

VILLAGE OF CORNWALL-ON-HUDSON BOARD OF TRUSTEES

July 16, 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, Storm King Engine Co #2 Fire Chief Michael Trainor, Code Enforcement Officer Ben Maggio, 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.

PUBLIC HEARING – PROPERTY MAINTENANCE ENFORCEMENT AT 17 PAYSON ROAD

Proof of Notice, Affidavit of Posting and Publication having been furnished, the Public Hearing on enforcement of Chapter 120 of the Village Code entitled “Property Maintenance” at 17 Payson Road was called to order at 7:01 PM on a motion by Mayor Coyne, seconded by Trustee Carnright, and carried by a vote of 5 Ayes and 0 Nays. For the record it was noted that neither Mr. Feliciano, record owner of the property located at 17 Payson Road, nor a representative from the bank or the bank management company is present this evening. In addition, it was noted that no written or verbal response was received to the Order to Remedy Violation that was issued by Code Enforcement Officer Maggio on July 2, 2018.

Code Enforcement Officer Maggio reported that the property located at 17 Payson Road is not being maintained. There is high grass, an old tarp across the roof covering damage that caused water to leak into the empty house, an unsecured back door, piles of concrete that was dumped on the driveway near garage door, overgrown bushes, and a broken tree that came down in the backyard. Mr. Maggio reached out to Rushmore Loan Management Co., (who had a sign on the front door of the property indicating they are the banks management company) several times prior to issuing a notice of violation. They sent a contractor to look at the property; however it was determined that due to the estimates received, repairs could not proceed without “going out to bid”. It is now four months later and nothing has been done.

Christy Larkin of 28 Payson Road stated that she and her husband sent a letter to the Village Board of Trustees back in January regarding “two derelict properties” located at 12 Payson Road and 17 Payson

Rd. Ms. Larkin stated that she will continue to write letters if that is what it takes to get these properties cleaned up. They are diminishing neighboring property values.

Mr. Maggio explained the process he follows to get a property maintenance issue resolved. In the case of 12 Payson Road, the homeowner eventually complies with the violation notices; however, violations reoccur and he must repeat the process each time. In the case of 17 Payson Road no one responded to the violation notice. That is why Mr. Maggio has brought this issue to the Village Board.

Discussion followed and it was determined that village staff should not be used to clean derelict properties. It would set a bad precedent. A contractor should be hired to perform the cleanup and the associated cost be borne by the homeowner.

Hearing no one further speak for or against enforcement of Chapter 120 of the Village Code entitled "Property Maintenance" at 17 Payson Road, Deputy Mayor Edsall made a motion to close the public hearing at 7:11 pm which was seconded by Trustee Carnright and carried by a vote of 5 Ayes and 0 Nays.

RESOLUTION OF THE VILLAGE BOARD OF THE VILLAGE OF CORNWALL-ON-HUDSON AUTHORIZING THE MAYOR TO RETAIN A PRIVATE CONTRACTOR TO PERFORM PROPERTY MAINTENANCE TO ABATE VIOLATIONS OF THE VILLAGE CODE'S PROPERTY MAINTENANCE PROVISIONS (CHAPTER 120) FOR THE PROPERTY LOCATED AT 17 PAYSON ROAD

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

WHEREAS, the Village Board has identified several instances where the owner, tenants or occupants of the real property located at 17 Payson Road (the "Property") appears to be in violation of the Village Code, including but limited to: removing excessive plant and weed growth on the Property (§120-5); to repair the exterior structure of the Property, including window, skylight and door frame repairs (§120-5(J)(1)); to repair the roof of the Property (§120-5(J)(5)); and to remove rubbish and garbage from the Property (§120-5(J)(7)); and

WHEREAS, the Code Enforcement Officer has issued an Order to Remedy the existing violations; and

WHEREAS, upon reinspection by the Village, it was determined that the property owner Danny Feliciano and/or his representative, Rushmore Loan Management failed to comply with the Notice to Remedy; and

