

**Minutes of the Board of Trustees Meeting
August 14, 2012 at 7:30 p.m.**

The Cold Spring Village Board of Trustees held their regular monthly meeting on Tuesday, August 14, 2012 at Village Hall, 85 Main Street, Cold Spring, NY beginning at 7:30 pm.

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

ATTENDANCE AT AUGUST 14, 2012 VILLAGE OF COLD SPRING BOARD OF TRUSTEES MEETING			
Mayor Seth Gallagher	Present	X	Absent
Trustee Bruce Campbell	Present	X	Absent
Trustee J. Ralph Falloon	Present	X	Absent
Trustee Matt Francisco	Present	X	Absent
Trustee Charles Hustis	Present	X	Absent

Also present: Stephen Gaba, Village Attorney, Greg Phillips, Water Superintendent, Michael Armstrong, Chair of the Special Board for the Comprehensive Plan, LWRP

Absent: Ellen Mageean, Village Accountant and William Bujarski, Building Inspector (both vacation related absences)

Mayor Gallagher presented the following proclamation to Daniel Valentine of the Cold Spring Fire Company.

Resolution of Recognition and Celebration of the Tenth Anniversary of the Cold Spring Fire Company Junior Firefighter Academy

WHEREAS, the Cold Spring Fire Company No. 1, under the leadership of past Chief Daniel A. Valentine, created a rigorous educational summer day camp program called the Cold Spring Fire Company Junior Firefighter Academy; and

WHEREAS, that program is now celebrating its tenth anniversary of continuous and successful operation; and

WHEREAS, the Junior Firefighter Academy has provided yearly fire safety training for over 400 village and town boys and girls, ages 8 through 13, in fire causes and prevention, fire safety, firefighting equipment and its uses, CPR and first aid; and

WHEREAS, the Junior Firefighter Academy also instructs our youth in important life skills including those of teamwork, study, physical fitness, professionalism, and remaining calm under stressful conditions; and

WHEREAS, each year the Junior Firefighter Academy takes its cadets on a field trip to a highly regarded fire safety institution, including the American

Museum of Firefighting in Hudson, New York and various fire training centers such as the Fire Department of New York Randall's Island Training Facility; and

WHEREAS, the Junior Firefighter Academy has given over 400 program graduates the training to save lives and to make the community a safer place for all residents, as well as providing a fun introduction to the field of firefighting, a position that many graduates have since taken up as volunteer adult firefighters with area fire departments; and

WHEREAS, the Junior Firefighter Academy would not have been possible without the leadership and energy of academy Director Daniel A. Valentine, past Chief of the Cold Spring Fire Company No. 1, or without the numerous Fire Company members and volunteers who donate a week of their valuable time each year to instruct in all areas of fire safety, first aid, and physical fitness training covered by the academy as well as the day-to-day organizing and facilitation of the academy; and

WHEREAS, in an effort that those members and volunteers not remain nameless we note the past and present academy instructors and facilitators:

Salvatore Baisley
Michael Bowman
Robert Downey
Joseph Etta
Stephen Etta
Jack Falloon
Melissa Falloon
Ralph Falloon
Sandra Falloon
Mark Ford
Giana Grandetti
Kerrie Horvath
Charles Hustis Jr.
Kyle Irish
Andrew Jones
Patrick Junjulas
John Landolfi
Ralph Landolfi
Michelle McGuire

John McGuire, Jr.
John McGuire, Sr.
Lillian Moser
Donna Nameth
Gary Nameth
Wayne Rudolph
Joseph Russo
Stephen Smith
F. J. Spinelli
Donna Steltz
Matthew Steltz
Christopher Tobin
Richard Tomlins
Carol Valentine
Daniel J. Valentine
Maggie Valentine
Kathleen Way

NOW THEREFORE BE IT RESOLVED, that the Mayor and Board of Trustees of the Village of Cold Spring does hereby recognize and celebrate the Tenth Anniversary of the Cold Spring Fire Company Junior Firefighter Academy, and congratulate all academy participants, instructors and facilitators on a job superbly done.

Resolution adopted August 14, 2012 by unanimous consent.

