

VILLAGE OF CORNWALL-ON-HUDSON BOARD OF TRUSTEES

November 18, 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
Trustee James P. Kane
Trustee Peter Russell
Trustee David Carnright

Absent was: Deputy Mayor Mark J. Edsall (away on personal business)

Also present were: DPW Superintendent David Halvorsen, Code Enforcement Officer Ben Maggio, Water Superintendent Robert June, 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.

MINUTES

Mayor Coyne made a motion to accept the October 21, 2013 Business Meeting Minutes as presented, which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays

CORRESPONDENCE

Mayor Coyne is in receipt of the following correspondence:

- Letter from Virginia Carrig Poznack stating that effective November 1st she will begin to receive health insurance benefits through her employer. She thanked the Village Board for the survivor benefits extended after her husband, retired Detective Sergeant William J. Carrig, Jr. died in 2007.
- A letter from Michael P. O'Connor, Esq. regarding the Riverbank Restaurant.
- Letter from NYS Office of Parks, Recreation and Historic Preservation announcing that 1-2 Riverbank Lane has been listed on the NYS Register of Historic Places and nominated to the National Register of Historic Places.
- Letter from Steve Kessler, Band Director at Cornwall Central Middle School thanking the Village Board for allowing use of the Village Hall facilities for a recent car wash.

- Letter from Time Warner Cable regarding a new cable franchise agreement.

TREASURER’S REPORT

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

Village water, sewer, garbage & penalties	\$ 295,514.51
Town water & penalties	465,490.19

which included 6 final/adjustments for the Village and 3 for the Town.

Warrant #11 – Trustee Carnright made a motion to approve the November 2013 Warrant (#11) and authorize payments totaling \$759,630.04, which was seconded by Trustee Russell and carried by a vote of 4 Ayes and 0 Nays.

“Pre-Paid” Warrant – Mayor Coyne made a motion to approve the “pre-paid” warrant (occurred after the October meeting) and authorize payments totaling \$100,043.81, which was seconded by Trustee Russell and carried by a vote of 4 Ayes and 0 Nays.

Treasurer Mahoney reported receipt of \$4,433,564.24 (66.66%) in anticipated revenues and \$4,022,562.61 (60.48%) in anticipated expenditures through the end of October.

Treasurer Mahoney also reported that \$2,329,060.81 was collected in Village taxes through October 31st. The collection period has ended and unpaid tax bills (totaling \$43,009.01) have been turned over to the Orange County Commissioner of Finance.

Treasurer Mahoney and DPW Superintendent Halvorsen recently met with Keith Studt of ITC to discuss the Village’s telephone and voice mail system which is no longer covered under our service agreement. The manufacturer requires the system be upgraded and Mr. Studt provided quotes for the necessary equipment. Mr. Studt also provided a quote of costs associated with bundling Storm King Engine Co. #2 phone lines with the Village’s telephone system; however, the fire department has indicated that they do not wish to link into our system at this time. After some discussion, Ms. Mahoney was asked to obtain additional quotes for consideration at the December work session.

ANNUAL SUPPLY BIDS

Treasurer Mahoney reported that a bid opening was held in the Village Office on November 7, 2013.

Water Treatment Chemicals Bids were received from Main Pool & Chemical Co., Inc., Coyne Chemical Co., Inc., Surpass Chemical Corp., and Slack Chemical Co., Inc. for Sodium Hypochlorite, Aluminum Sulfate Liquid 48%, Sodium Hydroxide 50% and Sodium Hydroxide 25%. Mayor Coyne made a motion to award the bid to Main Pool & Chemical Co., Inc., the low bidder, in the amounts received November 7, 2013, which was seconded by Trustee Kane and carried by a vote of 4 ayes and 0 nays.

Water Meters Mayor Coyne made a motion to award the bid to Ti-Sales, the sole bidder, in the amounts received November 7, 2013, which was seconded by Trustee Russell, and carried by a vote of 4 ayes and 0 nays.

Fuel Oil #2 and "Off-Road" Diesel Bids were received from Porco Energy Group and Wilson Oil. Mayor Coyne made a motion to award the bid to Porco Energy Group., the low bidder, in the amounts received November 7, 2013, which was seconded by Trustee Russell and carried by a vote of 4 ayes and 0 nays.

Alum Sludge Removal Services Mayor Coyne made a motion to award the bid to Residuals Management, d/b/a Earthcare, as per the November 7, 2013 bid, which was seconded by Trustee Kane and carried by a vote of 4 ayes and 0 nays.

PROPERTY TAX LEVY CAP

Treasurer Mahoney reported that according to the NYS Office of the State Comptroller website, the "Allowable Levy Growth Factor" for 3/1/14-2/28/15 is 1.70%.