WHEREAS, pursuant to § 120-7 the Village Board scheduled a public hearing for July 16, 2018 to determine whether the Village would make the necessary repairs to the Property; to clean up the Property; to make the building safe and in compliance with the Order to Remedy and to charge the total cost to remedy the violations to the property owner; and

WHEREAS, the Village properly noticed the owner of 17 Payson Road of the public hearing scheduled for July 16, 2018; and

WHEREAS, the Village Board conducted a public hearing on July 16, 2018 to determine the pending violations; and

WHEREAS, the Village Board determined that the property owner was in violation of Chapter 120 of the Village Code; and

WHEREAS, the Village Board determined that the Village would retain a private contractor to perform such services as may be required to abate the violations at 17 Payson Road;

NOW, THEREFORE, IT IS HEREBY RESOLVED:

- The Mayor is authorized to retain the services of a private contractor to perform such services as may be required to abate the violations at the premises; and
- To charge the total cost to remedy the violations to the property owner; and
- If the property owner or other agent has not paid the costs to remedy in full within 60 days of being invoiced for the same, the Village Clerk is authorized and directed to assess the costs as a lien against the property, to be re-levied and collected in the same manner as real property taxes.

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

PUBLIC COMMENT

Kevin Greene of 318 Hudson Street stated that he has been coming before the Village Board since April about the flag “situation” in front of Village Hall. The flag is still not visible from the street. It would only require “simple pruning” of the tree next to it to resolve the problem.

CORRESPONDENCE

Mayor Coyne reported that this month’s correspondence has been incorporated into tonight’s agenda.

MINUTES

Mayor Coyne made a motion to accept the June 18, 2018 Business Meeting Minutes as presented which was seconded by Trustee Carnright and carried upon a vote of 5 Ayes, and 0 Nays.

RESOLUTIONS

RESOLUTION OF THE VILLAGE BOARD OF THE VILLAGE OF CORNWALL-ON-HUDSON
AUTHORIZING THE ATTORNEYS FOR THE VILLAGE TO FILE AN ARTICLE 7 PROCEEDING
AGAINST THE TOWN OF CORNWALL WITH REGARD TO PROPERTY LOCATED AT 55
PALOMINO PLACE AND 100 PECKS ROAD, TOWN OF CORNWALL

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

WHEREAS, the Village Board of the Village of Cornwall-on-Hudson, New York, has a right and responsibility to be certain that all laws, rules and regulations are complied with involving matters impacting Village residents; and

WHEREAS, certain properties of the Village of Cornwall-on-Hudson (hereinafter the "Village") utilized for water supply purposes are located within the boundaries of the Town of Cornwall (hereinafter the "Town"); and

WHEREAS, the Town has conducted a review concerning the real property assessments of 55 Palomino Place and 100 Pecks Road both Village properties located within the boundaries of the Town (the "Properties"); and

WHEREAS, the Village filed an Application with the Town of Cornwall Board of Assessment Review objecting to the Town's real property assessments for the Properties; and

WHEREAS, the Town Board of Assessment Review's determination is unsatisfactory to the Village; and

WHEREAS, the Village Board finds that it is in the public interest to file an Article 7 proceeding with the Courts with respect to each parcel;

NOW THEREFORE, it is hereby resolved by the Village Board as follows:

1. The Villages Attorneys, Catania, Mahon, Milligram & Rider, PLLC, are hereby directed to take all steps necessary to commence litigation to challenge the determination by the Town Board of Assessment Review regarding the real property assessments for the Properties; and

2. The Mayor is authorized to execute any and all documents necessary to prosecute such litigations.

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

RETIREMENT – WATER SUPERINTENDENT ROBERT JUNE

Mayor Coyne made a motion to accept the retirement of Water Superintendent Robert June effective October 30, 2018 with regret and thanks. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

Mayor Coyne thanked Water Superintendent June for his 13 years of service to the Village. Mayor Coyne has enjoyed working with Mr. June and thinks he has done a "very good job for us". Mayor Coyne wishes Mr. June well in his retirement.

