

## VILLAGE OF CORNWALL-ON-HUDSON BOARD OF TRUSTEES

February 26, 2018

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 David Carnright  
Trustee Kenneth A. Schmidt

Also present were: DPW Superintendent David Halvorsen, Water Superintendent Robert June, Storm King Engine Co #2 Fire Chief Michael Trainor, and Village Clerk Jeanne Mahoney.

Absent was: Attorney for the Village Joseph McKay (standing meeting in South Blooming Grove)

Mayor Coyne asked for a Moment of Silence to honor the victims of the Florida school shooting on February 14, 2018.

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.

### **CORRESPONDENCE**

Mayor Coyne is in receipt of the following correspondence:

- A letter from Rick Gioia of 167 Hudson Street requesting a more “in-depth” explanation from Attorney for the Village McKay of the “legal principle of equal protection” as it pertains to creating a “level playing field” between perpetrators and victims of light and noise pollution.

### **MINUTES**

Mayor Coyne made a motion to accept the January 22, 2018 Business Meeting Minutes as presented which was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

Mayor Coyne made a motion to accept the January 29, 2018 Special Meeting Minutes as presented which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes, 0 Nays, 1 Abstain (Edsall-absent).

Mayor Coyne made a motion to accept the February 12, 2018 Special Meeting Minutes as presented which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes, 0 Nays, 1 Abstain (Edsall-absent).

## **TREASURER'S REPORT**

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

Village water, sewer, garbage & penalties	\$ 48,172.90
Town water & penalties	270,726.12

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

Warrant #2 — Trustee Carnright made a motion to approve the February 2018 Warrant #2 and authorize payment of \$350,724.94, which was seconded by Trustee Schmidt and carried by a vote of 5 Ayes and 0 Nays.

Treasurer Mahoney reported that the revenue/expenditure reports by fund are:

General Fund Revenue:	\$3,950,666.48	Expenditure:	\$3,526,607.36
Water Fund Revenue:	\$2,265,639.69	Expenditure:	\$2,432,928.54
Sewer Fund Revenue:	\$ 513,381.18	Expenditure:	\$ 331,724.11

Total receipt of \$6,729,687.35 (90.96%) in anticipated revenues and \$6,291,260.01 (85.04%) in anticipated expenditures through the end of January.

The Sewer Capital Fund balance is \$142,397.79 (including interest) through January 31<sup>st</sup>.

## **BOARD DEPARTMENT REPORTS**

Building Department Trustee Schmidt reported 9 building permits were issued, 14 certificates of compliance/occupancy were issued, 10 onsite inspections were performed, 1 fire inspection was conducted, and 3 municipal searches were completed. Inspector Maggio worked 80 hours in January.

Fire Department — Deputy Mayor Edsall reported 4 automatic alarms, 1 carbon monoxide incident, 6 medical calls, 1 hazardous condition, 2 good intent, 1 mutual aid, 1 meeting, 9 drills, 4 work details, and 1 NYS Incident Safety Officer class for a total of 30 events and 260.92 volunteer man hours.

Deputy Mayor Edsall further reported that the department received all approvals for the NYS Dormitory Authority (DASNY) grant. They can now begin work. In addition the new fire station siren

was delivered last week. Specifications for a new apparatus are being put together to replace the 1991 tanker.

Deputy Mayor Edsall also reported that Fire Chief Trainor is working with the Insurance Services Office (ISO) on the Village's insurance classification (which is a combination of fire equipment responses and our water distribution system). Mr. Edsall appreciates the efforts of Chief Trainor and Water Superintendent June in working on this issue because it affects everyone's insurance rates.

Police Department Trustee Kane reported 1 misdemeanor fraud, 1 misdemeanor identity theft, 2 misdemeanor harassment, 5 misdemeanor arrests, 4 violation arrests, 1 personal injury accident, 3 property damage accidents, 47 traffic summons issued, 57 traffic warnings issued, 13 parking summons issued, 4 traffic enforcement posts, 2 speed/radar sign postings, 4 fire response calls, 2 domestic incident calls, 7 alarm response calls, 7 suspicious vehicle calls, 1 suspicious activity call, 3 animal complaints, 1 disorderly adult call, 14 assists to the Town of Cornwall Police Department, 8 EMS assist calls, 2 assists to other agencies, 6 assists to citizens, and 1 assist to the Cornwall-on-Hudson DPW for a total of 396 total calls for service.

