

VILLAGE OF CORNWALL-ON-HUDSON BOARD OF TRUSTEES

April 16, 2012

The regular meeting of the Board of Trustees was called to order at 7:00 P.M., with the Pledge of Allegiance, at 325 Hudson St., Cornwall-on-Hudson, N.Y.

The following Board Members were in attendance:

Mayor Brendan G. Coyne
Deputy Mayor Mark J. Edsall
Trustee James P. Kane
Trustee Peter Russell (arrived 7:20 pm)

Absent Was: Trustee Andrew Argenio

Also present were: DPW Superintendent David Halvorsen, Attorney for the Village Joseph McKay, and Village Clerk Jeanne Mahoney.

Mayor Coyne announced that there is a binder on the back table for anyone interested in looking at minutes, correspondence, and resolutions that will be discussed this evening.

PUBLIC COMMENT

Brigid Flynn of 28 Andrews Street stated that she is concerned about signs, banners, etc. which were recently placed in the Village Square area. She is a member of the Cornwall Garden Club and would like to have that practice stopped to keep this area “beautified”. She requests that no commercial signs be permitted to be placed in the gazebo, on the roadway islands, and around the Village Square area.

MINUTES

Mayor Coyne moved for the acceptance of the February 27, 2012 Business Meeting Minutes which was seconded by Deputy Mayor Edsall and carried by a vote of 3 Ayes and 0 Nays.

Deputy Mayor Edsall moved for the acceptance of the March 26, 2012 Business Meeting Minutes as written which was seconded by Mayor Coyne and carried by a vote of 3 Ayes and 0 Nays.

Mayor Coyne moved for the acceptance of the April 2, 2012 Reorganization Meeting Minutes which was seconded by Deputy Mayor Edsall. Deputy Mayor Edsall requested a correction to page #5 to reflect the current IRS mileage allowance which is \$0.555 per mile. The minutes were then approved upon a vote of 3 Ayes and 0 Nays.

CORRESPONDENCE

Mayor Coyne is in receipt of the following correspondence:

- Letter from Orange County Office of the Aging regarding an upcoming date for delivering meals.

TREASURER’S REPORT

Treasurer Mahoney reported that during the month of March, she reconciled monthly bank statements and received \$1,597,688.81 in tax payments.

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

Village water, sewer, garbage & penalties	\$ 66,378.01
Town water & penalties	462,040.92

which included 1 final/adjustments for the Village and 6 for the Town.

Warrant #4 – Deputy Mayor Edsall made a motion to approve the April 2012- Warrant (#4) and authorize payments totaling \$260,495.04 which was seconded by Mayor Coyne and carried by a vote of 3 Ayes and 0 Nays.

Treasurer Mahoney reported that due to a software problem, the revenue and expenditure reports for the month of March are not available for tonight’s meeting. They will be distributed to the Board once the issue has been resolved.

Ms. Mahoney further reported that Nugent & Haeussler would like to begin their audit of the 2011-2012 year the first week of June.

BOARD DEPARTMENT REPORTS

Building Department Mayor Coyne reported 9 building permits were issued, 8 certificates of compliance/occupancy were issued, 10 onsite inspections performed, 2 violation notices were issued, and 1 fire inspection was conducted. Inspector Maldonado worked 40 hours and Inspector Maggio worked 40 hours in February.

Fire Department – Deputy Mayor Edsall reported 1 car fire, 1 brush fire, 2 automatic alarms, 7 medical calls, 1 wire/electrical emergency call, 2 gas odor/carbon monoxide detectors, 5 public service calls, 8 drills at the firehouse, and 21 training drills outside the firehouse for a total of 46 events and 541 man hours.

Police Department Trustee Kane reported 1 burglary, 3 criminal mischief, 2 petit larceny, 5 arrests, 2 traffic accidents, 18 traffic tickets issued, 21 warnings issued, 2 fire response calls, 3 domestic incidents, 17 alarm response calls, 3 animal complaints, 4 noise complaints, 7 suspicious vehicle calls, 4 assists to the Town of Cornwall Police Department, 7 EMS assist calls, and 3 assists to other agencies.

He also reported that Police Chief Dixon, P.O. Terwilliger, and P.O. Nye attended an “Amber Alert” protocol seminar held at the Rockland County Police Academy. P.O. Peña and P.O. Terwilliger attended the annual Orange County “Stop DWI” conference held at Anthony’s Pier 9. In addition the

Walmart store in Monroe recently donated a 32” flat screen television and DVD player to the department. These items will be used for both training DVD’s and viewing surveillance video footage.

Resolution Authorizing Mayor to sign the Orange County 911 Automatic Vehicle Locator (AVL) Police Dispatching System Inter-Agency Agreement

Mayor Coyne introduced the following resolution and moved for it’s adoption.

WHEREAS, the Village of Cornwall-on-Hudson wishes to take part in the Orange County 911 Automatic Vehicle Locator (AVL) Police Dispatching System.

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 sign the Inter-Municipal Agreement between the Orange County Department of Emergency Services and the Village of Cornwall-on-Hudson for a 911 Automatic Vehicle Locator (AVL) Police Dispatching System Inter-Agency Agreement.

