

VILLAGE OF CORNWALL-ON-HUDSON BOARD OF TRUSTEES

May 18, 2015

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 David Carnright  
Trustee Kenneth A. Schmidt

Absent was: Deputy Mayor Mark J. Edsall (sick)  
Trustee James P. Kane (military duty – will return to the Board in June)

Also present were: 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 April 20, 2015 Business Meeting Minutes as presented which was seconded by Trustee Carnright and carried upon a vote of 3 Ayes and 0 Nays.

**CORRESPONDENCE**

Mayor Coyne is in receipt of the following correspondence:

- Letter from Jon Harbison of 34 Shore Road regarding his concerns about the idling of CSX trains.
- Letter from Moodna Creek Watershed Intermunicipal Council confirming that Mayor Coyne is the local representative.

**TREASURER’S REPORT**

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

Village water, sewer, garbage & penalties	\$ 266,962.74
Town water & penalties	269,489.74

which included 2 final/adjustments for the Village and 1 for the Town.

Warrant #5 – Trustee Carnright made a motion to approve the May 2015 Warrant (#5) and authorize payments totaling \$219,459.23, which was seconded by Trustee Schmidt and carried by a vote of 3 Ayes and 0 Nays.

Treasurer Mahoney reported receipt of \$2,638,604.18 (38.22%) in anticipated revenues and \$840,388.44 (12.17%) in anticipated expenditures through the end of April.

Ms. Mahoney further reported that \$2,444,899.35 has been collected in Village taxes through April 30<sup>th</sup>. The Sewer Capital Fund balance is \$116,851.38 (including interest) through April 30<sup>th</sup>.

## BUDGET AMENDMENT

Mayor Coyne made a motion authorizing a budget amendment to increase General Fund Revenue – Insurance Recovery (A2680) by \$936.60 and General Fund Expenditure – Police Expense (A3120.4) by \$936.60. This is the insurance payment to repair police vehicle #423 – accident date April 25, 2015. The motion was seconded by Trustee Carnright and carried upon a vote of 3 Ayes and 0 Nays.

Treasurer Mahoney spoke with Jim Burpoe, Orange County Commissioner of General Services about the county's consulting contract with M&R Energy for fixed rated on natural gas and electricity. He said that the county has recently saved over \$660,000 and spoke highly of the people at M&R Energy. The Village may be able to go in on the county's contract with M&R Energy but won't be able to "piggy back" on their fixed rate because of the daily market fluctuation. He provided a copy of the RFP submitted along with the current agreement between the county and M&R Energy for Consultant Services which Ms. Mahoney emailed to the Village Board and Attorney for the Village to review earlier today.

## BOARD DEPARTMENT REPORTS

Building Department Trustee Carnright reported 7 building permits were issued, 3 certificates of compliance/were issued, 23 onsite inspections were performed, 3 violations (10 Washington Street, Museum, and 38 Cherry Avenue) were issued, and 3 fire inspections were conducted. Inspector Maggio worked 80 hours in April.

Mayor Coyne reported that the counter gate has been installed in the Village Hall lobby. He thanked Building Inspector Maggio for completing the installation.

Fire Department – Trustee Schmidt reported 2 structure fires, 1 river rescue, 9 medical calls, 5 automatic alarms, 1 motor vehicle accident, 1 hazardous condition, 2 mutual aid given, 3 meetings, 8 drills, 9 E.M.T. classes, 5 work details, 3 fund raising details, recruit NY open house event, Little League opening day, and Special Olympics detail at West Point for a total of 52 events and 787.94 man hours.

Trustee Schmidt further reported that the Orange County Hudson River plan was activated for the April 20<sup>th</sup> Hudson River rescue. This incident was turned over to the NYS police for recovery efforts. In addition, hydro testing of S.C.B.A. cylinders is ongoing, Multiple Alarm Mutual Aid (MAMA's) plan is ongoing, radios have been reprogrammed and are now in line with the Orange County Fire communication plan, and the Recruit NY Open House event was well received by the public.

Brush fire season is upon us and the public is reminded of the NYS DEC ban on open burning until May 15<sup>th</sup>. This ban may be extended if conditions do not change.

Police Department Trustee Carnright reported 1 criminal mischief, 1 harassment, 8 misdemeanor arrests, 1 warrant arrest, 5 traffic accidents, 67 traffic summons issued, 50 warnings issued, 9 parking summons issued, 7 fire response calls, 2 domestic incident calls, 12 alarm response calls, 1 noise complaint, 2 suspicious activity calls, 3 suspicious vehicle calls, 9 animal complaints, 1 disorderly adult call, 8 assists to the Town of Cornwall Police Department, 14 EMS assist calls, 4 assists to other agencies, and 2 citizen assists for a total of 379 total calls for service.

