

## **TOWN BOARD**

The Town Board, Town of Highlands, held a Workshop Meeting on Monday, March 22, 2010 at Town Hall, 254 Main Street, Highland Falls, NY at 7:30pm.

PRESENT:	Edward Magryta	----	Supervisor
	Holly Gokey	----	Council Member
	William Edsall	----	Council Member
	Laurie R. Tautel	----	Council Member
	Mervin R. Livsey, Jr.	----	Council Member
	Justin Rider	----	Counsel
	June Patterson	----	Town Clerk

Supervisor Magryta opened the workshop at 7:30pm.

### **PUBLIC COMMENT**

Ann Marie Fiducia informed the Board that she has over 500 petitions to keep the business zoning in Fort Montgomery and she will continue to get more and turn them in to the Town Clerk.

Bob Monroe stressed that he wants the zoning to remain business in Fort Montgomery.

Council Member Livsey strongly opposes the assessment reduction made to the Old Oak Inn at the last meeting.

### **MINUTES**

Council Member Tautel made a motion seconded by Council Member Gokey to approve the minutes from the March 8, 2010 Town Board meeting.

**MOTION CARRIED: 5-ayes (Magryta, Gokey, Edsall, Tautel, Livsey)**

**0-nays**

### **AUDITS OF ACCOUNTS PAYABLE**

Supervisor Magryta has the A/P register dated March 10, 2010 in the amount of \$418,385.74.

This issue was tabled until the next meeting to give the Board a chance to review it.

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**TOWN BUILDING DISCUSSION – ENGINEER PRESENTATION**

Mr. Hauser, from McGoey, Hauser and Edsall, said he met with Council Member Tautel and Superintendent Squicciarini to discuss putting together a comprehensive program to look at the repair/replacement of the windows. This is a multi-phase proposal and would include the Town Hall, Sewer Plant, Public Safety Building and Highway Garage.

Council Member Tautel asked how long the study would take.

Mr. Hauser said approximately 5-6 weeks.

Supervisor Magryta asked if repairing the windows would be more efficient than installing new ones.

Mr. Hauser said in 2006 the Board looked at that, but never put it out to bid.

Supervisor Magryta asked if that could be part of the study.

Mr. Hauser said it could be and the study would also determine if fixing the windows would or would not be as energy efficient as new ones.

Council Member Edsall asked how the Town could get NYSERDA to come in.

Mr. Hauser said he will contact them and let the Board know.

**CORBIN HILL Q&A**

Supervisor Magryta said that Sandy Pankin is not at the meeting tonight.

Council Member Livsey said Mr. Pankin contacted him this afternoon and informed him that he could not make it.

Supervisor Magryta is very disappointed because the Board has a lot of questions. The Supervisor would like to afford Mr. Pankin one more opportunity to come and answer questions if the Board is willing.

After a lengthy discussion the Board agreed to give Mr. Pankin one more opportunity to come and answer questions. The Supervisor will contact Mr. Pankin.

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**STORMWATER MANAGEMENT DISCUSSION/PUBLIC HEARING SCHEDULING**

Supervisor Magryta has a proposed Local Law entitled "Stormwater Management". The Supervisor asked the Board if they had a chance to review the document and if they were comfortable with it.

Justin Rider said that the Building Department has reviewed this document and found it sufficient. Mr. Rider advised the Board to review other provisions in the Code Book to make sure there are no discrepancies.

Council Member Livsey made a motion seconded by Council Member Tautel to Introduce Local Law #1 of 2010 entitled "A Local Law Adding a New Chapter 164 entitled 'Stormwater Management' to the Code of the Town of Highlands" and to schedule a Public Hearing for April 12, 2010 at Town Hall at 7pm.

**RESOLUTION ADOPTED: 5-ayes (Magryta, Gokey, Edsall, Tautel, Livsey)  
0-nays**

**\*\*\*\*RESOLUTION ATTACHED\*\*\*\***

**RESOLUTION – AVL DISPATCHING SYSTEM**

Supervisor Magryta has a resolution regarding the acceptance of an Inter-Municipal Agreement with the County of Orange for Automatic Vehicle Locator Dispatching System.

