

VILLAGE OF CORNWALL-ON-HUDSON BOARD OF TRUSTEES

May 15, 2006

The regular meeting of the Board of Trustees was called to order at 7:30 P.M. with the Pledge of Allegiance, at 325 Hudson St., Cornwall-on-Hudson, N.Y.

The following Board Members were in attendance:

Mayor Edward C. Moulton, Jr.
Trustee Charles R. Hahn
Trustee Mark J. Edsall
Trustee Peter J. Miller
Trustee William T. Fogarty

Also present were: DPW Superintendent Robert Gilmore, Water Superintendent Robert June, SKEC #2 Fire Chief Jeffrey Armitage, Deputy Village Attorney Howard Protter, and Village Clerk Jeanne Mahoney.

Trustee Miller moved for the acceptance of the April 17, 2006 Regular Meeting Minutes and May 1, 2006 Special Meeting Minutes as written, on a motion seconded by Trustee Hahn, the minutes were approved 5 ayes and 0 nays.

TREASURER'S REPORT

Mayor Moulton stated that a treasurer's report has been prepared and distributed to the Village Board for review. The Treasurer and Deputy Treasurer continue to work on closing out the 2005-2006 fiscal year. It is anticipated that this will be completed within the next 2-3 weeks.

The open utility balances report for the end of April read as follows:

Village water, sewer, garbage & penalties	\$ 171,518.14
Town water & penalties	190,422.73

Which included 2 finals/adjustments for the Village and 4 for the Town.

The following claims were approved for payment:

General Fund claims in the amount of \$	195,161.26
Water Fund claims in the amount of	97,824.09
Sewer Fund claims in the amount of	3,292.80
Trust & Agency claims in the amount of	321.05
Capital Water claims in the amount of	2,007.10

COMMITTEE REPORTS

Summer Playground - Trustee Edsall reported that we are seeking applicants for Counselors and Counselors In Training. The program will run from Monday July 10th to Friday August 18th between 9:00 AM and 1:00 PM. William Hall is returning as the program Director.

DEPARTMENT REPORTS

The Department of Public Works reported working inside the new facility, grass mowing, sewer flushing, and blacktopping of potholes.

The Code Enforcement Officer reported 4 certificates of occupancy were issued.

The Building Inspector reported 40 on site inspections, 1 fire inspection, 2 stop work orders, and 3 building permits were issued.

Upon the recommendation of the DPW Superintendent, Trustee Hahn made a motion to declare the following 4 items surplus:

Weaver Counter Balancer – Model #WJ-41
Coats Tire Machine – Model #10-10
FMC Sweeper – Model #836G
John Deere Sickle Bar Attachment – Serial #3380

The above motion was seconded by Trustee Miller and carried by a vote of 5 ayes and 0 nays.

The Fire Department reported 48 responses, including 13 emergency medical service (EMS) calls, for a total of 862 volunteer man hours.

The Police Department reported 16 COVAC assists; 5 calls were covered for/assisted to Town Police; 12 responses to burglar alarms; 2 E-911 hangups; 2 domestic incidents; 22 crimes were committed; 4 accidents were investigated; 15 moving violation; and 5 parking tickets were issued. Total patrol miles = 3,567, not including mileage on Chief's vehicle.

Chief Williams reported that Sergeant Christopher Park continues investigation of five (5) open cases, and three (3) crimes reported this month were closed by arrest.

Chief Williams also reported that the department conducted Domestic Violence refresher training. In addition, Police Officers Terwilliger, Lug, Nye and Armstrong attended a STOP-DWI training conference. The replacement firearms for full time police officers are in, and qualifications are to be completed May 13th.

Upon the recommendation of Chief Williams, Trustee Fogarty made a motion to appoint Steven Bailey and Frank Cirigliano as Part-Time Police Officers for the Village of Cornwall-on-Hudson effective immediately at \$16.00 per hour, which was seconded by Trustee Edsall and carried by a vote of 5 ayes and 0 nays.

Trustee Miller made a motion authorizing a budget revision to reflect a final draw down on the SUV grant funds and increase line A3389 (Revenue State Aid Police) in the amount of \$9405.80 which was seconded by Trustee Fogarty and carried by a vote of 5 ayes and 0 nays. Trustee Miller then made a motion to increase line A3120.4 (Police Expense) in the amount of \$9405.80 which was seconded by Trustee Edsall and carried by a vote of 5 ayes and 0 nays.

