

VILLAGE OF CORNWALL-ON-HUDSON BOARD OF TRUSTEES

August 14, 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 William T. Fogarty

Absent were: Trustee Mark J. Edsall
Trustee Peter J. Miller

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

Trustee Hahn moved for the acceptance of the July 10, 2006 Regular Meeting Minutes as written, on a motion seconded by Trustee Fogarty, the minutes were approved 3 ayes and 0 nays.

Discussion followed regarding posting Meeting Minutes on the Village website. Village Clerk Mahoney will begin posting accepted minutes as soon as possible.

TREASURER'S REPORT

Mayor Moulton stated that a treasurer's report has been prepared through July and distributed to the Village Board for review.

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

Village water, sewer, garbage & penalties	\$ 89,488.13
Town water & penalties	391,547.07

Which included 2 finals/adjustments for the Village and 7 for the Town.

The following claims were approved for payment:

General Fund claims in the amount of	\$ 276,636.12
Water Fund claims in the amount of	158,122.25
Sewer Fund claims in the amount of	3,292.80
Trust & Agency claims in the amount of	20,687.05
Capital Water claims in the amount of	649,036.62

Village Clerk Mahoney provided Board members a six year financial summary for their review. Mayor Moulton thanked her for the summary and stated it will be helpful during the next fiscal year budget preparation.

COMMITTEE REPORTS

Trees & Beautification – Trustee Fogarty reported that he met with DPW Superintendent Gilmore over the weekend to determine where trees should be planted in late September. Three will be planted on Pine St., one on Homeland/West St., three miniature pear trees (because of wires) on Avenue A, two on Weeks Ave., and two on Cornwall Ave. In addition five stumps will be removed on Spruce St., and a dead tree on Mountain Road south of the Boulevard will be taken down. He further reported that he contacted Central Hudson Gas & Electric to discuss their “pruning techniques”. The concern is the manner in which trees are being pruned from wires may cause entire trees to die. He is awaiting their response.

Summer Playground – Upon the recommendation of Village Clerk Mahoney, Mayor Moulton made a motion to authorize the appointment of three additional (3) Counselors to assist with the record number of children registered. The motion was seconded by Trustee Hahn and carried by a vote of 3 ayes and 0 nays.

PUBLIC COMMENT

Barry Gruber of Bayview Avenue asked for a status report regarding the littering of phonebooks on Village properties. Deputy Attorney Protter stated that there is nothing new to report at this time. Mr. Gruber went on to state that he witnessed a wedding party walk past the police tape placed to protect the newly planted grass in order to get to the Riverfront Shelter.

Charles Tonneson of Cherry Avenue stated that he witnessed 8 out of 9 cars were parked at Donahue Memorial Park this past Sunday evening without stickers. He suggested the Board raise the fines on parking without stickers. Police Chief Williams stated that he and Deputy Attorney Protter are working together to redesign the parking tickets and increased fines will be included in the new tickets.

DEPARTMENT REPORTS

The Code Enforcement Officer reported 4 certificates of occupancy were issued. In addition 6 property maintenance, 1 unregistered vehicle, 9 basketball hoops in Village right of way, 1 dumpster enclosure/maintenance, 3 swimming pool, and 2 containers at curbside violations were issued.

The Building Inspector reported 22 on site inspections, 1 stop work order, and 13 building permits were issued.

The Department of Public Works reported sweeping of roadways, blacktopping of potholes, grass mowing, brush cutting, and general maintenance.

The Water Department reported an average daily production of 1.269 million gallons with all bacteria samples passing N.Y.S. Standards. The required monthly and quarterly samples were collected. It was also reported that 92 utility locations were made, 12 meters were repaired or replaced, and 10 special readings were taken. In addition to routine maintenance, a water leak was repaired at 72 Maple Rd., a water main leak was repaired

at Storm King Golf Club, a fire hydrant was raised on Mailler Avenue, and main line pressure reduction vaults (PRV's) were serviced.

