

**MINUTES BOARD OF TRUSTEES MEETING
JANUARY 10, 2012**

The Board of Trustees of the Village of Cold Spring held their regular monthly meeting on Tuesday, January 10, 2012 at Village Hall, 85 Main Street, Cold Spring, NY beginning at 7:30 pm.

Attending: Mayor Seth Gallagher and Trustees Campbell, Falloon, Hustis and Serradas

Also: Stephen Gaba, Village Attorney; Ellen Mageean, Village Accountant; Michael Armstrong, Chair of the Special Board and Anne Impellizzeri, Vice Chair for the Special Board

Absent: William Bujarski, Building Inspector

Members of the Public

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

APPROVAL OF MINUTES

Trustee Hustis moved to approve minutes of the following meetings: December 13, 2011 December 20, 2011 and January 3, 2012 and seconded by Trustee Falloon and unanimously approved.

FINANCIAL REPORT

RESOLUTION #01-2012

Moved by Trustee Charles Hustis

Seconded by Trustee J. Ralph Falloon

Resolved that (1) The Board of Trustees of the Village of Cold Spring hereby approves the following Budget Adjustment(s) for the 2011/2012 fiscal year:

(1)	To:	A00-7550-400	Celebrations: Contractual (Expense)	\$1,200.00
	To:	A00-2590-000	Permits/Waivers: Vend, Parking & Other (Revenue)	\$1,200.00
			Increase celebrations contractual to cover expenses related to appreciation party and also increase revenues related to permits and waivers	
(2)	To:	A00-5410-400	Sidewalks: Repairs & Improvements	\$6,000.00
	From:	A00-5110-400	Highway Street Maint: Resurface	\$6,000.00
			Increase budget for additional sidewalk repairs.	

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:	January 10, 2012

Michael Armstrong asked the Village Board to increase the budget for the LWRP by \$2,000 bringing the available funds to \$3,000. It is estimated that it will take three to four months for New York State to finalize the \$27,000 contract with the village and during this time the Special Board would not have adequate funds to cover expenses. This budget amendment will allow the Special Board to begin their work on the Local Waterfront Revitalization Plan and to cover expenses for GreenPlan's services.

Trustee Hustis moved to increase budget line A00-3089-300 State Aid LWRP by \$2,000 from budget line A00-1410-450 Clerk Comprehensive Plan-Village Board. Motion seconded by Trustee Campbell and unanimously approved.

WATER AND WASTEWATER REPORT

The board discussed attorney comments regarding the contract between AquaLogics System, Inc. and the village for the replacement of the control panel at the water treatment plant. The Workers Compensation policy does not list the village or our consultant as an additional insured on the Workers Compensation Policy and there is no authorization to execute the insurance from the broker as required by Article 5 in the RFP.

After discussion, Trustee Falloon moved to waive the requirement to list the village as an additional insured on the Workers Compensation Insurance and the requirement for a certificate of authorization from the insurance broker. Motion seconded by Trustee Hustis and unanimously approved.

Trustee Falloon moved to accept the contract with AquaLogics Systems Inc. and to authorize the mayor to execute said contract. Motion seconded by Trustee Serradas.

On roll vote:

Trustee Charles Hustis voted	YES
Trustee Bruce Campbell voted	YES
Trustee J. Ralph Falloon voted	YES
Trustee Airinhos Serradas voted	YES
Mayor Seth Gallagher voted	YES
Resolution officially adopted by a vote of 5-0.	

Attorney Gaba reviewed the revised Fuss & O'Neill contract for the design of the aeration system at the wastewater plant and commented that the remaining issue with regards to limitations on liability has been removed.

Trustee Falloon moved to accept the contract with Fuss and O'Neill and to authorize the mayor to sign. Motion seconded by Trustee Serradas.

On roll call vote:

Trustee Charles Hustis voted YES

Trustee Bruce Campbell voted YES

Trustee J. Ralph Falloon voted YES

Trustee Airinhos Serradas voted YES

Mayor Seth Gallagher voted YES

Resolution officially adopted by a vote of 5-0.

