

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

**Trustees Monthly Meeting
4-9-19**

The Village of Cold Spring Board of Trustees held its monthly meeting at the Cold Spring Village Hall, 85 Main Street on Tuesday April 9, 2019 at 7 pm. Present were: Mayor David Merandy and Trustees Lynn Miller, Frances Murphy and Steve Voloto. Trustee Marie Early was absent. Also present was Michelle Ascolillo and Jeff Vidakovich.

BUDGET PUBLIC HEARING ON FY 2019-20 BUDGET

Mayor Merandy made a motion to open the public hearing. Trustee Miller seconded and the motion passed 4-0-0-1.

M. Ascolillo updated the Board on final changes made to the budget noting:

- \$193,000 from the general fund balance to be used for capital projects
- \$3,500 expenditure for supply and installation of IT rack
- Reduction from \$40,000 to \$34,000 for the fireman's' service award (LOSAP)
- \$7,000 from the water department fund will be used
- \$15,000 from the sewer department fund will be used
- A line item has been added to the budget for engineering

Mayor Merandy made a motion to close the public hearing. Trustee Voloto seconded and the motion passed 4-0-0-1 at 7:30pm.

POLICE DEPARTMENT REPORT

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

- There were 64 calls for service
- There were 81 tickets issued
- There were two arrests

MONTHLY REPORTS

Recreation Commission

In a written report Commission Chair Ruthanne Cullinan Barr reported for the month of March 2019 that:

- The Commission reviewed its 2019-2020 budget
- The Commission reviewed its application form and related fees and made a recommendation to the Village Board that a not-for-profit resident fee for Mayor's Park and Pavilion be set at \$250 per day
- The new lawn care agreement calls for weed control around the fence at Mayor's Park and hopefully this will reduce time spent weed-whacking the area

- Commission requested Pidala Electric to perform an electrical audit for Mayor's Park/Pavilion, McConville Park and Riverfront Park and Bandstand.

Planning Board – none

Zoning Board of Appeals

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

- The ZBA application instructions and materials are being reviewed with an eye toward making the process clearer and easier for applicants
- ZBA has received a referral for 5 Railroad St, located in the R-1 district, though no application has been received yet. Applicant seeks variances for lot coverage and setback to place a shed in the backyard.
- ZBA has received a referral for 3 Furnace St., located in the R-1 district and an incomplete application has been received. Applicant seeks a variance to the fence height regulation for a 6ft fence and pergola in the backyard. Workshop tentatively scheduled for 4-18-19
- A public hearing has been scheduled for 21 Parsonage on 4-18-19 to consider variances for: lot size, parking and side and front yard setbacks. Applicant seeks to convert or replace an old barn/shed into a house on an otherwise vacant lot
- ZBA has scheduled a public hearing for 3 Rock Street, located in the R-3 district to convert a one-family home into a two-family. A 40SF variance is requested to comply with the code-required 600SF minimum size.
- ZBA approved variances for 191 Main St for side and front yard setbacks to locate a new shed.

Town of Philipstown

Judy Farrell noted that during the month of March:

- Work has begun on the Veteran's Memorial on St. Mary's lawn, with work to be completed by Memorial Day
- The vape shop moratorium has been extended six months
- Town is considering installation of solar panels

Historic District Review Board

In a written report for the month of March 2019 it was noted that:

- HDRB has requested a meeting with Village Trustees, the ZBA and Planning board to discuss enforcement of code and board decisions by the building inspector.
- SHPO will not provide additional funding to complete revisions to the Design Standards.
- Work continues on the Design Standards, which will be sent to the CUC for review
- Upcoming applications before the HDRB include:
 - 14 and 16 Stone Street
 - 191 Main Street
 - 2 Locust Ridge

Cold Spring Fire Company

During the month of March the department responded to 8 calls.

Parking Committee –noneTree Advisory Board (TAB)

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

- The TAB monthly meeting was held on 4-3-19. During the meeting:
 - An application for tree removal at 15 Main Street (to accommodate a curb-cut) was reviewed. In consideration of applicant's agreement to replace the tree in-kind the TAB voted 4-0 to approve the application subject to: Village Board approval for the curb-cut and applicant's agreement to pay the cost of the tree removal plus \$800 toward replacement of two similar trees in the general area.
- Arbor Day ceremony will be held on April 26 at 4:00 p.m. in front of 161 Main Street
- Tree Pit Gardening Workshop will be held on May 10 from 9:30 – 11:00 a.m.
- Planning for use of DEC tree maintenance grant continue

Code Update Committee

In a written report for the month of March the CUC:

- Conducted two workshop sessions and two public meeting preparation sessions
- Completed analysis for all topics
- All proposed Village Code updates were finalized and the public presentation was completed
- The Phase IV public meeting will occur on April 3, 2019 at the Firehouse
- The monthly NYSEDA call did not occur

WATER DEPARTMENT

Water & Wastewater Superintendent Gregory Phillips noted that for the month of March 2019:

