

VILLAGE OF CORNWALL-ON-HUDSON BOARD OF TRUSTEES

November 17, 2014

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 David Carnright
Trustee Kenneth A. Schmidt

Absent was: Trustee James P. Kane – Military Duty

Also present were: DPW Superintendent David Halvorsen, 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.

MINUTES

Mayor Coyne made a motion to accept the September 15, 2014 Business Meeting Minutes as prepared, which was seconded by Trustee Carnright and carried upon a vote of 3 Ayes, 0 Nays, and 1 Abstain (Edsall – did not attend meeting).

Mayor Coyne made a motion to accept the October 20, 2014 Business Meeting Minutes as written, which was seconded by Trustee Carnright and carried upon a vote of 3 Ayes, 0 Nays and 1 Abstain (Schmidt – did not attend meeting).

CORRESPONDENCE

Mayor Coyne is in receipt of the following correspondence:

- Letter from Kevin Donahue who owns property at 275 Hudson Street. Mr. Donahue recently had a bat infestation at his property, and he wanted to thank Building Inspector Ben Maggio, Planning/Zoning Secretary Arlene Roberts, Police Chief Steven Dixon, and Police Officer Arthur Terwilliger for their assistance.
- Letter from Judy Granata of 78 Holloran Road requesting relief of \$207.53 in penalty charges on an outstanding water bill. After some discussion, this item was tabled until next month so additional information could be obtained.

TREASURER'S REPORT

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

Village water, sewer, garbage & penalties	\$ 314,579.09
Town water & penalties	397,763.50

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

Warrant #11 – Trustee Carnright made a motion to approve the November 2014 Warrant (#11) and authorize payments totaling \$483,208.52, which was seconded by Deputy Mayor Edsall and carried by a vote of 4 Ayes and 0 Nays.

The monthly revenue/expenditure report indicates receipt of \$4,750,180.92 (69.50%) in anticipated revenues and \$3,857,088.28 (56.43%) in anticipated expenditures through the end of October.

Village Treasurer Mahoney reported that the total collected in Village taxes through October 31st is \$2,451,386.32. The collection period ended on November 1st. Unpaid taxes have been forwarded to the Orange County Commissioner of Finance for collection. The amount of unpaid taxes is \$40,263.23.

ANNUAL SUPPLY BIDS

Treasurer Mahoney reported that a bid opening was held in the Village Office on November 6, 2014.

Water Treatment Chemicals Bids were received from Main Pool & 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 Slack Chemical Co., Inc., the low bidder, in the amounts received November 6, 2014, which was seconded by Trustee Carnright and carried by a vote of 4 Ayes and 0 Nays.

Water Meters Deputy Mayor Edsall made a motion to award the bid to Ti-Sales, the sole bidder, in the amounts received November 6, 2014, which was seconded by Trustee Schmidt, 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 SOS Fuels. Deputy Mayor Edsall made a motion to award the bid to Porco Energy Group., the low bidder, in the amounts received November 6, 2014 and waive the bid bond requirement, which was seconded by Trustee Carnright and carried by a vote of 4 Ayes and 0 Nays.

Alum Sludge Removal Services Trustee Carnright made a motion to award the bid to Residuals Management, d/b/a Earthcare, the sole bidder, as per the November 6, 2014 bid, which was seconded by Trustee Schmidt and carried by a vote of 4 Ayes and 0 Nays.

Mayor Coyne reported that the 2015-2016 budget process has started. He provided the Village Board a revised draft to review for discussion at the December business meeting.

MONTHLY DEPARTMENT REPORTS - OCTOBER

Building Department Trustee Carnright reported 10 building permits were issued, 15 certificates of compliance/occupancy were issued, 38 onsite inspections were performed, 1 violation was issued, and 3 fire inspections were conducted. Inspector Maggio worked 80 hours in October.

Fire Department – Deputy Mayor Edsall reported 4 automatic alarm/CO calls, 1 smoke investigation, 1 motor vehicle accident, 11 medical calls, 8 work details, 5 fundraisers, 4 fire preventions, a medal of honor ceremony, 6 in-house and 13 outside drills for a total of 37 events and 786.5 man hours.

Deputy Mayor Edsall reported that the department held Fire Prevention classes for Cornwall-on-Hudson Elementary, pre-school, and the girl scouts, held “Clancy-Armitage Softball Tournament”, attended Cornwall Medal of Honor Ceremony, held “Corn Estate” haunted house, welcomed public for Halloween, and prepared to host the annual Lion’s Club road race on November 9th. In addition, 6 firefighters attended “Dutchess County Explorer Day” with firefighter explorer post at the Dutchess County Fire Training Center, Firefighter Kerri Hogan completed “Auto Vehicle Extrication” class held at Vails Gate Fire Department, and pumps on both engines and tanker were serviced.

Deputy Mayor Edsall thanked the volunteers of our fire department for their work assisting other organizations in the community.