Trustee Kane further reported that during the month of January, the department applied for a FY17 "State Law Enforcement Terrorism Prevention Program" grant through the Orange County Sheriff's Office. This grant provides funding for ballistic vests and ballistic helmets for our police officers as well as a "license plate recognition" unit for a patrol car.

#### ORANGE COUNTY STOP DWI AGREEMENT

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

**WHEREAS**, the County of Orange has funds to be distributed to local law enforcement agencies for the purpose of conducting enforcement activities related to the STOP DWI program; and

**WHEREAS**, the Village of Cornwall on Hudson does wish to participate in said program,

**NOW, THEREFORE BE IT RESOLVED**, the Village Board of the Village of Cornwall-on-Hudson approves the receipt of said funds on behalf of the Village of Cornwall on Hudson Police Department from the County of Orange and authorizes Mayor Brendan G. Coyne, to execute all necessary contracts and documentation for the year 2018 in regard to available funds.

The foregoing resolution was seconded by Deputy Mayor Edsall and carried upon a vote of 5 Ayes and 0 Nays.

Department of Public Works — Trustee Carnright reported 100.33 tons of trash, 33.03 tons of recycling, and 8,240 pounds of electronic recycling was collected. The department performed cold patching of potholes, service and repairs to Village-owned vehicles, sewer line maintenance, repairs and winter maintenance on the street sweeper, rebuilt front axle of 4 wheel drive dump truck (blew during snow storm), replaced furnace in sanitation garage, plowed/salted roads and parking lot, and removed snow from business district and parking areas.

DPW Superintendent Halvorsen will be on vacation and out of town from February 28-March 6.

#### HANDICAPPED PARKING SPACE: POST OFFICE

In response to a request from Susan Glendening to create a handicap parking spot in front of the Village's Post Office, Mayor Coyne asked DPW Superintendent Halvorsen to do some research. Mr. Halvorsen provided the Board with "ADA Parking Space Size Specifications" which indicate that the parking spaces in front of the post office do not meet ADA requirements.

Water Department — Trustee Schmidt reported an average daily production of 941,000 gallons with all bacteria samples passing N.Y.S. Standards. The required monthly and quarterly samples were collected (a total of 35). A total of 16 meters were replaced, 16 miscellaneous repairs were completed, 10 final meter readings were done, and 37 utility mark-outs were completed. A water main was repaired at 7 Russell Street, a water service leak was repaired at 15 & 17 Chestnut Street, a curb box was raised at 220 Bayview Avenue, an emergency water shut off was done at 320 Hudson Street to repair a broken water line, and the department assisted the Department of Public Works with snow removal. In addition, Nannini & Callahan backfilled Laurel Crest water main off of Mill Street.

Trustee Schmidt further reported that plans and specifications for the Taylor Road wells are with the Orange County Health Department for review and comment.

#### BLACK ROCK TREATMENT PLANT

Trustee Schmidt reported that the upper and lower pressure reductions valves (PRV's) were repaired for Black Rock Treatment Plant.

In addition a frozen water line was investigated on the Alec Meadow line to Upper CL2 building and fire hydrant and service for the Black Rock Consortium fire sprinkler system. The contractor will start working on February 8<sup>th</sup> to remove the cast iron line. This line must be replaced across the stream, and valves on either side of the stream installed, along with a new blow off. Work on stone pillars to be done as needed when old cast iron line is removed.

### **RESOLUTIONS**

#### ORANGE COUNTY COMMUNITY DEVELOPMENT – AGREEMENT RENEWAL

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

RESOLUTION AUTHORIZING THE VILLAGE OF CORNWALL-ON-HUDSON ENTER INTO AN AMENDMENT TO THE EXISTING COOPERATION AGREEMENT DATED JULY 8, 1993, AS AMENDED, WITH THE COUNTY OF ORANGE FOR THE PURPOSE OF UNDERTAKING COMMUNITY DEVELOPMENT AND HOME PROGRAMS FOR THE PROGRAM YEAR COMMENCING FEDERAL FISCAL YEARS 2018, 2019, 2020 (AND FOR SUCCESSIVE THREE YEAR QUALIFICATION PERIODS AS PROVIDED FOR IN THE AUTOMATIC RENEWAL

PROVISION) PURSUANT TO THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED AND TITLE II OF THE NATIONAL AFFORDABLE HOUSING ACT OF 1990, AS AMENDED.

