

VILLAGE OF CORNWALL-ON-HUDSON BOARD OF TRUSTEES

June 18, 2007

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 Joseph J. Gross (arrived at 7:45 P.M.)
Trustee Charles R. Hahn
Trustee Mark J. Edsall
Trustee William T. Fogarty
Trustee Peter J. Miller

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

PUBLIC HEARING INTRODUCTORY LOCAL LAW I-2 of 2007, "Storage Shed Exceptions to Yard Requirements Local Law" Proof of Notice, Affidavit of Posting and Publication having been furnished, and copies of the text having been given to each Board Member on May 21, 2007, the Public Hearing on Storage Sheds Exceptions to Yard Requirements Local Law was called to order at 7:30 PM by Deputy Mayor Hahn.

Having no one speak for or against said amendment, the Deputy Mayor declared the Hearing was closed at 7:31 PM.

Trustee Fogarty moved for the acceptance of the May 21, 2007 Regular Meeting and June 11, 2007 Special Meeting Minutes as presented, on a motion seconded by Trustee Miller, the minutes were approved 4 ayes and 0 nays.

TREASURER'S REPORT

Deputy Mayor Hahn stated that a treasurer's revenue report has been prepared through May and distributed to the Village Board for review.

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

Village water, sewer, garbage & penalties	\$ 60,481.02
Town water & penalties	389,867.58

Which included 6 finals/adjustments for the Village and 4 for the Town.

The following claims were approved for payment:

General Fund claims in the amount of \$ 810,896.49
Water Fund claims in the amount of 573,419.02

Sewer Fund claims in the amount of 241,532.96
Trust & Agency claims in the amount of 907.04
Capital Water claims in the amount of 50,312.19

COMMITTEE REPORTS

Summer Playground – Trustee Edsall reported that the Summer Playground Director has provided a list of requested appointments for Counselors and Counselors In Training. He tabled action on these appointments until later in tonight’s agenda.

DEPARTMENT REPORTS

The Water Department reported an average daily production of 1.251 million gallons with all bacteria samples passing N.Y.S. Standards. The required monthly and quarterly samples were collected. It was also reported that 73 utility locations were made, 5 meters were repaired or replaced, and 9 special readings were taken. In addition to routine building maintenance, water leaks were repaired and black topped at 191 Main St, and 39 Pine St. Fire hydrants were repaired at Orrs Mill Rd & Lyndon Lane, Willow Ave & Firth St., and at Palomino Place. Curb boxes were repaired at 22 Idlewild Park Dr. and 207 Boulevard. Hydrant flushing of the Town and Mountain system was completed.

Water Superintendent June reported that fire hydrants on the Mountain system were flow tested by the Village Engineers. In addition a door was repaired and fencing removed around the Upper Chlorinator building.

Water Superintendent June further reported the Black Rock Treatment Plant is running daily, flushing to waste. The first set of water samples were collected on June 15th. We are awaiting those results to make final adjustments to the plant.

The Fire Department reported 51 events, including 9 emergency medical service (EMS) calls, for a total of 742 volunteer man hours.

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

The Building Inspector reported 52 on site inspections, 4 fire inspections, 3 municipal searches, and 4 building permits were issued.

The Department of Public Works reported blacktopping of potholes, replacement of 100’ roadway section on Mountain Road and installation of longer guide-rail posts from storm damage, four (4) tree plantings, clean up of municipal lot for striping, yard waste pick up, and placement of topsoil and reseeded of areas on Lafayette Street and Elpis from last years blacktop project.

The Police Department reported 9 COVAC assists; 24 calls were covered for/assisted to Town Police; 6 responses to burglar alarms; 2 E-911 hangups; 2 domestic incidents; 19 crimes were committed; 2 vehicle lockouts; 4 accidents were investigated; 47 moving violations; and 62 parking tickets were issued. Total patrol miles = 3,990 not including mileage on Chief’s vehicle.

Chief Williams reported that Sergeant Christopher Park continues investigation on eight (8) open cases. In addition, P.O. Bailey attended Police Officer Bicycle School.

Chief Williams further reported that crime statistics for the first 4 months of 2007 showing a dramatic decrease over the same period of 2006. In addition, the Memorial Day parade was covered with no incidents.

