

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

**Trustees Monthly Meeting
10-9-18**

The Village of Cold Spring Board of Trustees held its monthly meeting at the Cold Spring Village Hall, 85 Main Street on Tuesday October 9, 2018 at 7:30 pm. Present were: Mayor David Merandy and Trustees Marie Early, Lynn Miller, Frances Murphy and Steve Voloto.

POLICE DEPARTMENT REPORT

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

- There were 85 calls for service
- There were 126 tickets issued
- There were two arrests

MONTLY REPORTS

Recreation Commission.

Commission Chair Ruthanne Cullinan Barr noted that for the month of September:

- Commission received an application from the Chamber of Commerce for an event on 10/27/18, which was approved
- Commission received an application from Scout Pack 137 for an event on 6/15/19, which was approved
- Commission received an application from the Wine and Food Festival for an event on 8/10-11/19, which is being held pending a new application
- Installation of Christmas decorations on Main St. will begin on 11/17/18 and the event will occur on 12/7 or 12/8
- Commission voted to reduce its membership from seven to five. It was noted that this may require a change to the Village Code; it will be investigated.
- Gloria McVey tendered her resignation
- The following are in-progress:
 - Skate Park
 - Eagle Project – picnic table – Ethan Gunter
 - Haldane agreement
 - Tots Park agreement
 - Roll-up door replacement
 - New application form
- Upcoming rentals:
 - 10/12/18 Mike Connor wedding at the Bandstand (I believe this is Mike Canner; he's having the wedding ceremony at the Chapel and the date should be 10/12/19 so maybe this is photography only?)

- 10/27/18 Chamber of Commerce Halloween Parade
- 6/15/19 Scout Pack 137 at Mayor's park

Planning Board – None

Zoning Board of Appeals

In a written report ZBA Chair Wolfe noted that:

- ZBA has denied a variance at 230 Main St for a section of 6'-0" fence
- A proposal has been made to the Trustees regarding signage for public hearings

Town of Philipstown - None

Historic District Review Board

In an email, HDRB member Carolyn Bachan noted that:

- HDRB met three times in September
- Application load was light and most applications were approved
- Progress has been made on review of the draft Design Standards
- HDRB continues to closely follow installation of the Timme Arch and members have made visits to the installation site. At present installation is satisfactory, but a final review and determination await completion of the space and submission of final documents

Cold Spring Fire Company – None

Tree Advisory Board (TAB)

Chair Jennifer Zwarich stated that during the month of September TAB held its regular monthly meeting that included:

- Tree cutting application for 29 Pine St. TAB voted unanimously to recommend the application to the Board of Trustees on condition that applicant covers the cost of removal and donates \$500 toward a tree replacement in the general area. Mayor Merandy made a motion to approve the recommended tree removal subject to the noted conditions. Trustee Early seconded and the motion passed unanimously
- TAB has applied for a DEC grant (\$49,162) and expects to receive status of the award at the end of October
- Commendation to the Highway Department for stump grinding
- TAB has awarded Fall Pruning work to the low bidder (\$3,425) and work is expected to begin in October
- TAB has reviewed ongoing correspondence with owners of 5 Market St. who have requested pruning of a village tree. Said tree is on the Fall Pruning List.
- TAB met with the CS Chamber of Commerce Main St. Committee to discuss ideas for cooperative promotion and improvements to the Tree Guard sponsorship program, installation of brick pavers on Main St, and improvement of tree pit garden areas

- TAB met with 126 Main St. property owner and representative of City Tree Guards to facilitate test installation for new tree guard material. Two additional guards to be installed in front of 2 Depot Square in the coming weeks
- TAB discussed development of a Tree Service Procurement Policy. A completed draft will be submitted to the Board of Trustees for review and comment

Code Update Committee

Trustee Early reported that during the month of September the CUC:

- Conducted two meetings
- Reviewed results of the Phase III public meeting held in August
- Accepted the resignation of Bonnie Carmicino
- Assigned Phase IV topics to Committee members
- Phase IV topics are:
 - Evaluate/Permitting of Conservation and Façade Easements
 - Evaluate/Permitting of Outright Demolition of Existing Structures
 - Evaluate/Permitting of Conservation Sub-divisions
 - Amend Sub-division requirements
 - Evaluate Adopting a Waterfront Consistency Review Law
- August 22, 2018 public meeting was held open for one monthly to accept additional comments. During that time one additional comment was received (and will be incorporated into the follow-up actions)
- There was no monthly NYSERDA conference call (due to scheduling conflicts)
- Village has received \$349.02 NYSERDA reimbursement for Phase II public meeting

WATER DEPARTMENT

Water & Wastewater Superintendent Gregory Phillips noted that for the month of September:

- The reservoir is at 96% capacity
- Flow to system is 6.93MG/231k/day
- 2017 flow to system was 7.46MG/259.7k/day representing a 7.2% decrease
- Results of bacteria samplings parameters are acceptable for drinking water
- Tectonic Engineering had a surveyor stake-out proposed boundaries on west side of Upper Reservoir Dam
- Phillips met with Trustees Murphy and Voloto and Joseph Myers to get a better understanding of facility operation options in advance of Phillip's retirement in 2019.
- Preparation of a water and wastewater superintendent job description is under development.
- Fire hydrant at north end of Chestnut Ridge was replaced. Another hydrant on Academy street is slated for replacement next week
- System hydrant flush scheduled for week of October 21.

