

Village of Cold Spring

Board of Trustees Workshop

April 28, 2015

The Board of Trustees of the Village of Cold Spring held a workshop on Tuesday, April 28, 2015 at 7:00p.m. in the Village Hall, 85 Main Street, Cold Spring, NY.

Attending were Mayor David Merandy, Trustees Michael Bowman, Cathryn Fadde, Marie Early and Frances Murphy and Interim Village Attorney, William Florence. Also in attendance were Planning Board members Donald MacDonald, Arne Saari, Barney Molloy, Karen Dunn and James Pergamo. Representing the Butterfield Project were Paul Guillaro, owner, Charles Voss, Planner, Steve Barshov, Counsel, and Matt Moran, Director of Operations and Engineering.

As part of the Butterfield Redevelopment project, three separate residential lots along Paulding Avenue were proposed and became part of the Planning Board approved site plan. The Village code classifies this action as a major subdivision and requires the Planning Board to solicit the Village Board of Trustee's "advice" as to the creation of these three lots.

Mr. Moran presented a topographic map drawn up by Badey and Watson, Surveyor and Engineering, showing the three subdivision markers of the project. After Mr. Moran's presentation, Mayor Merandy stated that he feels that it doesn't fit with the larger estates on the street. They seem to be inappropriate lot sizes for the asking price. Trustee Early was in agreement with Mayor Merandy. Trustee Bowman stated that he had attended several of the Historic District Review Board's meetings where the architecture of each building was discussed. Trustee Bowman felt that all the architecture seems to fit in with the whole of Paulding Avenue. The question was raised regarding vegetation between the last lot and the "park". The Board was told that there will definitely be vegetation, possibly bushes or trees as a barrier between the last lot and the park.

The Planning Board thanked the Village Board for its input.

Resolution #17-2015 – General Fund Budget was read by Mayor Merandy.

A resolution adopting a general fund budget for the fiscal year commencing on June 1, 2015 and ending on May 31, 2016, making appropriations for the conduct of the Village of Cold Spring government and establishing the rates of compensation for officers and employees for such period.

WHEREAS, this board has met at the time and place specified in the notice of public hearing on the tentative budget and heard all persons desiring to be heard thereon,

NOW THEREFORE BE IT RESOLVED, that the tentative budget, as amended and revised, and as hereinafter set forth, is hereby adopted and that the several amounts stated in the column titled "Tentative" in the tentative budget, but hereafter referred to as "Adopted", in **Schedule A1 and Schedule A2**, are hereby appropriated for the objects and purposes specified and the salaries and wages

stated in the salary schedule of the tentative budget shall be and are hereby fixed at the amounts shown therein, effective Tuesday, April 28, 2015; and

FURTHER BE IT RESOLVED, that the tentative Fireman's Service Award Tax Levy, as amended and revised, and as hereinafter set forth, is hereby adopted and the amounts stated are hereby appropriated for the object and purpose specified, and are hereby fixed at the amount shown therein, effective Tuesday, April 28, 2015.

Trustee Early moved the foregoing resolution which was seconded by Trustee Bowman.

On roll call vote:

Trustee Frances Murphy voting YES

Trustee Marie Early voting YES

Trustee Michael Bowman voting YES

Trustee Cathryn Fadde voting YES

Mayor Dave Merandy voting YES

Resolution #17-2015 is officially adopted this Tuesday, the 28th Day of April, 2015 by a vote of 5-0-0.

Resolution #18-2015 – Water Fund Budget was read by Mayor Merandy.

A resolution adopting a Water Fund budget for the fiscal year commencing on June 1, 2015 and ending on May 31, 2016, making appropriations for the conduct of the Village of Cold Spring government and establishing the rates of compensation for officers and employees for such period.

WHEREAS, this board has met at the time and place specified in the notice of public hearing on the tentative water budget and heard all persons desiring to be heard thereon,

NOW THEREFORE BE IT RESOLVED, that the tentative water fund budget as hereinafter set forth, is hereby adopted and that the several amounts stated in the column titled "Tentative" in the tentative water fund budget, but hereafter referred to as "Adopted", in **Schedule F1**, are hereby appropriated for the objects and purposes specified and the salaries and wages stated in the salary schedule of the tentative water budget shall be and are hereby fixed at the amounts shown therein effective Tuesday, April 28, 2015.

Trustee Fadde moved the foregoing resolution which was seconded by Trustee Bowman.

On roll call vote:

Trustee Frances Murphy voting YES

Trustee Marie Early voting YES

Trustee Michael Bowman voting YES

Trustee Cathryn Fadde voting YES

Mayor Dave Merandy voting YES

Resolution #18-2015 was officially adopted this Tuesday, April 28, 2015 by a vote of 5-0-0.

Resolution #19-2015 – Sewer Fund Budget was read by Mayor Merandy.

A resolution adopting a Sewer Fund budget for the fiscal year commencing on June 1, 2015 and ending on May 31, 2016, making appropriations for the conduct of the Village of Cold Spring government and establishing the rates of compensation for officers and employees for such period.

WHEREAS, this board has met at the time and place specified in the notice of public hearing on the tentative sewer fund budget and heard all persons desiring to be heard thereon,

NOW THEREFORE BE IT RESOLVED, that the tentative sewer fund budget, as hereinafter set forth, is hereby adopted and that the several amounts stated in the column titled “Tentative” in the tentative sewer fund budget, but hereafter referred to as “Adopted”, in **Schedule G1** are hereby appropriated for the objects and purposes specified and the salaries and wages stated in the salary schedule of the tentative sewer budget shall be and are hereby fixed at the amounts shown therein effective Tuesday, April 28, 2015.