The foregoing resolution was seconded by Deputy Mayor Edsall and carried upon a vote of 3 Ayes and 0 Nays.

Department of Public Works – Mayor Coyne reported 3 catch basins were repaired, continued cleanup of storage yard, weekly meetings with FEMA representatives preparing project worksheets for the Village, repairs and maintenance of Village vehicles and equipment, repairs to guide rail at Donahue Memorial Park, sweeping of streets, weekly yard waste collection, and tree trimming.

He also reported that portions of Mountain road will be closed in late July and August for repairs.

DPW Facility Renovations – Mayor Coyne reported that phase 1 renovations are ongoing and expect to be complete by the middle of May.

Mayor Coyne made a motion to enter into a professional services agreement with David Wieboldt, architect for the Village, to design a sprinkler system (phase 2) and code violation remediation plan (phase 3) at a cost up to construction not to exceed \$16,800.00 which was seconded by Trustee Kane and carried by a vote of 3 Ayes and 0 Nays.

Mayor Coyne reported that a bid opening was held on December 15, 2011 for “Structural Repairs and Miscellaneous Alterations” at the DPW facility on Shore Road. The bid form included a base bid for the structural repairs & miscellaneous alterations and two (2) alternates (alternate #1 was for installation of approach slabs, and alternate #2 was for replacement of gypsum board and thermal insulation plus painting). The base bid was awarded to Eugene DiLorenzo, Inc. on February 13, 2012. Award of an alternate(s) was deferred until now.

Trustee Russell arrived.

Mayor Coyne made a motion awarding “Alternate 2” of the December 15, 2011 bid entitled “Structural Repairs and Miscellaneous Alterations” to Eugene DiLorenzo, Inc. in the amount of \$16,800.00 which was seconded by Deputy Mayor Edsall and carried upon a vote of 4 Ayes and 0 Nays.

Water Department – Trustee Russell reported an average daily production of 1.011 million gallons with all bacteria samples passing N.Y.S. Standards. The required monthly and quarterly samples were collected (a total of 62). A total of 40 utility mark-outs were done, 22 meters were repaired or replaced, 6 final meter readings were taken, and water meter reading was completed. In addition weekly maintenance was performed on flow controls to Black Rock Plant, maintenance of pressure reducing valves within the system was started, water leak detection is ongoing, buildings and grounds maintenance/cleanup is ongoing, replacement of split rail fencing damaged or lost during Hurricane Irene at the well field has started, generator design and work is continuing for the wells and Riley Rd station, FEMA work is continuing as weather and manpower allows, the 2011 water quality report is being finalized and will be mailed in late May, and prep work for system hydrant flushing was completed.

OTHER BUSINESS

ARBOR DAY TREE PLANTING: DONATION FROM CORNWALL LIONS

Mayor Coyne is in receipt of a \$250.00 donation from the Cornwall Lions Club. This money will be used to purchase trees for planting on Friday, April 27th (Arbor Day). He thanked the Lions Club for their generosity.

CHURCH STREET, DUNCAN AVENUE AND CLARK AVENUE: PARKING

After some discussion, Board members agreed that the proposed local law to restrict parking on lower Duncan Avenue and upper Church Street should include a parking restriction for Clark Avenue of 185 feet along the west side (fire house side) from Hudson Street.

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

WHEREAS, prohibiting parking on certain portions of Church Street, Duncan Avenue, and Clark Avenue will allow traffic to flow more safely and is in the overall public interest; and

WHEREAS, the Village Board wishes to set a time and place for a public hearing to consider the adoption of an amendment to Chapter 155-48 of the Village Code prohibiting parking on a portion of Church Street, Duncan Avenue, and Clark Avenue;

NOW, THEREFORE, IT IS HEREBY

RESOLVED, that the Village Board hereby determines that it will be the lead agency with respect to the review of the proposed local law (the “project”) in accord with New York State Environmental Quality Review Act (“SEQRA”) and part 617 of the regulations implementing SEQRA, since there are no other agencies that have the authority to approve the project; and let it be further

RESOLVED, that the Village Board hereby classifies the action as an unlisted action under SEQRA; and let it be further

RESOLVED, that a public hearing be held by the Village Board in order to receive comments and suggestions regarding the proposed amendment to the local law prohibiting parking on a portion of Church Street, Duncan Avenue, and Clark Avenue, and to receive any comments concerning the

potential adverse environmental impacts of the proposed legislation in accord with SEQRA, on May 21, 2012, at 7:01 p.m. at the Village Hall located at 325 Hudson Street, Cornwall-on-Hudson, New York; and it is further

RESOLVED, that the Village Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

The foregoing resolution was seconded by Trustee Kane and carried upon a vote of 4 Ayes and 0 Nays.

CORNWALL YACHT CLUB: LEASED RIVERFRONT: SURVEY BEING UNDERTAKEN

Mayor Coyne reported that the Board has agreed to have a survey done of the entire river front.

CSEA/PBA

Attorney for the Village McKay reported that he received the final draft contracts on Friday, April 13th along with some supplemental correspondence this morning. This has been turned over to Mr. Jason, the labor counsel in his firm, for review and response.