WASTEWATER DEPARTMENT

Water & Wastewater Superintendent Gregory Phillips noted that for the month of September:

- Plant inflow was 6.21 million gallons
- Average daily flow was 207K gallons
- Biochemical Oxygen Demand: 98% removal
- Total Suspended Solids: 99% removal

BUILDING DEPARTMENT

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

- 4 new building permit application were received
- 3 building permits were issued
- No operating permits were issued
- No dumpster permits were issued
- 6 Certificates of Occupancy were issued
- 3 title searches were completed
- One complaint was received
- 2 referrals to the HDRB were made
- 1 referral to the ZBA was made
- 1 referral to the CSPB was made
- \$1,449 in application and permit fees were collected
- \$225 in title search fees were collected
- No other fees were collected
- 124 Main St. has applied for a building permit to convert the restaurant to a hotel and build a second floor addition for two additional rooms. Applicant has been referred to Planning Board, ZBA and HDRB

HIGHWAY DEPARTMENT

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

- 46.3 tons of garbage were picked up
- 14.26 tons of recyclables were picked up
- There were two brush pickups
- Two benches were installed in the village
- Miscellaneous repairs were made throughout the village
- 32 stumps were ground down in the village
- Flashing (I believe this is for the flashing signals at the south and north entrances to the Village) signal computer was reset
- Update of Village's Local Highway Inventory in in progress, which will allow maximum CHIPS reimbursement
- Vehicle maintenance was performed and miscellaneous repairs were made

- Anticipated work in October includes: tree pruning, remediation of sidewalk tripping hazards, and Garden St. preparations for paving

JUSTICE COURT

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

- \$4,925 in fines, forfeited bails and civil penalties were collected
- \$3,385 in parking fines were collected
- \$565 in civil fees were collected
- \$2,693 mandatory state surcharges were collected
- There was one PL charges
- There were 33 VTL charges
- There was 0 CIV charge

BOARD BUSINESS

Trustee Murphy noted the Village will prepare an advertisement for a water and wastewater supervisor.

DISCUSSION OF PROPOSED WINE & FOOD FESTIVAL AT MAYORS PARK ON AUGUST 2019

Lauren Drummond has submitted an application for group use of Mayor's Park Pavilion for a Wine and Food Festival. Jeff Goldstein appeared on her behalf and noted that:

- The Festival has been held in Patterson over the past 8-9 years
- Holding the Festival in Cold Spring will bring "new energy"
- Sponsorships are being solicited
- The event is a private enterprise
- There will be tents and food service

Board Discussion

The following items/issues were discussed:

- Recreation Commission Chair Ruthanne Cullinan Barr noted that applicant is a non-resident and that non-resident use is usually not allowed and asked whether granting use for this event would create a precedent. Barr concluded her remarks requesting direction from the Board.
- Trustee Murphy noted that non-resident use is not precluded and that the park is intended to be used
- Mayor Merandy voiced his support to allow non-resident use
- VBOT consensus is that non-resident use should be incorporated into the updated Recreation Commission application
- VBOT noted that the Park and the Pavilion are two separate venues
- Trustee Miller inquired whether a percentage of the vendor fees should be paid to the Village
- Trustee Miller suggested that fire extinguishers be required for any event with live cooking and that this should be noted on the application

- VBOT consensus is that non-resident use does not necessarily importune resident use, but that in case of a conflict, the resident use would be given priority
- Mayor Merandy requested that Ms. Drummond appear before the Board at the next meeting

RESOLUTION 24-2018 ADOPTING SEXUAL HARASSMENT POLICY

WHEREAS, New York State requires all employers in New York adopt a sexual harassment prevention policy that meets statutory requirements set forth in NY State Labor Law 201-g; and

WHEREAS, the sexual harassment prevention policy shall apply to all employees, independent contractors, vendors, consultants and non-employees that provide services to the Village; and

WHEREAS, the Board of Trustees of the Village of Cold Spring is in full support of legislation and efforts aimed at preventing harassment of any type in the workplace.

NOW THEREFORE, it is hereby:

RESOLVED, that the adoption of the Sexual Harassment Prevention Policy, attached hereto as Exhibit A, shall be effective as of October 9, 2018.

Mayor Merandy moved the foregoing resolution which was seconded by Trustee Murphy.

On roll call vote:

| | |
|--------------------------------|-----|
| Frances Murphy, Trustee voting | AYE |
| Marie Early, Trustee voting | AYE |
| Lynn Miller, Trustee voting | AYE |
| Steve Voloto, Trustee voting | AYE |
| Dave Merandy, Mayor voting | AYE |

Resolution officially adopted by a vote of 5-0.

AUTHORIZE MAYOR TO SIGN SERVICE FEE AGREEMENT WITH PENFLEX (COVERS 11/01/18 -10/31/19)

Trustee Early made a motion to authorize the Mayor to sign the Penflex agreement. Trustee Murphy seconded and the motion passed unanimously

APPROVAL OF BILLS

Trustee Miller made a motion to approve Batch #4803, in the amount of \$31,600.99. Mayor Merandy seconded and the motion passed unanimously.

MINUTES

Trustee Early made a motion to adopt the 9/25/18 minutes. Mayor Merandy seconded and the motion passed unanimously

PUBLIC COMMENT

Jennifer Zwarich, appearing as a resident, voiced her opinion that multiple-ticketed events at Mayor's Park should not prevent residential use.

Zwarich requested the Village budget monies for a village beautification program for Main St that would include regular maintenance as well as anything new. During the ensuing discussion it was noted that:

- Mayor Merandy argued against public support for only one selected area of the Village
- Who would pay for this program (Village? Business? Volunteer? Public/Private?)
- Mayor Merandy noted that the Village does appropriate monies, but suggested that residents and local businesses should "step up"
- Trustee Miller, speaking as a business owner, asked for direction/guidance
- Zwarich will meet separately with Board members to explore possible solutions

ADJOURNMENT

Mayor Merandy made a motion to adjourn. Trustee Murphy seconded and the motion passed unanimously at 9:05 pm.

Submitted by: M. Mell

Mayor David Merandy

Date