NUGENT & HAUESSLER – AUDIT OF FINANCIAL STATEMENTS

Mayor Coyne made a motion to accept the engagement letter from Nugent & Haeussler, P.C. for an audit of the Village’s financial statements for fiscal year ended February 28, 2018 and authorize payment of \$19,500.00 for these services. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

Deputy Mayor Edsall stated that it is important that we continue to have audits done by outside agencies to make sure we stay in compliance with NYS Comptroller’s Office guidelines.

Mayor Coyne stated that Justin Wood, our auditor from Nugent & Haeussler, is available to the Village Board all year long to answer questions/concerns that may come up.

RESIGNATION – POLICE OFFICER LINDSAY MCGANN

Mayor Coyne made a motion to accept the resignation of Part-Time Police Officer Lindsay McGann effective June 30, 2018 with regret and thanks. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

Deputy Mayor Edsall reported that Officer McGann has accepted a full-time position in the Town of Montgomery. Mr. Edsall thanked Officer McGann for her six years of service to the Village and wishes her success in the future.

BRAKING AIDS RIDE – SEPTEMBER 16, 2018

Mayor Coyne made a motion authorizing the “Braking Aids” ride to travel through the Village on Sunday, September 16, 2018 from 8:00 AM – 11:15 AM as part of their three-day bicycle ride subject to their submittal of a certificate of liability insurance naming the Village as additionally insured. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

RETIREMENT – DEPUTY VILLAGE CLERK MARY ELLEN DENNETT

Mayor Coyne made a motion to accept the retirement of Deputy Village Clerk Mary Ellen Dennett effective September 24, 2018 with regret and thanks. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

Mayor Coyne thanked Ms. Dennett for her 28 years of service to the Village and community. Mayor Coyne has enjoyed working with Ms. Dennett. She is “even keeled”, “solid”, “knows her stuff”, has a “good sense of humor” and will be sorely missed.

Deputy Mayor Edsall thanked Ms. Dennett for her 28 years of service to the Village. She has always been pleasant and helpful and has done a terrific job for the Village. It will be a loss to the Village when she leaves. Mr. Edsall wishes Ms. Dennett all the best in her retirement.

ABILITIES FIRST – REQUEST TO LIST VILLAGE HALL AS EVACUATION SITE

Mayor Coyne made a motion to approve a request from Abilities First Preschool to list the Village Hall as a possible evacuation site in the event of a severe emergency subject to legal review. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

Mayor Coyne noted that Abilities First plans on opening a Special Education Preschool at St. Thomas of Canterbury Church this September with 32 children and approximately 15 staff members.

CORNWALL PRESBYTERIAN CHURCH – PICNIC AT DONAHUE MEMORIAL PARK

Mayor Coyne made a motion to approve Cornwall Presbyterian Church’s request to hold a worship service and church picnic at Donahue Memorial Park on Sunday, September 16, 2018 from 9:00 AM – 1:00 PM. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

TREASURER'S REPORT

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

Village water, sewer, garbage & penalties	\$308,284.68
Town water & penalties	183,519.47

which included 4 finals/adjustments for the Village and 13 for the Town.

Warrant #7 — Trustee Carnright made a motion to approve the July 2018 Warrant #7 and authorize payment totaling \$229,526.06, which was seconded by Deputy Mayor Edsall 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:	\$2,767,683.99	Expenditure:	\$ 1,444,649.96
Water Fund Revenue:	\$ 559,840.20	Expenditure:	\$ 810,862.02
Sewer Fund Revenue:	\$ 96,111.53	Expenditure:	\$ 49,837.37

Total receipt of \$3,423,635.72 (46.32%) in anticipated revenues and \$2,305,349.35 (31.19%) in anticipated expenditures through the end of June.

The amount collected in Village taxes is \$2,676,373.80 through June 30.

