

**Board of Trustee Monthly Meeting
February 8, 2011**

The Board of Trustees of the Village of Cold Spring held their regular monthly meeting on Tuesday, February 8, 2011. Meeting began immediately after the public hearing on the proposed docking law.

Attending: Mayor Seth Gallagher and Trustees Campbell, Falloon, Hustis and Serradas
Also: Stephen Gaba, Village Attorney, Ellen Mageean, Village Accountant and William Bujarski, Building Inspector

Approval of Minutes

Trustee Falloon moved to approve the minutes of the following meetings: 1/18/2011, 1/20/2011, 1/27/2011 and 2/4/2011 and seconded by Trustee Campbell. Mayor Gallagher, Trustees Falloon and Campbell voted in favor. Trustee Serradas abstained from the vote.

Monthly Reports

Financial Report

Ms. Mageean reviewed Budget Amendment Resolution #:14-2011

Moved by: Trustee Falloon
Seconded by: Trustee Serradas

Resolved that (1) The Board of Trustees of The Village of Cold Spring hereby approves the following Budget Adjustment(s) for the 2010/2011 fiscal year:

(1)	To:	A00-5142-100	Snow Removal: Personal Service	\$8,000.00
	From:	A00-8160-400	Garbage: Contractual	\$4,000.00
	From:	A00-5110-100	Street Maintenance: Personal Services	\$4,000.00
			Increase snow removal budget to cover overtime due to the large number of storms.	
(2)	To:	A00-5142-400	Snow Removal Contractual	\$6,000.00
	From:	A00-5142-200	Snow Removal; Equipment	\$2,000.00
	From:	A00-8160-400	Garbage: Contractual	\$2,000.00
	From:	A00-8540-410	Storm Drain: Supplies	\$2,000.00
			To set up a new line for rental of machinery and operators to aid in the removal of the large amount of snow.	

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

On roll call vote:

Trustee Ralph Falloon voted: YES
Trustee Bruce Campbell voted: YES
Trustee Charles Hustis voted: YES
Trustee Airinhos Serradas voted: YES
Mayor Seth Gallagher voted: YES
Resolution officially adopted on: February 8, 2011.

Trustee Serradas moved to forward overdue taxes, in the total amount of \$20, 506.34, to Putnam County and seconded by Trustee Falloon and unanimously approved.

Ms. Mageean reviewed a proposed credit card policy and recommendations (**attached**).
Credit Card Policy

All credit card accounts will be authorized by the Village Board.

The Village of Cold Spring has the following credit card accounts:

M & T Credit Cards:

Seth Gallagher, Mayor (Credit Limit of \$1,000)

Mary Saari, Village Clerk/ Treasurer (Credit Limit of \$1,000)

All issued credit cards will be the responsibility of the designated card holder.

All issued credit cards will be in the custody of the designated card holder, or filed in the possession of the Village Clerk's office.

It is understood that any unauthorized expenditures to the issued credit cards will be the responsibility of the designated card holder and will be reimbursed to the Village by the designated card holder within seven (7) days of the receipt, with noted details of the charges.

Detailed receipts associated with the card will be turned into the Village Clerk within seven (7) days of the receipt with details of the charges. In the event that a computer receipt is generated, the person using the card must sign the receipt before it is given to the clerk.

Credit cards may be used for the purchase of necessary items for Village business such as E-Z Pass for the highway truck, stamps and website domain registration. Receipts will be secured and attached to the bills for payment.

Purchases made using credit cards shall not exceed \$500.00 without prior approval of the Board of Trustees.

All bills will be approved for payment by the Village Board through the audit process at each board meeting. A Village credit card shall be used only for official business of the Village and may not be used for any personal purchases or the purchase of alcohol.

After discussion, Trustee Falloon moved to accept the credit card policy and seconded by Trustee Serradas and unanimously approved.

Ms. Mageean reviewed revenues & expenditures in the month of January as follows:

Revenues: Cable franchise fees: \$9,292; Settlement with Central Hudson: \$1,668

Expenditures: \$14,892.82 for snow removal/personal services

The nine-month budget analysis will be presented at the March monthly meeting.

