

Village of Cold Spring

Board of Trustees Workshop

November 19, 2013

The Board of Trustees of the Village of Cold Spring held a workshop on Tuesday, November 19, 2013 at 7:30 pm at the Village Hall, 85 Main Street, Cold Spring, NY.

Attending were Mayor J. Ralph Falloon and Trustees Bruce Campbell, Charles Hustis III, Matt Francisco and Stephanie Hawkins.

A phone conference was held with the Board and Attorney, Warren Replansky, for more information on the **Formula Business Local Law**. Mr. Replansky will work up a definition of "grocery stores" that would eliminate stores like 7-11s.

The goal is to put the Formula Business Local Law forward.

Trustee Hawkins made a motion to move the **discussion on docking of vessels - fees and applications** to a later date. Trustee Campbell seconded the motion and it was passed with a unanimous vote.

Eugene Milroy Parrella of **71 Morris Avenue** requested that there be a change in the **water/sewer bill** to his single family home currently under construction. It has been charged as a two family home with the prior owners.

Greg Phillips, Superintendent of Water and Sewer has no problem with this. Trustee Hawkins made a motion to approve the change subject to the determination that it is in fact a single family home. The motion was seconded by Trustee Hustis and was approved unanimously.

Recreation Commission Liaison, Trustee Campbell, received an email from Kim Boldrini stating that she is interested in using the Bandstand on 12/26/2013 at 4:30 pm for a wedding ceremony. However, before committing to this, she wondered if there would be a refund of fees upon cancellation due to inclement weather if she books that date.

After a discussion, the Board decided that there will not be a refund because once a commitment is made to use a facility on a specific date, no other application is accepted for that date. Based on this request, a motion was made by Trustee Hawkins to revise the present application to state that the fee is not refundable. The motion was seconded by Trustee Hustis and was passed unanimously.

Recent History RE: **20 Chestnut Street**, Mark Patinella residence, from Greg Phillips

On or about October 29th, Mr. Patinella spoke with me to discuss slow sewer drainage at his residence. On October 30th, Albert Tice, owner/operator of All Drains Rooter service determined that the lateral was clear and it was apparent that the clog was in the collection main which is Village property. I contacted our vendors and they were on site on October 31st to clear the collection main. The problem was resolved.

Mr. Patinella is seeking reimbursement for monies paid out on his part to Mr. Tice as the problem was apparently in the Village collection main and not Mr. Patinella's lateral. While I agree with his position, I

am deferring to the Mayor and Village Board due to the fact that in past occurrences of a similar nature, we (the Village) instructed the property owner to put a claim in to our insurance carrier. I feel that we should have a standard procedure or policy so that any/all claims of this nature are handled according to the same criteria.

The Board will contact the insurance company to see if any other claims have been paid and by what manner.

A bill was submitted by Mark Patinella regarding the above noted sewer problem with the Village collection main to his home on the corner of Paulding Avenue and Chestnut Street. This bill was tabled for further discussion.

Trustee Campbell made a motion to approve payment for the remaining **audited bills** brought before the Board. Trustee Hustis seconded the motion and the motion was carried with a unanimous vote.

A motion was made by Trustee Hawkins to table “**Discussion on Enforcement of Codes**”, number 7 on the agenda, to a future meeting due to the extensive discussions prior and after this agenda item. The motion was seconded by Trustee Campbell and the vote was unanimous.

Correspondence:

A letter was received from **Paul Guillaro** requesting permission be granted by the Village Board to allow installation of a 6 foot safety and security fence to be temporarily constructed around the former Butterfield Hospital to prevent further vandalism.

After a discussion, the Board decided not to overrule the regular line of process that an applicant must follow.

Public Comment:

The question came up again about **holiday lighting**. The Board is working with Central Hudson, but because of the strain on the budget, the Village does not have the required funds to meet Central Hudson’s standards for electrical outlets on the poles. The Chamber of Commerce has thirteen (13) trees designated for lighting. They will poll the Main Street merchants and residents for the possible use of their electric outlets to light the trees.

Trustee Francisco will speak with the Village’s risk management agent regarding liability for the above suggested plan.

Trustee Campbell made a motion to close the public workshop and enter into **closed session** to seek advice on counsel. The motion was seconded by Trustee Hawkins and was approved unanimously.

Meeting adjourned.

Respectfully

Sandra L. Falloon