

VILLAGE OF CORNWALL-ON-HUDSON BOARD OF TRUSTEES

February 25, 2019

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

Also present were: DPW Superintendent David Halvorsen, Water Superintendent Michael Trainor, Code Enforcement Officer Ben Maggio, and Village Clerk Jeanne Mahoney.

Absent were: Deputy Mayor Mark J. Edsall (sick)
Attorney for the Village Joseph McKay (standing obligation with S. Blooming Grove)

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 reported that this month's correspondence has been incorporated into tonight's agenda.

PUBLIC COMMENT

No one from the public wished to speak.

MINUTES

Mayor Coyne made a motion to accept the January 28, 2019 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 February 11, 2019 Special Meeting Minutes as presented which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes, and 0 Nays.

RESOLUTIONS

APPROVE PERFORMANCE BOND – 21 GRANDVIEW AVENUE

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

WHEREAS, Daniel and Ann Bloom have requested a temporary certificate of occupancy for their property located at 21 Grandview Avenue; and

WHEREAS, the Village of Cornwall on Hudson Code Enforcement Officer has determined that a performance bond is required before issuing the temporary certificate of occupancy in order to secure final site work is completed in compliance with the Village of Cornwall-on-Hudson Planning Board site plan on file for this property; and

WHEREAS, the Village of Cornwall-on-Hudson Planning Board, Engineer for the Village, and the Village Code Enforcement Officer have reviewed and accept the total cost estimate of \$46,500.00 provided by the Engineer representing Daniel and Ann Bloom,

NOW, THEREFORE BE IT RESOLVED, the Village Board of the Village of Cornwall-on-Hudson approves a performance bond-letter of credit issued on February 25, 2019 by Walden Savings Bank in the amount of \$46,500.00 listing the Village of Cornwall-on-Hudson as Beneficiary and Daniel and Ann Bloom at Applicant.

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

APPROVE “PRAYER AT THE HUDSON RIVER” EVENT AT DONAHUE MEMORIAL PARK

Mayor Coyne made a motion to approve a “Prayer at the Hudson River” event at Donahue Memorial Park hosted by the Knights of Columbus Council 7460 on Sunday, April 28th from 2:00-3:30 PM. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

RENEW CONTRACT WITH M&R ENERGY RESOURCES CORP.: ENERGY PRICING

Upon the recommendation of Clerk Mahoney, Mayor Coyne made a motion to accept the 24-month renewal contract with Direct Energy for savings on the Village’s electric bills through a consulting agreement with M&R Energy for \$0.06026 per kilowatt hour. The motion was seconded by Trustee Kane and carried upon a vote of 4 Ayes and 0 Nays. Based on our annual usage, the Village may realize an additional annual savings of \$1,618.53.

TAYLOR ROAD WELLFIELD PROJECT – CHANGE ORDER #2

Water Superintendent Trainor reported that electrical work required for the Taylor Road Wellfield Project is not covered by our contract with CFI Contracting. He has consulted with Jason Pitingaro, the

Engineer for the Village on this project, and they agree this work can be completed more efficiently by CFI Contracting rather than by the Village through a separate contract with an electrician. Central Hudson has agreed to install utility poles at no fee to the Village.

Mayor Coyne made a motion authorizing Change Order #2 for the Taylor Road Wellfield Project in the amount of \$23,141.50 for new electrical service including excavation and backfill. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

2019 - 2020 INSURANCE

Clerk Mahoney reported that Owen McKane of the Reis Group has provided an insurance proposal from HCC/U.S. Specialty. The premium will be \$155,328.71. Last year's premium was \$150,973.07.

Mayor Coyne made a motion to accept the Reis Group insurance proposal in an amount not to exceed \$155,328.71 which was seconded by Trustee Carnright and carried by a vote of 4 Ayes and 0 Nays.

WATER DEPARTMENT PROMOTIONS

Water Superintendent Trainor reported that the position of Chief Filter Plant Operator has been vacant since 2014 when Ed Hembree passed away. Water Department employees have been fulfilling the duties of that position; however, they have not been getting compensated. Mr. Trainor also reported that the Working Leader position has been vacant since he was promoted to Water Superintendent back in October of 2018. Mr. Trainor is seeking permission to advertise "in-house" for the Chief Operator position and would like to discuss the Working Leader position further with the Village Board in Executive Session later this evening.

