

VILLAGE OF CORNWALL-ON-HUDSON BOARD OF TRUSTEES

January 21, 2013

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 Mark J. Edsall
Trustee James P. Kane
Trustee Peter Russell
Trustee David Carnright

Also present were: DPW Superintendent David Halvorsen, Water Superintendent Robert June, Storm King Engine Co. #2 Fire Chief Robby Vought, 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 resolutions and meeting-related documents that will be discussed this evening.

A moment of silence was observed for William Fulton, a lifetime Village resident and husband of Village Historian Colette Fulton, who passed away last week.

PUBLIC HEARING ON A LOCAL LAW AMENDING THE VILLAGE CODE OF THE VILLAGE OF CORNWALL-ON-HUDSON, NEW YORK, PROHIBITING PARKING ON PORTIONS OF HOLTS LANE

Proof of Notice, Affidavit of Posting and Publication having been furnished, a Public Hearing to amend the Village Code of the Village of Cornwall-on-Hudson, New York, Prohibiting Parking on Portions of Holts Lane was called to order at 7:02 PM on a motion by Trustee Kane, seconded by Deputy Mayor Edsall and carried by a vote of 5 Ayes and 0 Nays.

Hearing no one speak for or against said local law, Trustee Russell made a motion to close the public hearing at 7:03 pm which was seconded by Trustee Carnright and carried by a vote of 5 Ayes and 0 Nays.

Mayor Coyne read the Local Law into the record.

Be it enacted by the Village Board of the Village of Cornwall-on-Hudson, County of Orange, State of New York, as follows:

Section 1.

This Local Law is enacted pursuant to Section 1640-(6) of the NYS Vehicle and Traffic Law for the purpose of effecting public safety on Holts Lane.

Section 2.

The Village Code **Chapter 155, Entitled “VEHICLES AND TRAFFIC,”** is hereby amended at **Section 155-48, entitled “Schedule XIII: No Parking at Any Time”** by deleting the existing regulations concerning Holts Lane, which were added by Local Law 3-1987, and replacing the text with the following language in its appropriate alphabetical location, as follows:

Name of Street	Side	Location
Holts Lane	East	The entire length from Academy Avenue

Section 3. Separability

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the Village Board of the Village of Cornwall-on-Hudson hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 4. Repeal

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 5. Effective Date

This Local Law shall take effect immediately upon filing in the office of the New York State Secretary in accordance with section 27 of the Municipal Home Rule Law.

RESOLUTION OF ADOPTION

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

WHEREAS, a resolution was duly adopted by the Board of Trustees of the Village of Cornwall-on-Hudson on December 17, 2012 scheduling a public hearing to be held by said governing body on January 21, 2013 at 7:00 p.m. to hear all interested parties on a proposed local law entitled “A Local Law Amending the Village Code of the Village of Cornwall-on-Hudson, New York, Prohibiting Parking on Portions of Holts Lane”; and

WHEREAS, on December 17, 2012 the Village Board designated itself as the Lead Agency with respect to SEQR review of the foregoing proposed local law, classified the proposed action as an unlisted action under SEQR, and scheduled a public hearing with respect to the action, and

WHEREAS, the notice of said public hearing was duly advertised in the Times Herald Record the official daily newspaper of said Village according to the law; and

WHEREAS, said public hearing was held on January 21, 2013 at or about 7:00 p.m. at Village Hall, 325 Hudson Street, Cornwall-on-Hudson, NY and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said to proposed local law or any part thereof; and

WHEREAS, the Board of Trustees of the Village of Cornwall-on-Hudson has reviewed the proposed local law, the short Environmental Assessment form prepared in connection therewith and the public comment provided at the aforesaid public hearings and after duly deliberations thereon;

NOW, THEREFORE, BE IT RESOLVED, that the Village Board finds that the proposed local law has no significant adverse environmental impacts and issues a negative declaration thereon, that the adoption of the proposed local law is in the best interest of the residents of the Village and hereby adopts said local law #1 of 2013 entitled "A Local Law Amending the Village Code of the Village of Cornwall-on-Hudson, New York, Prohibiting Parking on Portions of Holts Lane" a copy of which is attached hereto and made a part of this resolution; and

HEREBY directs the Village Clerk to enter said local law in the minutes of this meeting and in the local law book of the Village of Cornwall-on-Hudson and to give due notice of the adoption of said local law to the Secretary of State of New York.