Upon the recommendation of Chief Williams, Trustee Fogarty made a motion to declare the old Merlin telephone system surplus and donate it to the Police Chief's Association of Orange County's Police Academy for the new recruit and in-service training program, which was seconded by Trustee Edsall and carried by a vote of 5 ayes and 0 nays.

Discussion then took place regarding the recent termination of police dental coverage by Boston Mutual and the need to find a new carrier as soon as possible.

The Water Department reported an average daily production of 1.061 million gallons with all bacteria samples passing N.Y.S. Standards. The required monthly and quarterly samples were collected. It was also reported that 54 utility locations were made, 18 meters were repaired or replaced, and 6 special readings were taken. In addition to routine maintenance and flushing of town hydrants, repairs to curb boxes at 16 Hampton Place, 21 Hasbrouck Avenue, and 111 Weeks Avenue were made, a hydrant at the new DPW facility on Shore Road was repaired, water leaks at 86 Maple Road and 6 Clinton Street were repaired with department assistance, and main line pressure reduction vaults (PRV's) were serviced.

Black Rock Water Superintendent June reported that he met with Waltech Construction to discuss the upcoming tank installation and equipment updates. He has contacted Hazen and Sawyer regarding prints of work to be done at the plant. It is anticipated these prints will be ready within the next 2 weeks. He further reported that the roadway to float control should be completed within the next week. This was delayed due to equipment repairs needed on the backhoe.

CORRESPONDENCE

Mayor Moulton is in receipt of a letter from Village Pizza & Restaurant, Inc. providing notification of intention to renew their liquor license.

Mayor Moulton is in receipt of a letter from Cornwall Independence Day Committee inviting the Village Board to take part in the 57th annual Parade on July 4, 2006 beginning at 5:00 PM.

Mayor Moulton is in receipt of a letter from Walter Koury, Commissioner of the Orange County Department of Emergency Services stating that an introductory course on new technology will take place on July 8th at 10:00 AM for municipal and law enforcement officials, and at 7:00 PM for fire and EMS officials. All training will take place at the IBEW Local 363 building in Harriman N.Y.

Mayor Moulton stated that he is in receipt of a resolution dated April 11, 2006 from Assemblyperson Nancy Calhoun proclaiming April 30 – May 6, 2006 as Municipal Clerk's Week in the State of New York.

PUBLIC COMMENT

Barbara Farabaugh of Cornwall Avenue stated that she recently read a report indicating salt put on roadways during winter storms is bad for maple trees. She would like the Village to consider putting something else down in the future. In addition, the area near Pagenstacher Park has not yet been cleaned of dumped yard waste. In fact, it appears that more debris has been placed there.

DPW Superintendent Gilmore replied that for the safety of those on Village roadways, it is not feasible to stop using salt on roadways during winter storms. He will look into her concerns regarding the dumping of debris at Pagenstacher Park.

Barry Gruber of Bayview Avenue asked what progress, if any, the Village has made on the phonebook "situation". Based on information provided to him by Chief Williams a couple of months ago, he made telephone calls to request companies stop delivering books to non customers. He was told that this practice will continue. He is appealing to the Village Board to become involved.

Mayor Moulton stated that the Village Board will look into this matter further.

OLD BUSINESS

BLACK ROCK FILTER PLANT STATUS/MODIFICATIONS

Mayor Moulton stated that this item was addressed earlier in tonight's agenda.

RIVER AVENUE IMPROVEMENTS 2006

Mayor Moulton stated that a design is being put together for this project by the DPW Superintendent.

JOINT SEWER PLANT DISCUSSION

Trustee Hahn stated that there is nothing new to report on this item.

ORANGE COUNTY COMMUNITY DEVELOPMENT GRANT

Village Clerk Mahoney received a request for additional information within the bid documents from the county. The information was quickly forwarded for review and approval. No further response has been received.

STEEP SLOPES/VIEW PRESERVATION REVISIONS

Mayor Moulton stated that this item remains tabled for additional review.

