



**VILLAGE OF COLD SPRING**  
85 MAIN STREET, COLD SPRING, NY 10516  
TEL: (845) 265-3611 FAX: (845) 265-1002

**Village of Cold Spring Board of Trustees**  
**Monthly Meeting Minutes**  
**December 14, 2022**

The Board of Trustees of the Village of Cold Spring held the Monthly Meeting on Wednesday, December 14, 2022 at Village Hall. Present were Deputy Mayor Tweep Phillips Woods, Trustees Laura Bozzi (arrived at 7:24), Cathryn Fadde and Eliza Starbuck. Mayor Kathleen E. Foley was absent. The meeting was called to order at 6:30 pm by Deputy Mayor Woods.

**Monthly Meeting**

The monthly meeting was called to order at 7:00pm by T. Woods

**Request to Modify Agenda**

T. Woods made a motion to add an agenda item – Request to use the Village logo by the Climate Smart Communities. E. Starbuck seconded the motion and it passed by a vote of 3-0-0-2 (K. Foley and L. Bozzi not present).

E. Starbuck commented that this is a great initiative and made a motion to allow Climate Smart Communities to use the Village logo in promotional materials. C. Fadde seconded the motion and it passed by a vote of 3-0-0-2 (K. Foley and L. Bozzi not present).

**Announcements**

Drs. Marianne Sutton and David Watson, 20 the Boulevard, spoke on behalf of a group of concerned citizens to promote COVID vaccines and flu shots. They are proposing an ad campaign to promote booster shots and asking Village support by providing mailing lists, window space for posters and sending out e-mail blasts and social media posts. The board took no action on the request.

**Monthly Reports – Village Departments (all submitted reports attached)**

**Financial Report:** Village Accountant Michelle Ascolillo presented the report including 6-month budget projections. Key points included:

- The Village will realize some savings in Health Insurance due to replacing a family plan with a single plan

C. Fadde asked if we will be receiving a Mortgage Tax payment from Putnam County? M. Ascolillo responded that we will. Payments from the County are received 2x a year.

**Roadways & Facilities:** Crew Chief Robert Downey was not in attendance. T. Woods reminded property owners to clear snow within 18 hours of a snowfall, leaving a path of at least 3-foot. Summons will be issued to non-compliers. She also reminded people to utilize the Snow Hot Line to find out if parking is allowed on Village streets.

**Water/Wastewater Department:** Water and Wastewater Superintendent Matt Kroog presented the monthly report. Of note:

- Reservoir levels are at almost 80% and recommends rescinding the water restrictions.
- Saks Metering will back in the area the week of 2/20/23 to continue Endpoint replacement
- Tank inspections will need to wait until warmer weather to be done.

L. Bozzi made a motion authorizing the mayor to rescind water restrictions. C. Fadde seconded the motion and it passed by a vote of 4-0 (K. Foley absent).

**Code Enforcement:** Philipstown Code Enforcement Officer Greg Wunner not present and no report submitted.

**Police Department:** Officer-in-Charge Larry Burke was not in attendance. T. Woods read the report into the record

**Fire Company:** Jeff Phillips, Jr. presented the monthly report for the Fire Company.

**Justice Court:** No representatives from the Justice Court were present.

**Monthly Reports – Standing Boards (all submitted reports attached)**

- **Historic District Review Board (HDRB):** No member of the Board was present. T. Woods presented the report.
- **Planning Board:** Jack Goldstein presented the following:
  - Board met once in November to review minutes and a consolidated resolution for 40 Main Street
  - All members have completed 3 hours of training courses (4 required).
  - Village Attorney John Furst will be conducting a training session on 12/22 regarding SEQRA which will count as 1 credit hour towards the 4 required annual training hours
- **Zoning Board of Appeals (ZBA):** No member of the Board was present. T. Woods presented the report.
- **Tree Advisory Board (TAB):** No member of the Board was present. T. Woods presented the report.
- **Recreation Commission:** No member of the Board was present. T. Woods presented the report.
- **Town of Philipstown:** No representative from the Town was present. T. Woods presented the report.
- **County Legislator:** No representative from the County was present.

