

The **regular meeting** of the Town Board of the Town of Mount Hope was held at Town Hall on **April 11, 2011** 7:30pm with the following present: Supervisor William Novak, Councilman Mike Bell, Councilman Greg Stiles, Councilwoman Kathy Russo, Councilman Ed Fairweather and Town Clerk Kathleen Myers.

**PUBLIC PRESENT:** Highway Supt. Hassenmayer, L. Fairweather, I. Stiles, S. Stiles, T. Cauchard, B. Bennett, B. Rebman, A. Russo, J. Litow, J. Hosking, Chief Rickard, J. Goldsmith, Z. Kelson, Attorney.

Following the Pledge of Allegiance, the Supervisor called the meeting to order at 7:30pm.

**ACCEPTANCE OF PRIOR MEETING MINUTES:**

**MOTION** by Mr. Bell seconded by Mr. Stiles that the minutes of the March 28, 2011 meeting as submitted are approved. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

**CORRESPONDENCE:**

1. Otisville Fire Co. 3-2011
2. Assessor's Assessment Disclosure 2010
3. Planning Board minutes 3-21-11
4. Re-Appoint Robert Bell to Board of Assessment Review
5. Supervisor's report 3-2011
6. Bullville raffle consent request

**COMITTEE REPORTS:**

**POLICE DEPARTMENT by Chief Rickard:**

Chief Rickard stated the Annual report is now on the web-site. Also, the crime reports are now on the web-site. He asked the board for approval on the Use of Force policy. He also noted the request from a resident on Charlotte Lane for a party on July 4<sup>th</sup> weekend.

**RESOLUTION TO APPROVE USE OF FORCE POLICY:**

**MOTION** by Mrs. Russo seconded by Mr. Bell to approve the USE OF PHYSICAL FORCE & DEADLY PHYSICAL FORCE, REPORTING & REVIEWING USE OF FORCE, AND REPORTING & REVIEWING THE DISCHARGE OF FIREARMS policies as submitted. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

**HIGHWAY DEPARTMENT by Mr. Hassenmayer:**

- Mr. Hassenmayer spoke re: Spring/Fall Bulk Trash Days bid results. He recommended lowest bidder(s) at the last meeting.
- Mr. Hassenmayer stated that the guys will be going to their 4 day weeks at the end of April.
- Mr. Hassenmayer stated that the power has been cut to the Bilinski house. Supervisor Novak will contact both fire companies to coordinate a burn. Mr. Hassenmayer also stated that the guys have been hauling stone for oil and chipping. They need about one thousand tons/year.

**ACCEPTANCE OF TRASH BID FROM MIDDLETOWN CARTING, LAMELA SANITATION & INTERSTATE WASTE:**

**MOTION** by Mr. Stiles seconded by Mrs. Russo to accept the bids from Middletown Carting, LaMela Sanitation and Interstate Waste as follows: Interstate Waste – 30 yd. containers \$124.00/haul \$75.00/ ton for C&D. Middletown Carting will pay to the town \$160.00/ton for metal. LaMela Sanitation - Freon units \$10/unit and \$141.00/ton car tires, \$40.00/truck tire, \$90.00/ construction tires.

All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

**DEMOLITION EQUIPMENT RESOLUTION:**

**MOTION** by Mr. Bell seconded by Mr. Fairweather to approve the low bid from Pine Bush Equipment for rental of an excavator with a thumb for \$2,000.00 for 40 hours up to \$5,300.00 for a month to be used at the park.

All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

**VILLAGE OF OTISVILLE by Mrs. Cauchard:**

Mrs. Cauchard introduced Bob Bennett as the new trustee for the Village. There is a fire contract meeting this Wednesday. The Garden club is donating a tree for Arbor Day which will be planted at the Village Park. June 11<sup>th</sup> the flag burning will take place at the Village Park. She wanted to thank Amy (Hassenmayer) for all her help assisting with that information.

**HIDDEN VALLEY by Mr. Stiles:**

Supervisor Novak is waiting to hear from Mr. DeWinter who is waiting to hear from City of Newburgh re: scoping the lines equipment. Approx. one month ago Supervisor Novak contacted the County for possible use of their equipment. They will be coming out within the next week to discuss same.

