

VILLAGE OF CORNWALL-ON-HUDSON BOARD OF TRUSTEES

August 20, 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 David Carnright
Trustee Kenneth A. Schmidt

Absent was: Trustee James P. Kane (family health issue)

Also present were: DPW Superintendent David Halvorsen, Water Superintendent Robert June, Storm King Engine Co #2 Fire Chief Michael Trainor, 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 HEARINGS

A LOCAL LAW ESTABLISHING A FOUR MONTH MORATORIUM PROHIBITING THE PERMITTING, CONSTRUCTION AND INSTALLATION OF SOLAR POWER SYSTEMS WITHIN THE VILLAGE, EXCEPT FOR RESIDENTIAL, ROOF-MOUNTED SOLAR SYSTEMS

Be it enacted by the Village Board of the Village of Cornwall-on-Hudson as follows:

Section 1. Title

This Local Law shall be referred to as the “A Local Law Establishing a Four Month Moratorium Prohibiting the Permitting, Construction and Installation of Solar Power Systems Within the Village, Except for Residential, Roof-Mounted Systems.”

Section 2. Purpose and Intent

Recognizing the need to regulate Solar Power Systems ("SPS") within the Village of Cornwall-on-Hudson (the "Village"), the Village Board is in the process of adopting regulations that will ensure that newly installed solar power systems are safe and located in the appropriate zoning districts within the Village. Pending the adoption of these regulations, it is necessary for the Village Board to take reasonable temporary measures to prohibit the permitting, construction and installation of solar power systems within the Village in order to protect the public health, safety and welfare. This local law does

not prohibit the issuance of any permit or approval for the installation of residential, roof-mounted solar systems.

Pursuant to the statutory powers vested in the Village to regulate and control land use and to protect the health, safety and welfare of its residents, the Village Board hereby declares a four-month moratorium on certain approvals relating to the permitting, construction and installation of SPS within the Village.

The purpose of this moratorium is to enable the Village to temporarily halt the installation of SPS for a reasonable period of time so that the Village may adopt appropriate regulations for these systems, which are not currently regulated by the Village Zoning Code.

In recent years, the installation of SPS has become wide spread due to various tax incentives and energy cost-reductions that benefit property owners. The Village recognizes that SPS have many benefits for property owners, and the community in general, but wise regulation regarding these systems is required.

The Village Board hereby finds that it is in the public interest to prevent the premature and inappropriate installation of SPS that would cause negative impacts to properties in the Village of Cornwall-on-Hudson.

The Village Board hereby further finds that, pending the completion of the necessary studies, meetings, hearings, environmental review and other actions necessary and incident to the proper consideration and adoption of a Local Law regulating the installation of SPS, and any revisions and amendments of the land use regulations of the Village, reasonable measures must be taken to maintain the status quo in order to protect the public interest.

Section 3. Prohibitions and Scope of Controls

A. During the effective period of this Local Law:

1. No permits shall be issued, nor any applications granted, for the construction and/or installation of solar power systems within the village without the approval of the Village Board, which approval will not be considered except in the event of unreasonable hardship proven by an applicant.

2. The Village Planning Board shall not accept any application or grant any approval for a subdivision plat, site plan, special use permit or other permit that includes the permitting, construction and/or installation of SPS within the Village or would have as a result the enlargement, relocation, or modification of an existing solar installation or facility.

3. The Village Zoning Board of Appeals shall not accept any application or grant any approval for a variance or other permit that would result in the permitting, construction and/or installation of SPS facilities within the Village.

4. The Village's Building Department shall not accept any building permit application or grant any Certificate of Occupancy or Certificate of Compliance for any permitting, construction and

installation of SPS facilities within the Village.

B. The term “Solar Power Systems” shall be broadly construed to include all residential and commercial solar equipment installations, including, but not limited to, building-integrated photovoltaic power systems (other than residential roof-mounted systems); collective solar power systems; free-standing and ground-mounted solar energy systems; solar farms or solar power plant energy systems, designed to produce solar energy for sale or commercial purposes, and solar thermal (water or liquid) power systems.

C. This moratorium shall apply to all currently pending and future applications.

D. This moratorium shall not apply to the installation of residential, roof-mounted solar systems, however, any person, firm or entity that wishes to install a residential, roof-mounted SPS must first obtain the approval of the Code Enforcement Officer before any such system may be installed.

