



VILLAGE OF COLD SPRING

85 MAIN STREET, COLD SPRING, NY 10516

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Board of Trustees Agenda March 10, 2015 at 7:30 pm

1. Pledge of Allegiance
2. Roll call
3. Approval of Minutes 02/24/2015
4. Report of Water and Wastewater Departments- Consider SEQRA Resolution related to new connection to Catskill Aqueduct
5. Report of Code Enforcement
6. Report of the Highway Department
7. Report Police Department
8. Justice Court Report
10. Additional monthly reports – Liaison reports- Recreation Commission, Planning, Zoning Board of Appeals, Town of Philipstown, Chamber of Commerce, Historic District Review Board, Putnam County, Cold Spring Boat Club, Fire Company, Parking Committee, Lighting Committee, Tree Advisory Committee, Code Update Committee
11. Report of the Mayor and Board of Trustees
12. Correspondence
13. Old Business:
 - a. Consider approval of agreement with Attorney William Hurst for HDRB code updates
 - b. Discussion short term lease with Cold Spring Boat Club & Hudson House
14. New Business: Cold Spring Film Society agreement
15. Bill Approval
16. Public Comment
17. Executive Session regarding police personnel matter

**MINUTES BOARD OF TRUSTEES MEETING
FEBRUARY 24, 2015 AT 7:00 PM**

The Board of Trustees of the Village of Cold Spring held a regular meeting on Tuesday, February 24, 2015 at Village Hall, 85 Main Street, Cold Spring, County of Putnam, New York beginning at 7:00 pm.

Attending: Honorable J. Ralph Falloon, Mayor and Trustees: Bruce Campbell, Stephanie Hawkins, Michael Bowman and Cathryn Fadde
Also: Mary Saari, Village Clerk/ Treasurer

The board was joined by Joseph M. Klimek of the auditing firm of Toski & Co., PC. Trustee Fadde moved to enter into Executive Session to conduct an interview for auditing services and seconded by Trustee Campbell and unanimously carried. Trustee Fadde moved to exit from Executive Session and seconded by Trustee Bowman and unanimously carried.

Trustee Hawkins moved to authorize the mayor's signature on the Fireman's Service Award point listing forms and seconded by Trustee Fadde. Vote: 4-0-1-0 with Trustee Bowman abstaining (member of the fire company). Mayor Falloon (a member of the fire company) pointed out that he has no direct benefit from the Fireman's Service Award point listing so therefore he is voting.

Frances Murphy, who volunteered her services to the village, analyzed phone bills for several months, contacted department heads and researched various options to reduce the cost of telephone service. Her analysis shows that a savings of \$605.80 per month could be realized by utilizing CornerStone Advanced Communications Systems. Other municipalities have expressed satisfaction with their service and haven't encountered problems with a combination of copper and digital lines. Trustee Bowman moved to authorize switching phone service to Cornerstone and seconded by Trustee Fadde and unanimously approved.

RESOLUTION NO. 5-2015 ADOPTING NEGATIVE DECLARATION

WHEREAS, the Village of Cold Spring Village Board wishes to construct improvements to the existing Wastewater Collection System on Fair, Market, Fish and Northern Streets involving the "trenchless" relining of the sewers and some point repairs of the sewers involving excavation

to the sewers (hereinafter known as "the Improvements");
and

WHEREAS, the Village Board of Trustees concludes that "the Improvements" to the collection system are necessary for continued reliable operation of the collection system;
and

WHEREAS, the Village Board of Trustees has considered and reviewed "the Improvements" as an "action" subject to SEQRA pursuant to 6 NYCRR §§ 617.2(b); and

WHEREAS, the Village Board of Trustees concludes that "the Improvements" are a listed Type II action pursuant to 6 NYCRR section 617.5(c)(2) "replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site,..."; and

WHEREAS, the Village Board of Trustees concludes that "the Improvements" are a listed Type II action pursuant to 6 NYCRR section 617.5(c)(5) street openings and right-of-way openings for the purpose of repair or maintenance of existing utility facilities; and

WHEREAS, "the Improvements" do not exceed any thresholds of Type I actions listed in 6 NYCRR section 617.4 (b); and

WHEREAS, "the Improvements" do not have a significant adverse impact on the environment based on the criteria contained in subdivision 617.7(c).

