

**Board of Trustee Monthly Meeting  
August 10, 2010**

The Board of Trustees for the Village of Cold Spring held their regular monthly meeting on Tuesday, August 10, 2010 at 7:30 pm at Village Hall, 85 Main Street, Cold Spring, NY.

Attending; Mayor Seth Gallagher and Trustees Charles Hustis, Bruce Campbell, J. Ralph Falloon, and Airinhos Serradas

Also attending: Stephen Gaba, Village Attorney, Ellen Mageean, Village Accountant, Betty Budney, Town of Philipstown Council Liaison

Members of the Public including Special Board members Catharine Square, Catharine Fadde, and Michael Armstrong

Absent: William Bujarski, Building Inspector and Stephen Smith, Fire Inspector

Mayor Gallagher called the meeting to order followed by the Pledge of Allegiance.

**Approval of minutes**

Trustee Falloon moved to accept the minutes of the following meetings: July 13, 2010 public hearing on parking waivers and composting toilets, July 13, 2010 monthly meeting, July 14<sup>th</sup> workshop, July 27<sup>th</sup> workshop and August 3<sup>rd</sup> workshop. Motion seconded by Trustee Campbell and unanimously approved.

There was discussion about adding a partial transcript of the May 25, 2010 meeting, provided by Trustee Hustis, to the minutes. Village Attorney discussed recommended procedures for preparing minutes.

Trustee Serradas moved to adopt the changes that Trustee Hustis proposed (verbatim minutes of (5-25-2010) and have this added as an addendum and seconded by Trustee Hustis.

Attorney Gaba recommended tabling until the Village Clerk has had a chance to review and compare the audio recording to the transcript.

Trustee Serradas rescinded his prior motion and made a new motion that when Mary Saari has a chance she will review (verbatim transcripts of part of the May 25<sup>th</sup> and June 15<sup>th</sup> meetings) and to place this item on the agenda for the next monthly meeting. Trustee Serradas, Hustis and Falloon voted in favor with Mayor Gallagher and Trustee Campbell opposed. Motion carried.

**Financial Report**

Ms. Mageean reviewed the end of year report for the 09/10 fiscal year. She pointed out that all figures are un-audited. Revenues were under budget by \$ 82,700 which was primarily due to grant monies that were not spent. Expenditures were \$214,900 under budget. This number includes \$94,000 in grants that were not spent. The largest differences were in the contingent, police personnel services, retirement, and medical insurance budget lines.

**Fund balance review**

There is an unreserved fund balance in the general fund of \$128,077, water fund \$520,569 and sewer fund balance of \$251,933. Mayor Gallagher pointed out that there was a real effort from the departments to tighten their belts. Next month there will be a

budget analysis of the first three months of the 10/11 fiscal year. Trustee Serradas spoke of need to purchase new vehicles, such as a police vehicle.

The monthly Building and Fire Inspector report was read. Questions regarding existing violations were deferred until the inspector returns from vacation.

The July Police Department Report indicated that despite the large influx of visitors for the July 4<sup>th</sup> event, only one minor vehicle accident occurred. The department has increased patrol to Church and Garden Streets in response to concerns regarding speeding.

The Justice Court collected \$8,062 during the month of July.

### **Water Department**

The current restriction on outdoor use of water may not be enough. We are currently at approximately 65% of our reservoir supply. A meeting with our engineer is scheduled to assess this situation further.

We have received a quote to perform a dive in both the Upper and Lower reservoirs to assess the intake pipe and structures. The cost of the dive, inspection and DVD is \$4,100 and can take place immediately. A robotic alternative costs \$3,500 but is not available until September.

Trustee Serradas moved to hire an outside contractor for the purpose of performing an inspection dive at the lower reservoir valve and seconded by Trustee Campbell and unanimously approved.

### **Wastewater**

The control panel for the West Street pump station is being ordered. Funds for this purchase will go through the remaining Environmental Facilities Funds. Installation may require an additional transfer from the sewer fund balance, perhaps \$3,000 to \$5,000.

### **Fire Company Liaison**

The Fire Company is working with MetroCom on the siren issue. The siren was recently adjusted to reduce the duration of the test and alarm call. A decibel test will also be conducted.

Trustees Hustis and Serradas attended planning and zoning training along with some members of the Planning and Zoning boards.

The Historic District Review Board spoke about waterfront lighting and a demonstration is planned for a future date.

