

**Minutes Board of Trustees Public Hearing and Monthly Meeting  
April 12, 2016**

The Village of Cold Spring Board of Trustees held a public hearing on Tuesday, April 12, 2016 at Village Hall, 85 Main Street, Cold Spring, NY beginning at 7:00 pm to hear comment on the 2016/2017 tentative budgets.

Attending: Mayor Dave Merandy and Trustees Lynn Miller, Marie Early, Frances Murphy and Steve Voloto

Also attending: Ellen Mageean, Village Accountant; Greg Phillips, Water & Wastewater Superintendent

Mayor Merandy opened the public hearing.

Ms. Mageean pointed out previously discussed changes that will be inserted into the tentative budget as follows:

1. Reclassify Street Maintenance Equipment Repair into Garbage and Recycling Truck Repair in the amount of \$3,500.
2. Move Community Day donations (revenue and expenses) from the general fund into Trust & Agency.

There is no impact on the overall budget with these changes.

The meeting was opened to public comment.

Michael Armstrong, resident of 7 Morris Avenue, recommended basing the budget on an annual review of the Comprehensive Plan. He asked the board to consider that there are no multi-year capital budgets projecting infrastructure investments, no serious discussion of options for policing services and no evaluation of how the community pays for solid waste management. **(Correspondence attached.)**

Frank Haggerty, resident of 12 Main Street agreed that an in depth study of the budget is needed. With regards to a possible need for additional police services, he suggested consideration of hiring a seasonal officer.

Kathleen Foley, resident of 2 Locust Ridge and vice chair of the Historic District Review Board, asked for a correction in the amount of the HDRB Grant to \$15,149.

With no further public comment, Trustee Early moved to close the public hearing on the Tentative Budgets and seconded by Trustee Murphy and unanimously carried.

The board then proceeded to their regular monthly meeting. All members attending the budget hearing attended the monthly meeting.

Mayor Merandy read a Proclamation declaring April 2016 as Teen Driver Safety Awareness Month.

**MONTHLY REPORTS**

Jeff Phillips, chair of the Recreation Commission, requested permission to use \$600 from their budget to purchase trees to screen equipment at the waterfront. It was recommended that a formal request be submitted.

Quotes will be solicited for repairs to gates and fences at the Mayor's Park ballfield.

The proposed contract with TruGreen for lawn care at Mayor's Park, McConville Park and the Waterfront Park exceeds the current years' budget by \$325.

Planning Board Chair Matt Francisco reported on matters before the Planning Board.

**New/Open Business:**

Open application from Butterfield Realty for an amended site plan for the change of use of the existing Lahey Pavilion.

**Recently Closed Applications:**

Approval of renovation/reconstruction at 69 Main Street into a barber shop and retail space

Approval Form Factors LLC for renovation/reconstruction at 178 Main into expanded office space

No report was received from Zoning Board of Appeals.

Robert Flaherty, Town of Philipstown Councilman reported on a meeting between the town and village boards to consider building department consolidation. He will follow up with additional information on the amount of usage for the drug drop off box.

Kathleen Foley, vice chair of the Historic District Review Board (HDRB) reported good progress toward updating the historic district ordinance. An updated application has been developed and submitted to the Village Board for comment. There was discussion about HDRB SEQR processing and coordinating this review. Trustee Early will draft a memo to assist in establishing procedures. Members of the HDRB plan to attend SEQR training offered by Putnam County. The HDRB is currently creating a list of actions that will automatically be considered type 2 actions.

Cold Spring Boat Club had no report.

The Cold Spring Fire Company will be hosting an open house on Saturday, April 23rd to give the community an opportunity to see the facility, equipment and recruit new volunteers.

**Parking Committee Report**

Haldane Trustee Laura Hammond invited a member of the parking committee to attend the school's building and grounds committee meeting about traffic and parking issues along Mountain Avenue and in and near Locust Ridge. The parking committee discussed a request from Springbrook residents for additional parking on Northern Avenue and a request from the fire company for dedicated, reserved parking for first responders on Church Street. With metering instituted at the municipal lot, new signage has to be created to include various rules, hours, winter parking exclusions, costs and penalties.

Tree Advisory Board (TAB) is working toward preparation of a priority pruning list and annual work plan. Further, the board is working on a tree walking tour booklet and fundraising for Main Street beautification zones and an Arbor Day celebration. The TAB requested permission to hold an Arbor Day celebration on April 29<sup>th</sup> on Main Street. Mayor Merandy moved to allow use of Main Street for an Arbor Day celebration and seconded by Trustee Miller and unanimously carried.