IT IS HEREBY RESOLVED that, pursuant to 6 NYCRR section 617.6(a)(1)(i), the Village Board of Trustees classifies the action as a Type II action that is exempt from further requirements of 6 NYCRR section 617;

Trustee Hawkins presented the foregoing resolution which was seconded by Trustee Campbell. The foregoing resolution was voted upon with all members voting as follows:

Mayor Falloon	YES
Trustee Campbell	YES
Trustee Bowman	YES
Trustee Hawkins	YES
Trustee Fadde	YES

Resolution officially adopted by a vote of 5-0.

RESOLUTION NO. 6-2015 BOND RESOLUTION

BOND RESOLUTION OF THE VILLAGE OF COLD SPRING,
NEW YORK, ADOPTED FEBRUARY 24, 2015,
AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS
TO THE EXISTING WASTEWATER COLLECTION SYSTEM,
STATING THE ESTIMATED MAXIMUM COST THEREOF IS
\$297,000, APPROPRIATING SAID AMOUNT FOR SUCH
PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS
IN THE PRINCIPAL AMOUNT OF \$297,000 TO FINANCE
SAID APPROPRIATION

THE BOARD OF TRUSTEES OF THE VILLAGE OF COLD SPRING,
IN THE COUNTY OF PUTNAM, NEW YORK, HEREBY RESOLVES (by the
favorable vote of not less than two-thirds of all the members of said Board of Trustees)
AS FOLLOWS:

Section 1. The Village of Cold Spring, in the County of Putnam, New York (herein called the "Village"), is hereby authorized to construct improvements to the existing wastewater collection system on Fair, Market, Fish and Northern Streets, including the relining of approximately 1,600 linear feet of existing sewers, point repairs of the sewers and other ancillary or required work, including excavation to the sewers. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$297,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$297,000 bonds of the Village to finance said appropriation and the collection of sewer rates to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of \$297,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 1 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and

Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption hereof, to cause to be published, in full, in the "*Putnam County News and Recorder*," a newspaper having a general circulation within said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the following form:

VILLAGE OF COLD SPRING, NEW YORK

PLEASE TAKE NOTICE that on February 24, 2015, the Board of Trustees of the Village of Cold Spring, in the County of Putnam, New York, adopted the bond resolution entitled:

“Bond Resolution of the Village of Cold Spring, New York, adopted February 24, 2015, authorizing the construction of improvements to the existing wastewater collection system, stating the estimated maximum cost thereof is \$297,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$297,000 to finance said appropriation,”

an abstract of such bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING the Village of Cold Spring to construct improvements to the existing wastewater collection system on Fair, Market, Fish and Northern Streets, including the relining of approximately 1,600 linear feet of existing sewers, point repairs of the sewers and other ancillary or required work, including excavation to the sewers; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$297,000; APPROPRIATING said amount for such purpose; and STATING the plan of financing includes the issuance of \$297,000 serial bonds of the Village to finance said appropriation and the collection of sewer rates to pay the principal of said bonds and the interest thereon;

SECOND: AUTHORIZING the issuance of \$297,000 serial bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING that (a) the period of probable usefulness of the object or purpose for which the bonds are authorized is forty (40) years; (b) the proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized; and (c) the proposed maturity of said serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Village payable by general tax upon all the taxable real property within the Village; and PLEDGING to their payment the faith and credit of the Village;

FIFTH: DELEGATING to the Village Treasurer the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof and other powers; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: February 24, 2015

Mary Saari
Village Clerk

Section 8. The Village Clerk is hereby authorized and directed to cause a summary of this Bond Resolution to be published after this Bond Resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Trustee Stephanie Hawkins offered the following resolution which was seconded by Trustee Bruce Campbell and moved its adoption.

On roll call vote:

Stephanie Hawkins, trustee voting	YES
Bruce D. Campbell, trustee voting	YES
Michael Bowman, trustee voting	YES
Cathryn Fadde, trustee voting	YES
J. Ralph Falloon, mayor voting	YES

Resolution officially adopted by a vote of 5-0.