BUILDING & FIRE DEPARTMENT

Mr. Bujarski is currently reviewing all open building permits and anticipates increased department revenues related to these open permits. Weather has interfered with the investigation of problems with the concrete slab at the Cold Spring Firehouse meeting room.

POLICE & JUSTICE COURT

Total Justice Court collection for the month of January was \$13,290.00.

WATER AND WASTEWATER REPORTS

The water and highway departments repaired a leak on East Belvedere Street. Analysis of the fourth quarter meter reads shows 25.7% “unaccounted for” water which is up from the third quarter results of 18%.

Mr. Phillips is putting together a packet of information for all restaurants and food service establishments regarding the requirements of Village Code pertaining to the use and maintenance of grease traps.

Thomas Shortell of 18 Fair Street asked for a reassessment of his flat rate water and sewer charges. Since he purchased the property, he converted it into a one- family residence. He supplied correspondence from the Town of Philipstown Assessor’s office verifying this change. Trustee Falloon moved to change the water and sewer assessment to one family and seconded by Trustee Hustis and unanimously approved.

ADDITIONAL MONTHLY REPORTS

Recreation Commission

Boy Scouts of America requested use of Mayor’s Park for a campout. Request was denied by the Recreation Commission. Mayor Gallagher will contact applicant and suggest an alternate location.

Knights of Columbus requested use of McConville Park for an Easter Egg Hunt on 4/16 with a rain date of 4/23. Trustee Serradas moved to approve of granting this request and seconded by Trustee Campbell and unanimously approved.

Request for a wedding ceremony on 7-30-2011 was denied by the Recreation Commission because the wrong application form was used and the request involved an extremely long period of time. Trustee Campbell contacted the applicant and the requested time has been changed to two hours. Trustee Hustis moved to approve of this request and seconded by Mayor Gallagher. Mayor Gallagher and Trustees Campbell, Serradas and Hustis voted in favor with Trustee Falloon opposed.

Request for a wedding ceremony at the bandstand on 4/23 was denied by the Recreation Commission due to lack of information on the time requested. Trustee Campbell contacted the applicant and determined that applicant requested use of the bandstand for two hours for sixty to seventy people with light background music played. Mayor Gallagher, Trustees Hustis and Campbell voted in favor with Trustees Falloon and Serradas opposed.

Planning Board Liaison

A workshop was held with Scenic Hudson to discuss the West Point Foundry Preserve. The board awaits a response from the Village Attorney regarding an interpretation of the Village Code. The Planning Board has provided their thoughts on the proposed docking law.

Special Board for the Comprehensive Plan/ LWRP

An application for reimbursement for \$14,146.80 has been prepared and will be sent to NYSDOS. Volunteer hours total 7,691 and those hours make up the majority of the village’s matching contribution. The Greenway has extended the 2006 contract.

REPORT OF THE MAYOR AND BOARD OF TRUSTEES

Mayor Gallagher discussed snow removal and the water line repair on East Belvedere Street.

CORRESPONDENCE

Donald B. Smith, Putnam County Sheriff requested an opportunity to meet with the board to discuss security and personal protection of dignitaries. Mayor Gallagher will contact Sheriff Smith to arrange a date.

UNFINISHED BUSINESS

A resolution accepting the site management plan for the manufactured gas plant on New Street was discussed and tabled. A meeting with William Ottaway, PE of the NYSDEC and with Attorney Gaba will be scheduled.

A resolution regarding a Negative Declaration under SEQRA was read and voted on as follows:

RESOLUTION No. 15- 2011

WHEREAS, heretofore the Village Board has considered the adoption of a local law entitled: "A Local Law To Amend Village Code Chapter 27 By Repealing Village Code Section 27-9, 'Docking Of Boats,' In Its Entirety And Enacting In Its Place And Stead A New Section 27-9 'Docking Of Vessels'"; and

WHEREAS, this is an action subject to SEQRA and the Village Board, as the only Involved Agency, is Lead Agency; and

WHEREAS, the Village Board has caused to be prepared and has before it an Environmental Assessment Form, and has identified the action as an Unlisted Action;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That after due consideration of all the facts and circumstances in this matter the Village Board as Lead Agency does hereby adopt the annexed Negative Declaration.

