

Minutes of the Village Board Meeting held at Town Hall, 511 Route 32, Highland Mills, New York on September 22, 2009 at 7:30PM

Present: Michael Queenan, Mayor
Timothy Egan, Thomas Flood and Richard Jackson, Trustees
Absent: Neil Crouse, Trustee
Also Present: Richard Golden and Kelly Naughton, Attorneys for the Village; John Jones, Fire Chief; Pat Prozzillo, Second Assistant Fire Chief; Geraldine Gianzero and James Skoufis, Town Council; Maria Hunter and George Sewitt, Planning Board

EXTRA ITEM – Repeal/Readopt Sign Ordinance:

Mayor Queenan stated he has been advised by Attorney Golden that the Board was required by State law to have the final version of the sign ordinance in their possession seven days prior to taking action on its adoption. Therefore, a motion was offered by Trustee Egan, seconded by Trustee Flood, to rescind the motion adopted at the September 8, 2009 meeting that adopted Local Law 5 of 2009, Sign Ordinance.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
NOES 0

Motion was then offered by Trustee Flood, seconded by Trustee Egan, to adopt Local Law 5 of 2009 amending Chapter 310 of the Village Code by repealing Section 310-30 entitled “Signs; Penalties” and replacing Section 310-30 with a new ordinance entitled “Signs” as printed on pages 148 - 160 of this minute book.

ADOPTED BY ROLL CALL AS FOLLOWS:

Mayor Queenan	AYES
Trustee Crouse	ABSENT
Trustee Egan	AYES
Trustee Flood	AYES
Trustee Jackson	AYES

EXTRA ITEM – County Route 44 Speed Limit Reduction Update:

Mayor Queenan stated the County has agreed with the Boards request to reduce the speed limit on County Route 44 to 30MPH. They are making the signs now and they should be erected soon.

I. Public Hearing:

a. Building Department Fees:

A public hearing was held to entertain comments on an amendment to Section 143-3 of the Village Code entitled “Schedule of Fees” to provide for a fee for municipal searches and to have the fees collected by the Building Department able to be changed by resolution rather than local law. The notice was printed in the Times Herald Record on September 15, 2009 and no comments were received.

Therefore, a motion was offered by Trustee Egan, seconded by Trustee Flood, to close the public hearing.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
NOES 0

Motion was then offered by Trustee Jackson, seconded by Trustee Egan, to adopt Local Law 6 of 2009 entitled “Schedule of Fees” to provide for a fee for municipal searches and to have the fees collected by the Building Department able to be changed by resolution rather than local law as printed on page 166 of this minute book.

ADOPTED BY ROLL CALL AS FOLLOWS:

Mayor Queenan	AYES
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Trustee Crouse	ABSENT
Trustee Egan	AYES
Trustee Flood	AYES
Trustee Jackson	AYES

II. Administrative Business:

a. Acceptance of Minutes:

Motion was offered by Trustee Jackson, seconded by Trustee Flood, to accept the minutes from the September 8, 2009 regular meeting.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

b. Approval of Abstract:

Motion was offered by Trustee Jackson, seconded by Trustee Egan, to approve Abstract 8, Vouchers #20090502 - #20090571, totaling \$153,986.65.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

c. Fire Department Equipment Request:

Motion was offered by Trustee Jackson, seconded by Trustee Flood, to approve Fire Department Equipment Requisition 2009-09 totaling \$776.82.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

Motion was offered by Trustee Jackson, seconded by Trustee Egan, to approve Fire Department Equipment Requisition 2009-10 totaling \$664.94.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

Motion was offered by Trustee Jackson, seconded by Trustee Egan, to approve Fire Department Equipment Requisition 2009-11 totaling \$448.95.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

Motion was offered by Trustee Egan, seconded by Trustee Flood, to approve Fire Department Equipment Requisition 2009-12 totaling \$500.32.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

Motion was offered by Trustee Egan, seconded by Mayor Queenan, to approve Fire Department Equipment Requisition 2009-13 totaling \$158.60.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

Motion was offered by Trustee Jackson, seconded by Trustee Egan, to approve Fire Department Equipment Requisition 2009-14 totaling \$475.60.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

Motion was offered by Trustee Jackson, seconded by Trustee Egan, to approve Fire Department Equipment Requisition 2009-15 totaling approximately \$15,228.90 (all state-bid prices).