The Sewer Capital Fund balance is \$250,832.68 (including interest) through June 30.

BOARD DEPARTMENT REPORTS

Building Department Trustee Carnright reported 17 building permits were issued, 9 certificates of compliance/occupancy were issued, 34 onsite inspections were performed, 5 violations were issued, 1

stop work order was issued, 9 municipal searches were completed, 2 solar panels permits were issued, and 10 fire inspections were conducted. Inspector Maggio worked 80 hours in June.

Code Enforcement Officer Maggio reported that the contaminated soil pile has been removed from DB Mart property. Mr. Maggio is now waiting to hear from the NYS Department of Environmental Conservation to see what they want to do about the remaining violations.

Fire Department Deputy Mayor Edsall reported 5 automatic alarms, 6 medical calls, 1 Storm King Mountain rescue, 5 hazardous conditions, 5 mutual aid given, 1 meeting, 5 drills, 1 work detail, 2 memorial details, 3 basic exterior firefighter classes, 6 interior firefighting operations classes, 1 public relations detail, 1 fund raising detail, and 2 fire prevention classes – Camp Olmstead for a total of 44 events and 456.32 volunteer man hours.

Deputy Mayor Edsall further reported that the exhaust system is scheduled for installation in August, quotes are being sought to do electrical work at the fire station, the 68th annual Firemen's Fair will take place July 25 – 28th, Caitlynn McGilley and Thomas Trainor will be graduating from the NYS Interior Fire Operations class this month and will meet the Firefighter 1 level of training.

In addition, the Insurance Services Office (I.S.O.) has upgraded the Village's fire protection class rating from Fire Protection Class 5/9 to Fire Protection Class 4/4X. Homeowners with insurance will get a "noticeable" change in rates, and Deputy Mayor Edsall thanked the fire department and water department for their efforts to improve our rating.

STORM KING MOUNTAIN RESCUE – JUNE 23, 2018

Deputy Mayor Edsall reported that a counselor from Camp Olmstead was injured after falling approximately 30 feet down a rock embankment. The following agencies assisted with the rescue: Fire departments from Cornwall-on-Hudson, Cornwall, West Point, and Vails Gate; Police departments from Cornwall-on-Hudson and Cornwall; NYS Park Police, NYS Park Rangers, Cornwall EMS, New Windsor EMS, and LifeNet Air 2 Medivac. Approximately 50 rescuers responded.

Police Department Trustee Kane reported 1 misdemeanor identity theft, 1 misdemeanor criminal mischief, 1 misdemeanor petit larceny, 2 misdemeanor harassments, 3 misdemeanor arrests, 2 violation arrests, 1 warrant arrest, 4 property damage accidents, 44 traffic summons issued, 35 traffic warnings issued, 20 parking summons issued, 6 traffic enforcement posts, 4 speed/radar sign postings, 9 fire response calls, 1 domestic incident call, 9 alarm response calls, 1 noise complaint, 3 suspicious person calls, 5 suspicious vehicle calls, 3 suspicious activity calls, 13 animal complaints, 1 disorderly adult call, 2 disorderly juvenile calls, 12 assists to the Town of Cornwall Police Department, 7 EMS assist calls, 1 assist to other agencies, 5 welfare checks, and 1 assist to citizen for a total of 378 total calls for service.

Trustee Kane further reported that the department conducted firearms training/certification at the Town of New Windsor PD firearms range, and assisted with traffic and security for the CCHS Senior Prom riverfront picture taking event and the "Girls on the Run" 5K road race event. In addition, Chief Dixon attended Supervisory training in Ft. Myers, Florida.

Department of Public Works — Trustee Schmidt reported 114.22 tons of trash, 26.56 tons of recycling, and 100 yards of yard waste was collected. The department performed mowing and trimming of Village owned properties, sewer main maintenance, sweeping of streets, blacktop patching, replacement of lighting in bandstand with LED, prepared and setup riverfront park for RiverFest, assisted fire department with moving equipment for River-Fest, assisted police department with traffic control devices at park and Shore Road for Senior Prom, trimmed trees and buses along Hudson Street sidewalks, and repaired/maintained Village owned vehicles. A new flag pole for Village Hall has been ordered and will be installed in the mall area between Village Hall and the lot next door.