**PLANNING BOARD:**

Mr. Kelson stated that there is one on the agenda for a child care business and possible discussion on the proposed 4H project.

**SUPERVISOR'S REPORT:**

**MOTION** by Mr. Bell seconded by Mr. Fairweather to approve the Supervisor's report for March 2011 as presented. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

**RESOLUTION TO RE-APPOINT ROBERT BELL TO THE BOARD OF ASSESSMENT REVIEW:**

**MOTION** by Mr. Fairweather seconded by Mrs. Russo to re-appoint Robert Bell to the Board of Assessment Review; this term will run from 10-1-2010 through 09-30-15. All in favor – Stiles, Novak, Russo, Fairweather. Abstain – Bell. Carried.

**ANNUAL REPORT:**

Per Supervisor Novak the annual report was filed promptly before March 1<sup>st</sup>; and Notice is hereby given that the State Comptroller has caused the fiscal affairs of the Town of Mount Hope for the period beginning January 1, 2010 and ending December 31, 2010 to be examined, and that the report of such examination has been filed in the Town Clerk's office where it is available as a public record for inspection by all interested persons.

**SPEED LIMIT ON MOUNT HOPE ROAD:**

Supervisor Novak stated that he was approached about the speed limit on the Mount Hope Road from the Town line to the intersection of Tally Ho Road. Several years ago the town petitioned the county and it was not approved. He would like to re-petition the county. Mr. Hassenmayer suggested that we do this along with the Town of Walkill. Supervisor Novak will contact Mr. Ward tomorrow. Chief Rickard added that there is also a problem with the speed limit signs by the new school.

**RESOLUTION TO PETITION COUNTY FOR REDUCED SPEED LIMIT ON MOUNT HOPE ROAD BETWEEN TOWN LINE AND TALLY HO ROAD INTERSECTION:**

**MOTION** by Mr. Bell seconded by Mr. Fairweather to submit a TE-9 request through the County of Orange to lower the speed limit on County Route 11 (Mount Hope Road) from the town line to the intersection of Tally Ho Road. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

**LONG TERM FUNDING FOR HIDDEN VALLEY TREATMENT PLANT:**

Supervisor Novak stated that the application was sent for the long term funding and we should get into the summer pool. We could get subsidized funding at half the prevailing rate. We need a resolution authorizing the expenditures above the amount in the contract.

**RESOLUTION TO AUTHORIZE EXPENDITURES RELATED TO THE UPGRADE OF THE HIDDEN VALLEY WASTEWATER TREATMENT FACILITY:**

**MOTION** by Mr. Stiles seconded by Mr. Fairweather to approve the resolution in full as attached to these minutes. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

**SUMMER MEETINGS:**

Supervisor Novak asked the board's pleasure on the summer meeting schedule. In the past the board has gone from 2 meetings per month for June, July, August to just the first meeting night of the month. We will discuss again next meeting.

**POLICE RETIREMENT:**

Supervisor Novak stated that Officer Anna Briceno belongs to a retirement plan Section 384D and the remaining officers belong to Section 375C. For her to remain with her current plan the town must pass a resolution adding this section to the current retirement plan.

**POLICE RETIREMENT RESOLUTION:**

**MOTION** by Mr. Bell seconded by Mr. Fairweather to add Section 384D and 384E to our Police retirement System Plan. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

**PARKING IN FIELD ON FINCHVILLE TURNPIKE FOR SPECIAL EVENT:**

Supervisor Novak received a phone call from Dr. Roeder re: request for using the field at the park for parking for her special event. He informed her that he would speak with the board at the next meeting.

**PERMISSION FOR PARKING IN FIELD ON FINCHVILLE TURNPIKE FOR SPECIAL EVENT:**

**MOTION** by Mr. Fairweather seconded by Mrs. Russo to authorize the use of the of the field on Finchville Turnpike for parking for a special event subject to Dr. Dolores Roeder providing proof of insurance. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

**JULY 4<sup>TH</sup> FIREWORKS:**

Per Chief Rickard, the 4<sup>th</sup> of July fireworks will be on July 16; per his discussion with John Doty.

**COMMUNITY DEVELOPMENT:**

Supervisor Novak advised the board that he and Councilman Bell went to the kick-off meeting for Community Development. We need to set a public hearing and come up with a project.