COMMERCIAL AUDIOVISUAL PRODUCTIONS

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

WHEREAS, the Village Board wishes to regulate filming and audio visual productions within the Village; and

WHEREAS, the Village Board wishes to set a time and place for a public hearing to consider the adoption of the proposed local law;

NOW, THEREFORE, IT IS HEREBY

RESOLVED, that on March 26, 2012, the Village Board determined that it will be the lead agency with respect to the review of the proposed local law (the “project”) in accord with New York State Environmental Quality Review Act (“SEQRA”) and part 617 of the regulations implementing SEQRA, since there are no other agencies that have the authority to approve the project; and let it be further

RESOLVED, that the Village Board hereby classifies the action as an unlisted action under SEQRA; and let it be further

RESOLVED, that a public hearing be held by the Village Board in order to receive comments and suggestions regarding the proposed local law to regulate filming and audio visual productions within the Village, and to receive any comments concerning the potential adverse environmental impacts of the proposed legislation in accord with SEQRA, on May 21, 2012, at 7:02 p.m. at the Village Hall located at 325 Hudson Street, Cornwall-on-Hudson, New York; and it is further

RESOLVED, that the Village Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

The foregoing resolution was seconded by Trustee Russell and upon a vote of 4 Ayes and 0 Nays the motion was carried.

KAYAK BUSINESSES

Mayor Coyne reported that the issue involving Mountain Valley Guides site plan has been turned over to our Building Department for action.

FILM POTTER'S FIELD

Mayor Coyne reported that a production team recently filmed two (2) scenes for an upcoming movie entitled "Potter's Field" in the Village. A summer release of the film is expected.

MUSEUM LEASE RENEWAL

Mayor Coyne reported that the Board has agreed to have a survey done of Roe Park and the area currently being leased to the Museum.

Deputy Mayor Edsall met with Steven Drabick, the surveyor for this project, to clarify that the Board is seeking a complete survey of property being leased to the Museum. The wooded areas, including acreage that goes up into the mountain, will not require a "staked out" survey; a deed plot is sufficient. The surveyor has agreed to research the deeds in order to obtain conveyance history as well.

Discussion regarding the original lease agreement and subsequent amendments followed. The matter was then tabled for additional discussion in Executive Session later this evening.

MULTI-PURPOSE PERMIT

Mayor Coyne reported that Attorney for the Village McKay is preparing a draft "multi-purpose permit" for the Board's consideration. This item was tabled for discussion at the next work session.

RIVERFRONT CLEANUP – APRIL 15, 2012

Mayor Coyne reported that a Riverfront Cleanup was held on Saturday, April 15th. Approximately 50 volunteers attended including Colin Mangan, representatives from Storm King Adventure Tours and Mountain Valley Guides, and members of Boy Scout Troop 118. Volunteers used canoes and kayaks to clean up debris from our riverfront to the New Windsor border. He thanked everyone for their efforts.

BOARD COMMENTS

Trustee Kane thanked Storm King Adventure Tours, Mountain Valley Guides, and Boy Scout Troop #118 for leading the riverfront cleanup. In addition he thanked Storm King Engine Co. #2 and Ladies Auxiliary for offering the soup festival which is a wonderful event. He is looking forward to the next festival in October.

Deputy Mayor Edsall thanked all the organizations and volunteers involved in the riverfront cleanup and soup festival and applauded their hard work.

In response to concerns brought forth earlier this evening by Mrs. Flynn, Deputy Mayor Edsall made a motion authorizing the Mayor to work with the DPW Superintendent to remove and dispose of any unauthorized postings (i.e. banners, signs, etc.) placed in the Village Square area which was seconded by Trustee Russell and carried upon a vote of 4 Ayes and 0 Nays.

Trustee Russell and his daughter assisted with the riverfront cleanup. He thanked Tom Vesely of the Department of Public Works for cleaning up the bags collected. In addition he complimented P.O. Peña, EMS and fire department volunteers for their “speedy response” and assistance to an individual who collapsed at St. Thomas Church this past Sunday.

Mayor Coyne reported that he and other Board members attended the Little League Parade held this past weekend. The Little League program run by John Carnright does a tremendous job.

Having concluded the business set before them, Deputy Mayor Edsall moved to adjourn the meeting into Executive Session at 7:50 PM in order to discuss CSEA/PBA contract negotiations, a potential hiring in the Department of Public Works, museum property documents, a professional services discussion, an update on Auffredou litigation, a complaint filed by a DPW employee, payment to Trustee Argenio, Riverfest Agreement, an email received regarding an issue with the View Preservation District, the Bull Run Developer’s Agreement, and an Orange County Volunteer Firemen’s Association permit. The motion was seconded by Trustee Kane and carried upon a vote of 4 Ayes and 0 Nays.

The meeting was reconvened at 9:43 PM on a motion introduced by Trustee Kane, seconded by Trustee Russell and carried by a vote of 4 Ayes and 0 Nays.

Having no further business set before them, Deputy Mayor Edsall moved to adjourn the meeting at 9:44 PM which was seconded by Trustee Russell and carried by a vote of 4 Ayes and Nays.