Water Superintendent June further reported that the Catskill water plant was off line for 17 days in July due to high turbidity and plant cleaning.

The Police Department reported 12 COVAC assists; 12 calls were covered for/assisted to Town Police; 12 responses to burglar alarms; 5 E-911 hangups; 2 domestic incidents; 87 crimes were committed; 5 vehicle lockouts; 10 accidents were investigated; 17 moving violations; and 35 parking tickets were issued. Total patrol miles = 4,075, not including mileage on Chief's vehicle.

Chief Williams reported that Sergeant Christopher Park continues investigation of four (4) open cases.

Upon the recommendation of Chief Williams, Trustee Fogarty made a motion to appoint Carlyle D. Croyle as Crossing Guard, and Darlene Whiting, John R. Gordon, and Carl W. Bryde as Substitute Crossing Guards which was seconded by Trustee Hahn and carried by a vote of 3 ayes and 0 nays.

The Fire Department reported 43 responses, including 10 emergency medical service (EMS) calls, for a total of 1210 volunteer man hours.

OLD BUSINESS

BLACK ROCK FILTER PLANT STATUS/MODIFICATIONS

Mayor Moulton reported that installation of a surge tank inside the plant has started. The outside tank will be installed over the next couple of weeks. Once that work has been completed, Waltech will coordinate the "start up" procedures at the plant.

RIVER AVENUE IMPROVEMENTS 2006

Mayor Moulton stated that this item remains under review by the DPW Superintendent.

JOINT SEWER PLANT DISCUSSION

Trustee Hahn stated that he will meet with Town officials next week regarding a recent article in The Cornwall Local about conditions at the sewer plant.

ORANGE COUNTY COMMUNITY DEVELOPMENT GRANT

Trustee Fogarty introduced the following resolution and moved for its adoption.

WHEREAS, the Village of Cornwall-on-Hudson submitted its Application for consideration under the FY-05 Orange Urban County Consortium Community Development Program; and

WHEREAS, the Village of Cornwall-on-Hudson has received approval from the Orange County Office of Community Development to advertise for bids under the Orange Urban County Consortium Community Development Guidelines for the FY-2005 program year, having met all of its applicable requirements.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village-of-Cornwall on Hudson does hereby authorize a bid opening to be held on August 31, 2006 at 2:00 PM in the Office in the Village Clerk, and further directs the Village Clerk to advertise for bidders a minimum of fourteen (14) days prior to the bid opening date.

The foregoing resolution was seconded by Trustee Hahn and carried by a vote of 3 ayes and 0 nays.

STEEP SLOPES/VIEW PRESERVATION REVISIONS

Mayor Moulton stated that this item remains tabled.

RIVERFRONT PARK SHELTER

Mayor Moulton stated that the structure is essentially complete. Hand rails will be installed shortly and some landscaping work remains. A dedication ceremony of the shelter, in memory of Trustee Anthony Ferraro, was held on August 5, 2006 at 10:00 AM.

COMPREHENSIVE PLAN REVIEW COMMITTEE

Chairperson Murphy stated that the committee hopes to receive approval from the Village Board to fund "authorship" of the final document. The committee has completed its work and needs assistance in putting it in the proper format for Village Board review. Mayor Moulton replied that approval was granted. Funds were set aside in this year budget for this project and a grant application for \$12,500.00 has been submitted to the County for consideration.

LOCAL DEVELOPMENT CORPORATION (LDC)

Mayor Moulton stated that the committee is actively working on projects in the Village Center.

FEE SCHEDULE - REVISIONS

Mayor Moulton stated that this matter will be tabled for additional review.

WATERFRONT REVITALIZATION COMMITTEE

Mayor Moulton stated that there is nothing new to report on this item.

CSEA & PBA NEGOTIATIONS

Mayor Moulton stated that negotiations on a CSEA contract are nearing completion. Negotiations on a PBA contract are on hold awaiting the return of the PBA President.

