

VILLAGE OF CORNWALL-ON-HUDSON BOARD OF TRUSTEES

September 17, 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
Trustee James P. Kane
Trustee David Carnright
Trustee Kenneth A. Schmidt

Absent were: Deputy Mayor Mark J. Edsall (family business in North Carolina)
Attorney for the Village Joseph McKay (business conflict)

Also present were: DPW Superintendent David Halvorsen, Storm King Engine Co #2 Fire Chief Michael Trainor, Attorney for the Village John Furst, 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 COMMENT

No one from the public wished to speak.

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 August 20, 2018 Business Meeting Minutes as presented which was seconded by Trustee Carnright and carried upon a vote of 3 Ayes, 0 Nays, and 1 Abstain (Kane who was absent).

Mayor Coyne made a motion to accept the September 10, 2018 Special Meeting Minutes as presented which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes, and 0 Nays.

RESOLUTIONS

SET A TIME AND PLACE FOR A PUBLIC HEARING ON PROPOSED LOCAL LAW ENTITLED “PROCUREMENT LAW”

Mayor Coyne introduced the following resolution 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 establish best value in competitive bidding pursuant to § 103 of the New York General Municipal Law; 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 October 15, 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 procurement 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 October 15, 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 Carnright and carried upon a vote of 4 Ayes and 0 Nays.

PART-TIME CLERK APPOINTMENT

Upon the recommendation of Village Clerk Mahoney, Mayor Coyne made a motion to appoint Suzanne Yarmus to the Part-Time Clerk position in Village Hall at \$15.00 per hour, not to exceed 20 hours per week. The motion 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 August read as follows:

Village water, sewer, garbage & penalties	\$427,479.21
Town water & penalties	207,360.35

which included 8 finals/adjustments for the Village and 7 for the Town.

Warrant #9 — Trustee Carnright made a motion to approve the September 2018 Warrant #9 and authorize payment totaling \$335,691.12, which was seconded by Trustee Schmidt 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:	\$3,172,539.51	Expenditure:	\$ 2,066,031.52
Water Fund Revenue:	\$1,545,131.49	Expenditure:	\$ 1,144,796.37
Sewer Fund Revenue:	\$ 279,399.98	Expenditure:	\$ 58,108.41

Total receipt of \$4,997,070.78 (67.62%) in anticipated revenues and \$3,268,936.30 (44.23%) in anticipated expenditures through the end of August.

The amount collected in Village taxes is \$2,686,018.39 through August 31.

The Sewer Capital Fund balance is \$270,516.48 (including interest) through August 31.

BOARD DEPARTMENT REPORTS

Building Department Trustee Carnright reported 15 building permits were issued, 15 certificates of compliance/occupancy were issued, 33 onsite inspections were performed, 6 violations were issued, 3 municipal searches were completed, and 4 fire inspections were conducted. Inspector Maggio worked 80 hours in August.

Trustee Carnright further reported that Code Enforcement Officer Maggio attended court on August 22nd for DB Mart.

Fire Department Trustee Schmidt reported 6 automatic alarms, 3 medical calls, 3 hazardous conditions, 2 mutual aid given, 2 meetings, 7 drills, 3 work details, 2 pump operations classes, and 1 NARCAN training for a total of 29 events and 240.14 volunteer man hours.

Trustee Schmidt further reported that Narcon training has been completed and Narcon will be carried in Rescue 417, Engine 411, Car -1 and Car -2. The department participated in a water shuttle training exercise at West Point Fire Department, completed annual bailout training, provided an engine and staffing for the New York Air Show on September 16 as part of the mutual aid plan, and will be participating in the annual Orange County Volunteer Fire Association (OCVFA) parade in Greenwood Lake on September 22. (A standby company will be on duty at the station until the company returns

from the parade.) In addition, the department has been awarded a \$1,500 matching grant from the NYS Department of Environmental Conservation (DEC) for brush fire equipment.

STORM KING ENGINE CO #2 REPAIRS/UPGRADES – DASNY GRANT

Trustee Schmidt reported that the exhaust system has been installed and “punch list” items have been corrected. The electrical work will be done in September with siren installation and 3 phase service to “station 2” will be completed first. Quotes are being solicited for foundation work and roof work to “station 2” as well as for replacement windows and foundation work to main fire station.

Police Department Trustee Kane reported 1 felony burglary, 1 misdemeanor fraud, 2 misdemeanor criminal mischief, 2 misdemeanor petit larceny, 1 misdemeanor harassment, 2 misdemeanor arrests, 1 violation arrest, 5 property damage accidents, 53 traffic summons issued, 18 traffic warnings issued, 11 parking summons issued, 5 traffic enforcement posts, 3 speed/radar sign postings, 7 fire response calls, 1 domestic incident call, 5 alarm response calls, 3 noise complaints, 5 suspicious person calls, 2 suspicious vehicle calls, 1 suspicious activity call, 9 animal complaints, 2 disorderly adult calls, 2 disorderly juvenile calls, 14 assists to the Town of Cornwall Police Department, 6 EMS assist calls, 1 assist to other police agencies, 4 welfare checks, and 1 assist to citizen for a total of 358 total calls for service.