**WHEREAS**, the Secretary of the U.S. Department of Housing and Urban Development (“HUD”) authorized, under Title 1 of the Housing and Community Development Act of 1974, as amended and Title II of the National Affordable Housing Act of 1990, as amended to make grants to states and other units of general local government to help finance Community Development and Affordable Housing Programs; and

**WHEREAS**, it is desirable and in the public interest that the Village of Cornwall-on-Hudson participate in aforesaid Community Development and HOME Programs for the program year commencing Federal Fiscal Years 2018, 2019, 2020, (and successive three year qualification period); and

**WHEREAS**, the Village of Cornwall-on-Hudson understands that by executing this Cooperation Agreement it becomes an included unit of general local government in the Urban County CDBG Entitlement Program, HOME Program and ESG Program at this it:

- a) May not apply for grants under the Small Cities for State CDBG Programs from appropriations for fiscal years during the period in which it is participating in the Urban County’s CDBG Program; and
- b) May not participate in a HOME Program consortium except through the Urban County, regardless of whether the Urban County receives a HOME formula allocation; and
- c) May not receive a formula allocation under the ESG Program except through the Urban County.

**WHEREAS**, this Village Board deems it to be in the public interest for the Village of Cornwall-on-Hudson to enter into an Amendment to the existing Cooperation Agreement dated July 8, 1993, as amended, with the County of Orange for the aforesaid purpose;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Mayor be and he hereby is authorized and directed to execute a Cooperation Agreement Amendment between the Village of Cornwall-on-Hudson and the County of Orange for the purpose of undertaking Community Development and HOME Programs pursuant to the Housing and Community Development Act of 1974, as amended and Title II of the National Affordable Housing Act of 1990, as amended, for the program year commencing Federal Fiscal Years 2018, 2019, 2020 (and successive three year qualification periods).

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

USMA SAILING TEAM – REGATTA

Mayor Coyne made a motion authorizing the USMA Sailing Team to use the riverfront for regattas on April 28&29 and May 5&6 subject to receipt of a certificate of insurance. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

#### ORANGE COUNTY ROWING ASSOCIATION

Deputy Mayor Edsall made a motion authorizing the Orange County Rowing Association, a not for profit group, to use the cove area at Donahue Memorial Park subject to receipt of an updated certificate of insurance. The Rowing Association must schedule events so as not to conflict with kayak tours. The monthly fee is set at \$150.00 plus the cost for all necessary parking permits for trailers and cars. Trailer parking as authorized by the Village. Parking or storage of large boats is not permitted at park. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

#### GIRLS ON THE RUN – JUNE 10, 2018

Mayor Coyne made a motion authorizing the “Girls on the Run” event on Sunday, June 10, 2018 subject to receipt of an updated insurance certificate and subject to reimbursing the Village for additional police coverage. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

#### STORM KING ENGINE CO. #2 – 150<sup>th</sup> ANNIVERSARY BARBECUE

Mayor Coyne made a motion authorizing Storm King Engine Co. #2 to hold a “Community Barbecue” at Donahue Memorial Park on Saturday, August 11, 2018. The motion was seconded by Deputy Mayor Edsall and carried upon a vote of 5 Ayes and 0 Nays.

Mayor Coyne stated that the Board is “very proud” of our fire company and the service they have provided to the community for 150 years.

#### 2018 - 2019 INSURANCE

Clerk Mahoney reported that Owen McKane of the Reis Group has provided an insurance proposal from HCC/U.S. Specialty of TX. The premium will be \$150,970.88. Last year’s premium was \$159,402.00.

Mayor Coyne made a motion to accept the Reis Group insurance proposal in an amount not to exceed \$150,970.88 which was seconded by Trustee Carnright and carried by a vote of 5 Ayes and 0 Nays.