**SCHEDULE PUBLIC HEARING FOR COMMUNITY DEVELOPMENT:**

**MOTION** by Mr. Bell seconded by Mr. Stiles to schedule a public hearing for the 2012 Community Development Program for May 9, 2011 at 7pm. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

**BULLVILLE FIRE COMPANY REQUEST TO SELL RAFFLE TICKETS RESOLUTION:**

**MOTION** by Mr. Stiles seconded by Mr. Bell to approve the request to sell raffle tickets from Bullville Fire Company within the limits of the Town of Mount Hope; consent will be signed and returned to the Bullville Fire Company. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

**AUDIT OF CLAIMS:**

**MOTION** by Mrs. Russo seconded by Mr. Fairweather to approve the following bills:

|            |          |              |
|------------|----------|--------------|
| GENERAL A: | #202-243 | \$ 40,476.79 |
| GENERAL B: | #38-45   | \$ 2,655.95  |
| HIGHWAY:   | #54-64   | \$ 28,642.68 |
| SEWER:     | #35-42   | \$ 11,199.01 |

All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

**REGULAR MEETING, TOWN OF MOUNT HOPE, APRIL 11, 2011**

**[www.townofmounthope.org](http://www.townofmounthope.org)**

**PUBLIC PARTICIPATION:**

-Mrs. Cauchard asked Chief Rickard about cars parking on the trail in the village. She inquired about the Rte 211 status. Supervisor Novak stated the state is waiting on the DEC. She asked the status on the old school. Supervisor Novak stated that several parties are interested in it.

-Mr. Damiani asked the status on the 4H with the park property; he saw article in paper. Supervisor Novak spoke re: a joint board with 4-4H people and 4 town people. Mrs. Russo asked how people will be picked. Supervisor Novak would like to have something put in the next Otisville Voice; the town board would be holding the interviews.

-Mrs. Stiles asked the status of the trucking firm on Spruce Road. Supervisor Novak stated that it is still in the hands of the court and the Planning Board.

**EXECUTIVE SESSION:**

**MOTION by Mr. Stiles seconded by Mr. Fairweather to enter into executive session at 8:17pm with regard to personnel salary negotiation. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.**

**RECONVENE REGULAR MEETING:**

**MOTION by Mr. Fairweather seconded by Mrs. Russo to close executive session at 9:40 pm and reconvene the regular meeting. NO ACTION WAS TAKEN AT THIS EXECUTIVE SESSION. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.**

**ADJOURNMENT:**

**MOTION by Mr. Bell seconded by Mr. Stiles to adjourn the meeting at 9:41pm. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.**

**The next meeting is scheduled for April 25, 2011 at 7:30pm.**

Respectfully submitted,

  
Kathleen A. Myers, Town Clerk

TOWN OF MOUNT HOPE  
HIGHWAY DEPARTMENT  
SPRING & FALL TRASH BIDS

Bid date: Friday, April 1, 2011  
Time: 10:00AM

PRESENT: Highway Supt. Dean Hassenmayer, Town Clerk Kathleen Myers, Marisa Ellis/Interstate Waste, Michael DiMase/Marangi, Highway Clerk Julie Musial.

Four bids received.

LaMela Sanitation:

30 cubic yd. dumpsters for mixed bulk and C&D debris - \$125.00/pull  
\$75/ton disposal fee  
Tire disposal – car tires \$141.00/ton, truck tires \$40.00/tire, lg. truck tires & loader construction tires \$90.00/tire  
Freon units delivered to LaMela's \$10.00/unit  
40 cubic yd. dumpster for mixed metal / \$161.00/ton to pay Mount Hope

Middletown Carting:

30 yd cont. for household bulk & construction debris, \$170.00/pull and \$75.00/ton disposal, 6-30 yd cont. on site at all times  
40 yd. cont. for mixed metals – no charge per/pull – will pay \$180.00/ton  
3-40 yd. cont. on site at all times  
30 yd. cont. for tires; no charge per pull, car tires \$155.00/ton, lg. truck tires \$15.00 ea.(extra), loader & construction tires \$150.00 ea. (extra)

Marangi:

Haul price \$139.00/haul and \$75.00/ton; no fuel surcharge  
6-30 yd boxes and will do continuous pick up/drop off on Fridays & Saturdays

