

**Village of Cold Spring
Village Board of Trustees
85 Main Street, Cold Spring, New York 10516**

**Trustees Monthly Meeting
8-13-19**

The Village of Cold Spring Board of Trustees held its monthly meeting at the Cold Spring Village Hall, 85 Main Street on Tuesday August 13, 2019 at 7:30 pm. Present were: Mayor David Merandy and Trustees Marie Early, Lynn Miller and Frances Murphy. Trustee Steve Voloto was absent.

POLICE DEPARTMENT REPORT

In a written report, Officer-in-Charge Larry Burke reported for the month of July 2019 that:

- There were 73 calls for service
- There were 183 tickets issued
- There were no arrests
- The Department is now “booting” cars with more than \$200 in outstanding fines
- There has been a rash of automobile break-ins and the Department advises the community to keep their cars locked
- There was a great deal of illegal parking at the recent Wine Festival at Mayor’s Park, that needs to be addressed for future large events

MONTHLY REPORTS

Recreation Commission

In a written report for the month of July it was noted that:

- Vendor parking at the Pavilion at Mayor’s Park should be included in the application
- Application needs to be clearer about responsibilities for damage and repair
- Application now includes a site map that identifies the baseball infield as a restricted area. Should there be a mandatory walk-thru prior to an event?
- Current applications include: Hops on Hudson (Mayor’s Park), Music Together with Alexa (McConville Park) and Louise Salazar (Pavilion)

Planning Board – None

Zoning Board of Appeals

In a written report for July 2019 the ZBA noted that:

- There was no new business
- The ZBA granted front- and side-yard setbacks and building coverage variances for 13 Stone St.

Town of Philipstown

Judy Farrell reported that during the month of July:

- There is a strong candidate being considered as assistant building inspector. The position would be part time (up to 20-hours/week)
- Town Hall renovation bids are still in process and construction is anticipated to begin this fall
- The Town Board is considering the issue of CBD candy as a health issue for children

Historic District Review Board

In a written report for the month of July it was noted that:

- Applications were reviewed for:
 - 13 Stone St
 - 11 High St
 - 224 Main St
 - 204 Main St
 - 30 Wall Street
- HDRB has met with the Butterfield team regarding signage for the complex
- Editing continues on the draft Design Guidelines

Cold Spring Fire Company - None

Tree Advisory Board (TAB) - None

Code Update Committee

In a written report for the month of July the CUC noted that:

- The CUC met once in July
- The month of July was spent in continued review of all Chapters in the Village Code for consistency and clarity.
- Consistency and clarity are one of the two topics for Phase 5. The CUC had requested feedback from members of the Village Board on these recommended changes. This feedback is expected to continue through the month of August.
- The CUC has also received feedback from the Chairs of the Planning Board and the Zoning Board of Appeals.
- In August, the CUC will continue to review the full set of recommended changes to the Village Code including the feedback from the Village Board and the chairs of the two Boards. At that time, the CUC will develop a schedule for the remaining activities for 2019.
- The July conference call with NYSEDA was conducted. No issues were raised by NYSEDA.

WATER DEPARTMENT

Water & Wastewater Superintendent Matt Kroog noted that for the month of July 2019:

- Reservoir status is at 85.5% capacity
- Flow to System is 10.19 MG/329 k/day
- 2018 Flow to System was 10.01 MG/323 k/day. Percent change is 1.8% increase

- Bacteria Lab Test sampling is acceptable for drinking
- There was a motor vehicle accident on July 18, 2019 when a car crashed into the coffer dam at Lower Foundry Brook. The car has been removed and, after testing, it has been determined that the water supply has not been adversely affected
- The Water Supply Agreement with the DEP remains unresolved. A meeting between the Village of Cold Spring, Village of Nelsonville and Town of Philipstown is suggested
- Joe Myers has opted out of his current role as the secondary licensed operator effective the end of August. Ryan Carozza may act in that capacity until the operator in training becomes licensed.