RIVERFRONT PARK SHELTER

Mayor Moulton stated that the structure is approximately 90% complete. A dedication will be scheduled for

June 3rd (the same date as Riverfest) at 10:00 AM.

COMPREHENSIVE PLAN REVIEW COMMITTEE

Deputy Attorney Protter stated that a preliminary concept plan is being prepared for public review and comment. A public hearing will be scheduled soon after.

LOCAL DEVELOPMENT CORPORATION (LDC)

Mayor Moulton stated that the committee is actively pursuing commercial development. A meeting has been scheduled with a local business on Friday June 2nd.

FEE SCHEDULE - REVISIONS

DPW Superintendent has some draft revisions on the fee schedule. It is hoped they will be ready for discussion at the next work session.

WATERFRONT REVITALIZATION COMMITTEE

Mayor Moulton stated that the committee continues to meet regularly. A top priority of the committee has been to develop a plan for improvements to the waterfront, and to find grant opportunities to fund these improvements.

Trustee Hahn requested that the DPW Superintendent draft a letter to the Cornwall Yacht Club thanking them for assistance provided by yacht club personnel and equipment to drive in pilings for the Village's floating docks. DPW Superintendent Gilmore responded that a letter has already been prepared and sent.

WATER DEPARTMENT ORGANIZATION

Mayor Moulton stated that a proposed organizational chart and job descriptions on two new positions has been brought to the Village Board for review. The new proposed positions are Senior Water Treatment Plant Operator and Water Maintenance Supervisor. Deputy Village Attorney Protter suggests that these job descriptions be brought to the ongoing CSEA contract negotiations for review and suggestions.

NEW BUSINESS

REVENUE ANTICIPATION NOTE - SEWER RENTS

Trustee Fogarty offered the following resolution and moved its adoption.

REVENUE ANTICIPATION NOTE RESOLUTION OF THE VILLAGE OF CORNWALL-ON-HUDSON, ADOPTED MAY 15, 2006, AUTHORIZING THE ISSUANCE OF \$15,000.00 REVENUE ANTICIPATION NOTES IN ANTICIPATION OF THE RECEIPT OF SEWER RENTS DUE IN THE FISCAL YEAR ENDING FEBRUARY 28, 2007

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF CORNWALL-ON-HUDSON IN THE COUNTY OF ORANGE NEW YORK, AS FOLLOWS:

Section 1. Revenue Anticipation Notes (herein called "Notes") of the Village of Cornwall-on-Hudson (hereinafter called "Village), in the County of Orange, New York, in the aggregate principal amount of \$15,000.00, and any notes in renewal thereof, are hereby authorized to be issued pursuant to the provisions of Sections 25.00 and 39.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law").

Section 2. a) Notes in the principal amount of \$15,000.00 shall be issued in anticipation of the Sewer Rents which are expected to be received by the Village, in the fiscal year ending February 28, 2007.

b) The total amount of such Sewer Rents estimated to be received in the 2006-2007 fiscal year is estimated to be \$325,000.00.

c) The total amount of such Sewer Rents which has been received or collected as of the date of adoption of this resolution is \$53,095.79.

d) The amount of any outstanding revenue anticipation notes heretofore issued in anticipation of such Sewer Rents during or on account of the fiscal year 2006-2007 is \$0.00.

e) The total amount of Sewer Rents actually collected or received in the Village's 2005-2006 fiscal year was \$303,338.68.

Section 3. The following additional matters are hereby determined and declared:

a) The Notes are not issued in renewal of other notes.

b) The Notes shall mature within the period of one year from the date of their issuance.

c) The annual budget of the Village for the 2006-2007 fiscal year was adopted on January 23, 2006.

d) The Notes are issued in anticipation of the collection of revenues other than real estate taxes or assessments.