Trustee Kane further reported that the department applied for a \$2,000 grant through Bureau of Justice/Vest Partnership program for new bulletproof vests for our officers, a \$4,000 grant from the “NRA” for both training payroll expenses and ammunition, and a \$1,200 grant from the American Police and Sheriff’s Association for the purchase of a new radar unit. In addition the department continued participating in Orange County Stop-DWI” traffic enforcement.

INTERMUNICIPAL AGREEMENT WITH ORANGE COUNTY – ALERRT

Trustee Kane reported that the police department will receive \$10,000 from Homeland Security Grant Funding via Orange County to be used for Advanced Law Enforcement Rapid Response Training “ALERRT” (Active Shooter Training for all our police officers). An Inter-municipal Agreement between Orange County and the Village of Cornwall-on-Hudson is required in order to receive these funds.

Trustee Kane made a motion authorizing the Mayor to sign an Inter-municipal agreement between the County of Orange and the Village of Cornwall-on-Hudson in order to receive our share of the county grant funds for “ALERRT” Active Shooter Training subject to the terms of the agreement and counsel review/acceptance. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

Department of Public Works — Trustee Carnright reported 111.36 tons of trash, 31.13 tons of recycling, and 75 yards of yard waste was collected. The department performed mowing and trimming of Village owned properties, repairs and maintenance of Village owned vehicles, catch basin cleaning and repairs, sweeping of streets, blacktop patching, root control maintenance on approximately 4000 feet of sewer main, installed gabion basket wall on Boulevard where road was sinking, installed new guiderail in same area, repaired damaged culvert on Reservoir Road, and replaced failing culvert on Maple Road.

Trustee Carnright further reported that Precision Pipeline, a contractor working on behalf of Central Hudson, completed their work for this year in the Village. They are planning/scheduling to replace the gas mains in the Cliffside Park area next year.

Water Department — Trustee Schmidt reported an average daily production of 830,000 gallons with all bacteria samples passing N.Y.S. Standards. The required monthly and quarterly samples were collected (a total of 40), 10 meters were replaced, 14 miscellaneous repairs were completed, 20 final meter readings were done, and 84 utility mark-outs were completed. The department replaced pump A-2 motor at Maple Road pump station, repaired sidewalk at 15 Chestnut St., flushed and sampled yard hydrant at Donahue Memorial Park, repaired 4” water main on Ridge Road, replaced air valve on Catskill Aqueduct siphon, repaired Black Rock pressure reduction valves (PRV’s), cleaned Black Rock Clearwell basin, and performed routing property maintenance. In addition, 3 employees attended a water treatment class in Walden.

OTHER BUSINESS

WATER SUPERINTENDENT

Mayor Coyne reported that an advertisement for the water superintendent position was placed in local newspapers and on our website. This item was tabled for additional discussion in Executive Session later this evening.

PBA NEGOTIATIONS

Mayor Coyne tabled this item for discussion in Executive Session later this evening.

TAYLOR ROAD WELL FIELD IMPROVEMENTS

Mayor Coyne reported that the Village Board approved the plans and specifications prepared by Maser Consulting and accepted by the NYS Department of Health at the September 10, 2018 Special Meeting. This project has been advertised for bids with an opening date of October 5, 2018.

BLACK ROCK CLEARWELL

Mayor Coyne reported that the Village Board has accepted a proposal from Pitingaro and Doetsch, Engineers for the Village on this project, to obtain Orange County Department of Health (OCDOH) approval for the replacement of the Black Rock Clearwell Liner as well as prepare plans, contract documents and specifications. The Black Rock Plant, although the liner still leaks, will be used as a back-up water source when the Catskill Aqueduct shuts down on or about October 15.

COMPREHENSIVE PLAN COMMITTEE MEETING

Mayor Coyne reported that the next Comprehensive Plan Committee Meeting date is September 27.

Mayor Coyne also reported that he is seeking money through a NYS Greenway grant to help fund costs associated with engineering review and recommendations of the draft comprehensive plan once it is completed. Adoption of a local law will be required and Mayor Coyne provided a draft for the Board to review. He tabled further discussion on this item for the October work session.

ARTICLE 7 PROCEEDING UPDATE

Mayor Coyne reported that the Village has filed an Article 7 proceeding challenging the Town Board of Assessment Review's assessment determination for the Catskill Aqueduct Plant and Black Rock Treatment Plant. The case is scheduled for a preliminary conference on October 26. He tabled discussion of this item for Attorney/Client Session later this evening.