The foregoing resolution was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

Trustee Russell stated that when the new law goes into effect, it should be made known to the public. In addition he wants to see that it is enforced.

PUBLIC HEARING 2013-2014 PROPOSED BUDGET - CONTINUATION

Deputy Mayor Edsall made a motion to re-open the public hearing on the 2013-2014 proposed budget at 7:05 PM which was seconded by Trustee Kane and carried by a vote of 5 Ayes and 0 Nays.

Hearing no one speak for or against the proposed budget, Trustee Russell made a motion to close the public hearing at 7:06 pm which was seconded by Trustee Carnright and carried by a vote of 5 Ayes and 0 Nays.

Trustee Kane noted that the draft budget has been revised to address the "huge" anticipated increase in insurance rates for 2013-2014.

Mayor Coyne stated that insurance rates are estimated to increase from \$137,000 to \$235,000 this year. He has amended the budget by increasing those expenditure lines in the general and water funds to a total of \$235,000. In addition Mayor Coyne made further cuts totaling \$40,000 to the budget to help offset that increase. He recommends the Village Board authorize an increase of 4.8% in the tax levy.

Mayor Coyne then reported that our current insurance carrier "took a loss" of approximately \$670,000 caused mostly because Hurricane Irene damage claims and claims filed against the Village. Our insurance broker, Owen McKane, is trying to find another carrier for the Village.

Trustee Kane added that Trident, our current insurance carrier, has decided not to renew our policy based upon their exposure and losses not only with the Village but with others insured. He also stated that the dams maintained by the Village add to our insurance premiums.

Deputy Mayor Edsall stated that it is unfortunate that the Village as an entity had to suffer effects of Hurricanes Irene and Sandy. It is a “double hit” now that our insurance premiums will significantly increase because of that damage. He complimented the Mayor for his work on this budget to minimize the impact on Village residents.

Trustee Russell stated that moving forward after February 1st we need to change “way we do business” and start building a “capital reserve”.

Attorney for the Village McKay reminded the Board that we must receive confirmation that our local law to override the 2% tax cap has been filed with the NYS Secretary of State prior to adoption of the budget.

After some discussion, Mayor Coyne stated that he will call for a Special Meeting later this week once he has verified that the 2% tax cap override law has been filed with the Secretary of State

CORRESPONDENCE

Mayor Coyne is in receipt of the following correspondence:

- Letter from Phil Cameron of 62 Duncan Avenue concerning the recent placement of “no parking” signs on Church Street. This concern has been addressed by posting one sign on an existing pole with other signs already attached to it, removing one sign, and leaving the third sign up.
- Letter from Assemblyman Kearns requesting support of bills in regard to foreclosures.
- Letter from Orange County Executive Edward Diana regarding a gun “buy back” program.
- Letter from William Grisoli of Deer Hill Road requesting a waiver on his water bill because of a leak. After some discussion, Deputy Mayor Edsall made a motion authorizing Mayor Coyne to execute a payment plan with the homeowner that is consistent with Water Superintendent June’s recommendations. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

MINUTES

Mayor Coyne made a motion to accept the December 17, 2012 Business Meeting Minutes as written which was seconded by Trustee Carnright and carried by a vote of 5 Ayes and 0 Nays.

Deputy Mayor Edsall made a motion to accept the January 14, 2013 Special Meeting Minutes as written which was seconded by Trustee Kane and carried upon a vote 5 Ayes and 0 Nays.

TREASURER’S REPORT

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

Village water, sewer, garbage & penalties	\$ 322,586.20
Town water & penalties	296,625.52

which included 2 final/adjustments for the Village and 2 for the Town.

Warrant #1 (Tentative) – Mayor Coyne made a motion to approve the tentative January 2013 Warrant (#1) and authorize payments totaling \$688,675.34, which was seconded by Trustee Russell and carried by a vote of 5 Ayes and 0 Nays.

Treasurer Mahoney reported receipt of \$5,978,680.97 (92.73%) in anticipated revenues and \$5,020,600.70 (77.87%) in anticipated expenditures through the end of December.

Treasurer Mahoney also reported that she has been working with the McKane Group on an insurance proposal/quote for 2013.