WASTEWATER DEPARTMENT

Water & Wastewater Superintendent Matt Kroog noted that for the month of July 2019:

- Plant inflow was 6.3 million gallons
- Average daily flow was 203K gallons
- Biochemical Oxygen Demand: 97% removal
- Total Suspended Solids: 97% removal
- Portable emergency generator training and start-up was conducted on July 24, 2019
- 2 of the 3 sludge dewatering studies were demonstrated.

BUILDING DEPARTMENT

In a written report the department noted that for the month of July 2019:

- 6 new building permit applications were received
- 3 building permits were issued
- 0 operating permits were issued
- 2 dumpster permits were issued
- 4 Certificates of Occupancy were issued
- 7 record searches were completed
- 1 complaint was received
- 1 referral to the HDRB was made
- 0 referral to the ZBA was made
- 1 referrals to the CSPB were made
- \$525 in application and permit fees were collected
- \$525 in record search fees were collected
- \$60 in other fees were collected

HIGHWAY DEPARTMENT

In a written report Crew Chief Robert Downey noted that during the month of July 2019:

- 57.19 tons of garbage were picked up
- 23.46 tons of recyclables were picked ups
- 95% of street painting is complete

- Tree limb trimming has begun
- Door and window frames at subway and visitor's center were painted
- Repairs were made to:
 - 12' curb section on Pine St
 - Retaining wall on Academy St
 - 50' curb was poured on Oak St
 - Concrete pads were poured at the boat club and highway department garage
- Building Bridges Building Boats has given the department a shipping container which will be used for storage
- Philipstown Tree Service removed two trees on Parsonage St
- New brakes, rotors, oil change and transmission lines were installed on the 2011 Ford F-350 as well as new ignition wires, a starter, battery and battery cables on the compressor
- Suspension shackle U-bolts were removed from the '87 rack body truck and mounted to the '97 Ford F-350
- Two new tires were installed on the 2016 Ford F-350
- All mowers were serviced

JUSTICE COURT

In a written report Village Justice Costello noted that for the month of July 2019:

- \$4,107 in fines, forfeited bails and civil penalties were collected
- \$3,785 in parking fines were collected
- \$320 in civil fees were collected
- \$2,378 mandatory state surcharges were collected
- There was 1 Penal Law charge
- There were 66 Vehicle & Traffic Law charges
- There were no Civil charges

REPORT OF MAYOR AND TRUSTEES

There were no reports

APPLICATION BY HOPS ON HUDSON FOR CRAFT BEER FESTIVAL (OCT. 26) AT MAYOR'S PARK

During the discussion it was noted that:

- Vendor parking at the highway department garage to be included as a rental for the event
- To ease parking event could shuttle patrons from the Metro-North parking lot
- More specific attendance numbers are required to determine the appropriate police presence
- There is concern about damage to field from vehicles, especially if the ground is wet
- Additional parking could be located on Rte. 9D across from the Haldane field
- Additional parking may be available at Haldane
- Dedicated handicapped parking needs to be identified

- Private security may be required in addition to local police
- No signage is permitted except at the event
- 20 breweries have signed up for the event so far
- Event is scheduled for only one day from 12-5pm
- The Halloween Parade is also scheduled for Oct. 26. The parade start should be moved to 4:30pm (rather than 5pm) to alleviate traffic from the two events
- The Board will meet on Wed. 8-14-19 at 6pm to continue discussion of the application

**RESOLUTION 18-2019 AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR SALE OF REAL PROPERTY
AT 15 MAIN STREET**

Names	Ayes	Noes	Abstain	Absent
<i>Mayor</i> David Merandy	X			
<i>Trustee</i> Frances Murphy	X			
<i>Trustee</i> Marie Early	X			
<i>Trustee</i> Lynn Miller	X			
<i>Trustee</i> Steve Voloto				X
TOTAL	4	0	0	1

The following was presented By: Mayor Merandy and Seconded by: Trustee Early

Date of Adoption: August 13, 2019

WHEREAS, Laura Bergman is the owner of the property located at 15 Main Street, Cold Spring, New York (with a tax map identification number of Section 48.12, Block 1, Lot 70 (hereinafter known as the "15 Parcel")) and they have offered to purchase land adjacent to their lot and currently owned by the Village; and