* * *

The board discussed a proposed resolution to enter into an inter-municipal agreement with Putnam County involving the county undertaking a multimodal grant project for drainage improvements on NYS Route 9D and in return the village providing snow plowing at two county facilities. After discussion, the board asked for the following alterations to the resolution: clarification of the address of the American Legion on Cedar Street, remove the reference to shoveling, and add that response time for each county facility will be consistent with similar facilities belonging to the village.

Trustee Campbell moved to approve payment of the audited bills and seconded by Trustee Hawkins and unanimously approved.

The board reviewed a memo from Attorney Anna Georgiou, dated February 19, 2015, referring the Butterfield Realty LLC site plan and preliminary subdivision application to the Village Board of Trustees for advice and comment. It was agreed that the board would review the related materials and add this matter to their agenda for March 3, 2015.

Mayor Falloon recommended referral of applications for membership on the Historic District Review Board and the Code Update Committee to the related boards for their recommendation. Trustee Hawkins moved to refer these applications and seconded by Trustee Bowman and unanimously carried.

As a majority of the current board is not seeking another term of office, it was agreed that interviews and decision on the appointment of counsel will be deferred to the newly elected board.

**RESOLUTION NO. 7-2015 AUTHORIZING MAYOR'S SIGNATURE ON
CONTRACTS 1 & 2 FOR WASTEWATER PLANT UPGRADES**

WHEREAS, the Village Board has authorized going to public bid for Wastewater Plant Aeration System Upgrades, and

WHEREAS, the bids were returnable, opened and read aloud on December 9, 2014, and

WHEREAS, Fuss & O'Neill, consulting engineers for the village, recommended acceptance of the bid submitted by Spectraserv, Inc. of 75 Jacobus Avenue, South Kearny, NJ for contract #1 for the Wastewater Process Upgrade, in the base bid amount of \$663,000 and alternate amount of \$9,300, totaling \$672,300, as the lowest responsible bid; and

WHEREAS, Fuss and O'Neill has recommended acceptance of the bid submitted by Fanshawe, Inc. dba Rockland Electric, 143 Main Street, Nanuet, NY for contract #2 for the Electrical Upgrade for the Aeration System Upgrade Project, in the amount of \$234,000 as the lowest responsive, responsible bidder; and

WHEREAS, the Village Board voted on 1/13/ 2015 to follow the recommendation of our consulting engineers and to award contract #1 to Spectraserv and contract #2 to Fanshawe, Inc; and

WHEREAS, the contractors have submitted the appropriate insurance certificates and bonds which were reviewed by the village attorney;

NOW THEREFORE BE IT RESOLVED, that the Village Board hereby authorizes the Mayor to execute contract #1 with Spectraserv & contract #2 with Fanshawe, Inc., dba Rockland Electric for the Wastewater Plant Aeration System Upgrade.

Trustee Bowman presented the foregoing resolution which was seconded by Trustee Fadde;

On roll call vote:

Stephanie Hawkins, Trustee voting YES

Bruce D. Campbell, Trustee voting YES

Michael Bowman, Trustee voting YES

Cathryn Fadde, Trustee voting YES

J. Ralph Falloon, Mayor voting YES

Resolution officially adopted at a public meeting held on 2/24/2015 by a vote of 5-0.

PUBLIC COMMENT

Mark Patinella, Commodore of the Cold Spring Boat Club, asked if the village plans to obtain written confirmation from the DEC that terminating the boat club lease is not required. Mayor Falloon responded that attorneys for the village and the DEC will be creating language to confirm this. Further, the boat club is seeking storage space during remediation. At the next meeting, the board will discuss questions raised by counsel related to the lease with the boat club followed by discussion on any amendments.

Karen Dunn, resident of Fish Street, sought specific details of the coal tar removal on New Street and the impact on residents. Mayor Falloon commented that these details are not available until the bids for the remediation have been submitted. However, Mayor has been informed that tenting will occur. Further, Ms. Dunn pointed out that this is an opportune time to encourage Metro North to repair the Lunn Terrace Bridge.

The Planning Board scheduled a public hearing on March 4, 2015 to hear comment on the Butterfield site plan and subdivision application.

General Electric announced that this is the sixth and final season of sediment dredging on the Hudson River. Upon completion, 100% of the PCBs targeted by the United States Environmental Protection Agency in the remedy will be addressed.