Trustee Carnright further reported that P.O. Moran attended “TASER” Instructor Recertification training which was held in Valhalla. In addition the department has applied for a \$2,550.00 grant to the Bureau of Justice to be used toward the purchase of new police bullet proof vests.

Mayor Coyne is in receipt of a copy of the letter of commendation from Police Chief Dixon to P.O. Nye for her actions in helping to save a life in the Town of Cornwall. Chief Dixon will formally honor Officer Nye at the July Business Meeting.

Department of Public Works – Trustee Schmidt reported repairs to village vehicles, cold patching of potholes, maintenance to sewers, clean-up of lawn damage from plowing, weekly yard waste pickup has resumed, mowing and trimming of Village parks and property, sweeping of streets, repairs to catch basins, new trash cans have been placed on Hudson Street, bandstand has been pressure washed, and the department assisted the Town of Cornwall Building and Grounds department with a sewer issue. DPW Superintendent Halvorsen will be out of town from May 31<sup>st</sup> – June 3<sup>rd</sup> to attend the Cornell Local Roads Program and Highway Superintendents School in Ithaca. DPW Senior MEO Eric Vandemark had shoulder surgery on May 1<sup>st</sup> and is recuperating at home.

Water Department – Trustee Carnright reported an average daily production of 897,000 gallons with all bacteria samples passing N.Y.S. Standards. The required monthly and quarterly samples were collected (a total of 36). A total of 132 utility mark-outs were done, 4 meters were replaced, 24 miscellaneous repairs were completed, and 3 final meter readings were done. In addition, the department completed flushing Town of Cornwall water mains, replaced concrete sidewalks on Continental Road and Walnut Street, replaced outdoor lights at Blackrock Treatment Plant, replaced flood lights at Catskill Treatment plant sand filter room, continued painting floors at Catskill Treatment Plant, completed repairs to Catskill Treatment plant and started flushing to prepare for startup, and cut grass at all water department properties.

Trustee Carnright further reported that Water Department employees Dan Nye and Shawn Arnott are attending Grade A water treatment class in Buffalo from May 11<sup>th</sup> – 22<sup>nd</sup>. Water Superintendent June will be attending NY Rural Water Association’s Annual Technical Conference from May 18<sup>th</sup>-22<sup>nd</sup>.

## **RESOLUTIONS**

**AUTHORIZATION TO CONTRACT FOR GATES – MUNICIPAL SERVICES COMPLEX/CATSKILL WATER TREATMENT PLANT**

Mayor Coyne made a motion authorizing Premier Fence to install gates and equipment at the Municipal Services Complex at 50 Shore Road and the Catskill Water Treatment Plant on Palomino Road at a cost not to exceed \$26,000. The motion was seconded by Trustee Carnright and carried upon a vote of 3 Ayes and 0 Nays.

#### AUTHORIZATION TO CONTRACT WITH CPI-HR – CONSULTING SERVICES

Mayor Coyne made a motion to the accept the proposal from CPI-HR for Consulting Services on the Affordable Care Act in the amount of \$4,500.00 with the same terms and conditions set forth by the Town of Cornwall and subject to legal review. The motion was seconded by Trustee Carnright and carried upon a vote of 3 Ayes and 0 Nays. Mayor Coyne noted that the proposal was for \$5,000.00. A 10% reduction was offered if both the Town and Village signed contracts. The Town of Cornwall accepted the proposal at their business meeting held on May 11<sup>th</sup>.

#### SUMMER RECREATION PROGRAM – SET RATES FOR 2015

Mayor Coyne made a motion to set the rates for the 2015 Summer Recreation Program as follows: Cornwall-on-Hudson residents - \$130.00 per child (\$300.00 maximum per family). Non-Village residents - \$230.00 per child. Field trips will require additional fees. The motion was seconded by Trustee Schmidt and carried upon a vote of 3 Ayes and 0 Nays. Mayor Coyne noted that this rate reflects a \$5.00 increase from last year.

#### CONSTELLATION PROJECT – REQUEST FOR USE OF DONAHUE MEMORIAL PARK

Mayor Coyne reported that there are plans to place lights above Bannerman’s Castle to mimic stars at night, known as the “Constellation Project”. The event is set to begin on June 28, 2015 and run for two years. An event organizer has contacted him requesting use of Donahue Memorial Park for people to view the castle at night. Lengthy discussion followed regarding parking, collection of parking permit fees, and the potential need for additional police presence.

Trustee Carnright made a motion authorizing Mayor Coyne to negotiate terms for a Special Use permit, set an application fee, obtain a Certificate of Insurance and collect a escrow deposit for the initial lighting of Bannerman’s Castle on June 28, 2015 which was seconded by Trustee Schmidt and carried upon a vote of 3 Ayes and 0 Nays.