Police Department Trustee Schmidt reported 2 burglaries, 3 criminal mischief, 2 fraud, 2 petty larceny, 1 trespass, 2 harassment, 6 misdemeanor arrests, 1 violation arrest, 2 traffic accidents, 28 traffic summons issued, 30 warnings issued, 14 parking summons issued, 4 fire response calls, 2 domestic incidents, 8 alarm response calls, 2 noise complaints, 2 suspicious person calls, 1 suspicious activity call, 3 suspicious vehicle calls, 5 animal complaints, 1 disorderly adult, 1 disorderly juvenile, 3 assists to the Town of Cornwall Police Department, 8 EMS assist calls, 5 assists to other agency, 2 welfare checks, and 3 citizen assists for a total of 335 total calls for service.

Trustee Schmidt reported that the department completed “TASER” re-certification training. In addition, Police Officers Nye and Desjardines attended the “Orange County Safe Homes” training seminar at Thomas Bull Memorial Park, Montgomery, NY. Police Officers Armstrong and McGann attended an “Autism Awareness” training seminar held at the Orange County E911 Center, Goshen, NY.

Department of Public Works – Trustee Carnright reported weekly mowing and trimming of Village properties, weekly yard waste collection, repairs to Village vehicles, replacement of sidewalk near 288 Hudson Street and Hudson Street near Second Street, bulk fall collection, repairs to the Village Bandstand, clean up at the Village Hall, prepping plows for winter snow removal, and paving of Idlewild Ave, Park and Prospect Street.

Mayor Coyne reported that the docks were removed on November 5th.

Water Department – Trustee Schmidt reported an average daily production of 884,000 gallons with all bacteria samples passing N.Y.S. Standards. The required monthly and quarterly samples were collected (a total of 48). A total of 124 utility mark-outs were done, 11 meters were replaced, 12 miscellaneous repairs were completed, and 11 final meter readings were done. The department replaced valves on School Alley and Elm Street, removed a valve on Elm Street, performed hydrant maintenance and painting, continued property maintenance, installed security cameras at Catskill Treatment plant,

installed new outdoor lights at Catskill Treatment plant, and tested a radio-controlled mower around the dams.

CHANGE IN HOLIDAY SCHEDULE

DPW Superintendent Halvorsen received a request from the CSEA union members requesting that the Christmas and New Year holiday schedule be changed from Wednesday and Thursday (12/24 & 12/25, and 12/31 & 1/1) to Thursday and Friday (12/25 & 12/26, and 1/1 & 1/2).

Mayor Coyne made a motion to approve the request to move the Christmas & New Year holiday schedule to Thursday, December 25th and Friday, December 26th, and Thursday, January 1st and Friday, January 2nd. The motion was seconded by Deputy Mayor Edsall and carried upon a vote of 4 Ayes and 0 Nays.

Deputy Mayor Edsall stated that the change will serve the Village well, especially with garbage and recycling collection. The Village has good employees and giving them a 4-day holiday is important. He has no objection to adjusting work time schedules on Wednesday, December 24th and December 31st as well.

PILGRIM PIPELINE

Mayor Coyne reported that Water Superintendent June met with a representative of Pilgrim Pipeline and is satisfied that they will not need to clear any property or take any samples to complete the survey. The Mayor also conferred with Attorney for the Village McKay. The proper insurance is in place.

RESOLUTIONS

PROPERTY TAX LEVY CAP

Deputy Mayor Edsall 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 2015 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 15, 2014, 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 Carnright and carried upon a vote of 4 Ayes and 0 Nays.

HANDICAPPED ACCESSIBILITY TO RIVERFRONT GAZEBO – REQUEST FOR PROPOSALS

Deputy Mayor Edsall made a motion to accept the request for proposal documents and authorize the Village Clerk to advertise for proposals to be accepted until 2:00 PM on December 8, 2014. In addition, to determine that the Village Board will be the lead agency with respect to the review of the proposals 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 proposals. Further to classify the action as Type 2 under SEQRA. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

OTHER BUSINESS

UNEMPLOYMENT HEARING

Mayor Coyne reported that a hearing is scheduled for November 19, 2014 regarding unemployment benefits for a former Village employee. This item was tabled for further discussion in Executive Session later this evening.

CORNWALL YACHT CLUB

Deputy Mayor Edsall reported that the Village Board is waiting for a response from Cornwall Yacht Club representatives on a draft plan that was presented to them last month.

PILGRIM PIPELINE: SURVEY

Mayor Coyne reported that this item was addressed earlier in tonight’s agenda.

CODE RED

Mayor Coyne reported that the Code Red notification system is being set up and he hopes to it will be in place by the end of this month.

GLDENING PROPERTY

Mayor Coyne is in receipt of a follow up letter from Ms. Glendening's attorney. The Village Board visited the property back in September. While the visit was informative and the Board recognizes the "uniqueness of what is proposed", Ms. Glendening needs to provide a plan of what she is proposing. There are concerns regarding taxes.