Section 4. Term

The moratorium imposed by this Local Law shall commence September 28, 2018 and shall be in effect through and including January 28, 2019.

Section 5. Penalties

Any person, firm or entity that shall construct and/or install a SPS within the Village or would have as a result the enlargement, relocation, or modification of an existing system in violation of the provisions of this Local Law or shall otherwise violate any of the provisions of this Local Law shall be subject to:

A. A fine to be imposed by a court of competent jurisdiction, which fine shall not be less than five hundred dollars (\$500.00) and shall not exceed one thousand five hundred dollars (\$1,500.00) for a first conviction, and a fine of not less than seven hundred fifty dollars (\$750.00) and not more than two thousand dollars (\$2,000.00) for subsequent convictions; and

B. Injunctive relief in favor of the Village to cease any and all such actions which conflict with this Local Law and, if necessary, to remove any construction that may have taken place in violation of this Local Law, and to recoup any legal fees and/or expenses incurred by the Village in the prosecution of any such action; and

C. Any application accepted or approval granted in violation of this Local Law shall be null and void.

Section 6. Validity

The invalidity of any provision of this Local Law shall not affect the validity of any other provision of this Local Law that can be given effect without such invalid provision.

Section 7. Hardship

A. Should any owner of property affected by this Local Law suffer an unnecessary hardship due to the enactment and application of this Local Law, then the owner of said property may apply to the Village Board of the Village of Cornwall-on-Hudson in writing for a variance from strict compliance with this Local Law upon submission of proof of such unnecessary hardship. For the purposes of this Local Law, unnecessary hardship shall not be the mere delay in being permitted to make an application or waiting for a decision on the application for a variance, special permit, site plan, subdivision, or other permit or approval during the period of the moratorium imposed by this Local Law.

B. Procedure. Upon submission of a written application to the Village Clerk by the property owner seeking a variance of this Local Law, the Village Board shall, within thirty (30) days of receipt of said application, schedule a Public Hearing on said application upon five (5) days' written notice in the official newspaper of the Village of Cornwall-on-Hudson. At said Public Hearing, the property owner and any other parties wishing to present evidence with regard to the application shall have an opportunity to be heard, and the Village Board shall, within thirty (30) days of the close of said Public Hearing, render its decision either granting or denying the application for a variation from the strict requirements of this Local Law. If the Village Board determines that a property owner will suffer an unnecessary hardship if this Local Law is strictly applied to a particular property, then the Village Board shall vary the application to this Local Law to the minimum extent necessary to provide the property owner relief from strict compliance with this Local Law.

Section 8. Conflicting Laws Superseded

All local laws, ordinances, or parts of local laws and ordinances, of the Village of Cornwall-on-Hudson that are in conflict with the provisions of this Local Law are hereby suspended to the extent necessary to give this Local Law full force and effect during the effective period of the moratorium.

Section 9. Supersession of the Village Law

This Local Law is hereby adopted pursuant to Municipal Home Rule Law §10(1)(i) and §10(1)(ii)(a)(14) and Statute of Local Governments §10(6) of the State of New York. It is the intent of the Village Board, pursuant to Municipal Home Rule Law §10(1)(ii)(d)(3) to supersede the following provisions of the New York State Village Law, Chapter 6 relating to time limits in connection with zoning and planning determinations:

- Village Law §7-712-9 (Zoning Board of Appeals determinations);
- Village Law §7-725-9 (Site Plan Application determinations);
- Village Law §7-725-b (Special Permit Application determinations);
- Village Law §7-728 (Review and approval of Subdivision Applications)

Section 10. Severability

A. If a court of competent jurisdiction finds any provision(s) of this law invalid, in whole or in part, the effect of such decision shall be limited to those provisions which are expressly stated in the

decision to be invalid, and all other provisions of the law shall continue to be separately and fully effective.

B. If a court of competent jurisdiction finds the application of any provision of this law to any building, other structure of tract of land to be invalid, in whole or in part, the effect of such decisions shall be limited to the person, property or situation involved in the controversy, and the application of any such provision to any other person, property or situation shall not be affected.

C. The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid or unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity, or unconstitutionality, or inapplicability, shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this Local Law or their application to other persons or circumstances. It is hereby declared to be the legislative intent of the Village Board of the Village of Cornwall-on-Hudson that this Local Law would have been adopted if such illegal, invalid or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and if such person or circumstance to which the Local Law or part thereof is held inapplicable had been specifically exempt therefrom.