Mayor Coyne made a motion authorizing Water Superintendent Trainor to advertise for a Chief Filter Plant Operator which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

APPROVE DISABILITY RETIREMENT – DEPARTMENT OF PUBLIC WORKS

Mayor Coyne tabled discussion on this item until the March Business Meeting.

REVENUE ANTICIPATION NOTE RESOLUTION – WATER RENTS

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

**REVENUE ANTICIPATION NOTE RESOLUTION DATED FEBRUARY 25, 2019.
A RESOLUTION DELEGATING TO THE VILLAGE TREASURER OF THE VILLAGE OF CORNWALL ON HUDSON, ORANGE COUNTY, NEW YORK, POWER TO AUTHORIZE THE SALE AND ISSUANCE OF NOT TO EXCEED \$340,000 REVENUE ANTICIPATION NOTES OF SAID VILLAGE IN ANTICIPATION OF THE REVENUES TO BE RECEIVED IN ANTICIPATION OF WATER RENTS BY SAID VILLAGE IN THE 2019-2020 FISCAL YEAR OF SAID VILLAGE.**

BE IT RESOLVED, by the Board of Trustees of the Village of Cornwall on Hudson, Orange County, New York, as follows:

Section 1. The power to authorize the sale and issuance of not to exceed \$340,000 revenue anticipation notes of the Village of Cornwall on Hudson, Orange County, New York, including renewals thereof, in anticipation of the receipt of revenues to be received by said Village as water rents during the 2019-2020 fiscal year of said Village, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents as may be determined by said Village Treasurer, pursuant to the provisions of the Local Finance Law.

Section 2. This resolution shall take effect immediately.

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

Mayor Coyne stated that the Village has been having difficulty getting a solution for the Black Rock Clearwell. In addition there has been a sharp increase in property taxes due to a significant increase of assessed value at the Catskill Filter Plant and Black Rock Treatment Plant. Mayor Coyne stated that the Village is working to match expenses with our income which is based upon usage.

Trustee Kane stated that over the years “quite a bit of money” has been spent on Black Rock. Plans to install a liner are in the works and the Village hopes to have that plant running soon. Once that plant is fully operational, the Village can be more “self-sufficient” and “back off” purchasing water from New York City through our tap on the Catskill Aqueduct.

TREASURER'S REPORT

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

Village water, sewer, garbage & penalties	\$142,458.36
Town water & penalties	83,593.42

which included 2 finals/adjustments for the Village and 2 for the Town.

Warrant #2 — Trustee Carnright made a motion to approve the February 2019 Warrant #2 and authorize payment totaling \$634,801.36, 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:	\$4,132,374.36	Expenditure:	\$ 3,740,774.97
Water Fund Revenue:	\$2,141,150.35	Expenditure:	\$ 2,928,341.24
Sewer Fund Revenue:	\$ 406,823.99	Expenditure:	\$ 331,341.35

Total receipt of \$6,680,348.70 (90.39%) in anticipated revenues and \$7,000,457.56 (94.72%) in anticipated expenditures through the end of January.

The Sewer Capital Fund balance is \$259,435.56 (including interest) through January 31.

BOARD DEPARTMENT REPORTS

Building Department Trustee Carnright reported 5 building permits were issued, 23 certificates of compliance/occupancy were issued, 30 onsite inspections were performed, 5 violations were issued, 1 municipal search was completed, and 1 fire inspection was conducted. Inspector Maggio worked 80 hours in January and will be on vacation from March 1-14th.

In addition the annual Uniform Code Administration and Enforcement Report for 2018 was sent with the state.

DB MART

Mr. Maggio reported that the underground fuel tanks have been delivered and installed. The NYS Department of Environmental Conservation (DEC) visited the site this past Friday to perform an inspection of this work. DEC will have to issue a permit before fuel can be put in the tanks. Mr. Maggio will not issue a Certificate of Occupancy until a “laundry list” of items are addressed including but not limited to clean-up of the site, new electrical work both inside and outside, new pumps, cleaning of the canopy, and signage.