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

RESOLUTION OF THE VILLAGE BOARD OF THE VILLAGE OF CORNWALL-ON-HUDSON SETTING A TIME AND PLACE FOR A PUBLIC HEARING ON A PROPOSED LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c

WHEREAS, the Village Board is mindful that prudent fiscal decisions are one of the mainstays of good government, the Village Board is also mindful that certain essential services must be provided to the residents of the Village of Cornwall-on-Hudson. The Village Board desires to have the flexibility to adopt a budget for the fiscal year commencing 2014 that exceeds the real property "tax levy limit" as defined by General Municipal Law § 3-c if necessary to provide essential services.

WHEREAS, the Village Board wishes to set a time and place for a public hearing to consider overriding the tax levy limit established in General Municipal Law §3-c;

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 local law to override of the tax levy limit established in General Municipal Law §3-c, and to receive any comments concerning the potential adverse environmental impacts of the proposed legislation in accord with SEQRA, on December 16, 2013, 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.

2014-2015 BUDGET

Mayor Coyne reported that he is working on a draft budget for the Village Board to discuss at the next work session.

BOARD DEPARTMENT REPORTS

Building Department Trustee Carnright reported 6 building permits were issued, 8 certificates of compliance/ were issued, 33 onsite performed, 1 violation issued, and 5 fire inspections were conducted. Inspector Maggio worked 80 hours in October.

Mayor Coyne stated that he appreciates Inspector Maggio's hard work. The Village Square area looks great. Trustee Kane stated that residents have said that Mr. Maggio is "firm but fair".

Fire Department – Trustee Kane reported 6 automatic alarms/CO calls, 1 smoke investigation, 12 medical calls, 2 mutual aid call-stand-by, 7 fire prevention, 11 work details, and 7 in house drills/9 drills outside of firehouse for a total of 55 events and 740 man hours.

In addition the department conducted fire prevention classes for Cornwall-on-Hudson Elementary and Village Nursery Schools, conducted live fire training at County Training Center on October 9th, hosted SKE2 Ladies Auxiliary Craft & Soup Fair, conducted auto extrication class at Quality Auto on October 16th, hosted "Corn Estate Haunted House" and Halloween Night to the delight of the entire community, a firefighter attended a propane class with Vail's Gate Fire Department, a firefighter is currently taking Firefighter I at the County Training Center, two lieutenants taking Fire Officer I class at the County Training Center, and is preparing to host the Lions' Club annual race on November 10th. Chief Vought will be on medical leave for 4-5 weeks beginning on November 15th. Asst. Chief Lyons will be in charge.

Trustee Kane attended the Lions Race and feels it is one of the most well run races. It showcases the Village, Storm King Engine Co. #2 and the Cornwall Lions Club.

On behalf of the Lions Club Mayor Coyne thanked Storm King Engine Co. #2 for hosting the race.

Police Department Trustee Russell reported 3 criminal mischief, 2 petty larceny, 1 felony arrest, 1 misdemeanor arrest, 2 violation arrests, 1 warrant arrest, 5 traffic accidents, 28 traffic summons issued, 25 warnings issued, 10 parking summons issued, 5 fire response calls, 3 domestic incident calls, 6 alarm response calls, 1 noise complaint, 5 suspicious person calls, 1 suspicious activity call, 4 suspicious vehicle calls, 6 animal complaints, 1 disorderly adult, 1 disorderly juvenile, 10 assists to the Town of Cornwall Police Department, 10 EMS assist calls, 2 assists to other agencies, 3 welfare checks, and 3 citizen assists for a total of 334 total calls for service.

Trustee Russell further reported that department assisted with the annual “Cancer Charity 5K/10K”, and Storm King Engine Co. #2’s “Haunted House” charity event.

INTER-MUNICIPAL AGREEMENT

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

WHEREAS, the Village of Cornwall-on-Hudson wishes to accept the donation of 3 Mobile Data Terminal Computers including: 3 Panasonic Tough Book Laptop Computers, 3 Havis Shield Docking Stations, 3 Brother printers, and 3 L-Tron Scanners from the Orange County Department of Emergency Services, Division of Police Services.

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 to accept the donation of (3) Mobile Data Terminal Computers and equipment.

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

Discussion followed regarding the revised parking summonses and setting new fines.

Department of Public Works – Trustee Carnright reported weekly mowing and trimming of Village properties, weekly yard waste collection, blacktop patching of roads, sweeping of streets, cleaning of storm drains, fall bulk cleanup, repairs made to storm drains on Clark Avenue, met with representatives from NYS Emergency Management Office (SEMO) to discuss Hurricane Sandy expenses, DPW Superintendent Halvorsen attended NYCOM Public Works School in Lake Placid, sewer maintenance, and maintenance to Village owned vehicles.

Trustee Carnright further reported that DPW Superintendent Halvorsen would like to replace the road side mower which is 25 years old and a sanitation truck. Discussion followed.