Mayor Seth Gallagher presented the foregoing resolution which was seconded by Trustee Charles Hustis.

The vote on the foregoing resolution was as follows:

Bruce D. Campbell, Trustee, voting	YES
John Ralph Falloon, Trustee, voting	YES
Airinhos Serradas, Trustee, voting	NO
Charles Hustis, Trustee, voting	YES
Seth Gallagher, Mayor, voting	YES

SEQRA NEGATIVE DECLARATION

Notice Of Determination Of Non-Significance

Lead Agency: Village of Cold Spring Village Board
85 Main Street
Cold Spring, New York 10516

Date: February 8, 2011

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review) of the Environmental Conservation Law. The lead agency has determined that the proposed action described will not have a significant effect on the environment.

Title of Action: A Local Law To Amend Village Code Chapter 27 By Repealing Village Code Section 27-9, "Docking Of Boats," In Its Entirety And Enacting In Its Place And Stead A New Section 27-9 "Docking Of Vessels."

SEQRA Status: Unlisted

Description of Action: The Village Board is enacting a Local Law to amend Village Code Chapter 27 by repealing Village Code Section 27-9, "Docking Of Boats," in its entirety and enacting in its place and stead a new Section 27-9 "Docking Of Vessels," which will increase the Village Board's discretion in issuing docking permits and allow the Village to charge a fee for the same.

Location: Village Waterfront Park, Cold Spring, New York.

Reasons Supporting This Determination: No significant environmental effects are associated with the proposed Local Law as per review of the Short Form EAF and Part 2 prepared pursuant to SEQRA.

Contact Person for further information:

Seth Gallagher, Mayor
Village of Cold Spring
85 Main Street
Cold Spring, New York 10516
(845) 265-3611

A proposed resolution to adopt a local law regarding Docking of Vessels was discussed. Trustee Campbell moved to table until March 8th and to schedule discussion at a workshop on February 22nd. Motion seconded by Trustee Falloon and unanimously approved.

The board discussed a resolution to set a public hearing on the draft Comprehensive Plan. Trustee Falloon moved to remove paragraph #1 that would refer the draft Comprehensive Plan to Putnam County Planning. Motion seconded by Trustee Campbell and unanimously approved.

The board voted on the following resolution:

RESOLUTION # 16 - 2011

WHEREAS, the Comprehensive Plan Special Board of the Village of Cold Spring has approved and submitted a draft Comprehensive Plan to the Village Board pursuant to Village Law §7-722; and

WHEREAS, the Village Board has reviewed and revised the draft Comprehensive Plan received from the Comprehensive Plan Special Board; and

WHEREAS, the draft Comprehensive Plan is now ready for a public hearing;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That a public hearing on the draft Comprehensive Plan is set for March 1st, 2011 at 7:30 o'clock p.m., to be held at St. Mary's Church Hall, Cold Spring, New York and that due notice of the same is directed to be given by publication and posting, and

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

The vote on the foregoing resolution was as follows:

Bruce D. Campbell, Trustee, voting YES

John Ralph Falloon, Trustee, voting YES

Airinhos Serradas, Trustee, voting YES

Charles Hustis, Trustee, voting NO

Seth Gallagher, Mayor, voting YES

Resolution officially adopted.

APPROVAL OF BILLS

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

PUBLIC COMMENT

Stephanie Hawkins inquired about the reasons for Recreation Commission denial of wedding applications. Trustee Campbell explained that there were procedural issues. Trustee Fallon explained that he voted against approving wedding applications because he didn't want to override the Recreation Commission. He wanted to know what the Recreation Commission would say if they were provided with additional information and given another opportunity to vote.

Also, Ms. Hawkins commented that the negative feedback about noise, air pollution and overnight berthing can be addressed but the larger issue of developing a harbor plan can not be developed within two to three weeks. She hopes to see a vote in favor of the proposed docking law as she wants to see more discretion over the infrastructure in the community.

With no further comment, Trustee Serradas moved to adjourn and seconded by Trustee Falloon and unanimously approved.

Respectfully submitted, Mary Saari, Village Clerk