Financial Report

Budget Amendment Resolution #2016-13

Moved by: Trustee Marie Early

Seconded by: Trustee Frances Murphy

*Resolved that (1)* The Board of Trustees of The Village of Cold Spring hereby approves the following Budget Adjustment(s) for the 2015/2016 fiscal year:

|     |       |              |  |            |
|-----|-------|--------------|--|------------|
| (1) | To:   | A00-1325-400 | Accountant: Contractual  | \$500.00   |
|     | To:   | A00-1090-000 | Interest & Penalties: Real Property Tax  | \$500.00   |
|     |       |              | <b>To increase the budget for Accountant: Contractual for additional expenditures not budgeted for</b> |            |
|     | To:   | A00-1930-400 | Judgements & Claims  | \$3,000.00 |
| (2) | From: | A00-3120-100 | Police: Personal Service   | \$3,000.00 |
|     |       |              | <b>To increase Judgements &amp; Claims for a payment of a claim.</b>                                   |            |
| (3) | To:   | A00-5650-400 | Off Street Parking: Parking Meters   | \$642.00   |
|     | To:   | A00-1741-000 | Parking Meter Fees   | \$642.00   |
|     |       |              | <b>To increase the budget for the payment of the parking meters and the related revenue</b>            |            |
| (4) | To:   | A00-9060-809 | Dental Insurance: Downey   | \$985.00   |
|     | From: | A00-9015-800 | Fire and Police Retirement   | \$985.00   |
|     |       |              | <b>To increase dental for coverage per handbook.</b>   |            |

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

On roll call vote:

Trustee Marie Early voted: YES  
 Trustee Fran Murphy voted: YES  
 Trustee Lynn Miller voted: YES  
 Trustee Steve Voloto voted: YES  
 Mayor Dave Merandy voted: YES

Resolution officially adopted on April 12, 2016 by a vote of 5-0.

Bank balances were reviewed. Donations are now listed in the Trust and Agency Account.

Code Update Committee

During the month, the Code Update Committee (CUC) reached consensus on the topic of Accessory Apartment Standards and Permitted Use Standards. The discussion on Parking Standards has begun. Discussion on Home Occupation Standards and Evaluate Overnight Accommodations Standards will begin in April. These three topics must be completed for the first public meeting.

## Water Report

Specifications for installation of water meters will be ready by month's end. A tentative date for meter installation is mid-September.

## Wastewater Report

The construction project concludes this week. Greg Phillips spoke with Jennifer Zwarich, chair of the Tree Advisory Board to discuss a recommendation for screening the new building. A directed donation was received for this screening.

Fencing for the enclosure of the New Street control panel and West Street pump station should be complete by the end of May.

Code Enforcement activities for the months of February and March were reviewed.

The Highway Department is obtaining quotes for repair of a section of drainage pipe on Grandview Terrace.

The Police Department responded to 61 calls for service, issued 50 moving violations and 29 parking tickets. The Justice Court collected a total of \$ 9,126.50 during the month of March.

## **REPORT OF THE MAYOR AND BOARD OF TRUSTEES**

Trustee Early reported that the contract for the Main Street project has been approved for offering to the low bidder, Con-Tech Construction Technologies. A public meeting will be held to discuss the time schedule and accommodations for residents/stakeholders during the construction. The duration of this project is anticipated to be five to six months. Mayor thanked Trustees Early and Murphy for their work on this project.

Trustee Murphy is drafting correspondence to Congressman Maloney seeking assistance through the FAST Act for infrastructure projects including repairs to the Lunn Terrace Bridge, village streets and the upper reservoir dam.

In response to requests from residents, Trustee Early investigated various options for paying water and sewer bills using a credit card. Five companies were investigated and InvoiceCloud was selected. Residents will be able to pay their water/sewer bills via credit card or echecks with a transaction fee that will be paid by the user. There is an option to send bills via email to interested parties which will save on village mailing expenses. Although this system can be used for tax bills, the village will initially limit its use to utilities. It is anticipated that the system will be operational by the July 15<sup>th</sup> billing and prior to the use of cellular water meters.

Trustee Lynn Miller is researching trash management and seeking quotes for Big Belly solar trash compacting receptacles. She hopes to meet with business owners to discuss funding. Further, she is exploring Zero-to-Go for our Community Day to reduce the amount of waste for big events. Trustee Murphy is seeking quotes for improved public restroom maintenance and plans to seek financial assistance from the Chamber of Commerce to assist with this effort.

Mayor Merandy and Trustee Steve Voloto met with representatives of New York State Parks to discuss the village assuming management of Dockside Park. NYS is willing to enter into an agreement, to allow

the village to erect buildings on this site and earn money from the park activities. Further, NYS is confident about securing funds for shoreline stabilization. Additional discussion will occur at a future workshop.

The village is awaiting a revised timeline for the manufactured gas cleanup on New Street.

## **CORRESPONDENCE**

The Town of Fishkill notified the village of their intent to act as lead agency for the Breakneck Connector Segment of the Hudson Highlands Fjord Trail.

Knights of Columbus thanked the Recreation Commission for allowing use of McConville Park for an Easter Egg Hunt. Mayor also thanked Dan Dillion for his volunteer work in this community.

Marilyn VanLaer thanked the highway department for sidewalk repairs.