Water Department – Trustee Kane reported an average daily production of 1.115 million gallons with all bacteria samples passing N.Y.S. Standards. The required monthly and quarterly samples were collected (a total of 54). A total of 77 utility mark-outs were done, 7 meters were repaired or replaced, 24 miscellaneous repairs were completed, and 6 final meter readings were done. In addition, a water service was replaced on Main Street, a water main break was repaired on Laurel Avenue, water leak repair sites were blacktopped on Holts Lane and Laurel Avenue, grass and brush was cut at all dams, 8 trees were removed along spillways and embankments, and the department assisted Town of Cornwall Highway Department during repaving at valve locations.

Water Superintendent June attended the NYCOM conference in Lake Placid from October 20-23rd.

The daily average production for the month of September was 1.071 million gallons with all bacteria samples passing N.Y.S. Standards.

RESOLUTIONS

RIVERFEST 2014

Mayor Coyne made a motion to grant approval to hold the 17th annual RiverFest celebration on Saturday, June 7, 2014, which was seconded by Trustee Russell and carried upon a vote of 4 Ayes and 0 Nays.

OTHER BUSINESS

JOINT HAZARD MITIGATION PLAN

Mayor Coyne reported that a joint meeting with the Town of Cornwall has been scheduled for 3:00 P.M. on December 12th.

HAZARD MITIGATION GRANT

Mayor Coyne reported that Victor Cornelius has been working on the Hazard Mitigation Grant and it is “moving along positively”.

HUDSON RIVER IMPROVEMENT FUND

Mayor Coyne reported that he has submitted a grant proposal for benches, tables and waste disposal units last week.

SEWER RENTS

Mayor Coyne reported that the Building Department has compiled a list of residential, multi-dwelling, and commercial properties for the Village Board to review.

Trustee Kane suggested a notice be sent to residents explaining the new “point” system prior to its implementation.

FIRE/WATER/BUILDING DEPARTMENT SOFTWARE

Mayor Coyne reported that a contract was signed the week before last and he thanked Kurt Hahn for his assistance. It should go into effect early next year.

KAYAK/BOAT STORAGE AT RIVERFRONT

Trustee Kane recently spoke with the Village of Irvington Chief of Parks and Recreation Department regarding the kayak racks they installed earlier this year and rented out for storage. The program was successful and Irvington is considering expanding it for next year. Mr. Kane set up an appointment to meet with the Chief sometime during the second week of December to get additional information to bring to the Village Board.

TREE LIGHTING

Mayor Coyne announced that the annual tree lighting in the Village Square will take place on Sunday, December 1st at 5:30 P.M.

VILLAGE ZONING MAP

Mayor Coyne has received a draft Village of Cornwall-on-Hudson zoning map from the Orange County Planning Department. He will have the map reviewed and verified before it is accepted.

UNION CONTRACT NEGOTIATIONS

This item was tabled for discussion in Executive Session later this evening.

WORKER'S COMPENSATION CLAIM

This item was tabled for discussion in Executive Session later this evening.

FYI

VETERANS DAY CEREMONY

Mayor Coyne announced that the Veterans Day ceremony took place on November 11th.

HOSPITAL PUBLIC FORUM

Mayor Coyne announced that several hundred people attended a forum on November 12th to discuss the proposed reduction of emergency room hours at St. Lukes Cornwall Hospital.

DAFFODILS ALONG RIVERFRONT

Mayor Coyne thanked the Cornwall Garden Club for the recent planting of daffodils at Donahue Memorial Park.

VIDEO ON SCENIC HUDSON

Mayor Coyne reported that a short video on the first 50 years and the next 50 years of Scenic Hudson will be shown at Storm King School on January 9, 2014.

BOARD ACTIVITIES/COMMENTS

Trustee Carnright attended the Veterans Day ceremony and stated that it was a very nice tribute. He also attended the Storm King Engine Co. #2 "haunted house" which was also well attended. Mr. Carnright congratulated Trustee Russell who was recently elected a Town of Cornwall Councilman.

Trustee Russell stated that he also attended the Veterans Day ceremony and "haunted house" and both events were "well done".

Trustee Kane stated that he attended the Veterans Day ceremony as well. It was a nice memorial service.

Mayor Coyne stated that Trustee Russell spoke at the hospital forum and did a “good job”.

Having concluded the business set before them, Trustee Kane made a motion to adjourn the meeting into Executive Session at 8:27 PM with Attorney for the Village McKay and Village Clerk Mahoney in order to get legal advice with respect to the letter from Mr. O’Connor, Esq. regarding the Riverbank Restaurant, the franchise agreement with Time Warner Cable, a potential settlement on a workers compensation claim, update on union contract negotiations, and to discuss personnel staffing matters with the DPW Superintendent and Water Superintendent. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.