Section 11. Effective Date

This Local Law shall take effect immediately when it is filed in the Office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

Proof of Notice, Affidavit of Posting and Publication having been furnished, the Public Hearing on a Local Law establishing a four-month moratorium prohibiting the permitting, construction and installation of solar power systems within the Village, except for residential, roof-mounted solar systems was called to order at 7:01 PM on a motion by Mayor Coyne, seconded by Trustee Carnright, and carried by a vote of 4 Ayes and 0 Nays.

Hearing no one speak for or against the Local Law establishing a four-month moratorium prohibiting the permitting, construction and installation of solar power systems within the Village, except for residential, roof-mounted solar systems, Deputy Mayor Edsall made a motion to close the public hearing at 7:02 pm which was seconded by Trustee Carnright and carried by a vote of 4 Ayes and 0 Nays.

RESOLUTION OF ADOPTION

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

WHEREAS, a resolution was duly adopted by the Village Board of the Village of Cornwall-on-Hudson on July 16, 2018, designating the board as Lead Agency and scheduling a public hearing to be held by said Governing Body on August 20, 2018, at 7:00 p.m. at Village Hall to hear all interested persons on a proposed Local Law, entitled a “Local Law Imposing a Four Month Moratorium on the Approval and/or Installation of Solar Power Systems within the Village of Cornwall-on-Hudson”; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of said Village, according to law; and

WHEREAS, said public hearing was duly held on August 20, 2018, at or about 7:00 p.m. at the Village Hall, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

WHEREAS, the Village Board finds that moratoria are listed as Type II Actions under §617.5 of SEQRA and, as such, determines that the proposed local law is not subject to further environmental review; and

WHEREAS, the Village Board of the Village of Cornwall-on-Hudson, after due deliberation, finds it in the best interest of said Village to adopt said Local Law;

NOW, THEREFORE, it is hereby

RESOLVED, that the Village Board of the Village of Cornwall-on-Hudson hereby adopts said Local Law No. 3 of 2018, entitled a “Local Law Imposing a Four Month Moratorium on the Approval and/or Installation of Solar Power Systems within the Village of Cornwall-on-Hudson”, a copy of which is attached hereto and made a part of this resolution; and be it further

RESOLVED, that the Village Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Village of Cornwall-on-Hudson, and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

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

A LOCAL LAW CREATING CHAPTER 28 OF THE VILLAGE CODE REGARDING POLICE ASSISTANCE

A LOCAL LAW to create Chapter 28 of the Code of the Village of Cornwall-on-Hudson pursuant to New York Municipal Home Rule Law Section 10 et seq.

BE IT ENACTED AS FOLLOWS:

Section 1. Authority.

The adoption of this Local Law is in accordance with Section 10 of the New York Municipal Home Rule Law.

Section 2. Title and Purpose.

This law shall be known as and may be cited as “Local Law No. ___ of 2018” to create Chapter 28 of the Village Code of the Village of Cornwall-on-Hudson, entitled “Police Assistance”.

Section 3. Legislation.

New Chapter 28 of the Village Code is hereby enacted with the following text:
“Chapter 28. Police Assistance.

§28-1. Findings.

The Village Board of the Village of Cornwall-on-Hudson finds that the necessity exists to delegate to the Chief of Police the authority to grant and/or to request police assistance whenever it is required in the public interest.

§28-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

CHIEF OF POLICE

Includes the Chief of Police of the Village of Cornwall-on-Hudson and any Village of Cornwall-on-Hudson police officer in command of the Police Department of the Village of Cornwall-on-Hudson during the absence, illness or disability of the Chief of Police who is otherwise authorized to exercise the powers of the Chief of Police in emergency situations.

§28-3. Statutory Authority.

This chapter is enacted under the provisions of NYS General Municipal Law, §209-m.

§28-4. Purpose.

It is the purpose of this chapter to promote the public health, safety and general welfare and to minimize public danger in times of emergency or civil disturbance.

§28-5. Power to Request or Grant Assistance; Notification.

The Village of Cornwall-on-Hudson hereby delegates to the Chief of Police, during such times when the Mayor and/or Deputy Mayor are absent, disabled or unavailable to do so, the power to request or grant police assistance, whenever he or she deems that the public interest requires it, and may detail, assign and make available for duty and use to the local government for which the request is made any part of the forces, equipment and supplies of the Village of Cornwall-on-Hudson Police Department.