CORRESPONDENCE

Deputy Mayor Hahn is in receipt of a letter from Charles Vankirk of Weeks Avenue requesting a reduction in garbage charges. He will be away from June 16th until sometime in October.

Trustee Miller made a motion to authorize a 50% reduction in according with existing Village policy, which was seconded by Trustee Fogarty and carried by a vote of 4 ayes and 0 nays.

Deputy Mayor Hahn is in receipt of a letter from Lee Murphy of 269 Hudson Street requesting a crosswalk at the intersection of Hudson Street and Avenue A. Deputy Mayor Hahn agrees there is a great need for a crosswalk at that intersection, but handicap curb cuts must first be made to the sidewalk.

OLD BUSINESS

BLACK ROCK FILTER PLANT STATUS/MODIFICATIONS

Water Superintendent June stated that this item was discussed earlier in tonight's agenda.

JOINT SEWER PLANT DISCUSSION

Deputy Mayor Hahn stated that he has nothing new to report.

ORANGE COUNTY COMMUNITY DEVELOPMENT GRANT – ADA BATHROOMS SKEC #2

Village Clerk Mahoney reported that we are awaiting funds from the Orange County Community Development Office in order to pay the contractor.

STEEP SLOPES/VIEW PRESERVATION REVISIONS

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

COMPREHENSIVE/MASTER PLAN REVIEW COMMITTEE

Deputy Mayor Hahn stated that the Master Plan draft is now in its final stages before being presented to the Village Board for review.

LOCAL DEVELOPMENT CORPORATION (LDC)

Deputy Mayor Hahn stated there is nothing new to report on this item.

Mayor Gross arrived at 7:45 P.M.

WATERFRONT REVITALIZATION COMMITTEE

Chairperson John Wenz stated that an application under the Hudson River Estuary Program is being prepared. A grant in the amount of \$25,000.00 for "Preliminary Usage and Hudson River Access Plan for Donahue Memorial Park" is being sought.

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

WHEREAS, the Village of Cornwall-on-Hudson Waterfront Revitalization Committee is hereby submitting its Application for consideration under the Hudson River Valley Estuary Management Program of the New York State Department of Environmental Conservation for a grant under the Hudson River Estuary Management Act (ECL, 11-0306) for a project to be located at Donahue Memorial Park, a site located within the territorial jurisdiction of this Village Board of Trustees; and

WHEREAS, as a requirement under the rules of this program, the Waterfront Revitalization Committee must obtain the "approval/endorsement of the governing body of the municipality in which the project will be located";

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village-of-Cornwall on Hudson does hereby approve and endorse the application of the Village of Cornwall-on-Hudson Waterfront Revitalization Committee for a grant under the Hudson River Estuary Management Act, for a project known as "Preliminary Usage and Hudson River Access Plan for Donahue Memorial Park" and located within this community and authorizes the Mayor to sign the application.

The foregoing resolution was seconded by Trustee Edsall and carried upon a vote of 5 ayes and 0 nays.

INTRODUCTORY LOCAL LAW – HAND BILL AND UNSOLICITED PRINTED MATERIALS

Mayor Gross stated that Assemblyperson Nancy Calhoun has introduced a bill to the New York State Legislature regarding unsolicited printed materials.

DONAHUE MEMORIAL PARK – GROUP USE DISCUSSION

Mayor Gross stated that the Village Clerk has been receiving requests for group use events at Donahue Memorial Park. Until such time that a policy is implemented, these requests need to be addressed by the Village Board.

After some discussion, Trustee Miller made a motion to approve requests on a "trial" basis, provided a \$125.00 fee is paid and a limit of 10 vehicles maximum be permitted, which was seconded by Trustee Edsall and carried by a vote of 5 ayes and 0 nays.

Discussion regarding implementation of a "group use policy" took place. One major item of concern is the limited parking available at Donahue Memorial Park. This item was then tabled for further discussion at the next work session.

REVIEW OF GARBAGE PICKUP CONSOLIDATION/RESTRUCTURING

DPW Superintendent Gilmore stated that he has nothing to report on this item at this time.

PROPOSED LL #I-2/2007 – STORAGE SHEDS EXCEPTIONS TO YARD REQUIREMENTS

Deputy Village Attorney Protter stated that there is a 30 day notification provision that must expire prior to its adoption. The proposed local law was forwarded to the Orange County Planning Department on May 22, 2007. The Village Board agreed to table action on this item until the next meeting.