BOARD DEPARTMENT REPORTS

Building Department Trustee Carnright reported 5 building permits were issued, 9 certificates of compliance/occupancy were issued, 12 onsite inspections performed, 2 violation notices were issued, 2 stop work orders were issued, and 14 fire inspections were conducted. Inspector Maldonado worked 40 hours and Inspector Maggio worked 40 hours in December.

In addition, Code Enforcement Officer Benigno Maldonado has been promoted to building inspector in the Town of Monroe and has resigned from his Cornwall-on-Hudson position as of December 31, 2012.

Fire Department – Deputy Mayor Edsall reported 3 automatic alarms/CO calls, 12 medical calls, 1 public service call, 2 mutual aid calls to scene, 1 vehicle accident, 7 work details, 4 holiday activities, 2 funeral/wake services, 1 FF1 graduation, and 5 drills outside of firehouse/4 in house drills for a total of 42 events and 869.5 man hours. The department responded to 213 calls in 2012.

Deputy Mayor Edsall asked for a moment of silence to remember Robert Quillin, a 55 year member of Storm King Engine Co. #2 serving right up until the time of his death in December. Bob Quillin was “part and parcel” of the Storm King operation and of the Village by donating a lot of his time, was a wonderful person, and a dedicated volunteer. He then noted that the department plans to re-name the firehouse mechanic’s room in his honor.

In addition the department held company officer elections (all firematic officers remain except Eric Chatfield will be 2nd lieutenant), conducted live fire training on December 12th, serviced pump on engine 411 (additional service with be performed by an outside source at the cost of \$3200), participated in holiday events (Washingtonville Christmas Fire Apparatus Parade on Dec 1st, Village Tree Lighting/Santa Claus on Dec. 2nd, “Santa in the Village” on Dec. 22nd, New Year’s Eve Ball drop on Dec. 31st), completed changes to improve our Insurance Services Office (ISO) rating, reported 2 firefighters graduated from Firefighter 1 class/another graduated from Fire Instructor Class in Montour Falls, and will be seeking a new firehouse mechanic to fill the hole left by Mr. Quillin’s passing.

Police Department Trustee Russell reported 1 criminal mischief, 1 identity theft, 3 petty larceny violations, 2 misdemeanor arrests, 7 traffic accidents, 7 traffic summons issued, 6 warnings issued, 2 parking summons, 2 fire response calls, 1 domestic incident, 9 alarm response calls, 2 noise complaints, 2 suspicious person calls, 5 suspicious vehicle calls, 2 animal complaints, 2 disorderly adults, 5 assists to the Town of Cornwall Police Department, 11 EMS assist calls, 2 assists to other agencies, 2 welfare checks, and 1 citizen assist for a total of 171 total calls for service.

In addition the department recently obtained new Bullet Proof Vests for its officers, half of vest payment costs will be matched through a grant with the Department of Justice Vest Partnership Program, continued participation in the Orange County “Stop DWI” Enforcement, and installed a new camera system at the police station.

Trustee Russell further reported that the Orange County District Attorney’s Office, Sheriffs’ Office, and state and local law enforcement agencies are sponsoring “Safe a Life” Orange County’s Amnesty for Possession Program, better known as the Gun Buyback Program from January 18th to March 18th. Citizen may turn their possessed firearms into police departments located in the City of Newburgh, City of Middletown, and City of Port Jervis with “no questions asked”. In exchange, citizens will receive a Shop Rite gift card.

Department of Public Works – Trustee Kane reported weekly yard waste collection has ended until spring, paved area on Mountain Road (new box culvert), sweeping of roadways, sewer maintenance, clean-up of Donahue Memorial Park, installed drainage improvements/blacktopped Shore Road at River Avenue, plowed/salted roads and parking lots from storms, plowed/sanded sidewalks, removed snow from parking areas along Hudson Street, routine maintenance to DPW vehicles, and “no parking” signs were placed on Church Street and Clark Avenue.

In addition two plow trucks went out of service during the first snow storm (a large dump truck with a plow malfunction, and a pickup truck with a front drive shaft that broke and cut transmission lines). Both vehicles have been repaired and are back in service.

Deputy Mayor Edsall complimented the DPW crew for the “phenomenal” cleanup job they did after the last snow storm. In addition, Trustee Kane thanked the crew for the cleanup of sidewalks on New Year’s Eve.

RESOLUTION – 2013 AGREEMENT FOR PAVEMENT MARKINGS ON NON-COUNTY ROADS

Deputy Mayor Edsall introduced the following resolution and moved for its adoption.