If the Chief of Police, as defined herein, acts pursuant to these powers, he will notify the Mayor or Deputy Mayor as soon as reasonably practicable.

§28.6. Liability for Damages.

The local government receiving police aid pursuant to this section shall, pursuant to NYS General Municipal Law §209-m, assume the liability for all damage arising out of any act performed in rendering such aid and shall reimburse the Village of Cornwall-on-Hudson for any moneys paid by it for salaries or other expenses incurred by the Village of Cornwall-on-Hudson, including damage to or loss of equipment and supplies. Notwithstanding the foregoing, the Village of Cornwall-on-Hudson may assume such loss, damage, expenses or cost for such equipment and supplies and salaries and donate such services to the receiving local government at the sole option of the Village Board of the Village of Cornwall-on-Hudson. While engaged in duty and rendering services in such other local jurisdiction, the officers and members of the Village of Cornwall-on-Hudson Police Department shall have the same powers, duties, rights, benefits, privileges and immunities as if they were performing their duties in the Village of Cornwall-on-Hudson.”

Section 4. Repeal, Amendment, and Supersession of Other Laws.

All other Resolutions, Ordinances or Local Laws of the Village of Cornwall-on-Hudson which conflict with the provisions of this Local Law are hereby superseded or repealed to the extent necessary to give this Local Law force and effect.

Section 5. Severability.

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this Local Law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this local law.

Section 6. Effective Date.

This Local Law shall take effect immediately upon filing in the office of the New State Secretary of State in accordance with Section 27 of the New York Municipal Home Rule Law.

Proof of Notice, Affidavit of Posting and Publication having been furnished, the Public Hearing on a Local Law creating Chapter 28 of the Village Code regarding Police Assistance was called to order at 7:05 PM on a motion by Mayor Coyne, seconded by Trustee Carnright, and carried by a vote of 4 Ayes and 0 Nays.

Hearing no one speak for or against the Local Law creating Chapter 28 of the Village Code regarding Police Assistance, Deputy Mayor Edsall made a motion to close the public hearing at 7:06 pm which was seconded by Trustee Carnright and carried by a vote of 4 Ayes and 0 Nays.

Upon the recommendation of Attorney for the Village McKay adoption of this local law was tabled until the Town of Cornwall adopts a similar local law.

PUBLIC COMMENT

Kevin Greene of 318 Hudson Street stated that he is happy to see that the flag has been moved and is now in full view.

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 July 9, 2018 Special Meeting Minutes as presented which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes, and 0 Nays.

Mayor Coyne made a motion to accept the July 16, 2018 Business Meeting Minutes as presented which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes, and 0 Nays.

Mayor Coyne made a motion to accept the August 13, 2018 Special Meeting Minutes as presented which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes, and 0 Nays.

TREASURER'S REPORT

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

Village water, sewer, garbage & penalties	\$161,413.31
Town water & penalties	408,449.19

which included 16 finals/adjustments for the Village and 7 for the Town.

Warrant #8 — Deputy Mayor Edsall made a motion to approve the August 2018 Warrant #8 and authorize payment totaling \$434,433.36, which was seconded by Trustee Carnright and carried by a vote of 4 Ayes and 0 Nays.

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

General Fund Revenue:	\$2,838,315.71	Expenditure:	\$ 1,694,243.53
Water Fund Revenue:	\$1,035,064.31	Expenditure:	\$ 944,338.79
Sewer Fund Revenue:	\$ 175,619.91	Expenditure:	\$ 51,265.69

Total receipt of \$4,078,999.93 (55.19%) in anticipated revenues and \$2,689,848.01 (36.39%) in anticipated expenditures through the end of July.

The amount collected in Village taxes is \$2,679,618.46 through July 31.

The Sewer Capital Fund balance is \$270,502.70 (including interest) through July 31.

BOARD DEPARTMENT REPORTS

Building Department Trustee Carnright reported 11 building permits were issued, 8 certificates of compliance/occupancy were issued, 19 onsite inspections were performed, 4 violations were issued, 7 municipal searches were completed, 1 solar panel permit was issued, and 12 fire inspections were conducted. Inspector Maggio worked 80 hours in July.

Code Enforcement Officer Maggio was on vacation from August 13-17.