ENCROACHMENTS

Mayor Moulton stated that a survey completed a couple of years ago showed encroachments of several properties onto the Village right of way along Cornwall Avenue, Grandview Avenue, River Street, Hudson St., etc. This survey has been studied by the Village Engineer and DPW Superintendent to identify the most significant encroachments in order to make improvements to the roadway. The Village Board will be discussing how to bring about the removal of the encroachments next month.

NEW BUSINESS

BUDGET TRANSFER

Mayor Moulton is in receipt of a memo from Village Clerk Mahoney requesting a budget transfer. This is to move funds into the appropriate line to pay an invoice on the bond sale which closed in July.

Upon her recommendation, Trustee Hahn made a motion authorizing a budget revision to move \$5,000.00 from line A1990.4 (General Contingency) to A9710.4 (General Serial Bonds Expense which was seconded by Trustee Fogarty and carried by a vote of 3 ayes and 0 nays.

WATER DEPARTMENT APPOINTMENT

Upon the recommendation of Water Superintendent June, Mayor Moulton made a motion to appoint Lawrence J. Lawless a Water Maintenance Worker for the Village of Cornwall-on-Hudson, effective immediately, at the pay rate and conditions of that position under the existing CSEA contract which was seconded by Trustee Fogarty and carried by a vote of 3 ayes and 0 nays.

DPW/SEWER APPOINTMENT

Upon the recommendation of DPW Superintendent Gilmore, Trustee Fogarty made a motion to appoint Robert Gillim a DPW Sewer Laborer for the Village of Cornwall-on-Hudson, effective immediately, at the pay rate and conditions of that position under the existing CSEA contract which was seconded by Trustee Hahn and carried by a vote of 3 ayes and 0 nays.

ST. LUKES/CORNWALL HOSPITAL GALA

Mayor Moulton stated that the Gala is scheduled for Saturday, September 9th at Donahue Memorial Park. It is the second time since 2003 that it will take place here. The Police Department is working with their Security Team, and the DPW Department will make sure the Park is ready. This event helps to raise needed funds for the hospital.

COLLATERAL SOURCE BILL

Mayor Moulton introduced the following resolution and moved for its adoption.

WHEREAS, the Board of Trustees of the Village of Cornwall-on-Hudson has been advised that there is pending before the New York State Legislature a bill known as the Collateral Source Bill (S.1544/A.4354)

which bill proposes to equalize the treatment of collateral sources in tort actions against public defendants, including the Village of Cornwall-on-Hudson, by applying the same standard used in cases against private defendants, and

WHEREAS, the proposed collateral source bill would provide that a public employer would be entitled to a reduction in awards for future lost earnings in the amount of disability pensions and related programs received by the claimants that are meant to serve the same purpose as such awards, thereby preventing double recoveries by public employees, and

WHEREAS, the enactment of the collateral source bill would place the Village of Cornwall-on-Hudson and other public employers in the same category as private employers in that such collateral source payments would be applied to future lost earnings awards,

NOW, THEREFORE, BE IT RESOLVED, that the Village Board officially supports the adoption of the Collateral Source Bill (S.1544/A.4354) and directs that a certified copy of this resolution be sent to the following:

New York State Governor George Pataki by forwarding a copy to Richard M. Platkin, Esq., Counsel of the Governor, New York State Senate Majority Leader Joseph L. Bruno, New York State Assembly Speaker Sheldon Silver, New York State Senator William J. Larkin and Assemblywoman Nancy Calhoun.

The foregoing resolution was seconded by Trustee Hahn and carried by a vote of 3 ayes and 0 nays.

CENTRAL HUDSON GAS & ELECTRIC – POWER OUTAGES

Trustee Hahn stated that he has requested Central Hudson representatives provide a detailed account as to why there have been so many power outages in the Village in recent weeks.

Having concluded the business set before them, Trustee Fogarty moved to adjourn the meeting into Executive Session to discuss contractual matters with the attorney and DPW Superintendent, which was seconded by Trustee Hahn and upon a vote of 3 Ayes and 0 Nays, the meeting was adjourned at 8:15 PM.