

**Board of Trustee Monthly Meeting
February 9, 2010**

The Board of Trustees for the Village of Cold Spring held their regular monthly meeting on Tuesday, February 9, 2010 at 7:30 pm at Village Hall, 85 Main Street, Cold Spring, NY.

Attending: Mayor Seth Gallagher and Trustees Lynn Miller, Bruce Campbell, Gordon Robertson and Ralph Falloon (arriving at 7:45 pm)

Also: Stephen Gaba, Village Attorney, Ellen Mageean, Village Accountant, Stephen Smith, Fire Inspector and William Bujarski, Building Inspector

Members of the Public

Mayor Gallagher opened the meeting followed by the Pledge of Allegiance.

The minutes of the following meetings were submitted for board review and approval: 1-12-2010, 1-19-2010, 1-26-2010 and 2-2-2010. Trustee Campbell moved to approve minutes as submitted and seconded by Trustee Miller and unanimously approved.

Financial Report

Resolution #:2010-09 Moved by: Trustee Lynn Miller
Seconded by: Trustee Bruce Campbell

Resolved that (1) The Board of Trustees of The Village of Cold Spring hereby approves the following Budget Adjustment(s) for the 2009/2010 fiscal year:

To:	F00-8340-420	Transmission & Distribution: Engineering	\$6,000.00
From:	F00-8340-400	Transmission & Distribution	\$6,000.00
		To create a new line item for services related to the new study of the water distribution system.	
To:	A00-9050-800	Unemployment Insurance	\$7,200.00
From:	A00-9010-800	State Retirement	\$7,200.00
		To increase the budget for unemployment insurance due to additional claims.	
To:	A00-1325-400	Accountant: Contractual	\$2,900.00
From:	A00-9060-800	Medical Insurance	\$2,900.00
		To increase the accountant contractual budget for purchase of software to comply with GASB 45.	

And (2) The accountant is hereby authorized to transfer such funds immediately.

On roll call vote:

Trustee Ralph Falloon voted: Absent
Trustee Bruce Campbell voted: Yes
Trustee Gordon Robertson voted: Yes

Trustee Lynn Miller voted: Yes
Mayor Seth Gallagher voted: Yes
Resolution officially adopted on February 9, 2010.

The total amount of unpaid taxes and penalties that will be forwarded to Putnam County for collection is \$25,253.50. There are a few budget lines that are over-budget by small amounts and a budget amendment resolution will be prepared for consideration at the next monthly meeting. It is anticipated that highway expenditures will be approximately \$5,000 over-budget by the end of fiscal year.

Report of the Building and Fire Inspector

A joint report was submitted that outlined permits, certificates of occupancy, violations and inspections. Trustee Falloon informed residents of new legislation that requires all residential properties, both new and existing, to install carbon monoxide alarms. He also recommended that the village consider local adoption of a regulation requiring residential sprinklers in new construction. Trustee Falloon and Stephen Smith will follow up with additional information and sample resolutions.

Police Department

Reports for January and February were submitted.

Justice Court

Monthly collection for the Justice Court totaled \$5,730.00.

Water and Wastewater

Twelve water meters that were taken out of service last month were sent to the manufacturer for accuracy assessment.

Materials have been ordered for additional improvements to raw water pumps, isolation valves and check valves. Installation should take place by the end of March. The village received verbal approval to utilize Environmental Facilities Corporation funds for replacement of controls for the West Street pump station. Trustee Falloon is working with G. Phillips to obtain confined space safety equipment.

Recreation

Trustee Robertson moved to approve all recreation applications (Mayor's Park Pavilion, ball fields and public streets) and seconded by Trustee Miller and unanimously approved. The Recreation Commission is preparing budget requests. Opportunities for shared services with Haldane School are being considered. The Recreation Commission and Trustee Robertson inquired about the status of an agreement with New York State Parks & Recreation regarding the Dockside property. No new information has been received. Trustee Campbell will start preparations for a July 4th celebration.

Fire Company Liaison

The Fire Company has been asked to provide any requests for repairs along with estimates.

Special Board

The Board considered a draft agreement with GreenPlan to provide services to assist in preparation of a Comprehensive Plan. The cost would be approximately \$20,000. (Schedule B describing associated tasks and allotted time is **attached**) Attorney Gaba advised that in the event more time is needed for specified tasks, GreenPlan would be required to seek approval from the Village Board.

Resolution No.10- 2010

WHEREAS, the Village of Cold Spring has undertaken to prepare and adopt a new Comprehensive Plan pursuant to Village Law §7-722 as well as a Local Waterfront Revitalization Plan; and

WHEREAS, after reviewing a number of responses to the Village's Request For Proposals regarding preparation of a Comprehensive Plan and Local Waterfront Revitalization Plan, the Village selected Greenplan, Inc., as the planning consultant for the project; and

WHEREAS, due to funding delays, the Village has now found it necessary to delay preparation of the proposed Local Waterfront Revitalization Plan, but nevertheless wishes to go forward with preparation of a new Comprehensive Plan at this time; and

WHEREAS, the Village wishes to have Greenplan act as planning consultant and assist in preparation of a Comprehensive Plan separate and independently from the proposed Local Waterfront Revitalization Plan; and

WHEREAS, a proposed contract has been prepared under which Greenplan can be retained to provide the said planning consultant services, a copy of which is annexed hereto,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the proposed contract is approved; and
2. That the Mayor is hereby authorized to execute the contract on behalf of the Village.