Mayor Falloon will be meeting with representatives of Congressman Sean Patrick Maloney's office regarding grant opportunities.

Trustee Bowman moved to adjourn and seconded by Mayor Falloon and unanimously carried. Meeting adjourned at 8:15 pm.

Respectfully submitted,

Mary Saari, Village Clerk

RESOLUTION ADOPTING NEGATIVE DECLARATION

WHEREAS, the Village of Cold Spring Village Board wishes to construct improvements to the existing Emergency connection to the Catskill Aqueduct ("the Improvements"); and

WHEREAS, the Village Board of Trustees concludes that "the Improvements" to the connection is necessary for its use during times of Public Emergency to eliminate possible operations problems at the water treatment plant during such an emergency; and

WHEREAS, the Village Board of Trustees concludes that performing "the Improvements" is necessary during NYCDEP's scheduled maintenance of the Aqueduct is the appropriate time to complete this work; and

WHEREAS, the Village Board of Trustees has caused its consultant to prepare an Environmental Assessment Form identifying and analyzing the potential environmental impacts of "the Improvements" to the Emergency Aqueduct Connection; and

WHEREAS, the Village Board of Trustees has considered and reviewed "the Improvements" as an "action" subject to SEQRA pursuant to 6 NYCRR §§ 617.2(b) and 617.3(g); and

WHEREAS, the Village Board of Trustees concludes that "the Improvements" are a listed Type II action pursuant to 6 NYCRR section 617.5(c)(2) "replacement, rehabilitation or

reconstruction of a structure or facility, in kind, on the same site,..." and it does not exceed any thresholds listed in 6 NYCRR section 617.4 (b); and

IT IS HEREBY FURTHER RESOLVED that, pursuant to 6 NYCRR sections 617.6(b), the Village Board of Trustees concludes that the action shall be subject to an uncoordinated SEQRA review; and

IT IS HEREBY RESOLVED that, pursuant to 6 NYCRR section 617.6(a)(1)(i), the Village Board of Trustees classifies the action as a Type II action that is exempt from further requirements of 6 NYCRR section 617;

The foregoing resolution was voted upon with all members voting as follows:

Mayor Falloon	Yes	No	_____
Trustee Campbell	Yes	No	_____
Trustee Bowman	Yes	No	_____
Trustee Hawkins	Yes	No	_____
Trustee. Fadde	Yes	No	_____

DATED: Cold Spring, New York
February 10, 2015

Mary Saari, Village Clerk

Appendix C
State Environmental Quality Review
SHORT ENVIRONMENTAL ASSESSMENT FORM
For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

<p>1. APPLICANT/SPONSOR Village of Cold Spring</p>	<p>2. PROJECT NAME Upgrade of Emergency connection to the Catskill Aquaduct</p>
<p>3. PROJECT LOCATION: Municipality (V) Cold Spring County Putnam</p>	
<p>4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map) See vicinity Map on design plans. The property is between 26 and 46 on Fishkill Rd (aka County Rd 10) in Nelsonville.</p>	
<p>5. PROPOSED ACTION IS: <input type="checkbox"/> New <input type="checkbox"/> Expansion <input checked="" type="checkbox"/> Modification/alteration</p>	
<p>6. DESCRIBE PROJECT BRIEFLY: The Village constructed and emergency connection to the Catskill Aqueduct in the 1990 to provide water to the Village in a time of drought. The Village constructed a water treatment plant shortly after the drought to resolve water quality issues with their existing supply. When the water plant was constructed, the emergency connection was left in place. This project is to upgrade the connection to the Aqueduct to allow it to continue to provide water in the case of Public Emergencies.</p>	
<p>7. AMOUNT OF LAND AFFECTED: Initially <u>0.3</u> acres Ultimately <u>0.3</u> acres</p>	
<p>8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, describe briefly</p>	
<p>9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? <input checked="" type="checkbox"/> Residential <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Agriculture <input type="checkbox"/> Park/Forest/Open Space <input checked="" type="checkbox"/> Other Describe: Residential properties are in the immediate vicinity and the Town of Phillipstown Public Works Garage is within several 100 ft.</p>	
<p>10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, list agency(s) name and permit/approvals: Putnam County/New York State Health Department - Part 5-1 Approval, New York City Dept of Environmental Protection Real Estate Permit, technical approval, Putnam County Highway - Highway opening permit</p>	
<p>11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, list agency(s) name and permit/approvals: The emergency connection was previously approved by NYCDEP, NYSDOH and Putnam County Health Department.</p>	
<p>12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p>	
<p style="text-align: center;">I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE</p> <p>Applicant/sponsor name: _____ Date: _____</p> <p>Signature: _____</p>	