WHEREAS, the subject land consists of approximately 59 square feet and it is further described in the description attached as Exhibit "A" (hereinafter the "Village Parcel"); and

WHEREAS, the Village Parcel is primarily a stoop extending from the Parcel, for which the Village Board has declared as surplus and it is not needed for any municipal use as this Village Parcel is not used for highway purposes, for sewer or water purposes, has no environmental or recreational or parkland component and is not used for the administration of fire or police purposes; and

WHEREAS, the sale of this Village Parcel will limit the Village's liability exposure and maintenance responsibilities and said sale will not interfere with the use of the Village sidewalk along Main Street because there is still more than adequate space for pedestrians; and

WHEREAS, Laura Bergman has offered to purchase the Village Parcel for fair and adequate consideration, which offer price is supported by a recent sale in the Village, which was based on an appraisal report from a New York State Licensed Appraiser; and

WHEREAS, the sale price would not be less than \$236.00 (TWO HUNDRED THIRTY- SIX DOLLARS AND NO CENTS); and

WHEREAS, the proposed sale of the Village Parcel is an action subject to the State Environmental Quality Review Act ("SEQRA") and the Village Board has determined the sale of this small parcel is an "Unlisted Action" for which the Village has reviewed and completed a Short Environmental Assessment Form pursuant to SEQRA.

NOW, THEREFORE, IT IS HEREBY:

RESOLVED, that the Village Board declares itself the Lead Agency with respect to the SEQRA review of the sale of the Village Parcel since there are no other agencies that have authority to approve the sale; and let it be further

RESOLVED, that the Village Board of Trustees hereby issues a Negative Declaration (see attached) for this proposed action under SEQRA as it will not result in any significant adverse environmental impacts and an environmental impact statement is NOT required; and let it be further

RESOLVED, that the Village Board of Trustees hereby determines that the sale of the Village Parcel is in the public interest of the residents of the Village; and

RESOLVED, that the Village Board hereby authorizes the Mayor to execute any and all required agreements and documentation to effectuate the sale of the Village Parcel, subject to the review and approval of the contract of sale as to form and content by the Attorney for the Village.

BY ORDER OF THE VILLAGE BOARD OF THE VILLAGE OF COLD SPRING, NEW YORK

DATED: August 13, 2019

APPROVE RENEWAL OF GENERAL LIABILITY INSURANCE

Mayor Merandy made a motion to renew the general liability insurance. Trustee Murphy seconded and the motion passed 4-0-0-1.

REQUEST BY PHILIPSTOWN TRAIL COMMITTEE FOR BIKE DAY (9/28)

Mayor Merandy made a motion to approve the request. Trustee Early seconded and the motion passed 4-0-0-1.

CORRESPONDENCE

The Village received a letter from David Playford inquiring about resident permits to use the Fair Street parking lot. Discussion was tabled to a later date.

DISCUSSION OF FOOD TRUCKS

The Village has granted a trial run for one food truck to be located on Fair Street at the north end of Mayor's Park. Weather and unforeseen events have prevented this so far. The Board noted that the applicant has filed the appropriate paperwork and followed all applicable procedures. During the public discussion it was noted that:

- The food truck may create parking issues and noise
- A food truck, at that location, may have a significant negative impact upon Main Street restaurants
- The current fee is \$25, which the Board regards as insufficient
- Doug Price of Doug's Pretty Pub noted that "brick and mortar" restaurants pay taxes, do not leave at the end of the summer and contribute to community groups and that food trucks don't contribute to the community.
- There is concern that approval of one food truck will lead the village down a "slippery slope"

APPROVAL OF BILLS

Trustee Miller made a motion to approve Batch #5227 in the amount of \$38,283.66. Mayor Merandy seconded and the motion passed 4-0-0-1.

Trustee Miller made a motion to approve Batch #5228 in the amount of \$67,834.30. Mayor Merandy seconded and the motion passed 4-0-0-1.

PUBLIC COMMENT

None

ADJOURNMENT

Mayor Merandy made a motion to adjourn. Trustee Murphy seconded and the motion was passed unanimously at 9:10pm

Submitted by: M. Mell

Mayor David Merandy

Date