Trustee Falloon presented the foregoing resolution which was seconded by Trustee Campbell,

The vote on the foregoing resolution was as follows:

Lynn Miller, Trustee, voting Yes

Bruce D. Campbell, Trustee, voting Yes

John Ralph Falloon, Trustee, voting Yes

Gordon R. Robertson, Trustee, voting Yes

Seth Gallagher, Mayor, voting yes

Report of the Mayor and Board of Trustees

Trustee Campbell reported that merging the two local transportation projects is still pending. However, the Village will be required to solicit RFP's for the Main Street paving project. A site visit will be scheduled with Clough Harbor Associates.

Trustee Falloon contacted Peerless Company about a pump station to increase fire flows.

Mayor Gallagher asked department heads to supply budget information and asked board members to consider working on the following areas with a focus on cost savings:

Trustee Falloon- Fire and Police
Trustee Robertson- Insurance, Benefits, and Judicial
Trustee Campbell- Highway and Recreation
Trustee Miller- Revenues and Shared Services

Mayor Gallagher read the Citizens Bill of Rights and Responsibilities and members of the board signed same.

Correspondence

The Town of Philipstown invited the villages to attend a meeting on February 10th to discuss recycling.

Unfinished Business

Attorney Gaba reviewed revisions to the Farmer's Market Agreement. After brief discussion, the board considered the following resolution.

Resolution No.11-2010

WHEREAS, the Village Board of the Village Of Cold Spring has determined that it is in the public interest to establish a Farmers' Market in the Village pursuant to New York State General Municipal Law §72-p; and

WHEREAS, an unincorporated association denominated the "Cold Spring Farmers' Market" has offered to undertake operation and administration of the said Farmers' Market; and

WHEREAS, the Village Board has before it a proposed agreement between the Village and the Cold Spring

Farmers' Market providing for administration and operation of the said Farmers' Market;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. Pursuant to General Municipal Law §72-p, there is hereby established in the Village of Cold Spring a municipal Farmers Market, as defined in Agriculture & Markets Law §260, which shall exist for a public purpose; and

2. The said Farmers' Market shall be held in the Village of Cold Spring at such times and at such locations as the Village Board may annually designate by resolution; and

3. The COLD SPRING FARMERS' MARKET, or such other entity as the Village Board may designate, shall administer and operate all aspects of the Farmers' Market subject to approval of the Village Board;

4. A Village-issued hawking and peddling license shall not be required for vendors participating in the Farmers' Market;

5. The Village Board does hereby approve the proposed agreement with the "Cold Spring Farmers' Market" for operation and administration of the said Farmers' Market and authorizes the Mayor to execute the same; and

6. The Village Board does hereby direct that general liability insurance coverage in an amount not less than One Million Dollars be procured providing coverage against potential liability in operation of a Farmers' Market by the Village and members of the "Cold Spring Farmers Market."

Trustee Lynn Miller presented the foregoing resolution, as amended, which was seconded by Trustee Bruce Campbell,

The vote on the foregoing resolution was as follows:

Lynn Miller, Trustee, voting Yes

Bruce D. Campbell, Trustee, voting Yes

John Ralph Falloon, Trustee, voting Yes

Gordon R. Robertson, Trustee, voting Yes

Seth Gallagher, Mayor, voting Yes

Trustee Robertson asked for copies of the Farmer's Market By-laws and asked to have the village listed an additional insured on their policy.

The board discussed a proposed local law to allow composting toilets. After discussion, the board was generally in favor of proceeding but needed to work out specifics regarding bond amount, permit fees and renewal. The board will seek input from Greg Phillips and Scenic Hudson.

Changes to the Village procurement policy were tabled. Attorney Gaba will review.

The proposed contract with Tectonic Surveying and Engineering Consultants to provide

Engineering services for dam safety compliance and capital planning for drinking water reservoir facilities was discussed. Attorney Gaba requested a delay (until next week) to allow for additional review. However, tasks were scheduled to start in the second week of February so the board decided to vote on the contract and if Mr. Gaba has any problems the vote could be rescinded. Trustee Robertson moved to accept the contract with Tectonic Engineering and seconded by Trustee Campbell and unanimously approved.

New Business- none

Public Comment

A. Serradas invited the Building and Fire Inspectors to look at his pellet stove to assist in understanding a complaint received from a resident of Parsonage Street. Also, he asked if Home Depot or Lowes could be contacted to arrange a promotion for purchase of carbon monoxide alarms.

Chris Tobin, Chief of the Cold Spring Fire Company inquired about the status of repairs to the fire siren.

Trustee Campbell moved to enter into executive session to discuss a legal claim, Ant-Ant, and motion seconded by Trustee Miller and unanimously approved.

In open session, Trustee Miller moved to approve of the audited bills and seconded by Trustee Falloon and unanimously approved.

Trustee Campbell moved to adjourn and seconded by Trustee Falloon and unanimously approved.

Respectfully submitted,

Mary Saari, Village Clerk