Trustee Schmidt further reported that DPW Superintendent Halvorsen attended annual Highway School at Ithaca College from June 3 – 6.

Water Department — Trustee Carnright reported an average daily production of 924,000 gallons with all bacteria samples passing N.Y.S. Standards. The required monthly and quarterly samples were collected (a total of 46), 6 meters were replaced, 13 miscellaneous repairs were completed, 16 final meter readings were done, and 180 utility mark-outs were completed. Water service lines were repaired at 19 Roberts Road, 1 Sheldon Drive, and 243 Hudson Street, and a water shutoff was repaired at 7 Russell Street. In addition, the department flushed fire hydrants in the Town and Village, started routine maintenance of the dams, and of all Water Department properties.

OTHER BUSINESS

TAYLOR ROAD WATER PLANT

Mayor Coyne reported that Water Superintendent June is working with Maser Consulting to comply with NYS Department of Health requirements related to our proposed Taylor Road well fields improvement project.

BLACK ROCK PLANT

Mayor Coyne reported that we have been “struggling” with repairing the Clearwell at Black Rock for some time. The Board is now considering going back to the original design and putting a liner back in. Water Superintendent June secured a quote.

HUDSON VALLEY WATER CONSULTANTS

Mayor Coyne reported that Hudson Valley Water Consultants has been leaving materials at residential homes in the Town and Village stating they will be conducting water tests over the next two weeks. This is a solicitation and this company has nothing to do with the Village. Our water department tests our water regularly and recently issued the annual water quality report.

VILLAGE FUEL PUMPS

Mayor Coyne reported that the pumps have been installed and are pumping fuel.

LIGHTING LAW

Trustee Kane reported that he has been working with Attorney for the Village McKay and Deputy Mayor Edsall to draft a local lighting law. Code Enforcement Officer Maggio will meet with Mr. Kane and Mr. Edsall to review the draft law and it will be presented to the Village Board to review shortly thereafter.

Mayor Coyne further reported that he is in receipt of a letter from Susan Glendening of Riverbank Lane regarding excessive lighting on the Cornwall-on-Hudson Elementary School yard that is affecting her property.

SOLAR LAW

Deputy Mayor Edsall reported that he has met with Attorney for the Village McKay and Trustee Kane to discuss moving forward with a draft solar law. Code Enforcement Officer Maggio will next be asked to review it with regard to enforcement. After that the draft law will be presented to the Village Board to review. The four month solar moratorium that started in May will most likely have to be extended.

CSX DERAILMENT

Mayor Coyne reported that there was a “minor” CSX derailment in the Village on April 19. CSX representatives repaired the wheels and put the train car back on the track themselves. No report was issued to the Village. Mayor Coyne will continue to try to collect details on this incident. He has an ongoing concern with derailments because of trains carrying crude oil.

INSURANCE SERVICE OFFICE (ISO) PUBLIC PROTECTION CLASSIFICATION

Mayor Coyne reported that this item was discussed earlier this evening.

FLAGGER TRAINING – JULY 18, 2018

Mayor Coyne reported that a CSEA representative will provide flagger training to DPW and Water Department personnel in the Village Hall on July 18.

CHARITY CONCERT: DAVID STINGLE – DONAHUE MEMORIAL PARK

Mayor Coyne reported that CCHS High School student David Stingle has been trying to organize a charity concert at Donahue Memorial Park. Mr. Stingle is having a problem obtaining the required insurance certificate in order to hold the event.

STORM KING ENGINE CO. #2 150th CELEBRATION: JOURNAL

Mayor Coyne reported that he prepared a letter acknowledging the efforts of Storm King Engine Co. #2 over the years for their 150th Celebration Journal. It will go along with a photo of the Village Board that was taken at another celebration held earlier this year.

