

**Board of Trustees Monthly Meeting
June 9, 2009 at 7:30 pm**

The Board of Trustees for the Village of Cold Spring held their regular monthly meeting on Tuesday, June 9, 2009 at Village Hall, 85 Main Street, Cold Spring, NY at 7:30 pm.

Attending: Mayor Seth Gallagher and Trustees Lynn Miller, Bruce Campbell, Gordon Robertson and J. Ralph Falloon

Also: Stephen Gaba, Village Attorney, Ellen Mageean, Village Accountant, Gregory Phillips, Water Superintendent, James Hartford, Building Inspector and T. J. Rogers of John Hall's Office and OIC George Kane arriving after the start of meeting, members of the public.

Absent: Stephen Smith, Fire Inspector

Mayor Gallagher opened the meeting and introduced T. J. Rodgers, representative from Congressman John Hall's Office. He thanked the board for the invitation and explained that he was here to learn about resident concerns and opened the meeting to residents.

Questions pertaining to the economy, veterans' benefits, fossil fuels, new energy-related technology and stimulus reimbursement were addressed to Mr. Rodgers.

After resident's concerns were discussed, the board turned to their monthly agenda.

Approval of Minutes

Minutes of the 5/12/09 public hearing, 5/12/09 monthly meeting, bid opening 5/15/09, 5/19/09 workshop, 5/26/09 workshop, 5/29/09 special meeting, 6/2/09 public hearing and workshop and 06/03/09 special meeting were presented. Trustee Robertson requested an addition to the 5/12/09 minutes stating that he requested that a copy of the building department applications and permits be included in the Building Inspector's report. The board concurred and the Building Inspector agreed that this was a good idea. Mayor Gallagher asked for a change in the 5/26/09 minutes to indicate that the insurance company would prefer a fence surrounding The Grove but didn't restrict the fence removal. Trustee Robertson moved to accept the minutes with the stipulated changes and seconded by Trustee Campbell and unanimously approved.

Financial Report

As of this date, Ms. Mageean reported collection of \$245,000 in property taxes. The independent audit has been scheduled for 9/21/09. Preparation of the state audit report (AUD) by the end of July requires that any expenses made in the 08/09 fiscal year be recorded. On the monthly financial report, tax revenues related to the Butterfield property are included as revenue but must be repaid to Putnam County. Trustee Robertson pointed out that this issue (court ordered assessment reduction) resulted from a communication problem with the county and town. Mayor Gallagher offered that the upside is that the tax increase was less than was anticipated (11% to 6%). Reimbursement will be sought from CHIPS for the paving of Church Street. Trustee Robertson moved to accept the financial report and seconded by Trustee Campbell and unanimously approved.

Building Inspector

James Hartford presented a list of issued building permits, certificates of occupancy, inspections performed and violations investigated. He then reviewed the following decision pertaining to the complaint of possible violations of the New York State Building/Fire Code and Village Code for property owner Seth Gallagher, 10 Garden Street, Cold Spring, NY.

<Insert letter from James Hartford>

Trustee Robertson thanked Mr. Hartford for his hard work. Board members, Building Inspector, Village Attorney and members of the public engaged in subsequent discussions of aspects of the decision and implications for the village. At the conclusion of this discussion, the issue presented by T. Valentine of 4 Constitution Drive regarding having a home business in a garage required additional research by the Building Inspector. The Building Inspector agreed to provide the board with copies of his findings. The Building Inspector's report was approved with Trustees Falloon, Robertson, Miller and Campbell voting in favor and Mayor Gallagher abstaining.

Justice Court

Collections during the month of May totaled \$9005.00. Trustee Falloon moved to accept this report and seconded by Trustee Campbell and unanimously approved.

Wastewater Report

A second draft version of the aeration study was received today and has been forwarded via email. The modified SPDES permit should be received by next week and will become effective July 1st. Discussion of sewer rates will occur at the next workshop. Trustee Robertson moved to accept this report and seconded by Trustee Miller and unanimously approved.

Water Report

The annual drinking water quality report for 2008 has been distributed. Spring hydrant flush was completed last week. The hydrant in the middle of Church Street has been replaced as well as the one on Pine Street. The water treatment plant sustained a lightning strike this morning and with the assistance of an outside contractor, repairs were completed and plant was back online by early afternoon. Mayor Gallagher spoke of the board's intent to increase downstream liability insurance coverage. Trustee Robertson inquired about procedures to obtain restitution for damages to the village water hydrant. Trustee Campbell moved to accept the water report and seconded by Trustee Miller and unanimously approved.

Recreation Commission

Trustee Miller moved to approve of the applications that were previously approved by the Recreation Commission for use of the dock, bandstand and pavilion. Motion seconded by Trustee Falloon and unanimously approved. Trustee Campbell asked for a meeting with the Recreation Commission to address communication issues.

The two open positions on the Recreation Commission were discussed along with the possibility of involving the Tot's Park Committee to allow insurance coverage for the group.

Trustee Robertson moved to accept the Recreation Commission report and seconded by Trustee Miller and unanimously approved.