Trustee Murphy moved the foregoing resolution which was seconded by Trustee Fadde.

On roll call vote:

Trustee Frances Murphy voting YES

Trustee Marie Early voting YES

Trustee Michael Bowman voting YES

Trustee Cathryn Fadde voting YES

Mayor Dave Merandy voting YES

Resolution #19-2015 officially adopted on Tuesday, April 28, 2015 by a vote of 5-0-0.

Mary Saari, Village Clerk

Resolution #20-2015 – Agreement to Suspend Lease with Boat Club came up for discussion. Mark Patinella, Commodore, still voiced the same concerns that came up from the beginning of the discussion regarding the cleanup which were, who or what is going to help us pay/replace/store the materials that are presently located at the Boat Club. According to Mr. Patinella, this has never been addressed.

Mayor Merandy suspended all further comments stating that right now the concern was to complete the Agreement and to make sure the land was vacated by September 13, 2015, the date given by DEC for the cleanup to begin. He said that “we are almost there”. Mayor Merandy will circulate the updated agreement to the Board for their input and approval to move forward.

The draft **Request for Proposal** (RFP) for attorney services was discussed. Trustee Early reviewed recommended revisions to the RFP for Municipal Legal Services and it was agreed to make changes as follows:

Part 1 of Legal Service Specifications

1. Item 11 Planning Board- insert after legal advisory opinions the words administrative issues.
2. Add Item 11.3 Provide guidance to the Planning Board in interpreting and writing Planning Board decisions.
3. Add Item 12.3 Provide guidance to the ZBA in interpreting and writing ZBA decisions.
4. Add Item 13.3 Provide guidance to the HDRB in interpreting and writing HDRB decisions.
5. Add in Item 14 insert after legal advisory opinions the words administrative issues.

Part 2 of Legal Service Specifications

1. 9.2 after the word to insert or from
2. 9.7 delete the phrase as may be submitted each month
3. 9.7 should read as follows: The Attorney will be expected to review plans, reports and other materials submitted to the Planning Board related to any legal issues in a timely manner, without unreasonable delays. The attorney will be expected to identify additional information required from the applicant, and recommend courses of action, as required. Materials are typically submitted two weeks prior to the regular meeting

A motion was made by Trustee Murphy to accept the RFP with a second from Trustee Fadde. The motion was carried with a unanimous vote.

The audited **bills**, as presented to the Board, were approved for payment with a motion from Trustee Fadde and a second from Trustee Bowman. The motion, with a unanimous vote, was carried.

The **Minutes of April 7, 2015** were approved as written with a motion from Trustee Bowman and a second from Trustee Fadde. The motion carried with a unanimous vote.

The **Minutes of April 10, 2015** were approved as written with a motion from Trustee Fadde and a second from Trustee Early. The motion carried with a unanimous vote.

Correspondence

A proposal letter from Judith Crelin Mayle, of Thomas, Drohan, Waxman, Petigrow & Mayle, LLP, **Labor and Employment Counsel** for the Village, stated that they have elected to freeze their rates at the levels in effect for the 2014-2015 fiscal year. Therefore, the hourly rate of \$200 for attorney services and \$95 for paralegal services will remain unchanged for the 2015-2016 fiscal year. A motion was made by Trustee Early to accept the proposal for the above noted rates. Trustee Fadde seconded the motion and the motion was approved unanimously.

A **docking** permit was received from Hudson River Adventures for the “Pride of the Hudson” requesting permission to dock on Fridays as noted: 07/10, 07/24, 08/07, 08/21, 09/04, 09/11, 09/18, 09/25, 10/02, 10/09, and 10/16, 2015 from 1:15 to 1:45 to pick up passengers from a tour bus.

Trustee Bowman made a motion to approve the application for the Pride of the Hudson. The motion was seconded by Trustee Murphy and was carried unanimously.

Don Kinsella from Men's Health Magazine would like to do a **still photo shoot** one day during the week of May 18. The shoot is for their fall Guide to Style. There would be between 10-15 people on site consisting of models, a photographer, stylists and magazine staff.

Trustee Fadde made a motion to approve a charge of \$500 to allow the shoot one day during the week of May 18. Trustee Bowman seconded the motion and was passed with a unanimous vote.

Trustee Early made a motion to approve the application for the shoot, seconded by Trustee Bowman. The motion was passed with a unanimous vote.

The Veterans of Foreign Wars Post #2362 extended an invitation to the Village Board and any other Village Officials to participate in the Memorial Day Parade on Monday, May 25, 2015 beginning at the bottom of Main Street at 9:00 a.m.

A Pattern Infrastructure Conference will take place on Monday, May 18, 2015 from 8 a.m. to 1:30 p.m. at Anthony's Pier 9, New Windsor. Registration is \$60 for pattern members, \$70 for non-members, with \$35 Special Civic Rate.

Trustee Early suggested that meeting times for all Boards be consistent. She feels that it is confusing to the public with such varied time schedules for the different Boards.

Public Comment

Frank Haggerty was concerned that some of the boats docking at the end of the pier may be too large for the dock causing undo damage to the construction.

Trustee Bowman responded that the Army Corps of Engineers had done a study a few years ago confirming the lengths and tonnage that the pier could withstand.

Trustee Fadde made a motion to adjourn the meeting seconded by Trustee Bowman. The meeting closed with a unanimous vote.