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

EXTRA ITEM – Change Order No 1 – Sanitary Manhole & Sewer Rehabilitation:

Motion was offered by Trustee Egan, seconded by Trustee Jackson, to authorize the Mayor to sign Change Order No 1 for the Sanitary Manhole & Sewer Rehabilitation program which reduces the contract by \$26,295.30 for the following reasons: a change in manhole No 1214A liner system (in accordance with Work Change Directive No 1) resulting in a reduction of \$142.00; several sanitary manholes (1203, 1204, 1205, 1206, 1208, 1209, 1210, 1211, 1212, 1213) were deleted since these were irreparable utilizing rehabilitation techniques specified in contract (in accordance with Work Change Directive No 2) resulting in a reduction of \$33,603.30; additional work necessary to reduce infiltration and inflow into the sewage collection system (in accordance with Work Change Directive No 3) resulting in an increase of \$7,450.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

EXTRA ITEM – Repairs Needed to Sprinkler System:

Motion was offered by Trustee Jackson, seconded by Trustee Egan, to authorize the Mayor to sign the proposal and contract with SimplexGrinnell dated September 18, 2009 to replace check valves on backflow that leaked during inspection (current ¾ backflow failed inspection and should have work done for codes and to avoid damage). The cost of the proposal/contract totals \$452.56.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

III. Old Business:

a. Discussion – Amended Zoning Local Law:

Mayor Queenan stated he feels any mention of public restaurants should be removed from the law and the Board remain silent on the issue. Trustee Jackson stated that permitting these additional functions will lead to parking concerns. Mayor Queenan stated he agrees but the law addresses the issue by stating all parking must be on premises. Trustee Flood noted that a food facility, other than the catering, already exists at the site that golfer and non-golfers are using. Mayor Queenan added he feels that “eve” should be added before “national holidays” in Section 310-39.3(G) and all agreed.

Motion was then offered by Trustee Egan, seconded by Trustee Flood, to authorize Attorney Golden to make the changes to the law as discussed this evening.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

Motion was then offered by Trustee Egan, seconded by Trustee Flood, to declare the Village Board of Trustees as Lead Agency under SEQRA for the action of adopting Introductory Local Law 5 of 2009 that would permit golf courses in the R3A and R2A districts.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

Motion was then offered by Trustee Egan, seconded by Trustee Flood, to declare the action of adopting Introductory Local Law 5 of 2009 that would permit golf courses in the R3A and R2A districts as a Type 2 under SEQRA.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

b. Liquor License Renewal:

Clerk Potvin stated she received notification on August 31 that Applebee’s would be renewing their liquor license. Correspondence was received on September 10 from the Police Department stating that they have no objection to the application. A letter will be written to the Liquor Authority.

IV. New Business:

a. Stripping/Waxing of Meeting Room Floor:

Mayor Queenan stated the floor in the Highland Mills Firehouse meeting room has not been stripped or waxed in several years and it needs to be done. He attempted to obtain three quotes for the service but only one was received. Motion was offered by Trustee Flood, seconded by Trustee Egan, to accept the proposal from DOC Cleaning to have the floor of the meeting room at the Highland Mills Firehouse stripped and waxed at a cost of \$500.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

V. Board Member/Department Comment:

Trustee Egan urged the public to consider volunteering for the emergency services in the community, if they are physically able to.

Trustee Jackson reminded the Board that on October 13 the four municipalities involved in the proposed Joint Fire District of Monroe and Harriman will be holding a meeting. Mayor Queenan noted that two of the Village Board members will be present for that meeting (Trustees Egan and Jackson) and that the rest of the Board will conduct the Village Board meeting. He also noted that there will be a public hearing held on November 10 regarding the proposed Joint Fire District and the Village Board will most likely be canceling their meeting scheduled for that night.

Trustee Flood thanked all that planned Woodbury Community Day noting that it was very successful.

Mayor Queenan wished Highway Superintendent Stabile luck in his recent deployment by the US Military.

VI. Public Comment:

Councilwoman Gianzero thanked the Village Board for addressing a few issues (citing the Sign Ordinance) and agreed the businesses in Highland Mills and Central Valley need to be revitalized. She feels that anything the Village Board can do to help in the process is a positive thing. She then thanked the Fire Department for their quick response to a recent call to her home.

VII. Adjournment:

With no further business to discuss or comments received, a motion was offered by Trustee Egan, seconded by Trustee Jackson, to adjourn the meeting at 8:15PM.

ADOPTED AYES 4 Queenan, Egan, Flood, Jackson
 NOES 0

Desiree Potvin, Village Clerk