Fire Department Deputy Mayor Edsall reported 7 automatic alarms, 3 medical calls, 1 hazardous condition, 2 mutual aid given, 1 motor vehicle accident, 1 smoke investigation, 2 meetings, 3 drills, 4 work details, 7 interior firefighting operations classes, 1 active shooter training, 1 water rescue training, 1 July 4th parade, 4 annual fair, and 3 fire prevention classes – Camp Olmstead for a total of 41 events and 920.20 volunteer man hours. Deputy Mayor Edsall further reported that installation of the exhaust system will be completed this week.

ELECTRICAL WORK STORM KING ENGINE CO #2 – DASNY GRANT

Deputy Mayor Edsall reported that Fire Chief Trainor contacted 4 contractors to obtain quotes for electrical work for station 2, along with some other miscellaneous electrical work and install the new siren at Storm King Engine Co #2. He only received quotes from RPC Electric, LLC (\$17,600) and LKM, Ltd. (\$19,150). He noted that proceeds from the DASNY grant will be used to pay for this work.

Deputy Mayor Edsall made a motion awarding the project to the lowest bidder, RPC Electric, LLC in the amount not to exceed \$17,600.00, noting that this is under the Village's bidding limit and is in compliance with our procurement policy. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

Deputy Mayor Edsall congratulated Caitlynn McGilley and Thomas Trainor on their Firefighter 1 graduation held on July 26, 2018. Mr. Edsall is pleased that our fire department is replenishing its membership. Mr. Edsall also congratulated Storm King Engine on their 150th “Community Barbecue” which was held at Donahue Memorial Park on August 11. Although the weather did not cooperate, a good time was had by all.

Police Department Trustee Schmidt reported 1 felony criminal mischief, 1 misdemeanor criminal mischief, 1 misdemeanor petit larceny, 1 misdemeanor harassment, 2 misdemeanor arrests, 1 personal injury accident, 8 property damage accidents, 26 traffic summons issued, 17 traffic warnings issued, 14 parking summons issued, 4 traffic enforcement posts, 3 speed/radar sign postings, 9 fire response calls, 4 domestic incident calls, 4 alarm response calls, 5 noise complaints, 3 suspicious person calls, 4 suspicious vehicle calls, 3 suspicious activity calls, 5 animal complaints, 1 disorderly adult call, 1 disorderly juvenile call, 6 assists to the Town of Cornwall Police Department, 7 EMS assist calls, 3 assists to other agencies, 4 assists to other police agencies, 7 welfare checks, and 5 assists to citizen for a total of 320 total calls for service.

Trustee Schmidt further reported that the department continued participating in Orange County “STOP-DWI” enforcement and the Governor’s Traffic Safety Committee’s traffic enforcement grant, and assisted with traffic and security for the annual 4th of July parade and fireworks event. In addition, the department has received a \$2,320.00 traffic grant award from the NYS Governor’s Traffic Safety Committee for 2018-2019.

Department of Public Works — Trustee Carnright reported 110.87 tons of trash, 26.85 tons of recycling, and 115 yards of yard waste was collected. The department performed mowing and trimming of Village owned properties, sewer main maintenance, catch basin cleaning and repairs, sweeping of streets, blacktop patching, removed 3 hazardous trees from Hudson St., Cherry Ave and Shore Rd, assisted police department with traffic control for July 4th, assisted fire department moving and setup for event, provided safety training for employee’s and installed new flag pole in Village Hall parking lot.

Precision Pipeline, a contractor working on behalf of Central Hudson, finished the last service connection in the Village. On or around August 20, they will begin restoring sidewalks, lawns, and pavement.

Mayor Coyne reported that DPW Superintendent Halvorsen will be on vacation from September 17-21.

Water Department — Trustee Schmidt reported an average daily production of 888,000 gallons with all bacteria samples passing N.Y.S. Standards. The required monthly and quarterly samples were collected (a total of 46), 9 meters were replaced, 14 miscellaneous repairs were completed, 21 final meter readings were done, and 90 utility mark-outs were completed. Pressure reduction valves (PRV's) were repaired on Quaker Ave and Canterbury traffic circle, a water repair was completed at 62 Canterbury Ave, a water main crossing on Route 9W was inspected during Department of Transportation repairs, assisted Town of Cornwall with a service line leak, completed town-wide flushing with Mailler and Lower Main Street, fabricated and installed new chlorine day tank stand and spill containment, continued routine maintenance of dams and performed maintenance of all water department properties.