### **Philipstown Liaison**

Trustee Tamagna spoke of the plans for the Butterfield site at the Philipstown meeting.

### **Special Board for the Comprehensive Plan**

The Special Board work continues on schedule. Two candidates have come forward to fill the one vacancy on the Special Board. The last Thursday in September will be the formal hearing on the Comprehensive Plan.

### **Report of the Mayor and Board of Trustees**

Trustee Campbell reported that solicitations were sent to fifteen engineering firms for the federal transportation project.

Trustee Campbell spoke with the Department of Transportation regarding a possible crosswalk at the Fishkill Avenue and 9D intersection. A request for a site visit of this area and Church Street will be forwarded to the DOT.

Recent inspections by the New York State Department of Labor revealed violations that require training, such as for entry into confined spaces and hazardous chemicals. Dave Moroney was thanked for donating repairs to the roof of Village Hall. A workplace violence training policy and program has been prepared and is pending board review. Changes have been made to improve lighting of the second floor evacuation route. Hazardous communication programs for each department have been established and a materials response plan has been prepared.

William Ottaway, P.E. of the New York State Department of Conservation contacted Mayor Gallagher and reported that the replacement of boat club building is still on the table but no decision will be made until additional testing is performed.

The Village will be seeking quotes from local contractors for several of the larger sidewalk replacement projects on Orchard, Mountain, Fair and Locust Ridge.

### **Correspondence**

Putnam County thanked the village for allowing a voting machine demonstration. Two day grant preparation training is available on September 13<sup>th</sup> and 14<sup>th</sup> through Grant Writing USA.

### **Unfinished Business**

Attorney Gaba provided an overview of legislation that would empower the police to take away vehicles or boot them if the owner has six or more parking tickets. The board had questions regarding the process. Judge Costello will be asked for his opinion on this matter.

### **Lighting proposals**

One proposal for installation of LED lights was received from Pidala Electric. Two proposals for the LED lights were received for the highway garage and the sewer plant basement work area from Marketing Works Now and Green Lantern Industries. Trustee Falloon reported that the Energy Conservation Grant has \$8,000 remaining. LED lights are higher in cost but offer an extended length of service and greater efficiency. The buildings earmarked for light replacement include the highway garage, sewer plant basement and garage workshop area. After discussion, Trustee Falloon moved to employ Marketing Works and Pidala Electric to install LED lighting in the water treatment plant basement and the garage/ work area as per the proposals submitted to meet the energy conservation grant and seconded by Trustee Serradas and unanimously approved. (\$7070) Mayor Gallagher acknowledged the assistance of Senator Leibell in securing this funding.

### **New Business**

No board workshop will be held on August 17<sup>th</sup>. A workshop will be held on Wednesday, August 25<sup>th</sup>. Fire siren discussion and a vote on the composting toilets local law will be placed on the agenda.

Trustee Serradas discussed docking at the waterfront and presented a survey of water depths taken during flood tide. There was discussion about adding water depths to the boat docking application. Attorney Gaba advised that the application should indicate that boats dock at their own risk. Trustee Serradas again spoke of his concerns about the condition of tires at the dock and the need to place ladders. He also asked if funding

could be secured for a floating dock to allow larger ships to moor and suggested charging a docking fee and enlisting boat club members to assist.

The Board discussed fees for filming permits. Attorney Gaba advised that fees must be commensurate with the costs to the village. However, requesting donations may provide more money to the village than filming fees. The board could adopt a fee provision but must have a local law in effect to charge fees.

Trustee Serradas reviewed a proposal for videotaping from Visual Touch Productions. There was a request from the public for placing the recording on the village website. Along with a suggestion to have interns perform this work at a lower cost. After discussion, Trustee Serradas moved to accept the proposal from Visual Touch Productions subject to execution of a mutually acceptable contract, seconded by Trustee Hustis. Trustees Campbell, Hustis, Serradas and Mayor Gallagher voted in favor with Trustee Falloon opposed.

**Approval of Bills**

Trustee Serradas noted that some of the bills were signed but not dated.

Trustee Falloon moved to approve payment of the audited bills and seconded by Mayor Gallagher and unanimously approved.

**Public Comment** None

Trustee Falloon moved to enter into closed session to discuss pending litigation pertaining to the Ant-Ant claim with the Village Attorney and seconded by Trustee Serradas and unanimously approved.

Respectfully submitted,

Mary Saari, Village Clerk