Fire Department Trustee Schmidt reported 2 automatic alarms, 4 medical emergencies, 12 training classes, 2 structure fires, 2 standby calls, 3 other calls, and 6 other details for a total of 32 events and 347 volunteer man hours.

Trustee Schmidt further reported that 1 member completed NYS EMT training and is awaiting final result. The annual dinner and awards ceremony will be on Friday, March 29th.

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

Trustee Schmidt reported that the electric upgrade to the rear garage is near completion.

Police Department Trustee Kane reported 1 misdemeanor fraud, 1 misdemeanor harassment, 2 felony arrests, 5 misdemeanor arrests, 1 warrant arrest, 6 property damage accidents, 27 traffic summons issued, 25 traffic warnings issued, 7 parking summons issued, 5 traffic enforcement posts, 7 fire response calls, 1 domestic incident, 10 alarm response calls, 2 noise complaints, 1 suspicious person call, 3 suspicious vehicle calls, 4 animal complaints, 8 assists to the Town of Cornwall Police Department, 12 EMS assist calls, 3 assists to other police agencies, 3 welfare checks, and 6 assists to citizens for a total of 358 total calls for service.

Trustee Kane further reported that during the month of January, the department assisted with both traffic and security for the annual New Years’ Eve Ball Drop and Celebration.

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 2019 in regard to available funds.

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

Department of Public Works — Trustee Carnright reported 100.33 tons of trash, 33.03 tons of recycling, and no yard waste was collected. The department attended workplace violence/sexual harassment training. In addition, they performed cold patching of potholes, service and repairs to Village owned vehicles, sewer main line maintenance, cleaning of ditch line on Shore Road, plowing and salting of roads and parking lot, and removal of snow from business district and parking areas.

Water Department — Trustee Schmidt reported an average daily production of 778,000 gallons with all bacteria samples passing N.Y.S. Standards. The required monthly and quarterly samples were collected (a total of 40), 7 meters were replaced, 13 miscellaneous repairs were completed, 3 final meter readings were done, and 59 utility mark-outs were completed. The department read meters in the Town, installed a fire hydrant on Peck’s Road with assistance from Black Rock Forest personnel, removed snow at all water department facilities, repaired water main breaks on Mountain Road and Weeks Avenue, and repaired a private water main break on Manor Drive (Three boil water advisories were issued due to the water main breaks and were rescinded after follow up water sampling passed NYS standards).

Trustee Schmidt reported that during the recent Orange County Department of Health inspection, it was noted that “unaccounted for” water represented 12.2% of our annual water production from 10/1/2017 through 9/30/2018. This is below the national industry standard of 15% for a “tight system” and well below the 40.76% that was noted for the same time period last year. In addition he reported that water leak repairs are now being completed utilizing water department personnel rather than outside contractors whenever possible.

CATSKILL TREATMENT PLANT

Trustee Schmidt reported that the Catskill Treatment plant remains off-line during the Aqueduct shutdown. Repairs were completed on the floor near the zinc orthophosphate chemical location and floc drive #2.

TAYLOR ROAD WELLFIELDS

Trustee Schmidt reported that CFI Construction has installed a new 24” main and completed the foundation and sub-structure for a standby generator.

OTHER BUSINESS – WATER DEPARTMENT

BREAKELL LAW FIRM

Mayor Coyne stated that there is nothing new to report on this item.

NYS WATER INFRASTRUCTURE IMPROVEMENT GRANT

Mayor Coyne reported that the Village’s application in the most recent round of NYS Water Infrastructure Improvement grant program was turned down. A new application was submitted for consideration in the next “round”.

ARTICLE 7 PROCEEDING

Mayor Coyne attended a meeting on February 21st along with Water Superintendent Trainor, Attorney for the Village Furst, Attorney for the Town Levy, Town Supervisor Randazzo, and Town Assessor Fiorentino. Appraisers for both the Town and Village called in to the meeting. Mayor Coyne hopes the Town and Village can come to an agreement regarding the Village’s challenge to the Town Board of Assessment Review’s determination with respect to the Catskill Filter Plant and Black Rock Microfiltration Plant without involving the court system. Water Superintendent Trainor will be scheduling a date/time for Town Assessor Fiorentino to conduct an interior inspection of the Catskill Treatment Plant.