REPORT OF THE BUILDING AND FIRE INSPECTOR

Trustee Falloon read the monthly report that included 7 Building permits, 11 inspections, 3 fire inspections and 9 complaints/violations.

POLICE AND JUSTICE COURT

Commanding Officer Kane is currently investigating reports of vandalism at the Chapel of Our Lady Restoration on Market Street. Mayor Gallagher read an email received from M. Armstrong regarding this matter.

The Justice Court collected \$8,467.00 during the month of December 2011.

ADDITIONAL MONTHLY REPORTS

Fire Company Liaison- Trustee Falloon reported that discussions with the Fire Company are at a stalemate. Questions for the village board must be answered prior to moving forward. Attorney Gaba will follow up with Michael Carr, P.E. regarding the status of a contract for engineering assessment of the Fire House.

Planning Board Liaison- The **attached** report describes Planning Board activities during December with ongoing review of an application for the Foodtown expansion and an introduction to plans for the Butterfield site.

Special Board- The final report and request for reimbursement for the \$50,000 State grant have been submitted. The Local Waterfront Re vitalization Strategy was quickly accepted as fulfilling the grant contract.

REPORT OF THE MAYOR AND BOARD OF TRUSTEES

Trustee Hustis anticipates receipt of a proposal from M. Santos regarding energy saving coatings. He is currently reviewing Vehicle and Traffic regulations and signage and asked board members for input. He wants to pursue additional revenues and to continue discussion on parking meters.

Trustee Campbell announced a presentation at Haldane School on January 30, 2012 to review the findings of a study on athletic field improvements.

Trustee Serradas is working on preparation of an RFP for outsourcing garbage and recycling pickup.

Mayor Gallagher announced that Metro North will be performing repairs to the Lunn Terrace Bridge. The work is scheduled to begin in the spring and will include:

Power washing the underside to remove loose concrete, painting exposed rebar and steel, cleaning, lubricating and painting bearings, replacing or relocation of anchor bolts, filling seats and pedestals cracks with grout and localized painting.

CORRESPONDENCE

Three Haldane elementary students invited Mayor Gallagher to join them at a fair on May 4, 2012 at Haldane School to learn about ways to help the environment. They also asked the mayor to sign an agreement called the US Mayors Climate Protection Agreement to reduce carbon emissions and fight global warming. Mayor will forward this agreement to board members and supported participation in the Haldane fair.

Putnam County Youth Bureau asked for nominations of community volunteers to be considered for receipt of an award at their annual dinner.

UNFINISHED BUSINESS

RESOLUTION #2-2012

WHEREAS, the Village Board wishes to enter into a contract for Water Main Cleaning And Relining; and

WHEREAS, the proposed contract is subject to the public bidding requirements contained in the General Municipal Law, and

WHEREAS, the Village Board has before it specifications for soliciting public bids on the proposed contract, and

WHEREAS, THE Village Board prepared an EAF on the proposed subject action and finds that it constitutes a Type II Action under SEQRA,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Village Board does hereby authorize the solicitation of bids for the above-stated purpose, and directs the Village Clerk to duly publish an Advertisement For Bids;

2. That details and specifications for the proposed contract be made available for public review in

the Village Clerk's Office during regular business hours;
and

3. That the Village Board hereby sets February 22, 2012 at 3:00 p.m., as the date upon which the bids will be publicly opened and read aloud.

Trustee Hustis presented the foregoing resolution which was seconded by Trustee Serradas,

The vote on the foregoing resolution was as follows:

Charles Hustis, Trustee, voting	YES
Bruce D. Campbell, Trustee, voting	YES
John Ralph Falloon, Trustee, voting	YES
Airinhos Serradas, Trustee, voting	YES
Seth Gallagher, Mayor, voting	YES

Resolution officially adopted by a vote of 5-0.