HISTORICAL MARKER: CORNWALL LANDING

Mayor Coyne reported that Cornwall Landing was once a “bustling commerce center”. The Village Historian is working to get a historical marker placed there to commemorate this important piece of our history.

COMPREHENSIVE PLAN COMMITTEE MEETING

Deputy Mayor Edsall announced that the July 26th Comprehensive Plan Committee Meeting date is tentative. Most likely the committee will instead hold two workshops in August.

CAR WASHES: CORNWALL HIGH SCHOOL CHEERLEADING

Mayor Coyne reported that the CCHS Cheerleaders are planning to hold car washes in the Village Hall Parking Lot on July 21 and August 12. An insurance certificate has been provided.

BANDSTAND CONCERTS

Mayor Coyne reported that the weekly summer Bandstand concerts started in June. They are going well with good attendance.

SUMMER RECREATION PROGRAM

Trustee Schmidt reported that our Summer Recreation Program started on July 5th and has gotten off to a great start with about 112 registered campers. Campers enjoy swimming in the town pool on Mondays and Wednesdays, and last Friday they visited Tarsio Bowling Time. Additional trips are planned for Splashdown, a Renegades Game, and the Fireman’s Fair. Gagaspere will visit our campers on August 8 to do steam activities.

MOVIES ON THE HUDSON

Mayor Coyne reported that there was a good turnout on July 7 for the showing of “Jaws” at Donahue Memorial Park. Mayor Coyne thanked Mike Trainor and his volunteers for putting this together. It is a fun event and it is a nice plus for the Village.

FYI

Mayor Coyne reported that the Independence Day Celebration went well despite some difficult weather. Mayor Coyne thanked the Department of Public Works and Police Department for their assistance.

Deputy Mayor Edsall reported that a meeting is scheduled for 7:00 PM on July 17 at Munger Cottage's main meeting room to discuss a proposal to reroute the Kiryas Joel (KJ) water main pipeline down Route 32 to Holloran Road, under the NYS Thruway to Palomino Road (near our Catskill Water Filter Plant), to Route 94. This is to avoid running the pipeline down Route 32 to 5 Corners which is a busy intersection.

PUBLIC COMMENT

Barbara Smith of 167 Hudson Street thanked the Village Board for moving forward on a lighting law.

Having concluded the business set before them, Deputy Mayor Edsall made a motion to adjourn the business meeting at 8:00 PM into Executive Session to discuss the replacement of Deputy Village Clerk Mary Ellen Dennett and then into Attorney-Client Session to receive advice of counsel on the proposed Alfonso Lot Line Change on Colonial Place and an Intermunicipal agreement for Mutual Aid Police Assistance. The motion was seconded which was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

The meeting reconvened at 8:34 PM on a motion by Mayor Coyne which was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

ACTING DEPUTY VILLAGE CLERK

Deputy Mayor Edsall made a motion to create the position of Acting Deputy Village Clerk at a salary of \$24.73 per hour. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

Deputy Mayor Edsall made a motion appointing Doris Wickiser to the position of Acting Deputy Village Clerk effective on August 6, 2018, subject to her acceptance of the position and pay rate. The motion was seconded by Trustee Kane and carried upon a vote of 5 Ayes and 0 Nays.

PART-TIME CLERK POSITION

Deputy Mayor Edsall made a motion authorizing the Village Clerk to advertise for candidates for the open Part-Time Clerk position at \$15.00 per hour. The motion was seconded by Trustee Carnright and carried upon a vote of 5 Ayes and 0 Nays.

LAND EXCHANGE – 9 COLONIAL PLACE

Deputy Mayor Edsall made a motion authorizing Mayor Coyne and the Village Clerk to execute documents related to an equal land exchange between the Village of Cornwall-on-Hudson and Christopher Taylor and Laurie Alfonso of 9 Colonial Place. The motion was seconded by Trustee Kane and carried upon a vote of 5 Ayes and 0 Nays.