#### **OTHER BUSINESS**

#### CENTRAL HUDSON: PROJECTS

DPW Superintendent Halvorsen reported that representatives from Central Hudson came to the February work session to discuss their upcoming projects in the Village. They are looking to replace old steel lines along Hudson Street (near Village Hall and from Avenue A to Academy Avenue), Columbus Ave,

Colonial Avenue, and additional work on upper Duncan Avenue (from Summerwinds Court to the Grail). Next year they plan to replace gas lines in the Cliffside Park area. Discussion followed.

#### FUEL PUMPS

Water Superintendent June reported that new fuel dispensers at the Shore Road facility are being manufactured and he is waiting on a timeframe for delivery and installation.

#### QUIET ZONE – DIAGNOSTIC REVIEW

Mayor Coyne stated that on February 22<sup>nd</sup> he, DPW Superintendent Halvorsen, and Trustee Carnright met with representatives from the Federal Railroad Association, CSX, and NYS Department of Transportation at the Shore Road railroad crossings to discuss options to create a “Quiet Zone”. It appears that major road changes would be required at the crossing near the gazebo, and the cost to the Village would be substantial. Mayor Coyne expects a report in a few weeks. This meeting was part of the “Quiet Zone” study authorized by the Board last month and the Village will be reimbursed \$5,400 of the cost through the grant we received from Assemblyman Skoufis.

#### SAFETY COMMITTEE MEETING

Mayor Coyne reported that the safety committee met on January 31. Brian Pomeroy from CSEA Health and Safety attended along with representatives from DPW and Water, the police department, and non-union personnel. The next meeting has been tentatively scheduled for May 3<sup>rd</sup>.

#### COMPREHENSIVE PLAN COMMITTEE

Mayor Coyne reported that the Comprehensive Plan Committee did not meet in February because sadly, Chairman Klosky had a death in the family. On behalf of the Village Board, Mayor Coyne offered his condolences to Mr. Klosky and his family.

#### WATER DEPARTMENT EMPLOYEE

Mayor Coyne tabled this item for discussion in executive session later this evening.

#### ENGINEERING – REQUEST FOR PROPOSALS

Mayor Coyne tabled this item for discussion in executive session later this evening.

#### PBA CONTRACT NEGOTIATIONS

Mayor Coyne reported that there have only been “informal” talks to date. He tabled this item for further discussion in executive session later this evening.

#### 5 RIVER AVENUE – SEASONAL OUTDOOR DINING

Mayor Coyne report that he and Deputy Mayor Edsall met with Anthony Missere last week and they were able to reach a satisfactory agreement.

#### COVAC AGREEMENT

Mayor Coyne reported that the last agreement reached with COVAC will be resent to their attorney.

#### NEW WINDSOR VOLUNTEER AMBULANCE EXPANSION

Mayor Coyne is in receipt of a letter from the New Windsor Volunteer Ambulance Corps, Inc. (NWVAC) regarding an application for an “expansion” of their operating territory into the Town of Cornwall. They are requesting a letter of support from the Village.

Deputy Mayor Edsall made a motion authorizing Mayor Coyne to prepare a letter of support and certification of need for the NWVAC to expand operations into the Town of Cornwall and Village of Cornwall-on-Hudson. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

#### VILLAGE WEBSITE

Mayor Coyne reported that he is working with an intern from Mount Saint Mary College and cadets from the United States Military Academy (USMA) to get the Village website redesigned, revised, and updated. Mayor Coyne is pleased with the progress being made.

#### DOCK HILL ROAD SLOPE

Mayor Coyne reported that cadets from USMA are looking into options to make the slope along Dock Hill Road safer.

#### WELCOME SIGN

Mayor Coyne reported that he asked a local artist to make a new welcome sign that will be placed near the main entrance into the Village.

#### ECONOMIC DEVELOPMENT; ACCELERATOR: SWOT

Mayor Coyne reported that as an “offshoot” of a report on Orange County’s “Accelerator” program at a community council meeting West Point several months ago, he recently hosted a “SWOT” presentation at Village Hall. He invited members of the community including former Mayor Ed Moulton to attend. Mayor Coyne stated that “SWOT” is an acronym for strengths, weaknesses, opportunities and threats. He hopes to boost Village businesses and economy.