BLACK ROCK CLEARWELL

Water Superintendent June reported that after a major rehabilitation project in 2017, the Clearwell continues to leak. Water Department employees' recently cleaned "flaking material" from the basin, cleaned and repaired the PRV that feeds water to the treatment plant, and tested the chemical feed pumps. This plant is ready to go back on-line, even though there still some leakage, as a "stop gap" method to assure adequate water supply during the upcoming NYS Department of Environmental Protection (DEP) shutdown of the aqueduct.

Mr. June further reported that along with Mayor Coyne and Deputy Mayor Edsall, he recently met with Pitingaro & Doetsch, the new engineers working with the Village. Earlier today he received their proposal to perform a study, supply documentation and paperwork to the Orange County Health Department, and to put together all the bid documents related to repairing the Clearwell liner.

Deputy Mayor Edsall made a motion authorizing Pitingaro & Doetsch Consulting Engineers, P.C. to prepare an application to the Orange County Health Department, in accordance with their August 20, 2018 proposal at a cost not to exceed \$2,400. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

Deputy Mayor Edsall made a motion authorizing Pitingaro & Doetsch Consulting Engineers, P.C. to prepare plans, specifications and contract documents, in accordance with their August 20, 2018 proposal at a cost not to exceed \$16,500. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

Mayor Coyne thanked Pitingaro & Doetsch for getting this proposal done in time for tonight's business meeting.

TAYLOR ROAD WELL FIELD

Water Superintendent June reported that the south well pump replaced just last year “went bad again” due to pushing the motor to “100% of its ability”. The load can be lowered by replacing it with a 100 horse motor. In addition installation of a generator is critical to adequately run the motors and pumps and their electrical feeds as a safety measure in the event of a power outage.

At the August 13th Special Meeting, the Village Board declared the need for replacement of the north well pump, and associated electrical work to be an emergency, and authorized the well pump to be a “sole source” purchase in order to match the south well pump. Mr. June has recently met with representatives from Tri-Co Electric, TAM Industries, and Gentech.

Mr. June noted that the tentative work schedule for the Taylor Road Well Field Improvements Project coincides with the proposed DEP shutdown of the Catskill aqueduct. The immediate problem is being able to transfer the wells over to the lower voltage in advance of the shutdown.

Mr. June further reported that he received notification earlier today that the NYS Health Department has approved the plans and specifications previously submitted for the Taylor Road Well Field Improvements Project. After some discussion, the Village Board tabled further action until: 1) Environmental Facilities Corp (EFC) approves the emergency work that requires sole source purchase of the pump and 2) NYS Health Department approves modifications to those documents, to be prepared and submitted by Maser Consulting, regarding the north well pump motor and electric work.

RESOLUTIONS

ASSIGNMENT AND ASSUMPTION OF LICENSE AGREEMENT – MISSERE

Deputy Mayor Edsall made a motion authorizing Mayor Coyne to execute an Assignment and Assumption agreement for the Missere license subject to review and approval by the Attorney for the Village. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

MUNICIPAL AUDIT SERVICES – LOCAL UTILITY GROSS RECEIPTS TAX

Mayor Coyne made a motion authorizing Municipal Audit Services, LLC to perform a local utility gross receipts tax audit on behalf of the Village for the years 2015 through 2017. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

PINE STREET BLOCK PARTY – SEPTEMBER 8, 2018

Mayor Coyne made a motion authorizing a Pine Street “Block Party” on September 8, 2018 from 4:00pm – 10:00pm which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

OLD GLORY RELAY – SEPTEMBER 16, 2018

Deputy Mayor Edsall made a motion authorizing the Old Glory Relay to pass through the Village on Sunday, September 16, 2018 along Shore Road between 2:00pm and 3:00pm which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

MOVIES ON THE HUDSON – RESCHEDULE AUGUST DATE

Due to inclement weather on August 18, the showing of “Grease” had to be postponed.

Mayor Coyne made a motion authorizing Movies on the Hudson to reschedule the showing of “Grease” at Donahue Memorial Park to Saturday, August 25 which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

RESCHEDULE NOVEMBER WORK SESSION – VETERANS DAY OBSERVANCE

Mayor Coyne made a motion to reschedule the November work session from November 12 to Monday, November 5 at 7:00pm which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

OTHER BUSINESS

WATER SUPERINTENDENT

Mayor Coyne reported that Water Superintendent Robert June is retiring on October 30 and he is working on an advertisement for the Water Superintendent position. Mr. June has asked to speak with the Board in Executive Session later this evening.