OIC Bailey explained that this system will be able to locate the police car nearest to the incident and dispatch accordingly.

Council Member Tautel asked if there was any cost to the Town.

OIC Bailey said there was not.

Council Member Livsey made a motion seconded by Council Member Tautel to adopt the Resolution Regarding Acceptance of Inter-Municipal Agreement with The County of Orange for Automatic Vehicle Locator Dispatching System.

**RESOLUTION ADOPTED: 5-ayes (Magryta, Gokey, Edsall, Tautel, Livsey)  
0-nays**

**\*\*\*\*RESOLUTION ATTACHED\*\*\*\***

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**MRS DEVELOPMENT ISSUE**

Council Member Edsall spoke to Mr. Squicciarini and Mr. Hager about this and there are many concerns. Mr. Edsall would like to know what the legal way to go is.

Supervisor Magryta believes that money was given back to MRS.

Mr. Rider said that their landscaping bond was reduced.

Mr. Hager does not have a lot of answers. He said they are getting active on the project again and he would like to meet with them.

Supervisor Magryta asked what remedies the Town has to enforce dormant construction.

Mr. Rider said there are some basic property maintenance regulations that can be used. He believes that a meeting with Mr. Hager would be appropriate.

Supervisor Magryta believes that the next order of business would be for Mr. Hager to have a meeting with the developer.

Greg Madigan is concerned with the wells on the properties adjacent to the MRS property.

Mr. Hager worked with the developer on the well testing, but they never finished and there is not a lot of information.

**BURNING REGULATIONS DISCUSSED**

Supervisor Magryta would like to introduce this tonight and schedule it for another meeting so it can be discussed properly.

Council Member Edsall said the Town needs to change their regulations to meet with the State law.

Supervisor Magryta said that if the public has any opinions to please share them with the Board.

Mr. Hager said the State has made many changes.

Supervisor Magryta said this will be discussed at a future meeting.

**STATE AUDIT UPDATE**

Supervisor Magryta reported that the State Comptroller was here today. There are checks/balances and unanswered questions that need to be resolved. The Supervisor said the Town is not in compliance, but will get in compliance. Supervisor Magryta said there seemed to have been some miscommunication between the Town Comptroller and the State Comptroller's Office regarding the 2005 report. As a result, the 2005 report was not received by the State Comptroller. The State Comptroller will be available to do an audit when the Town is ready.

Council Member Tautel said that Dial-A-Bus Manager, Colleen Solan, has proposed that the Dial-A-Bus go to Shoprite and Price Chopper the second and fourth Monday of each month. There will be a minimum of 5 riders needed to make the trip and she hopes to begin this on April 12.

Supervisor Magryta likes this idea.

**PUBLIC COMMENT**

Frank Cassano asked what the Town is willing to spend on the building.

Supervisor Magryta said that there is a reserve fund set up and the amount spent would be up to the Board.

Council Member Tautel said there is also grant money available.

June Gunza said she hopes the Board does research on the re-zoning and doesn't wait for the information to come to them.

John Wood asked about water lines going in on Drew Road.

Supervisor Magryta said that is a high priority and he understands that the Settlement Master has a meeting coming up. The Supervisor is hopeful that things will get moving in the next couple of months.

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Council Member Tautel made a motion seconded by Council Member Gokey to go into Executive Session to discuss 1) litigation; and 2) the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointments, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. Board went into executive session at 10:05pm.

**MOTION CARRIED: 5-ayes (Magryta, Gokey, Edsall, Tautel, Livsey)  
0-nays**

Council Member Tautel made a motion seconded by Council Member Gokey to close the Executive Session. Executive session closed at 11:30pm.

**MOTION CARRIED: 5-ayes (Magryta, Gokey, Edsall, Tautel, Livsey)  
0-nays**

Council Member Tautel made a motion seconded by Council Member Gokey to adjourn the meeting. Meeting adjourned at 11:31pm.

**MOTION CARRIED: 5-ayes (Magryta, Gokey, Edsall, Tautel, Livsey)  
0-nays**

Attest,