WHEREAS, the Village of Cornwall-on-Hudson wishes to enter into an agreement with the Orange County Department of Public Works for pavement markings on non-county roads for the 2013 season; and

WHEREAS, the Village of Cornwall-on-Hudson further certifies that they have read and understood the Agreement for Pavement Markings on Non-County Road for the 2013 season as provided by the Orange County Department of Public Works.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village-of-Cornwall on Hudson does hereby authorize the Mayor to sign the agreement.

The foregoing resolution was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

Water Department – Trustee Carnright reported an average daily production of 1.189 million gallons with all bacteria samples passing N.Y.S. Standards. The required monthly and quarterly samples were collected (a total of 33). A total of 59 utility mark-outs were done, 21 meters were repaired or replaced, 4 final meter readings were taken, and water meter reading was completed. A 6” water main on Idlewild Drive was repaired, snow was cleared from fire hydrants, weekly maintenance on flow controls to Black Rock plant was performed, and buildings and grounds maintenance/cleanup is ongoing.

In addition pump testing at the Wells was completed (awaiting engineering report), the master control valves for the wells was replaced after pump testing, a backup generator was installed at the Maple Ave Water Department building, and two plows were damaged during the snow storms (damaged pistons have been replaced on plows).

OTHER BUSINESS

NOTICE OF POLLING PLACE/TIME – VILLAGE ELECTION

Mayor Coyne announced that the next annual election of the Village of Cornwall-on-Hudson will be held in the Board Room of the Village Hall, 325 Hudson St., Cornwall-on-Hudson, N.Y., on the 19th day of March 2013, between the hours of Noon and 9 PM.

ELECTION INSPECTOR APPOINTMENTS

The Clerk requested the following be appointed Election Inspectors for the upcoming March 19th election at a rate of \$75 per day:

Registration Day:	Margaret Flint, as Chairperson and Margaret A. Dame
Election Day Table:	Margaret Flint, Margaret A Dame, Martha Diederich and Elsa Cameron
Alternates:	Emily Maisonet, Floranne Moulton, Carmela Yerdon, Colette Fulton, Susan Ostrander, and Nicole Austin-Best
Election Day Machine:	Brigid Flynn and Barbara Gabhart
Voting Machine Inspector:	Ray Torracca (rate of \$150 per machine)

Mayor Coyne moved to accept these appointments which was seconded by Trustee Carnright and carried by a vote of 5 Ayes and 0 Nays.

REGISTRATION DAY – VILLAGE ELECTION

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

WHEREAS, the next General Election for Officers will be held on the 19th day of March, 2013 and

WHEREAS, no person shall be entitled to vote at any Village Election whose name does not appear on the Register for the election district in which he claims to be entitled to vote, and

WHEREAS, it is the duty of the inspectors of election to prepare such register of qualified voters for the district for which they were appointed, and

WHEREAS, Section 15-118 of the Election Law of the State of New York requires that every Village hold a Registration Day for each General Village Election,

NOW, THEREFORE BE IT RESOLVED, that Registration Day for the Village of Cornwall-on-Hudson shall be held on Saturday, the 9th of March from 12:00 PM to 5:00 PM in the Board Room of the Village Hall, 325 Hudson St., Cornwall-on-Hudson, N.Y.

The foregoing resolution was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

RESCHEDULE FEBRUARY & MARCH BUSINESS MEETINGS

Mayor Coyne made a motion to reschedule the February Business Meeting from February 18th to February 25th in observance of Presidents' Day which was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

Mayor Coyne made a motion to reschedule the March Business Meeting from March 18th to March 25th because of Election Day (March 19th) which was seconded by Trustee Russell and carried upon a vote of 5 Ayes and 0 Nays.

BOARD ACTIVITIES/COMMENTS

Trustee Carnright thanked everyone who worked on this years' budget. He acknowledged the difficulty department heads face in not having the all money they need, and not want to raise revenue.

Mayor Coyne stated that he appreciates the work of all department heads, the Treasurer, and the Deputy Treasurer in helping to put together this budget. He is sorry that the tax cap will be exceeded; however, it is the responsible thing to do in order to continue to offer vital services to our residents.

Having concluded the business set before them, Deputy Mayor Edsall made a motion to adjourn the meeting at 8:02 PM which was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.