1. Approval of Minutes

The minutes of the following meetings were presented for board review: July 3rd, July 10th, July 17th, July 24th, July 31st and August 7, 2012. Trustee Falloon moved to approve the minutes as presented and seconded by Trustee Campbell.

VOTE ON THE MATTER				
Mayor Gallagher	Yes X	No	Abstain	Absent
Trustee Campbell	Yes X	No	Abstain	Absent
Trustee Falloon	Yes X	No	Abstain	Absent
Trustee Francisco	Yes X	No	Abstain	Absent
Trustee Hustis	Yes X	No	Abstain	Absent
Vote Totals	Yes 5	No 0	Abstain 0	Absent 0
Result: Minutes approved by a vote of 5-0.				

2. Financial Report

Mayor Gallagher read the monthly financial report as follows:

- As reported at the workshop on July 31, 2012, I filed the State AUD report on the due date – July 31, 2012.
- The report has been sent to the auditors and we are working on setting up a time in September to have the auditors come out to the Village Hall to perform the audit for the 2011/2012 fiscal year. The auditors have sent over the list of items that they need for the audit and I have begun gathering that information.
- Last month I collected an additional \$130,000 in property taxes; currently there is approximately \$70,000 in outstanding taxes.
- We received the 1st of two payments from the Village of Nelsonville for the Fire Protection Service and we paid to the Fire Company the amount that is due to them for Nelsonville.
- We received the 2nd quarter franchise payment from Cablevision, the check is about \$1,000 higher than the same time last year. Since the payment covered the period of April – June 2012 – the check was split between the two years with

\$6,405 being recorded as revenue in FYE 5/31/2012 and \$3,689 being recorded as revenue in FYE 05/31/2013.

- We have paid the yearly premiums for our general liability insurance and our workers' compensation, the impact on the general fund was approximately \$84,000 which was under budget by approximately \$15,000.
- There were no additional large or unusual expenditures in July.

3. Report of the Water and Wastewater Departments

A leak detection survey was performed in July, resulting in the identification of four leaks, the largest of which was repaired late last month. A savings of 35,000 gallons of water per day has been noted.

The pressure regulating valve on Northern Avenue needed emergency repair. While the company was in the village, the condition of the PRV on Main Street was assessed. It was determined to be failing and the crew rebuilt it. A preventative maintenance schedule is being arranged.

4. The board reviewed the reports of the Building/ Fire Inspection Departments and Justice Court. No report was available from the Police Department.

5. Additional monthly reports

Recreation Commission requests for use of public facilities were reviewed as follows:

- 1) 9/8/2012 Our Lady of Loretto use of Mayor's Park
- 2) 9/16/2012 Dubroff use of Mayor's Park
- 3) Haldane Soccer Team for use of fields for the period from 8/20/2012 to 11/01/2012

Trustee Campbell moved to approve all requests for use of Village property and seconded by Trustee Falloon and unanimously approved.

Kenny Trimble, Jr. resigned from his duties as part-time laborer/groundskeeper, effective 8/25/2012. Trustee Campbell thanked him for his many years of service.

Mayor Gallagher appointed Joseph Russo as groundskeeper. Trustee Campbell moved to approve this appointment and seconded by Trustee Falloon and unanimously approved. Mr. Russo will be working part time, less than twenty hours per week.

Fire Company Liaison- A workshop has been scheduled for 9/4/2012 to discuss a conceptual plan for a new firehouse.

Planning Board Liaison- The Planning Board is currently reviewing the site plan and environmental assessment for the Elmesco application. A meeting has been scheduled for 8/16/2012 to discuss the conceptual plan for the Butterfield site as presented by Mr. Guillaro.

Special Board for the Comprehensive Plan/LWRP- The board is reviewing the draft inventory and analysis section of the Local Waterfront Revitalization Plan prepared by the village's consultant.

Historic District Review Board Liaison- Trustee Francisco read the HDRB monthly report detailing board activities.