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? If yes, coordinate the review process and use the FULL EAF.
 Yes No

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another involved agency.
 Yes No

C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)

C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:
 No, the work is meant to upgrade below ground utilities and intensity of use will remain the same.

C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:
 The work will not change any aspect of the property other than to improve a driveway cut.

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:
 No, the work is being done in previously disturbed areas.

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:
 No, the upgrade of the emergency connection supports the exiting land uses and resources.

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:
 No, the emergency connection does not increase any pressure on growth or development. It only supports the existing community.

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:
 No, there is no other effects that would be impacted by improvement of this connection.

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:
 No, the proposed upgrade of the existing connection does not contribute to additional use of energy or its source.

D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)?
 Yes No If Yes, explain briefly:

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?
 Yes No If Yes, explain briefly:

PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question D of Part II was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

Check this box if you have identified one or more potentially large or significant adverse impacts which **MAY** occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.

Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action **WILL NOT** result in any significant adverse environmental impacts **AND** provide, on attachments as necessary, the reasons supporting this determination.

Village of Cold Spring, Putnam Coutny, NY

Name of Lead Agency	Date
Mr J. Ralph Falloon	Mayor
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (If different from responsible officer)

Reset

Highway Department

Report for february 2015

In the month of february the highway department picked up 38.12 tons of garbage and 10.71 tons of recycling. Other tasks done this month include,

- Removed snow off streets using bobcat and garbage truck as a new method to help prevent snow build up on the streets
- Cleaned catch basins to keep all water ways clear
- Repaired water line on West street with water department
- Made repairs on trucks and plows
- Continuing to clean streets
- Due to the amount of snow fall this season and the excessive cleanup that is needed we would like to remind the public to abide by alternate side parking.

Highway department

Edward Trimble

**JUSTICE COURT
VILLAGE OF COLD SPRING**
85 Main Street
Cold Spring, NY 10516

Thomas J. Costello
Village Justice

Phone & Fax
(845) 265-9070

FEBRUARY, 2015 MONTHLY REPORT

Fines, Forfeited Bails & Civil Penalties	\$ 1,750.00
Parking Tickets	2,535.00
Civil Fees	
Including Termination of Suspension Fees, Bail Poundage, Certificate of Disposition, Filing Fees, Small Claims, Transcripts of Judgment and Returned Check Fees	229.00
Mandatory State Surcharges	1,922.00
TOTAL	<u>\$ 6,436.00</u>

A check in the above amount is submitted herewith.

Respectfully,



Thomas J. Costello
Village Justice

Dated: March 2, 2015

Cold Spring Village Court
Summary Report of Cases Started
Judge Thomas J. Costello

02/01/2015 to 02/28/2015
All Judges

Report date: 03/03/2015

STATUTE COUNT

ADDITIONAL INFORMATION

PL 5
VTL 18

Number of DWIs - 1192: 0
Number of AUOs - 511: 0
Number of Speeds - 1180: 1
Number of Defendants: 17
Total Number Charges: 23
Average Charges/Defendant: 1.35
Number of Small Claims: 0



OFFICE OF THE STATE COMPTROLLER
 Thomas P. DiNapoli, Comptroller

JUSTICE COURT FUND
 110 STATE STREET
 ALBANY, NY 12236

Thomas Costello - Justice
 Village of Cold Spring
 85 Main St
 Cold Spring, NY 10516

February 17, 2015

For your information, shown below is the "Distribution Summary" of all reports received by us from the Village Court for the month of January 2015.