SOLAR LAW

Trustee Kane reported that he has reviewed a draft Solar Law that was prepared by Attorney for the Village McKay. Additional time is needed to review specific items in the draft law. Mr. Kane hopes to have a final draft ready for the Village Board to review at the October work session.

LIGHTING LAW

Trustee Kane reported that he has spoken with Code Enforcement Officer Maggio and Attorney for the Village McKay regarding a proposed Lighting Law. Mr. Kane plans to meet one more time with Deputy Mayor Edsall in the near future and then will forward their findings to Mr. McKay so he can prepare a draft local law.

PURCHASING STREET LIGHTS: CLEAN ENERGY COMMUNITIES

Mayor Coyne reported that he is hesitant going forward with a proposal to purchase street lights through Clean Energy Communities because of maintenance costs down the road.

DEATH OF TREE WORKER

Mayor Coyne sadly reported that John Nuzzolo, a subcontractor for a local tree company, died on September 3rd after being electrocuted by a live power line he came into contact with while cutting down a tree for a Village resident. Mr. Nuzzolo, of Newburgh, was 39 years old.

FALL BULK PICKUP – OCTOBER 15, 2018

Mayor Coyne announced that the Fall Bulk Pickup will begin on October 15.

SOLID WASTE AGREEMENT WITH TAYLOR RECYCLING

Mayor Coyne has invited Jim Taylor of Taylor Recycling to attend the October work session to discuss the Solid Waste Agreement between the Village and Taylor Recycling.

TREES FOR TRIBS

Mayor Coyne reported that volunteers, including local students and members of the Riverfront Committee, plan to work next month along Dock Hill Road to stop erosion and unwanted advancement of foliage and weeds. Similar work was done last year.

STORM SURGE BARRIERS

Mayor Coyne reported that in response to rising tides, “storm surge barriers” are proposed for New York Harbor. These barriers are not good for the Hudson River. Mayor Coyne will “pen” his concerns to the U.S. Army Corp of Engineers.

NATIONAL HERITAGE PROJECT

Mayor Coyne will attend a meeting for the National Heritage Project on September 21 at the Orange County Land Trust. Efforts are underway to put together what we have in the way of “wonderful parts of the Village and Town”.

PARKMOBILE APP – PERMIT PARKING AT DONAHUE MEMORIAL PARK

Mayor Coyne reported that a representative from ParkMobile gave a presentation of their mobile parking app at the September work session. Chief Dixon is looking into the law enforcement aspect of using a mobile app to purchase a parking permit at Donahue Memorial Park. Mayor Coyne feels this may be helpful to people who wish to obtain permits especially after work hours.

AUDIT REPORT – FISCAL YEAR ENDING FEBRUARY 28, 2018

Mayor Coyne has received the annual audit report of the Village’s financial statements through February 28, 2018 from Nugent & Haeussler, P.C.

RECENT EVENTS

Mayor Coyne reported that he attended the 9/11 Ceremony at the traffic Circle and was pleased with the wonderful turnout of Village and Town residents.

Mayor Coyne reported the following recent events:

September 13: Primary Day.

September 16: Braking Aids Bike Ride, Old Glory Relay, and Cornwall Presbyterian Church Service/Picnic at Donahue Memorial Park.

UPCOMING EVENTS

Mayor Coyne announced the following up-coming events:

September 20: Until Help Arrives at Storm King Engine Co.

September 22: Hazardous/Pharmaceutical Waste Collection in New Hampton.

September 25: School District Bond Vote.

September 27: School District Emergency Preparedness Seminar at Eisenhower Hall West Point.

October 13: Village-Wide Yard Sale and Appletime Fair.

PUBLIC COMMENT

Paul Korykora a resident of Cedar Lane in the Town of Cornwall spoke on behalf of several residents in the audience this evening regarding a private water line that runs up Continental Road to Angola Road and then to Cedar Lane. This line is breaking frequently and becoming a financial hardship to the 8 homeowners on it who must pay each time to get it repaired. Mr. Korykora stated that these homeowners have approached the Village Board in the past to accept the private line and the request was declined. They would like to “start that dialog again”. Discussion followed.

Mayor Coyne suggested a meeting between the homeowners and members of the Village Board and the Water Superintendent to discuss this issue in greater detail.

Joseph Cornish of 12 Cornwall Avenue stated that signs posted at River Street are missing. The signs referenced a Village Code which requires trucks over 32’ long to have a police escort in the Cliffside Park area. Many lawn companies now have trucks with long trailers attached exceeding 32’ in length. These vehicles have difficulty navigating the narrow roads in Cliffside Park. Mr. Cornish would like to know what happened to the signs. In addition, he would like the Village Board to consider amending the Village Code to also restrict trucks with long trailers from Cliffside Park. Discussion followed.

Mayor Coyne tabled this item for further discussion at the October work session.

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 the Article 7 Proceeding, and then into Executive Session to discuss PBA negotiations and the water superintendent position. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.