RETIREMENT – DEPUTY VILLAGE CLERK MARY ELLEN DENNETT

Mayor Coyne reported that Deputy Village Clerk Mary Ellen Dennett is officially retiring on September 24 after 28 years of service. Doris Wickiser, the current part-time clerk, will replace Ms. Dennett and the transition is going fairly well. The Village Clerk has advertised for the part-time clerk position and has received a fair number of responses.

PBA NEGOTIATIONS

Mayor Coyne reported that he will be speaking with PBA representatives this week.

FLAGGER TRAINING – JULY 18, 2018

Mayor Coyne reported that representatives from CSEA conducted “Flagger Training” for our Department of Public Works and Water Department employees on July 18.

FLAG POLE AND DRIVE-THROUGH MALLS

Mayor Coyne thanked DPW Superintendent Halvorsen for the idea of moving the flag pole to the mall. Mayor Coyne also thanked Storm King School student Pierce Pranuka for his help planting small shrubs and perennials in the malls.

COMPREHENSIVE PLAN COMMITTEE MEETING

Mayor Coyne reported that the next Comprehensive Plan Committee Meeting date is August 30.

BANDSTAND CONCERT

Mayor Coyne reported that the wife of Hurley Mountain Highway drummer Paul Davis passed away yesterday. The band will not be able to perform at the Bandstand on August 21st. The D Major Project has agreed to perform in their place. Mayor Coyne offered his condolences to the band.

SUMMER RECREATION PROGRAM

Trustee Schmidt reported that this year's program ended on Friday, August 10 with the annual talent show. This past Monday campers enjoyed "Carnival Day" with a dunk tank, popcorn, hotdogs, lemonade and sno-cones. Gagasphere visited our campers on August 8 to do hands-on steam activities.

RIVERFRONT COMMITTEE

Mayor Coyne reported that he met with Dave Work who has put together a committee to pursue improvements at Donahue Memorial Park including a pavilion and a composting toilet.

ASSEMBLYMAN SKOUFIS PRESS CONFERENCE

Mayor Coyne reported that Assemblyman Skoufis will hold a press conference at 11:00am on Thursday, August 30 at Donahue Memorial Park regarding the Child Victim's Act.

RIVERFRONT PERMIT – MOBILE DEVICE TO PRE-PAY FOR PARKING

Trustee Schmidt has invited representatives from ParkMobile to the September work session in order to give a presentation of their free mobile app to pre-pay for parking at Donahue Memorial Park.

FYI

Mayor Coyne reported that he attended a meeting of the Moodna Council on July 26. They have been working to mitigate problems caused by Hurricane Irene in 2011.

Mayor Coyne is in receipt of an email from Rick Gioia regarding lighting. This item will be addressed at the September work session.

UPCOMING EVENTS

Mayor Coyne reported the following events are scheduled for September 16: Braking Aids Bike Ride, Old Glory Relay, CCHS National Honor Society Car Wash in Village Hall Parking Lot, O'Hanrahan wedding photos at Donahue Memorial Park, and Cornwall Presbyterian Church Service/Picnic at Donahue Memorial Park.

BOARD ACTIVITIES/COMMENTS

Trustees Schmidt, Carnright and Deputy Mayor Edsall congratulated Storm King Engine Co. #2 firefighters Caitlynn McGilley and Thomas Trainor on their Firefighter 1 graduation. They also wish Mary Ellen Dennett well on her retirement.

Deputy Mayor Edsall stated that along with Trustee Kane and Code Enforcement Officer Maggio, he is making good progress on a proposed solar law and a lighting law. He hopes to have a draft ready for discussion at the September work session. In addition, he thanked DPW Halvorsen on moving the flagpole and stated that it “looks great”.

Mayor Coyne stated that he attended the Firefighter 1 graduation on July 26 and appreciates the efforts of Storm King Engine Co. #2 to keep bringing in new membership to the company.

Having concluded the business set before them, Mayor Coyne made a motion to adjourn the business meeting at 8:15 PM into Attorney/Client Session to discuss a potential legal issue involving a Village property, and a personnel issue with the Water Superintendent. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.