Receipts

<u>Justice</u>	<u>Report Month/Seq</u>	<u>Amount</u>
Alan Steiner	January 2015/01	\$0.00
Thomas Costello	January 2015/01	\$5,806.00
Total Court Receipts		\$5,806.00

DISTRIBUTION SUMMARY¹

<u>Code</u>	<u>Trans</u>	<u>State</u>	<u>County</u>	<u>Village</u>	<u>Other</u>	<u>Amount</u>
AA	4			125.00		125.00
AB	11			575.00		575.00
AC	6	290.00		90.00		380.00
AD	1			2,215.00		2,215.00
AH	5			600.00		600.00
AJ	2			22.00		22.00
BT	2			20.00		20.00
BU			10.00			10.00
CA		400.00				400.00
CB		720.00				720.00
CE		100.00				100.00
FF		105.00				105.00
FL		105.00				105.00
FS		65.00				65.00
MS		364.00				364.00
TOTALS:		2,149.00	10.00	3,647.00		5,806.00

¹ For an explanation of distribution codes, see the Comptroller's Handbook for Town and Village Justices

January 26, 2015

Hon. J. Ralph Falloon
85 Main Street
Cold Spring, New York 10516

Re: Retainer Agreement: Amendment of Village of Cold Spring Historic Preservation Ordinance and Analysis of Design Review Guidelines

Dear Mayor Falloon:

Thank you for retaining Greenberg Traurig, LLP ("GT") to represent the Village of Cold Spring ("Village") in connection with the review of, and, if necessary, submission of proposed amendments to the Village's historic preservation ordinance (Ch. 64 of the Village Code) and analysis of the accompanying design review guidelines (collectively, the "Amendments").

It is our firm's policy to confirm in writing the scope and terms of our engagement. Please review this letter carefully and call me if you have any questions.

The scope of our representation in this matter will be to provide you with legal services and advice in connection with the Amendments, including, but not limited to, the following:

1. Review of the current Village historic preservation ordinance relative to the model historic preservation ordinance that has been adopted by the N.Y.S. Historic Preservation Office ("SHPO"), within the N.Y.S. Office of Parks, Recreation and Historic Preservation.
2. Based on the above review and comparison, the submission to the Village Historic District Review Board ("HDRB") and the SHPO of proposed amendments or revisions to the Village Code to bring it in line with the SHPO model ordinance and/or otherwise to improve the clarity, efficiency or effectiveness of existing Village Code provisions and/or rules and regulations relative to historic preservation,
3. Based on HDRB and SHPO comments (including, if necessary, a joint telephone conference), the preparation of a final draft of revisions for consideration by the Village Attorney and Village Board of Trustees.
4. Attendance at a joint meeting or workshop of the Village Board of Trustees and HDRB (and, if it so desires, SHPO) to discuss and respond to questions or concerns regarding the draft revisions.

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5. Additional revisions as necessary to address any comments or concerns of the Village Board of Trustees, HDRB and/or SHPO.
6. Presentation of revisions and response to questions from Village residents and others at public hearing on proposed revisions.

We have agreed to a flat fee of \$3,500 for this work. You will also be responsible for all charges incurred in the course of this representation that include, but are not limited to, travel, copying, messenger services, computer research services, secretarial overtime, filing fees, and other out-of-pocket expenses, which shall not exceed the sum of \$750.00 without additional consultation with Client.

Unless otherwise agreed, we will send you a monthly invoice, which reflects the amount of our fees and expenses attributable to the matter. Each invoice is payable upon receipt. Any unpaid balance not paid within thirty (30) days of the billing date may incur interest upon such balance at the rate of 1.5% per month. In the event we receive a payment from a client at a time when more than one invoice is outstanding on any one or more matters for that client, we will apply that payment to any such invoice(s), unless the payment is accompanied by the remittance copy of the invoice(s) being paid or by some other written indication from the client directing how the payment is to be applied.

Additionally, in the event that a dispute or claim arising out of or relating to our fees or charges, you may have the right to arbitration of the dispute pursuant to Part 137 of the Rules of the Chief Administrator of the Courts, a copy of which will be provided to you upon request.