SEASONAL DOCKS – VILLAGE BOAT RAMP

DPW Superintendent Gilmore stated that the Cornwall Yacht Club will be assisting his department with the installation of pilings sometime this coming week.

NEW BUSINESS

MUNICIPAL LOT DISCUSSION

DPW Superintendent Gilmore presented the Village Board a proposal for improvements to the Village's municipal lot and property leading from the school ball field area to River Avenue. Local businesses have agreed to donate 100% of the cost for services and equipment. In addition, Senator Larkin has pledged a member item grant in the amount of \$30,000 in 2008 for paving. In return, the benefactors are asking for Village Board approval within 30 days. Mr. Gilmore further asks that the Board purchase a plaque recognizing each person or business for their generosity to our community.

After a lengthy discussion, Trustee Edsall made a motion authorizing Mr. Gilmore to have Steven Drabick survey the property (one of the offers of donation) and to allocate \$500.00 for a topography design plan. The motion was seconded by Trustee Fogarty and carried by a vote of 5 ayes and 0 nays.

SEASONAL WORKERS – DPW

Trustee Miller made a motion to authorize the hiring of two (2) seasonal workers in the Department of Public Works each not to exceed 20 hours per week. The pay scale, dependent upon experience, is from \$8.50 to \$12.00 per hour. The motion was seconded by Trustee Fogarty and carried by a vote of 5 ayes and 0 nays.

MCGUINNESS EASEMENT

Trustee Edsall introduced the following motion and moved for its adoption.

WHEREAS, Lorraine McGuinness has requested the Village to convey to her a permanent water line easement within a Village owned parcel of land described in Liber 900 of Deeds on page 39 filed in the Orange County Clerk's Office on December 24, 2942; and

WHEREAS, Mrs. McGuinness intends to construct a water line within the easement area leading from 304 Hudson Street to a public main located on the premises.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Cornwall-on-Hudson, does hereby authorize and direct the Mayor to execute and deliver to Lorraine McGuinness a permanent water line easement substantially in the form annexed, subject to permissive referendum as permitted by law.

The foregoing resolution was seconded by Trustee Hahn and carried by a vote of 5 ayes and 0 nays.

INTRODUCTION PROPOSED LL#3 2007-AMENDMENT TO SUBDIVISION OF LAND LAW

Deputy Village Attorney stated that the draft memo on this item is for board review. It is not ready at this time for public introduction.

RESOLUTION AUTHORIZING DEPUTY VILLAGE ATTORNEY TO SIGN TOLLING AGREEMENT – CONSOLIDATED IRON

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

WHEREAS, the Board of Trustees has determined that it is in the public interest to enter into a "Tolling Agreement" with the United States Environmental Protection Agency on behalf of the Village to facilitate settlement negotiations between the Parties in connection with costs related to the release or threat of release of hazardous substances at the Consolidated Iron and Metal Co., Superfund Site located at the foot of Washington Street, Newburgh, New York; and

WHEREAS, the Board of Trustees has reviewed and approves the terms and conditions of said agreement.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Cornwall-on-Hudson, Orange County, New York, authorizes Howard Protter, Village Attorney to sign the "Tolling Agreement" on behalf of the Village as a Cooperating Party.

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

SUMMER PLAYGROUND

Trustee Edsall made a motion to authorize appointment of the following additional counselors, subject to verification of the number staying within the budget: Kristina Grace, Hayle Kriegel, Noel Poindexter, James Silverhardt, Kathleen Visconti and Kelly Whalen. The motion was seconded by Trustee Miller and carried by a vote of 5 ayes and 0 nays.

PUBLIC COMMENT

Carol O'Keefe of 2 Payson Road requested status on the proposed River Avenue Improvements Project that had been a previous agenda item.

DPW Superintendent Gilmore stated that he submitted a plan to the Village Board for review, but that funding was not available and the matter was tabled.

Having concluded the business set before them, Trustee Edsall moved to adjourn the meeting which was seconded by Trustee Hahn and upon a vote of 5 Ayes and 0 Nays, the meeting was adjourned at 9:10 PM.