Interstate Waste:

Tires: \$50.00/car tire; \$100.00/truck tire; \$150.00/lg. truck tire  
Freon Units per unit \$15.00 evacuation fee  
Mixed metal – price per ton paid to town \$160.00/ton  
30 yd cont. \$124.00/haul - \$75.00/ton

Respectfully submitted,

  
Kathleen Myers  
Town Clerk

**RESOLUTION OF THE TOWN OF MOUNT HOPE TO AUTHORIZE  
EXPENDITURES RELATING TO THE UPGRADE OF THE  
HIDDEN VALLEY WASTEWATER TREATMENT PLANT LOCATED  
IN THE TOWN OF MOUNT HOPE, ORANGE COUNTY, NEW YORK**

At a regular meeting of the Town Board of the Town of Mount Hope, held at the Town Hall in said Town, County of Orange, State of New York, on the 11<sup>th</sup> day of April, 2011 at 7:00 p.m., there were

**PRESENT: William Novak, Jr., Supervisor**

**Ed Fairweather, Councilman**

**Greg Stiles, Councilman**

**Kathy Russo, Councilwoman**

**Michael Bell, Councilman**

Councilman Greg Stiles offered the following Resolution, who also moved for its adoption;

**WHEREAS**, after thorough consideration of the various aspects of the problems and of available data, the Town Board of the Town of Mount Hope has determined that the upgrade and renovation of the project generally known as the Hidden Valley Wastewater Treatment Plant is desirable and in the public interest and to that end, it is necessary that action be taken in conjunction therewith; and

**WHEREAS**, the Town Board of the Town of Mount Hope has previously duly passed a resolution at a regularly scheduled Town Board meeting authorizing the Supervisor of the Town of Mount Hope to file an application for reduced-interest loan funding through

the Clean Water State Revolving Loan Fund as administered by the New York State Environmental Facilities Corporation; and

**WHEREAS**, due to certain unforeseen and unanticipated circumstances, additional fees were incurred by the Town of Mount Hope for design and construction engineering services rendered by the firm of Eustance & Horowitz, P.C., thus necessitating an amendment to the Contract for such work performed by Eustance & Horowitz, P.C.; and

**WHEREAS**, pursuant to the Contract between the Town of Mount Hope and Eustance & Horowitz, P.C., the cost for design work in connection with this project was in the sum of \$30,000.00 and due to unforeseen circumstances was thereafter increased by \$15,000.00 for a total due to Eustance & Horowitz, P.C., in the sum of \$45,000.00; and

**WHEREAS**, pursuant to the Contract between the Town of Mount Hope and Eustance & Horowitz, P.C., the cost for engineering fees in connection with the construction of this project was in the sum of \$35,000.00 and due to unforeseen circumstances was thereafter increased by \$26,499.16 for a total due to Eustance & Horowitz, P.C., in the sum of \$61,499.16; and

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Mount Hope hereby authorizes and approves the amendment of said Contracts and the payment to the engineering firm of Eustance & Horowitz, P.C. the sum of \$45,000.00 as and for design fees and the sum of \$61,499.16 as and for engineering fees in connection with the construction of said wastewater treatment plant.



Seconded by Councilman Ed Fairweather and after duly put to a vote, resulted as follows:

AYES:        5

NOES:        0

The motion was declared adopted by Supervisor William Novak.

Dated:        April 12, 2011

Kathleen A. Myers, Town Clerk  
Town of Mount Hope

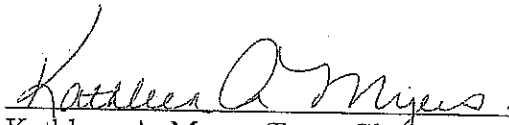
STATE OF NEW YORK )  
 )ss.:  
COUNTY OF ORANGE )

I, the undersigned Clerk of the Town of Mount Hope, County of Orange, State of New York, DO HEREBY CERTIFY:

That I have compared the foregoing copy of the Resolution of the Town of Mount Hope passed on the 11<sup>th</sup> day of April, 2011 with the original thereof on file with my office, and that the same is a true and correct copy of said original.

I further certify that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on this 11<sup>th</sup> day of April, 2011

  
Kathleen A. Myers, Town Clerk  
Town of Mount Hope