#### ALLOCATION OF FUNDS FOR RIVERFEST AND ARTFEST

Mayor Coyne made a motion authorizing the Village to allocate \$250.00 from A7550.4 - General Fund Cultural & Patriotic Expense Line to Cornwall-on-Hudson Riverfest, Inc. for this year’s Riverfest event taking place on Saturday, June 6th which was seconded by Trustee Carnright and carried upon a vote of 3 Ayes and 0 Nays.

Mayor Coyne made a motion authorizing the Village to allocate \$250.00 from A7550.4 - General Fund Cultural & Patriotic Expense Line to Hudson River ArtFest for this year’s ArtFest taking place on Sunday, June 7th which was seconded by Trustee Carnright and carried upon a vote of 3 Ayes and 0 Nays.

#### ZONING BOARD APPOINTMENT

Mayor Coyne stated that Matthew Bannan was appointed to another 5 year term on the Zoning Board of Appeals at the April 6<sup>th</sup> Reorganization Meeting subject to Mr. Bannan signing the Oath of Office within 30 days of his appointment. Mr. Bannan has not yet signed the Oath of Office so that appointment has expired.

Mayor Coyne made a motion to reappoint Matthew Bannan to the Zoning Board of Appeals for a 5 year term expiring on April 6, 2020 which was seconded by Trustee Carnright and carried upon a vote of 3 Ayes and 0 Nays.

## **OTHER BUSINESS**

### **GAZEBO – HANDICAPPED ACCESSIBILITY**

Mayor Coyne reported that the contract signing took place on May 11, 2015 with Joanne Fazzino of the Orange County Community Development Office and Nannini & Callahan. Work on handicap access to the gazebo located at Donahue Memorial Park is scheduled to begin on June 1<sup>st</sup>.

### **WEDDING AT RIVERFRONT: MAY 30, 2015**

Mayor Coyne reported that a wedding ceremony for Courtney Johnson (granddaughter of former Village Trustee Al Mazzocca) will take place at the gazebo at Donahue Memorial Park on Saturday, May 30<sup>th</sup>.

### **FILMS AT RIVERFRONT**

Trustee Schmidt stated he was asked to look into the costs and logistics involved with showing films at Donahue Memorial Park for free to the public. Mr. Schmidt reported that it will cost \$400.00 per film to have someone to run the projector. In addition it will cost approximately \$599.00 each film showing. Mr. Schmidt believes there will also be a “nominal amount” due in royalties. Discussion followed about dates and times the films would be shown, parking, and potential interference with the “Constellation Project”.

### **UNION CONTRACT NEGOTIATIONS**

Mayor Coyne stated that this item will be discussed in Executive Session later this evening.

## **FYI**

### **O.C. EXECUTIVE: KIRYAS JOEL ANNEXATION PROPOSAL: 4/16/2015 & 5/7/15**

Mayor Coyne attended meetings on April 16<sup>th</sup> and May 7<sup>th</sup> regarding the proposed Kiryas Joel annexation. The April 16<sup>th</sup> meeting was a public hearing and Mayor Coyne spoke about the Village and Town’s plan to expand the Village’s water service in the Mountainville area in a sustainable fashion and his concern that Kiryas Joel’s annexation would impinge on that effort.

### **REGIONALISM VS LOCALISM: PRESENTATION ON CONSOLIDATION**

Mayor Coyne reported that on April 30<sup>th</sup> the Association of Town, Villages and Cities sponsored a forum regarding the benefits and downsides of consolidation at the Orange County Citizens Foundation headquarters in Sugarloaf. He learned that if the Village were to consolidate with the Town, it would probably not amount to any cost savings.

## **BOARD ACTIVITIES/COMMENTS**

Trustee Schmidt congratulated P.O. Nye on her heroism and upcoming award. It was “wonderful to hear”. In addition the 30<sup>th</sup> anniversary celebration of the bandstand will take place on June 14<sup>th</sup>.

Having concluded the business set before them, Mayor Coyne made a motion to adjourn the meeting into Executive Session at 8:22 PM with Village Clerk Mahoney Attorney for the Village McKay in order to receive legal advice regarding potential litigation involving a Planning Board escrow matter and the status of union contract negotiations which was seconded by Trustee Carnright and carried upon a vote of 3 Ayes and 0 Nays.

The meeting was reconvened at 9:08 PM on a motion by Mayor Coyne which was seconded by Trustee Carnright and carried upon a vote of 3 Ayes and 0 Nays.

## **WB REALTY/HALF MOON – PLANNING BOARD ESCROW**

Trustee Schmidt made a motion authorizing Mayor Coyne to negotiate an escrow settlement with WB Realty/Half Moon which was seconded by Trustee Carnright and carried upon a vote of 3 Ayes and 0 Nays.

Having concluding the business set before them, Mayor Coyne made a motion to adjourn the meeting back into Executive Session at 9:09 PM which was seconded by Trustee Carnright and carried upon a vote of 3 Ayes and 0 Nays.