- The reservoir is at 100% capacity
- Flow to system is 7.05MG/227 k/day
- 2018 flow to system was 6.26MG/202 k/day representing a 12.6% increase
- Results of bacteria samplings parameters are acceptable for drinking water
- A preliminary layout for the Catskill Connection design has been submitted to the DEC.
- DEC has yet to respond to comments and concerns about the draft Water Supply Agreement, submitted last summer
- Department is working with Parks Department to remove the beaver dam on Fishkill Road

WASTEWATER DEPARTMENT

Water & Wastewater Superintendent Gregory Phillips noted that for the month of March 2019:

- Plant inflow was 8.43 million gallons
- Average daily flow was 272K gallons
- Biochemical Oxygen Demand: 88% removal

- Total Suspended Solids: 84% removal
- Cleaning and inspection of sewer collection mains to begin 4-15-19 and is anticipated to take a week

BUILDING DEPARTMENT

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

- 12 new building permit application were received
- 6 building permits were issued
- No operating permits were issued
- 1 dumpster permit was issued
- 2 Certificates of Occupancy were issued
- 1 record searches were completed
- 2 complaints were received
- 2 referrals to the HDRB were made
- 2 referrals to the ZBA was made
- 2 referrals to the CSPB was made
- \$800 in application and permit fees were collected
- \$75 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 March 2019:

- 43.51 tons of garbage were picked up
- 17.32 tons of recyclables were picked up
- There were three snow events
- Benches were painted, assembled and placed on Main St. New numbers have been routed into the backs.
- Street sweeping has begun
- Pothole filling continues
- Fred Cook Jr. Inc performed a suck-out for 14 catch basins, 2 storm drain collection pits and the subway collection pit
- '97 Ford F-350 plow repaired
- New exhaust installed on '89 International salter
- New main brush installed on sweeper of bobcat
- New starter installed on backhoe
- New batteries installed on the '93 International garbage truck

JUSTICE COURT

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

- \$3,400 in fines, forfeited bails and civil penalties were collected
- \$1,240 in parking fines were collected

- \$389.50 in civil fees were collected
- \$1,995 mandatory state surcharges were collected
- There were 2 PL charges
- There were 65 VTL charges
- There was 1 CIV charge
- There was 1 VC charge

REPORT OF MAYOR AND TRUSTEES

Trustee Voloto has replaced the structural beam in the basement of the firehouse.

RESOLUTION 08-2019 ESTABLISHING WATER RENTS FOR FRIENDSHIP CENTER

Mayor Merandy made a motion to table the resolution. Trustee Murphy seconded and the motion passed 4-0-0-1.

REVIEW AND APPROVAL OF DOCKSIDE PARK APPLICATION

The Board reviewed further edits and modifications to the application.

REQUEST TO REMOVE FENCE ON VILLAGE PROPERTY (AT 33 PARROTT ST.)

Owner has rescinded their request and will install plantings at the fence.

RESOLUTION 09-2019 AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR THE SALE OF REAL PROPERTY AT 126 MAIN STREET.

Roll Call Vote

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			1

The following was presented By: Trustee Murphy and Seconded by: Trustee Miller

Date of Adoption: April 9, 2019

RESOLUTION OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF COLD SPRING AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE SALE OF REAL PROPERTY

WHEREAS, SCGY Properties, LLC is the owner of the property located at 126 Main Street, Cold Spring, New York (with a tax map identification number of Section 48.8, Block 2, Lot 48 (hereinafter known as the "126 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 362 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 front porch/patio area 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, SCGY Properties, LLC 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 \$ 1,448.00 (ONE THOUSAND FOUR HUNDRED AND FORTY-EIGHT 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: April 9, 2019

CORRESPONDENCE

The Village received an email Haldane student council co-advisor Kristen Peparo requesting use of the Bandstand and Dockside Park for prom pictures on May 31, 2019 between 4:30-5:30pm. Haldane students Tatianna Vidakovich, Jamie Calimano and Julia Rotando formally presented the request.

Mayor Merandy made a motion to grant use for Haldane Prom pictures. Trustee Voloto seconded and the motion passed 4-0-0-1.

APPROVAL OF BILLS

Trustee Miller made a motion to approve Batch #5050 in the amount of \$36,785.44. Trustee Murphy seconded and the motion passed 4-0-0-1.

APPROVAL OF MINUTES

Mayor Merandy made a motion to adopt the minutes of the 3-26-19 Board meeting. Trustee Murphy seconded and the motion passed 4-0-0 -1.

Mayor Merandy made a motion to adopt the minutes of the 4-2-19 Board meeting. Trustee Murphy seconded and the motion passed 4-0-0-1.

PUBLIC COMMENT

Frank Haggarty requested that the Board should fully inform itself prior to taking any action on the proposed sidewalk purchase by the owner of 15 Main Street.

He also noted that pedestrians using the crosswalk across Main Street in front of the Village Hall are difficult to see at night and additional lighting should be provided.

He also noted that the curb cut for the property between the Village Hall and Cathryn's Tuscan Grill is often misinterpreted by drivers as a street or used to make U-turns. He suggests bollards be installed to prevent this.

ADJOURNMENT

Mayor Merandy made a motion to adjourn. Trustee Murphy seconded and the motion was passed 4-0-0-1 at 8pm

Submitted by: M. Mell

Mayor David Merandy

Date