6. Report of the Mayor and Board of Trustees

The Board reviewed their agendas upcoming meetings as follows:

9/04/2012 Firehouse Concept

9/12/2012 Federal Transportation Meeting at 7:00 pm and Monthly Meeting beginning at 8:00 pm

9/18/2012 Discussion of law limiting formula restaurants

9/25/2012 Discussion with NYSDEC regarding coal tar removal on New Street

Mayor Gallagher spoke about the end of year financial status, general fund balance, creation of a capital project fund for the transportation project.

7. **Old Business** – Attorney Gaba provided an update on the Jaycox Pond Easement.

RESOLUTION NO. 32 - 12

WHEREAS, the Village Board wishes to establish the rights of the Village in and to a dam and water rights on certain real property located on Jaycox Pond Road in the Town of Philipstown, County of Putnam and State of New York, identified on the Town Tax Map as Section 38, Block 2, Lot 27, and designated as Lot No. 2 on a certain map entitled "Subdivision Plat Prepared for Yung Wang and Ming-Hsien Wang" dated June 16, 2011, made by Badey and Watson, Surveying and Engineering, P.C., 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 the Mayor is hereby authorized to sign the EAF, and
2. 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.

Trustee Charles Hustis, III presented the foregoing resolution which was seconded by Trustee Matt Francisco.

VOTE ON THE MATTER				
Mayor Gallagher	Yes X	No	Abstain	Absent
Trustee Campbell	Yes X	No	Abstain	Absent
Trustee Falloon	Yes X	No	Abstain	Absent
Trustee Francisco	Yes X	No	Abstain	Absent
Trustee Hustis	Yes X	No	Abstain	Absent
Vote Totals	5 Yes	0 No	0 Abstain	0 Absent
Result: Resolution # 32-2012 adopted				

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: August 14, 2012

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: Jaycox Pond Dam & Water Rights

SEQRA Status: Unlisted

Description of Action: The Village Board is accepting and establishing the Village's ownership of the dam on Jaycox Pond and the attendant water rights.

Location: Jaycox Pond Road, Philipstown, New York.

Reasons Supporting This Determination: No significant environmental effects are associated with the proposed action 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

RESOLUTION NO. 33 - 12

WHEREAS, the Village Board wishes to establish the rights of the Village in and to a dam and water rights on certain real property located on Jaycox Pond Road in the Town of Philipstown, County of Putnam and State of New York, identified on the Town Tax Map as Section 38, Block 2, Lot 27, and designated as Lot No. 2 on a certain map entitled "Subdivision Plat Prepared for Yung Wang and Ming-Hsien Wang" dated June 16, 2011, made by Badey and Watson, Surveying and Engineering, P.C., and

WHEREAS, in order to establish the said rights of the Village a proposed easement and quit claim deed have been prepared by counsel for all parties involved in the transaction, copies of which are **attached** hereto

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Village Board does hereby approve the said easement and quit claim deed, and
2. That the Mayor is authorized to execute the easement and quit claim deed, as well as any documents necessary for recording of the same in the office of the County Clerk.

Trustee J. Ralph Falloon presented the foregoing resolution which was seconded by Trustee Bruce D. Campbell.

VOTE ON THE MATTER				
Mayor Gallagher	Yes X	No	Abstain	Absent
Trustee Campbell	Yes X	No	Abstain	Absent
Trustee Falloon	Yes X	No	Abstain	Absent
Trustee Francisco	Yes X	No	Abstain	Absent
Trustee Hustis	Yes X	No	Abstain	Absent
Vote Totals	5 Yes	0 No	0 Abstain	0 Absent
Result: Resolution #33-2012 Adopted				

Public Comment

James Hartford, resident of Furnace Street, spoke about the consistent issuance of parking tickets to residents on Furnace Street during the past two to three months and the burden placed on residents by the five hour limited parking time restriction and what he sees as selective enforcement. Mayor Gallagher will follow up with Officer in Charge Kane.

Stephanie Hawkins thanked the board for support of the Cold Spring Film Series. She reported on the results of a recent survey of individuals attending a performance.

Lillian Hansen, Main Street resident spoke about problems involving vehicles blocking her driveway.

With no additional public comment or business before the board, Trustee Falloon moved to close the meeting and seconded by Trustee Campbell and unanimously approved.

Respectfully submitted,

Mary Saari, Village Clerk