Based on our initial computerized review of our files, I am not aware of any existing matter involving a conflict of interest between you and other clients of the firm. Our firm represents a broad base of clients on a variety of legal matters. Accordingly, absent an effective conflicts waiver, conflicts of interest may arise that could adversely affect your ability and the ability of other clients of our firm to choose us as their counsel, thereby precluding us from representing you or them in pending or future matters. Given that possibility, we wish to be fair not only to you, but to our other clients as well. This letter will thus confirm our mutual agreement that the firm may represent other present or future clients on matters other than those for which we had been or then are engaged on your behalf (referred to herein as "Subject Matter"), *whether or not on a basis adverse to you or any of your affiliates*, including in litigation, legal or other proceedings or matters, so long as the matter is not substantially related to our work for you on the Amendments (referred to herein as "Permitted Adverse Representation").

In furtherance of this mutual agreement, you agree that you will not for yourself or any other party assert our firm's engagement as a basis for disqualifying us from representing any party in a Permitted Adverse Representation or assert any Permitted Adverse Representation as a basis for any claim of breach of duty. For purposes of clarification, Permitted Adverse Representation shall not include matters or disputes arising against you with respect to the Amendments. Moreover, without your further prior written consent, we cannot and will not represent another client adverse to you if we have obtained confidential information of a nonpublic nature from you as a result of our representation that, if known to the other client,

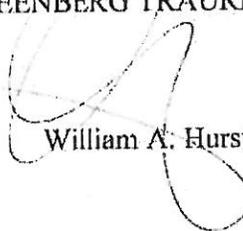
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could be used in the other matter by the other client to your material disadvantage. The waivers and agreements in this letter will continue in effect upon the termination of this engagement.

We sincerely appreciate the opportunity to represent the Village, and we look forward to continuing our successful relationship.

Very truly yours,

GREENBERG TRAUIG, LLP



William A. Hurst

WAH/rsb

cc: Kathleen Foley
Albert Zgolinski

ALB 1834526v1

MEMORANDUM OF UNDERSTANDING

THIS AGREEMENT made this **10th** day of **March**, 2015 by and between the VILLAGE OF COLD SPRING, a municipal corporation, maintaining offices at a municipal corporation of the State of New York, having an office at VILLAGE Hall, 85 Main Street, Cold Spring, New York 10516, (hereinafter the "VILLAGE") and THE COLD SPRING FILM SOCIETY whose address is 192 Main Street, Cold Spring, New York 10516 ("FILM SOCIETY"),

WHEREAS, the FILM SOCIETY proposes to present a series of family-friendly films to be screened outdoors this summer at Dockside Park; and

WHEREAS, the FILM SOCIETY has tentatively proposed *six (6)* screening dates of *June 27, July 11, July 25, August 8, August 22, September 5*; and

WHEREAS, the films will be open to all VILLAGE residents at no charge; and

WHEREAS, the FILM SOCIETY has secured the use of Dockside Park for the said films for the said dates; and

WHEREAS, the State Park permit requires liability insurance coverage in the amount of \$1,000,000 for both property damage and bodily injury with the State listed as an additional insured on the Policy; and

WHEREAS, the FILM SOCIETY has approached the VILLAGE and requested the VILLAGE partner with the FILM SOCIETY in presentation of the said films as a municipal recreational activity for the residents of the VILLAGE;

NOW, THEREFORE, IT IS HEREBY AGREED by and between the parties as follows:

1. The VILLAGE shall sponsor and participate in the proposed presentation of family-friendly films at Dockside Park; and
2. The FILM SOCIETY, and its members, shall act as unpaid volunteers on behalf of the VILLAGE in organizing and presenting the said series of family friendly films at no charge for the benefit of the residents of the VILLAGE as a municipal recreational activity; and
3. The VILLAGE shall procure liability insurance in the amount of not less than \$1,000,000 for both property damage and bodily injury for the said film event including a certificate of insurance bearing the following additional insured endorsement: "Additional Insured: The People of the State of New York, Executive Department, the NYS Office of Parks, Recreation And Historic Preservation, Taconic Region, its Officers, Agents, employees and assigns."
4. Either party may cancel this Agreement on twenty-four (24) hours notice with or without cause.

IN WITNESS WHEREOF, the parties have duly executed this Memorandum of Understanding effective the day and year first above written:

VILLAGE OF COLD SPRING

FILM SOCIETY

By: _____
J. RALPH FALLOON, MAYOR

By: _____
authorized signatory