

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

August 3, 2020

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 August 3, 2020.

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

Members present were:

Mayor Joseph E. D’Onofrio
Trustee Brian Aylward
Trustee James DiSalvo
Trustee Mervin R. Livsey, Jr.
Trustee James Ramus

Also present were:

Village Clerk, Regina M. Taylor
Village Attorney, Alyse Terhune
Interim Street Superintendent, John Jones
Camera Operator, Sean Lackhan
News of Highlands Editor, Mary Jane Pitt
6 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 the meeting was held at the Senior Center to allow for social distancing and compliance with COVID -19 regulations due to public hearings being scheduled.

Trustee Livsey motioned to approve the following minutes:

Regular Meeting- July 20, 2020

The motion was seconded by Trustee Aylward and unanimously carried.

Trustee DiSalvo motioned to approve the following minutes:

Special Meeting – July 28, 2020

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

4 Ayes 0 Nays 1 Abstain (Ramus) motion carried.

A Public Hearing on Introductory Local Law “Amending Article VI of the Zoning Law Modifying The Applicability of Special Exception Regulations to Wireless Communication Facilities Located on Village Property”, which was duly advertised, was opened by Mayor D’Onofrio at 7:07pm to receive comments from the public.

Rita Dougherty, Riverview Rd, commented that she received a letter that indicated Homeland Towers was to look at alternative Village sites for a possible cell tower to be installed. Mayor D’Onofrio responded that Homeland Towers is not in the picture right now and that the alternate locations: water plant, sewer plant and Haven’s Rd are off the table.

Mr. Ned Kopald, 98 Roe Park, commented that the Law was too broad and did not specifically exempt Village parks, playgrounds or cemeteries as possible locations for cell towers or antenna’s to be installed. Mr. Kopald commented that the Village should be bound by the same laws as individuals.

The Village Attorney responded to Mr. Kopald and suggested to the Village Board an amendment to the local law, before adoption, that would take Mr. Kopald’s concerns into consideration.

Mr. Michael Joyce, Highland Falls, commented that the Board should take into consideration the historical region when deciding on cell tower installations.

All comments being heard and all questions being answered, on a motion by Trustee Aylward and a second by Trustee Livsey, and unanimously carried, the public hearing closed at 7:23p.m.

A Public Hearing on the Abandonment of Brook Street, which was duly advertised, was opened by Mayor D’Onofrio at 7:23p.m. Mayor D’Onofrio described where this street is located. There was no public comment or questions on the matter.

On a motion by Trustee Ramus and a second by Trustee Aylward, and unanimously carried, the public hearing closed at 7:24p.m.

Mayor D’Onofrio opened a public hearing at 7:25p.m. for Notice(s) of Violation and Order to Remedy and Notice(s) of Hearing issued to the following Property Owner(s):

11 Church Street-	103-19-14	72 Mountain Ave-	104-2-33
53 Villa Pkwy-	105-3-48.12	6 Catherine Street-	104-8-8
10 Muller Ave-	103-19-9		

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 these properties. No further questions or comments from the public. The Mayor closed the Public Hearing at 7:12P.M.

Trustee DiSalvo motioned the following:

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

11 Church Street- 103-19-14 72 Mountain Ave-104-2-33
53 Villa Pkwy- 105-3-48.12 6 Catherine Street-104-8-8
10 Muller Ave- 103-19-9

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

5 Ayes 0 Nay

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

Trustee DiSalvo motioned to direct the Village Attorney to amend the local law above to exclude Village parks, playgrounds and cemeteries as suggested by Mr. Kopald.

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

5 Ayes 0Nays motion carried.

Trustee DiSalvo motioned the following:

Notice of Adoption
Village of Highland Falls Introductory Local Law No.3 of 2020
Amending Article VI of the Zoning Law Modifying Applicability of
Special Exception Regulations to Wireless Communication
Facilities Located on Village Property.

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 Ramus motioned the following:

Resolution Conveying A Portion of Brook Street

The motion was seconded by Trustee DiSalvo 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 tabled the Bond Resolution for a street sweeper.

Trustee Livsey motioned to approve the request from the TOH Youth Baseball to hold a men’s softball tournament fundraiser for a new snack shack for Little League at Roe Park on Saturday, August 22nd (Raindate August 29th) from 8am to dusk.

The motion was seconded by Trustee DiSalvo, pending necessary insurance documents are received by the Village Clerk prior to the event, and unanimously carried.

Trustee DiSalvo motioned to surplus an air compressor Ingersoll-Rand T30, model#S64676, per the recommendation of the Interim Street Superintendent.

The motion was seconded by Trustee Aylward and unanimously carried.

Trustee DiSalvo motioned to appoint the Village Clerk, Regina Taylor and the Deputy Village Treasurer, Ana Sierra, Trustees of the Fire Department LOSAP giving them authorization to be signatories of any documents necessary to operate the program efficiently.

The motion was seconded by Trustee Aylward and unanimously carried.

Trustee DiSalvo motioned the following:

Resolution
Vehicle and Traffic
Handicap Spot –Cooks Lane

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 DiSalvo motioned the following:

Resolution
Vehicle and Traffic
Handicap Spot –Parry Avenue

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 Aylward motioned to authorize Mayor D'Onofrio to sign the EAP annual renewal agreement, addendum number 14, at the cost of \$1,948.00.

The motion was seconded by Trustee DiSalvo and unanimously carried.

Trustee Aylward motioned to appoint Jacob Sizemore a full time laborer in the DPW at the rate of \$14.00/hr and maximum 52 weeks probation, effective 8/6/2020.

The motion was seconded by Trustee DiSalvo and unanimously carried.

Trustee Aylward motioned to appoint Dwayne McQueen a full time laborer in the DPW at the rate of \$14.00/hr and maximum 52 weeks probation, effective 8/6/2020.

The motion was seconded by Trustee DiSalvo and unanimously carried.

A motion was made by Trustee Aylward to approve the bills and claims for FY20-21 for \$278,723.14 from the following listed funds:

General Fund	\$18,483.02
Section 8	\$62,568.00
Water Fund	\$ 3,117.84
Sewer Fund	\$15,162.20
Capital Fund	<u>\$179,392.08</u>
	\$278,723.14

The motion was seconded by Trustee DiSalvo and unanimously carried.

Discussion was held on collapsed storm drains on Mearns Avenue that connect a catch basin on the west side of the street to catch basins on the east side of the street in front of where a Village wall that collapsed onto private property. The interim Street Superintendent, John Jones explained the repair work on the wall cannot begin until the storm drain is fixed. Trustee DiSalvo asked if there was any grant money allocated to Mearns Avenue that could be used for the repairs. The Mayor responded it would be very difficult to transfer this money.

Trustee Livsey motioned to approve the proposal from Denardo Excavating, LLC for \$24,000 for emergency repair of catch basins and storm drains on Mearns Avenue, per the recommendation of the Village Engineer.

The motion was seconded by Trustee DiSalvo and unanimously carried.

Trustee Aylward motioned to enter executive session to discuss a specific individual in a personnel matter. The motion was seconded by Trustee DiSalvo and unanimously carried.

The Board entered executive session at 8:32p.m.

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

The regular meeting reconvened at 8:47p.m. No Board action was taken.

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

The meeting closed at 8:47 p.m.

Regina M. Taylor, Village Clerk