	103-10-32
14 Lake Street	103-10-30
22 Mountain Ave	104-3-31
11 Mountain Ave	104-3-30 (vacant lot)
6 Catherine Street	104-8-8
6 Cooks Lane	104-8-10
122 Mearns Ave	105-1-13
155 Main Street	105-7-8

The motion was seconded by Trustee Murphy and unanimously carried. (a true and complete copy of the resolution(s) are appended to these minutes)

A motion was made by Trustee Aylward, to approve the bills and claims for \$41,219.39 from the following listed funds:

General Fund -	\$26,434.85
Water Fund	\$ 4,476.37
Sewer Fund	<u>\$10,308.17</u>
	\$41,219.39

The motion was seconded by Trustee Murphy and unanimously carried.

Mayor D'Onofrio updated the community on his activities since the last Board meeting. Mayor D'Onofrio reported that the facebook page, Living in Highland Falls is up and running. Mayor D'Onofrio appointed Trustee Livsey a liaison to the Building Department to help Trustee Murphy because of the many concerns in the Department.

Trustee Aylward reported that there would be a community meeting at The Center on Wednesday, October 17th at 6:30pm.

Trustee Livsey commented that the bath house in Roe Park should be looked at as a possible storage unit.

Trustee Murphy presented the Building Department Report for September 2018.

Trustee Ramus presented the Wastewater Treatment Plant report for September 2018

Mr. Ned Kopald, 98 Roe Park, asked the Board if they had received an estimate yet for damages to the sewer plant and if the Board has received information from the insurance company yet. Mr. Kopald also asked what has the Board authorized for legal fees for the Article 78 lawsuit.

Mayor D'Onofrio responded that the Village has not received anything from the insurance company yet regarding the estimate of damages.

The Village Attorney addressed Mr. Kopald's question on legal fees and responded that there has been nothing determined outside the current retainer agreement.

Mr. Pat Flynn, 1 Muller Ave, asked the Board to check in to the revenue the Village is to receive from the Green Bins located around the Village. Mr. Flynn asked the Village Board to look into allowing inflatables in the Village. Mr. Flynn commented that he believes he and his business are being targeted and the Board is not addressing his concerns.

Mayor D'Onofrio responded that the Village insurance excludes the use of inflatables on Village property and therefore the Board will not authorize them for any event. Mayor D'Onofrio apologized that the grand opening of a new business had inflatables and that there was a misunderstanding over the terms inflatable and bouncy house.

Mr. Jim Modlin, 30 Michel Rd, asked the Board what kind of exposure the Village will have as a result of the sewer plant fire.

Mayor D'Onofrio responded that the insurance company will make the Village whole and that we haven't gotten a report from them as to that number.

Trustee Livsey motioned to enter into executive session for a personnel matter. The motion was seconded by Trustee Murphy and unanimously carried. Mayor D'Onofrio invited James DiSalvo and John Jones into executive session.

The Board entered executive session at 8:58P.M.

Trustee Aylward motioned to come out of executive session. The motion was seconded by Trustee Murphy and unanimously carried.

The regular meeting reconvened at 9:15P.M.

Trustee Livsey motioned to appoint Ryan Kresback Temporary Substitute, in the FT Laborer position, effective October 18, 2018, at \$14.00/hr, until the completion of Mr. Kuiken's probationary period as Public Works Supervisor.

The motion was seconded by Trustee Murphy and unanimously carried.

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

The meeting closed at 9:25 P.M

Regina M. Taylor, Village Clerk