ORANGE COUNTY HAZARD MITIGATION PLAN

Mayor Coyne reported that the county will hold a meeting regarding their hazard mitigation plan on December 2, 2014.

TAYLOR BIOMASS ENERGY – CONTRACT RENEWAL

Mayor Coyne reported that the Village entered into a Solid Waste Processing and Disposal agreement with Taylor Biomass Energy in November of 2011. That agreement is expiring on December 31, 2014 and needs to be renewed.

Deputy Mayor Edsall made a motion authorizing Mayor Coyne to sign the extension agreement with Taylor Biomass Energy until December 31, 2017, subject to review of the agreement by the Attorney for the Village, which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

UNION CONTRACT NEGOTIATIONS

Mayor Coyne reported that the Board is making progress on CSEA contract negotiations and he is optimistic that an agreement will be reached soon. A proposal was presented to the union membership last week and their response was received today. This will be discussed in Executive Session later this evening.

Mayor Coyne reported that he and Deputy Mayor Edsall attended a meeting earlier today with PBA representatives to discuss contract issues. Another meeting was set up for December 4th and he hopes to make some progress.

FYI

HISTORICAL AND CULTURAL PERSPECTIVE OF KIRYAS JOEL

Mayor Coyne attended a historical and cultural perspective of Kiryas Joel on November 6th which was presented by Dick Hull, a history professor at New York University.

CORNWALL LIONS FALL HARVEST RACE

Mayor Coyne announced that the Cornwall Lions "Fall Harvest" race took place on November 9th and was a success. He thanked Storm King Engine Co. #2 for their help and allowing use of the building during the event.

VETERANS DAY SERVICES

Mayor Coyne attended the Veterans Day service on the Town Hall grounds on November 11th. He thanked the members of the American Legion for hosting the service and reminding us all of the importance of remembering and respecting our veterans.

Mayor Coyne also attended the Veterans Day service at New York Military Academy. Names of alumni who were lost in battle were read.

LIBRARY VOTE – NOVEMBER 18, 2014

Mayor Coyne announced that voting on renovation and expansion plans for the Cornwall Library will take place on November 18, 2014.

CORNWALL ECUMENICAL THANKSGIVING SERVICE – NOVEMBER 25, 2014

Mayor Coyne announced that the “Cornwall Ecumenical Thanksgiving Service will be held on November 25th at the Presbyterian Church in the Village.

TREE LIGHTING – DECEMBER 7, 2014

Mayor Coyne announced that the Tree Lighting ceremony will take place on December 7th at 5:30 p.m. at the Village bandstand.

TREES FOR TRIBS

Mayor Coyne reported that he hopes to get trees planted along Dock Hill Road next year to address the erosion issue and stabilize the area.

ROUTE 218 CLOSED – NOVEMBER 10-14

Mayor Coyne reported that Route 218 was closed from November 10-14th for repairs. No incidents were reported.

SEASONAL HELP – DPW

Upon the recommendation of DPW Superintendent Halvorsen, Mayor Coyne made a motion to hire Jack Storer and Kyle Halvorsen as part-time Seasonal Help Laborers in the Department of Public Works from December 1, 2014 through January 15, 2015 not to exceed 8 hours a day and not to exceed 40 hours per week at a rate of pay of \$14.00 per hour. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays. Mayor Coyne noted that Kyle Halvorsen is the son of DPW Superintendent Halvorsen.

BOARD ACTIVITIES/COMMENTS

Trustee Schmidt thanked Foley Landscaping and DPW Superintendent Halvorsen for doing a great job in getting the repairs completed on the Village Bandstand. He reported that the Bandstand Committee

raised \$800 at the Village Wide Yard Sale which will be put toward future roof and kiosk repairs. He wished everyone a Happy Thanksgiving.

Trustee Carnright reported that he took pictures of the bandstand prior to the repairs and the after “speaks for itself”. He thanked Foley Landscaping for doing a great job.

Deputy Mayor Edsall thanked Foley Landscaping for their generosity and a doing a great job. The bandstand is an “important and visible part of our community”. He also thanked DPW Superintendent Halvorsen and Village Clerk Mahoney for their efforts in coordinating the repairs and funding.

Mayor Coyne reported that he has been busy with union contract negotiations and is hopeful that they will be resolved soon. He is working on a draft budget to discuss at the December Business meeting and thanked Clerk Mahoney, Deputy Treasurer Sebesta and the department heads for their assistance.

Having concluded the business set before them, Mayor Coyne made a motion to adjourn the meeting into Executive Session at 8:15 PM with Attorney for the Village McKay, and DPW Superintendent Halvorsen, in order to discuss an upcoming hearing on unemployment benefits of a particular employee, seek legal advice on the Glendening property, and to discuss union contract negotiations. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.