RESOLUTION NO. 3-2012

WHEREAS, in December of 2010 the Village of Cold Spring Comprehensive Plan Special Board approved a draft Comprehensive Plan and submitted it to the Village Board of Trustees pursuant to Village Law §7-722; and

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

WHEREAS, the Village Board has referred the revised draft Comprehensive Plan to the Village Planning Board, Zoning Board of Appeals, and Historic District Review Board and has received comments from each Board; and

WHEREAS, the Village Board has received the comments of the general public at three duly noticed public hearings; and

WHEREAS, the revised draft Comprehensive Plan has been forwarded to Putnam County Department of Planning as required by General Municipal Law Section 239-m; and

WHEREAS, the Putnam County Department of Planning responded on December 22, 2011 stating its support for the draft Comprehensive Plan; and

WHEREAS, the Village Board, as lead agency under the State Environmental Quality Review Act, has adopted a negative declaration; and

WHEREAS, the Village Board finds that it is in the best interest of the Village of Cold Spring to adopt the proposed Comprehensive Plan;

NOW THEREFORE BE IT RESOLVED, that:

1. The Village of Cold Spring Board of Trustees hereby adopts the Comprehensive Plan, dated December 7, 2011.

Trustee Serradas presented the foregoing resolution which was seconded by Trustee Hustis,

The vote on the foregoing resolution was as follows:

Charles Hustis, Trustee, voting YES

Bruce D. Campbell, Trustee, voting YES

John Ralph Falloon, Trustee, voting YES

Airinhos Serradas, Trustee, voting YES

Seth Gallagher, Mayor, voting YES

Resolution officially adopted by a vote of 5-0.

Mayor Gallagher thanked all who participated in this effort.

Philipstown Fire Protection Agreement

Trustee Hustis moved to accept the **attached** Philipstown Fire Protection Agreement and seconded by Trustee Serradas. On roll call vote:

Trustee Charles Hustis voted YES

Trustee Bruce Campbell voted YES

Trustee J. Ralph Falloon voted YES

Trustee Airinhos Serradas voted YES

Mayor Seth Gallagher voted YES

Resolution officially adopted by a vote of 5-0.

RESOLUTION #04 - 2012

WHEREAS, the Village of Cold Spring Board of Trustees wishes to provide an opportunity for all residents to vote at the March 20, 2012 Village Election, and

WHEREAS, the Village Board of Trustees by New York State Election Law Chapter 15, Section 104(3) sets the location of the Village Election and determines the hours that the polls are open; and

NOW THEREFORE BE IT RESOLVED that, the Board of Trustees of the Village of Cold Spring will hold the annual Village Election on Tuesday, March 20, 2012 at the Cold Spring Firehouse, 154 Main Street and sets the hours that the polls are open at 6 am to 9 pm.

Trustee Hustis moved the foregoing resolution which was seconded by Trustee Campbell,

On roll call vote:

Trustee Bruce Campbell voting	YES
Trustee Charles Hustis, III voting	YES
Trustee J. Ralph Falloon voting	YES
Trustee Airinhos Serradas voting	YES
Mayor Seth Gallagher voting	YES

Resolution officially adopted by a vote of 5-0.

The 2011 Service Award Program Firefighter point listing and certification were submitted for review and approval. Trustee Serradas moved to approve of the point listing and seconded by Trustee Hustis,

On roll call vote:

Trustee Bruce Campbell voting	YES
Trustee Charles Hustis, III voting	YES
Trustee J. Ralph Falloon voting	YES
Trustee Airinhos Serradas voting	YES
Mayor Seth Gallagher voting	YES

The 2011 Service Award Point Listing was officially adopted by a vote of 5-0.

APPROVAL OF BILLS

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

With no further business before the board, Trustee Hustis moved to adjourn and seconded by Trustee Serradas and unanimously approved.

Respectfully submitted,

Mary Saari, Village Clerk