#### HUDSON HIGHLANDS NATURE MUSEUM: RETIREMENT OF JACKIE GRANT



Mayor Coyne announced that Jackie Grant recently retired from the Hudson Highlands Nature Museum. Mrs. Grant served as Executive Director at the Museum for many years, and Mayor Coyne wishes her well in retirement.

#### **PAINTERS – LIQUOR LICENSE**

Mayor Coyne reported that the Village has received formal notice from Painters Tavern LTD of its intent to renew their liquor license.

#### **NEWBURGH FREE ACADEMY ROWING CLUB – REQUEST WITHDRAWN**

Mayor Coyne reported that the request from Newburgh Free Academy Rowing Club to use the riverfront this year has been withdrawn.

#### **SUMMER CHARITY CONCERT**

Mayor Coyne reported that he received a request from two Cornwall High School students to hold a summer charity concert at Donahue Memorial Park this summer. Mayor Coyne has reached out to request additional information, including a specific date, but has not yet received a response.

#### **SCHOOL SAFETY MEETING**

Mayor Coyne reported that he and Trustee Schmidt attended a meeting earlier today with representatives from the Cornwall Central School District, Town of Cornwall, and our police chiefs to discuss the safety of our students, which is an ongoing concern. The meeting was very productive and this group plans to meet again annually.

#### **FYI**

#### **WEDDING CEREMONY – DONAHUE MEMORIAL PARK**

Mayor Coyne reported that a wedding ceremony is taking place at the gazebo in Donahue Memorial Park on Sunday, February 25<sup>th</sup>.

#### **VILLAGE ELECTION**

Mayor Coyne reported that the annual Village Election will take place on Tuesday, March 20<sup>th</sup> in the Village Hall Board Room between 12:00 PM – 9:00 PM.

#### **SHARED SERVICES PANEL**

Mayor Coyne reported that the “Shared Services” panel has been postponed until March 8, 2018.

#### **PUBLIC COMMENT**

Barbara Smith of 167 Hudson Street stated that she is working with Kate Goodspeed on a plan to “pick up where they left off” approximately 10 years ago to stabilize the Dock Hill Road slope. Ms. Goodspeed has attempted to reach out to Mayor Coyne about preparing a proposal to evaluate the cost of planting additional “deer resistant” shrubs.

Mayor Coyne tried to contact Ms. Goodspeed and hopes to be in touch with her soon to discuss this issue.

Niklas Moran of 187 Mountain Road stated that an inventory/audit of Central Hudson street lights in the Village is almost complete. He has found some billing “discrepancies” and hopes to have a report to the Village Board shortly. He would like the Village Board to consider converting the street lights to LED’s and Central Hudson has programs in place to help make that happen. Discussion followed.

## **BOARD ACTIVITIES/COMMENTS**

Trustee Schmidt offered his congratulations to Storm King Engine Co. #2 on their 150<sup>th</sup> Anniversary and for all the “fine work” they do.

Trustee Carnright also offered his congratulations to Storm King Engine Co. #2.

Deputy Mayor Edsall also offered his congratulations to Storm King Engine Co. #2. It is not an “easy job” and they are always “there when you need them.”

Having concluded the business set before them, Mayor Coyne made a motion to adjourn the business meeting into executive session at 7:53 PM to discuss a Water Department employee, contractual issues involving an engineering firm, PBA contract negotiations, and a non-union matter. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

The meeting was reconvened at 8:55 PM on a motion by Mayor Coyne which was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

## **PROFESSIONAL ENGINEERING SERVICE**

Deputy Mayor Edsall made a motion to authorize professional engineering service by Pitingaro & Doetsch Consulting Engineers, P.C. of Middletown, NY for preparation of technical review report of Black Rock Clearwell contract and current conditions, per their 2018 rate schedule with total cost not to exceed \$5,000. The motion was seconded by Trustee Kane and carried upon a vote of 5 Ayes and 0 Nays.

## BLACK ROCK CLEARWELL: CONTRACTOR PAYMENT

Mayor Coyne made a motion to authorize payment of regular contract progress payment and change order #2 payment to PVS Construction, the contractor for the Black Rock Clearwell project. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

Having concluded the business set before them, Deputy Mayor Edsall made a motion to close the business meeting at 8:56 PM which was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.