

# Village of Cold Spring

## Board of Trustees Workshop

May 20, 2014

The Board of Trustees of the Village of Cold Spring held a workshop on Tuesday, May 20, 2014 at 7:00 p.m. at the Village Hall, 85 Main Street, Cold Spring, NY.

Attending were Mayor J. Ralph Falloon, Trustees Bruce Campbell, Stephanie Hawkins, Michael Bowman and Cathryn Fadde and Village Attorney Michael Liguori.

The meeting began with a short discussion on whether the interviews scheduled for this evening should be in open or closed session. Mayor Falloon preferred closed session but said it was up to the majority vote of the Board. Trustee Fadde made a motion to have all this evening's interviews in closed session as was legal as noted both by Attorney Liguori and Robert Freeman of the Open Meeting Law meeting which took place at Haldane School Music Room, 05/14/2014. Trustee Bowman seconded the vote and the motion was carried with a 4-1-0-0 vote. Trustee Hawkins voted no based on the fact that the last interviews were in an open meeting.

At 7:35, the open meeting continued.

Superintendent of Water and Wastewater, Greg Phillips, presented his plan on replacing the fire hydrant at 1 Constitution Drive, home of the Leonard family, and providing the Leonards with a new tap into the main and connecting his service with 20 feet of new copper tubing/union. At present, the Leonards connect directly into the hydrant causing water discoloration.

The Village Code states that the homeowner is responsible for any fees incurred for a repair/replacement of their water service from the main to the home. Mr. Phillips received a quote from a licensed/bonded plumber with the capability of performing the work required at approximately \$650. The extra trenching/backfilling with Item #4 and paving, performed by the Village Highway Department, would come in at a cost of approximately \$600 bringing a total expense of \$1250 for the Leonards.

At this time, Mr. Leonard declined to accept this cost. He will return to the Board with his decision at a later date.

### Resolution # 2014-19

Moved by Trustee Hawkins; Seconded by Trustee Fadde

*Resolved that (1)* The Board of Trustees of The Village of Cold Spring hereby approves the following Budget Adjustment(s) for the 2013/2014 fiscal year:

(1)	To:	A00-1010-400	Board of Trustees: Contractual	\$450.00
	From:	A00-1340-100	Budget Officer: Personal Services	\$450.00
			<b>To increase the Board of Trustees budget for the attendance at the NYCOM conference by the newly elected trustees</b>	
(2)	To:	A00-1420-400	Attorney: Contractual	\$4,604.00
	To:	A00-1420-410	Attorney: Special	\$4,060.00

	To:	A00-3089-200	State Aid Engineering-New Street (revenue)	\$2,822.00
	From:	A00-1440-400	Engineer/Architect: Contractual	\$2,000.00
	From:	A00-1410-451	Village Clerk: Comp Plan – Village Board	\$2,500.00
	From:	A00-1340-100	Budget Officer: Personal Services	\$1,342.00
			<b>To increase the budget for the attorney contractual and special for additional unbudgeted attorney fees.</b>	
(3)	To:	A00-1620-412	Shared Services: Electric	\$546.00
	To:	A00-1620-420	Shared Services: Telephone	\$1,186.00
	From:	A00-1620-100	Shared Services: Personal Services	\$1,732.00
			<b>To reallocate the shared services budget to cover additional charges for electric and telephone</b>	
(4)	To:	A00-3120-400	Police: Vehicle repairs	\$1,000.00
	From:	A00-3120-120	Police: Personal Services	\$1,000.00
			<b>To reallocate the police budget for additional expenses related to vehicle repair</b>	
(5)	To:	A00-3410-440	Fire: Siren	\$83.00
	To:	A00-3410-450	Fire: Electricity	\$306.00
	From:	A00-3410-412	Fire: Heating Oil/Service	\$195.00
	From:	A00-3410-413	Fire: Diesel	\$194.00
			<b>To reallocate the fire department budget for additional electric costs.</b>	
(6)	To:	A005110-100	Highway Street Maint: Personal Service	\$6,000.00
	To:	A00-5110-410	Highway Street Maint: Supplies & Materials	\$1,000.00
	To:	A00-5110-415	Highway Street Maint: Electricity	\$750.00
	To:	A00-5110-420	Highway Street Maint: Equipment Repair	\$574.00
	To:	A00-5182-400	Street Lights: Contractual General Street	\$3,620.00
	To:	A00-5182-410	Street Lights: Haldane/Butterfield	\$252.00
	To:	A00-8160-100	Garbage: Personal Services	\$1,500.00
	To:	A00-8170-100	Street Clean: Personal Service	\$200.00
	To:	A00-8540-410	Storm Drain: Supplies	\$314.00
	From :	A00-5110-200	Highway Street Maint: Equipment	\$3,000.00
	From:	A00-5110-413	Highway Street Maint: Oil/Service	\$288.00
	From:	A00-5142-200	Snow Removal: Equipment	\$2,722.00
	From:	A00-5410-400	Sidewalks: Maintenance & Repair	\$700.00
	From:	A00-8160-110	Recycling: Personal Services	\$1,100.00
	From:	A00-8160-400	Garbage: Contractual	\$4,000.00
	From:	A00-8160-410	Refuse & Garbage: Truck Repair	\$2,400.00
			<b>To reallocate the Highway budget for additional expenditures.</b>	
(7)	To:	A00-6898-100	Econ Devel. Comm. Chair: Personal Services	\$174.00
	From:	A00-1340-100	Budget Officer: Personal Services	\$174.00
			<b>To establish a budget for Economic Development Committee Chairperson.</b>	
(8)	To:	A00-7140-210	Recreation: Equipment Maintenance	\$600.00
	To:	A00-7140-400	Recreation: Contractual	\$40.00
	To:	A00-7140-470	Recreation: Electricity	\$700.00
	To:	A00-7140-471	Recreation: Electricity – Dockside	\$100.00
	From:	A00-7140-100	Recreation: Personal Service	\$600.00
	From:	A00-7140-440	Recreation: Lawn Care	\$840.00
			<b>To reallocate the recreation budget to cover</b>	