RESOLUTION OF THE VILLAGE BOARD OF THE VILLAGE OF CORNWALL-ON-HUDSON

TO SET A TIME AND PLACE FOR A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED "MUTUAL AID"

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

WHEREAS, the Village Board of the Village of Cornwall-on-Hudson wishes to adopt a local law authorizing the Village to request or grant mutual aid assistance for police services in order to promote the public health, safety and general welfare and to minimize public danger in times of emergency or civil disturbance; and

WHEREAS, the Village Board is empowered by the State to adopt such local law pursuant to the Municipal Home Rule Law and the General Municipal Law; and

WHEREAS, the Village Board wishes to schedule a public hearing for August 20, 2018 at 7:00 p. m. to consider the adoption of the foregoing proposed amendment to the Village Code and to consider the potential adverse environmental impacts of the same;

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 mutual aid law in accordance with the 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 preliminarily classifies the aforementioned action as an unlisted action under SEQRA; and

RESOLVED, that a public hearing be held by the Village Board on August 20, 2018 at 7:00 p.m. at the Village Hall located at 325 Hudson Street, Cornwall-on-Hudson, New York, with respect to the proposed Local Law; and

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 Schmidt and carried upon a vote of 5 Ayes and 0 Nays.

RESOLUTION OF THE VILLAGE BOARD OF THE VILLAGE OF CORNWALL-ON-HUDSON TO SET A TIME AND PLACE FOR A PUBLIC HEARING REGARDING THE ADOPTION OF A LOCAL LAW IMPOSING A SOLAR MORATORIUM

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

WHEREAS, the present zoning regulations in the Village of Cornwall-on-Hudson do not adequately address solar energy uses, systems and equipment; and

WHEREAS, in order to protect the public health, safety and welfare of the residents of the Village of Cornwall-on-Hudson, and to maintain the status quo with respect to certain solar energy uses,

systems and equipment, the Village Board wishes to enact a local law establishing a moratorium on the processing of applications and/or the issuance of any permits, certificates of occupancy and approvals for uses relating to solar energy, including, but not limited to, applications seeking approval for solar arrays and solar farms, or any and all solar installations, except for residential, roof-mounted solar panels; and

WHEREAS, the Village Board of the Village of Cornwall-on-Hudson is empowered by the State to adopt such local law pursuant to the Municipal Home Rule Law; and

WHEREAS, the Village Board previously adopted a local law establishing a moratorium on May 21, 2018, which moratorium is scheduled to expire on or about September 29, 2018; and

WHEREAS, the Village Board wishes to adopt an additional four-month moratorium on the foregoing uses to allow the Village Board to analyze and determine potential appropriate revisions and amendments to the Village Code concerning solar uses;

NOW, THEREFORE, it is hereby

RESOLVED, that the Village Board of the Village of Cornwall-on-Hudson hereby designates itself to be the “Lead Agency” for the review of the proposed moratorium with respect to the State Environmental Quality Review Act (SEQRA); and be it further

RESOLVED, that the proposed moratorium is listed as Type II Action under §617.5 of SEQRA and, as such, is not subject to review under SEQRA; and be it further

RESOLVED, that the Village Board of the Village of Cornwall-on-Hudson will hold a public hearing on the proposed moratorium local law on August 20, 2018 at 7:00 p.m., at Village Hall, 325 Hudson Street, Cornwall-on-Hudson, New York, providing an opportunity for the public to be heard; and be it further

RESOLVED, that the Village Clerk is hereby directed to refer the aforesaid proposed local law to the Orange County Planning Department for review pursuant to General Municipal Law §239-m; and be it 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 5 Ayes and 0 Nays.

Having concluded the business set before them, Deputy Mayor Edsall made a motion to adjourn the business meeting at 8:46 PM which was seconded by Trustee Schmidt and carried upon a vote of 5 Ayes and 0 Nays.