OTHER BUSINESS

COMPREHENSIVE PLAN COMMITTEE

Mayor Coyne reported that Comprehensive Plan Committee will meet this Thursday, February 28. Mayor Coyne has submitted a grant proposal to cover half the cost of hiring a planner to assist the Comprehensive Plan Committee in completing their work.

CENTRAL HUDSON: 2019 GAS LINE REPLACEMENTS

Mayor Coyne reported that Central Hudson will hold an open house in the Village Hall Board Room on February 26 between 6-8:00 PM in order to discuss their plan for gas line replacements in the Village for 2019. Letters announcing the open house were sent by Central Hudson to affected residents.

PARK PASSES

Mayor Coyne reported that we are “making progress” with implementing a method of purchasing one-day parking permits at Donahue Memorial Park by using a mobile application.

PBA, CSEA CONTRACTS

Mayor Coyne reported that negotiations with the PBA have been going on for about one year now. Negotiations with the CSEA will begin this Thursday, February 28. Further discussion was tabled for Executive Session later this evening.

ELECTION NOTICE

Mayor Coyne reported that the next annual election of the Village of Cornwall-on-Hudson will be held in the Board Room of the Village Hall, 325 Hudson St., Cornwall-on-Hudson, N.Y. on the 19th day of March 2019, between the hours of Noon and 9 PM by voting machine. The candidates, offices and terms for which are as follows:

Brendan G. Coyne, 13 Paula Court	Mayor	Two Years
Thomas Niklas Moran, 187 Mountain Road	Trustee	Two Years
David P. Carnright, 51 Duncan Avenue	Trustee	Two Years
James A. Gagliano, 11 Wood Avenue	Trustee	Two Years

ROUND TOP PARK PROPOSAL

Mayor Coyne reported that he has been contacted by Nat Stillman, son of John Stillman and nephew of Calvin Stillman (who donated 44 acres Round Top Park to the Village back in 1952). Two years ago Nat Stillman inherited a 4 acre parcel adjacent to the park. Since then he had work done to connect a Right of Way from the Boulevard, do forest management and start a hiking trail. Mr. Stillman proposes to extend similar work to all of Round Top Park which would be funded privately.

DONATION FROM SANTORO FAMILY

Mayor Coyne stated that he received a letter from Tim Neale on behalf of his aunt Natalie Santoro (who grew up in the Village of Cornwall-on-Hudson). Ms. Santoro would like to make a donation in memory of her mother and father (Loretta and Benjamin Santoro) of a bench possibly to be placed in Donahue Memorial Park.

PUBLIC COMMENT

Rick Gioia of 167 Hudson Street asked if M&R Energy Resources Corporation offers an option to choose “renewables” as a source for the Village’s energy provider. Clerk Mahoney will look into this.

Mr. Gioia asked what the life span of a proposed liner at Black Rock Clearwell is and will it come with a warranty. Clerk Mahoney responded that will be a negotiated item as part of the bidding process.

Mr. Gioia asked if DB Mart will be subject to site plan approval including but not limited to canopy lighting to ensure compliance. Code Enforcement Officer Maggio responded that DB Mart has not submitted any plans. If they do, that plan will have to go before the Planning Board for site plan approval.

Niklas Moran of 187 Mountain Road asked how long the contract with M&R Energy Resources Corporation is for. Clerk Mahoney responded that it is a 24 month contract.

Having concluded the business set before them, Mayor Coyne made a motion to adjourn the business meeting at 7:57 PM into Executive Session with Village Trustees to discuss Water Department promotions, PBA and CSEA contract negotiations, and a grievance. The motion was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays. Mayor Coyne noted that the Board may come out of Executive Session in order to address Water Department promotions.

The meeting was reconvened at 8:18PM on a motion by Trustee Kane which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

AUTHORIZATION TO ADVERTISE FOR WATER MAINTENANCE LEADER POSITION

Mayor Coyne made a motion authorizing Water Superintendent Trainor to advertise for the position of Water Maintenance leader which was seconded by Trustee Carnright and carried upon a vote of 4 Ayes and 0 Nays.

Having concluded the business set before them, Trustee Kane made a motion to adjourn the business meeting back into Executive Session at 8:22 PM which was seconded by Trustee Schmidt and carried upon a vote of 4 Ayes and 0 Nays.