Section 4. The Notes hereby authorized shall contain the recital of validity prescribed by Sec. 52.00 of the Law and shall be general obligations of the Village, and the faith and credit of the Village are hereby pledged to the punctual payment of the principal of and interest on the Notes and unless the Notes are otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget of the Village and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 5. Subject to the provisions of this resolution and of the Law, and pursuant to Section 50.00 and Sections 56.00 to 61.00 of the Law, inclusive, the power to sell and issue the Notes authorized pursuant hereto, or any renewals thereof, and to determine the terms, form and contents, including the manner of

execution, of such Notes, and to execute arbitrage certifications relative thereto, is hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The Notes shall be executed in the name of the Village by the manual signature of the Village Treasurer or the Village Clerk, and shall have the corporate seal of the Village impressed or imprinted thereon which corporate seal may be attested by the manual signature of the Village Clerk.

Section 7. This resolution shall take effect immediately.

The adoption of the foregoing resolution was seconded by Trustee Miller and duly put to a vote on roll call, which resulted as follows: Ayes (5) Nays (0)

The resolution was declared adopted.

FIRE DEPARTMENT FLOOR REPLACEMENT

Mayor Moulton stated that the concrete floor of the truck bay is in need of replacement. A request for proposals brought in 3 responses.

Upon the recommendation of the Fire Chief, Trustee Edsall made a motion to award the project to Nannini & Callahan in the amount not to exceed \$11,495.00 and to Smith Bros. in the amount not to exceed \$4,500.00 for the concrete. The motion was seconded by Trustee Miller and carried by a vote of 5 ayes and 0 nays.

SURPLUS EQUIPMENT – PHONE SYSTEM & DPW EQUIPMENT

Mayor Moulton stated this item was addressed earlier in tonight’s agenda.

POLICE CHIEF EMPLOYMENT AGREEMENT

Trustee Hahn made a motion to table approval of this agreement in order to allow the Village Board time to prepare uniform employment agreements for all department heads which was seconded by Trustee Fogarty and carried by a vote of 5 ayes and 0 nays.

RESIGNATION OF DR. WILLIAM GEISER, ZBA CHAIRPERSON

Trustee Fogarty made a motion, with regret, to accept the resignation of Dr. William Geiser, Chairperson of the Village of Cornwall-on-Hudson Zoning Board of Appeals, effective immediately which was seconded by Trustee Hahn and carried by a vote of 5 ayes and 0 nays.

APPOINTMENT OF GEORGE PATSALOS – PART TIME POLICE OFFICER

Upon the recommendation of Chief Williams, and the applicant having completed the current necessary education requirements for the position, Trustee Miller made a motion to appoint George Patsalos as a Part Time Village of Cornwall-on-Hudson Police Officer, effective immediately, at \$16.00 per hour which was seconded by Trustee Hahn and carried by a vote of 5 ayes and 0 nays.

WATER PENALTY RELIEF REQUEST – 17 ALGERNON STREET

Mayor Moulton is in receipt of a request from Mrs. Growney, owner of property at 17 Algernon Street remove \$115.80 in penalties. The bill had been sent to the tenant and was not paid. The most recent bill is the first received by the owner.

Trustee Hahn made a motion to deny this request which was seconded by Trustee Miller and carried by a vote of 5 ayes and 0 nays.

VEHICLE USE POLICY RESOLUTION

Trustee Hahn introduced the following and moved for its adoption.

WHEREAS, use of Village of Cornwall-on-Hudson owned vehicles by employees is limited to Official Village Business only; and

WHEREAS, personal use of Village of Cornwall-on-Hudson owned vehicles is prohibited, and

WHEREAS, the Police Chief, DPW Superintendent, Water Superintendent, SKEC #2 Fire Chief, and SKEC #2 Assistant Fire Chief, who are on call 24 hours a day, are exempt from the above requirements and may use the Village of Cornwall-on-Hudson owned vehicle on a 24 hour a day basis for use when in the Village or in an area from which they would be expected to return if needed. It is understood that this use may include the occasional non-routine personal use. It is intended that this vehicle not be a personal use vehicle nor used for social functions.

NOW, THEREFORE, BE IT RESOLVED, that this policy become effective immediately.

The foregoing resolution was seconded by Trustee Edsall and upon a vote of 5 ayes and 0 nays, the Mayor declared the resolution adopted.

Having concluded the business set before them, Mayor Moulton moved to adjourn the meeting into Executive Session to discuss a personnel matter with the DPW Superintendent which was seconded by Trustee Miller and upon a vote of 5 Ayes and 0 Nays, the meeting was adjourned at 8:25 PM.