## **OLD BUSINESS**

### **RESOLUTION NO. 14-2016**

WHEREAS, the Village Board has authorized going to public bid for a Locally Administered Federal Aid Project for Corridor Improvements on Main Street and Ancillary Streets with identification numbers PIN 8759.53 & 8760.04, and

WHEREAS, the bids were returnable, opened and read aloud on February 22, 2016, and

WHEREAS, CHA, the consulting engineer for the Village, has recommended acceptance of the base bid only, consisting of construction of sidewalks and ADA compliant ramps on Main Street and full depth roadway reconstruction of Furnace Street, submitted by Con-Tech Construction Technology, Inc., 28 Lakeview Drive, Yorktown Heights, NY 10598 in the amount of \$516,500 and as the lowest responsible bid,

WHEREAS, the NYSDOT by correspondence dated April 7, 2016, notified the village that the construction contract bidding and award process is complete and satisfactory and the DOT concurs with the recommendation to award;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Village Board does hereby accept the low bid, Base Bid Only, submitted by Con-Tech Construction Technology, Inc., and
2. That the Village Clerk is directed to forward a notice of award to the said contractor, and
3. That the Village Board hereby authorizes the Mayor to execute the contract for the project as well as any documents required under the contract for the project.

Trustee Early presented the foregoing resolution which was seconded by Trustee Murphy.

The vote on the foregoing resolution was as follows:

|                                 |     |
|---------------------------------|-----|
| Lynn Miller, Trustee, voting    | YES |
| Marie Early, Trustee, voting    | YES |
| Frances Murphy, Trustee, voting | YES |
| Steve Voloto, Trustee, voting   | YES |
| Dave Merandy, Mayor, voting     | YES |

Resolution officially adopted by a vote of 5-0.

**Resolution No. 15-2016 Adopting Local Law #2-2016  
To Amend Chapter 126 Vehicle & Traffic**

WHEREAS, the Village of Cold Spring Board of Trustees has caused to be prepared a draft local law to amend Chapter 126 Vehicle and Traffic of the Village Code to address metered parking in the municipal lot on Fair Street; and

WHEREAS, the Village of Cold Spring Board of Trustees held a duly noticed public hearing on the draft local law on March 8, 2016 which was continued to March 22, 2016; and

WHEREAS, the Village of Cold Spring Board of Trustees has complied with the requirements of the State Environmental Quality Review Act ("SEQRA") as it applies to the adoption of the draft local law.

NOW, THEREFORE, BE IT RESOLVED that Local Law No. 2 of 2016 is hereby adopted and the Village Clerk is hereby authorized and directed to take all of the actions necessary to complete the local law adoption procedure including filing said local law with the New York State Office of the Secretary of State.

Trustee Early moved the foregoing resolution which was seconded by Mayor Merandy.

On roll call vote:

|                                |     |
|--------------------------------|-----|
| Lynn Miller, trustee voting    | YES |
| Marie Early, trustee voting    | YES |
| Frances Murphy, trustee voting | YES |
| Steve Voloto, trustee voting   | YES |
| Dave Merandy, Mayor voting     | YES |

Resolution officially adopted at a public meeting held on April 12, 2016 by a vote of 5-0.

**NEW BUSINESS**

Trustee Early motioned to move item 15a on the agenda (hiring of a par-time Clerk/Typist and part-time laborer) to an Executive Session and seconded by Mayor Merandy and unanimously carried.

Trustee Murphy moved to approve lawn care quotes (Trugreen) and seconded by Trustee Early and unanimously carried.

Trustee Early moved that the mayor sign the proposal from InvoiceCloud for online credit card payments and seconded by Trustee Murphy and unanimously carried.

The board considered a vending request for use of the sidewalk area in front of Kismet at Caryn's for sale of green energy. There were concerns about the precedent that this activity would set and the issue of construction on the Main Street.

Trustee Murphy moved to deny this vending request on Main Street and seconded by Mayor Merandy and unanimously carried.

## **APPROVAL OF MINUTES**

Trustee Early moved to approve minutes of the monthly meeting held on March 8, 2016 and seconded by Trustee Miller and unanimously carried.

Trustee Early moved to approve minutes of the March 29, 2016 meeting and seconded by Mayor Merandy and unanimously carried.

## **BILL APPROVAL**

Trustee Early moved to pay the audited bills, Batch Number 3541 in the amount of \$34,167.05 and seconded by Mayor Merandy and unanimously carried.

## **PUBLIC COMMENT**

Mike Armstrong asked if the board could address gutters that are draining across the village sidewalks. He asked if during the Main Street project the downspouts could be placed under the sidewalks to eliminate this ice hazard. Mr. Armstrong will identify specific locations and provide this information to the board. Further, he asked for update on removal of illegal fence on Market Street.

Kathleen Foley asked why an order to remove wasn't posted on the Market Street fence. Further, she recommended an addition to the Building Inspector's report to provide an outcome statement.

Frank Haggerty spoke about icing on sidewalks and suggested thick plastic sheeting applied to sidewalks as a stop gap method of controlling ice.

Trustee Early moved to enter into executive session to consider salary and qualifications for an applicant for part time clerk/typist and seconded by Trustee Murphy and unanimously carried.

9:40 pm Trustee Early moved to exit Executive Session and seconded by Trustee Miller and unanimously carried.

9:43 pm Trustee Murphy moved to adjourn and seconded by Mayor Merandy and unanimously carried.

Respectfully submitted,

Mary Saari, Village Clerk