**Report of the Mayor and Trustees:**

L. Bozzi provided updates on the following:

- She is working with M. Ascolillo to identify grant opportunities for engineering on the dams.
- EV charging stations are not eligible under the Clean Energy Communities grant
- Recommends filing for an extension to 2/27/23 for identifying how Clean Energy Communities grants will be used and made a motion to authorize filing for the extension. E. Starbuck seconded the motion and it passed by a vote of 4-0 (K. Foley absent)

E. Starbuck reported that she is waiting in quotes for new signage related to Parking

## **Board Business**

### **Review of request from NYS DOT**

The Board tabled a request from the NYS Department of Transportation for input on a request to declare non-Village owned property along Market Street as surplus.

### **Steep Slope Assessment of 37 Fair Street**

L. Bozzi made a motion to accept the assessment by James Hahn Engineering of the steep slope at 37 Fair Street and to proceed with the sale of Village-owned property adjacent to 37 Fair Street. T. Woods seconded the motion and it passed by a vote of 4-0 (K. Foley absent).

### **Resolution 34-2022 Authorizing the mayor to enter into contract for the sale of Village-owned property**

E. Starbuck made a motion to adopt Resolution 34-2022 authorizing the mayor to enter into contract for the sale of Village-owned property adjacent to 45 Fair Steet. C. Fadde seconded the motion and the resolution was adopted by a vote of 4-0-0-1 (K. Foley absent)

### **Approval of Minutes**

L. Bozzi made a motion to approve the minutes of the 11/9/22 meeting as submitted. E. Starbuck seconded the motion and it passed by a vote of 4-0 (K. Foley absent).

### **Approval of Bills**

C. Fadde made a motion to approve Batch #6747 in the amount of \$81,784.21. T. Woods seconded the motion and it passed by a vote of 4-0 (K. Foley absent)

### **Public Comment**

None

### **Adjournment**

E. Starbuck made a motion to adjourn the meeting. C. Fadde seconded the motion and it passed unanimously. Meeting adjourned at 8:07 pm

Submitted by: Jeff Vidakovich

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Jeff Vidakovich, Village Clerk

Date

**RESOLUTION 34-2022 OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF COLD SPRING AUTHORIZING THE MAYOR TO SIGN NECESSARY DOCUMENTS ASSOCIATED WITH THE SALE OF REAL PROPERTY**

<b>Roll Call Vote</b>				
Names	Ayes	Noes	Abstain	Absent
<i>Mayor</i> <b>Kathleen E. Foley</b>				<b>X</b>
<i>Deputy Mayor</i> <b>Tweeps Phillips Woods</b>	<b>X</b>			
<i>Trustee</i> <b>Eliza Starbuck</b>	<b>X</b>			
<i>Trustee</i> <b>Cathryn Fadde</b>	<b>X</b>			
<i>Trustee</i> <b>Laura Bozzi</b>	<b>X</b>			
<b>TOTAL</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>1</b>

The following was:

Presented by: Trustee Eliza Starbuck

Seconded by: Trustee Cathryn Fadde

Date of Adoption: December 14 ,2022

**WHEREAS**, James Ely is owner of the restaurant located at 45 Fair Street, Cold Spring, New York and has offered to purchase a strip of land adjacent to the front of his lot currently owned by the Village; and

**WHEREAS**, the subject lands consist of approximately 590 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 being utilized now as part of the restaurant's outdoor dining area; and

**WHEREAS**, the Village Board has declared this land as surplus and it is not needed for any municipal use as this Village Parcel is not used for highway purposes, and does not serve or is used as 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 Parcels will limit the Village's liability exposure and maintenance responsibilities; and

**WHEREAS**, James Ely has offered to purchase the Village Parcel for fair and adequate consideration, which offer price is supported by the Assessor's fair market value; and

**WHEREAS**, the sale price would not be less than \$2,743.50 (TWO THOUSAND SEVEN HUNDRED FOURTY THREE DOLLARS AND FIFTY 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 Parcels 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 this sale 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 Parcels 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 Parcels (including but not limited to the deed and necessary transfer documents), subject to the review and approval 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: December 14, 2022

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Jeffrey Vidakovich, Village Clerk-Treasurer