			<b>additional expenses related to the repair of the mower and electricity.</b>	
(9)	To:	A00-9060-807	Dental Insurance: Mageean	\$235.00
	From:	A00-9055-800	Disability Insurance	\$235.00
			<b>To increase E. Mageean’s dental insurance line for additional expenditures. (Per contract employees are allowed to carryover up to \$3,000)</b>	

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

On roll call vote:

- Trustee Stephanie Hawkins voted: Yes
- Trustee Bruce Campbell voted: Yes
- Trustee Michael Bowman voted: Yes
- Trustee Cathryn Fadde voted: Yes
- Mayor Ralph Falloon voted: Yes

Resolution #19-2014 officially adopted with a unanimous vote on Tuesday, May 20, 2014

Mary Saari-Village Clerk/Treasurer

A **request for docking** was received from the *Clearwater* for their annual educational program “Classroom of the Waves”. They are requesting docking privileges from Wednesday afternoon, October 8 through Saturday evening, October 11, 2014. Trustee Campbell made a motion to approve the *Clearwater’s* request pending clearance of the *Pride of the Hudson* which is scheduled to dock on October 10, 2014 arriving at 1:15 and departing at 1:45. The motion was seconded by Trustee Hawkins and was carried with a unanimous vote.

A discussion took place with the Board and Mr. Liguori about how the Village can get reimbursement for funds delinquent in two separate **escrow accounts**. The essence of the conversation is that because the delinquent amount of the Butterfield project account was caused by continued work to get the project to a positive end, the Village has the right to follow up on securing the amount from Mr. Guillaro. However, regarding the delinquent amount due to the Peehl/Hall charges, because the ZBA proved the Certificate of Occupancy was given erroneously, Mr. Liguori advised the Board to let it go.

The **bills**, as presented to the Board, were approved for payment. Trustee Campbell made a motion to approve the payment of the bills seconded by Trustee Fadde. The motion carried unanimously.

Mr. Liguori will draw up a resolution for Freedom of Information Act to introduce into the next meeting as requested by Trustee Bowman.

At this time, a motion was made by Trustee Bowman, seconded by Trustee Fadde to enter into Executive Session to complete tonight’s **interviews** for the Recreation Commission. The motion was carried with a unanimous vote.

Upon return of the Board to open meeting, Trustee Bowman made a motion to appoint Peter Downey to the **HDRB**, seconded by Trustee Hawkins. This motion was approved unanimously and was made before any other appointments because the HDRB has only 3 members that has, at times, curtailed their ability to conduct meetings.

**Public Comment**

It was noted that there was a pothole in the south bound entrance to the Beacon tunnel. Although this is not a Village issue, Mayor Falloon asked that the speaker send the Mayor an email regarding this and he would forward the matter to the State DOT for a request of a repair.

Trustee Bowman was asked about his change of mind regarding interviewing in Executive Session. He said that after hearing Robert Freeman answer his direct question regarding this, he now understands more clearly that there are times when matters can and should be conducted in Executive Session.

A point was made by Kathleen Foley, HDRB, that when an interview is done, the Board should not let their personal feelings about a candidate cloud the issues over their qualifications.

A question arose about donations that were being made to the Tree Committee for the purpose of purchasing new trees and where that money is going and why. It was explained that it is going into the Tree line of the budget for tree replacement, removal, trimming and maintenance and not put into the general fund and possibly getting used for another purpose. This guarantees that these donations will be used for the sole purpose of having and keeping healthy trees.

DEC has not responded to the Board with any further information for the clean-up of the Boat Club area.

As an attorney, Alison Anthoine suggested that the Board not consider any action taken about Peehl/Hall's escrow account balance because you will be inviting a counter claim which would be a nightmare.

Meeting Adjourned

Respectfully

Sandra L. Falloon