Special Board

The Board discussed the request of the Village Board to prepare a report addressing the Dockside and Marathon properties in light of the information the Special Board has acquired over the past 30 months. The Board voted to prepare such a report and submit it to the Village Board in September 2009. With respect to a request that the Special Board appoint a liaison to the Village Board, the Special Board voted to establish such position and further voted to recommend to the Village Board that Michael Armstrong be appointed to that position.

The Special Board has prepared a draft vision and goals statement for the village and welcomes stakeholders to a meeting on June 18th. Marie Early resigned her position on the Special Board. Michael Reisman has submitted a letter of interest for membership.

Trustee Robertson moved to appoint Michael Reisman as a member of the Special Board and seconded by Trustee Miller and unanimously approved. Trustee Campbell moved to accept this report and seconded by Trustee Falloon and unanimously approved.

Correspondence

A request to perform a photo shoot on Main Street was reviewed. Trustee Robertson moved to approve this application subject to date clarification, acceptance of a \$500 donation and will provide 6-8 parking spaces subject to the discretion of the police department. Motion seconded by Trustee Falloon and unanimously approved.

Report of the Mayor and Board of Trustees

Trustee Miller thanked D. Darman for her work on the tall ships event at the waterfront. The event was described as exciting with great music and well organized. There was discussion pertaining to vendor's activities and the necessity of following regulations for payment of fees and serving alcoholic beverages. Trustee Campbell reviewed the schedule of events for Community Day. A final meeting to review plans will be held on July 1st.

Mayor Gallagher announced a meeting between the Town of Philipstown, Villages of Nelsonville and Cold Spring to discuss how the governments can cooperate. Possible items for discussion include: assessment, revenue sharing and a senior center.

Unfinished Business

The board discussed a proposed agreement with the Village of Nelsonville for fire protection services. The contract includes payment to the Fire Company and monies for firefighter's worker's compensation insurance and the length of service award program. Trustee Miller moved to present to Nelsonville for discussion purposes the draft contract for fire protection services and seconded by Trustee Robertson and unanimously approved. The issue of whether the fire vehicles should be covered under the village insurance schedule was discussed and Trustee Robertson will follow up with S. Gaba and E. Doyle. Mayor Gallagher supported adoption of an inter-municipal agreement with the Town of Philipstown for sharing of highway equipment and personnel. Trustee Robertson discussed possible liability issues and suggested discussion with our insurance broker before proceeding. S. Gaba recommended discussion with the town and county as they currently have such agreement.

T. Valentine resident of 4 Constitution Drive observed village police on calls outside the village limits. He didn't want the village police used as an additional sheriff car and wanted the board to address this with the Sheriff.

Police Report

OIC Kane reviewed the monthly police activity report and advised residents of the importance of bringing complaints to the attention of the police department. This allows the department to become aware of the issues and address them. Officer Kane described the preparations for safety, traffic and parking control on Community Day. Also, Officer Kane reviewed a series of suggestions for code and sign changes for board consideration (attached). Lastly, Officer Kane addressed the matter of police vehicles leaving the village and spoke of cooperation and officer safety.

Bill Approval

The Board deferred a vote on the presented bills.

Trustee Miller moved to enter into executive session to discuss police issues and seconded by Trustee Campbell and unanimously approved.

MINUTES
VILLAGE OF COLD SPRING
VILLAGE BOARD MEETING JUNE 9, 2009

Motion to adjourn Executive Session and resume regular meeting made by Board Trustee Lynn Miller and seconded by Board Trustee Bruce D. Campbell.

The vote on the foregoing was as follows:

| | | |
|-------------------------------|--------|-----|
| Lynn Miller, Trustee, | voting | aye |
| Bruce D. Campbell, Trustee, | voting | aye |
| John Ralph Falloon, Trustee, | voting | aye |
| Gordon R. Robertson, Trustee, | voting | aye |
| Seth Gallagher, Mayor, | voting | aye |

Mayor Gallagher then announced that following random selection by Police Chief George Kane from the approved submitted resumes, the following individuals were selected for the position of summer help laborer in the Highway Department:

Michael Wojtusiak

Bob Ferris as an alternate added 7/14/2009

Board Trustee Lynn Miller then reviewed the bills for approval. Following discussion among the Board Members motion by Board Trustee Gordon R. Robertson to approve the bills as submitted seconded by Board Trustee Lynn Miller.

The vote on the foregoing was as follows:

| | | |
|-------------------------------|--------|-----|
| Lynn Miller, Trustee, | voting | aye |
| Bruce D. Campbell, Trustee, | voting | aye |
| John Ralph Falloon, Trustee, | voting | aye |
| Gordon R. Robertson, Trustee, | voting | aye |
| Seth Gallagher, Mayor, | voting | aye |

Motion made by Board Trustee Lynn Miller to adjourn
seconded by Board Trustee Gordon R. Robertson.

The vote on the foregoing was as follows:

| | | |
|-------------------------------|--------|-----|
| Lynn Miller, Trustee, | voting | aye |
| Bruce D. Campbell, Trustee, | voting | aye |
| John Ralph Falloon, Trustee, | voting | aye |
| Gordon R. Robertson, Trustee, | voting | aye |
| Seth Gallagher, Mayor, | voting | aye |

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6/10/09