



# VILLAGE OF COLD SPRING

85 MAIN STREET, COLD SPRING, NY 10516

TEL: (845) 265-3611 FAX: (845) 265-1002

WEB: WWW.COLDSRINGNY.GOV

**KATHLEEN E. FOLEY, MAYOR**  
**TWEEPS PHILLIPS WOODS, DEPUTY MAYOR**  
**LAURA BOZZI, TRUSTEE**  
**CATHRYN FADDE, TRUSTEE**  
**ELIZA STARBUCK, TRUSTEE**

**JEFF VIDA KOVICH, VILLAGE CLERK - TREASURER**  
**MICHELLE ASCOLILLO, ACCOUNTANT**  
**LARRY BURKE, OFFICER-IN-CHARGE**  
**MATTHEW KROOG, WATER SUPERINTENDENT**  
**ROBERT DOWNEY, HIGHWAY DEPT. CREW CHIEF**

## Board of Trustees

Village Hall, 85 Main Street

Wednesday, October 4, 2023 @ 7:00 PM

*The Board of Trustees values input from the Village community. When you speak, please state your name and address for the record. Please keep your comments to three minutes or less and remember that we are all neighbors.*

1. Opportunity to Request Vote to Add/Modify Agenda Items
2. Announcements
3. Board Business
  - a. Review of Previously Approved Docking Request (Clearwater) on 10/20
  - b. Review and Approval of Recreation Application for Bandstand on Halloween
  - c. Appointment of Alexandra Laurino to Recreation Commission
4. Approval of Minutes – 8/16/23, 8/25/23
5. Approval of Bills – Batch #:                      Amount: \$
6. Continuation of Discussion on Amended Chapters 126 (Vehicle & Traffic) and 127 (Residential Parking Program)
7. Public Comment
8. Executive Session to Discuss the Employment History of an Individual
9. Adjournment

Members of the public are invited to attend the meeting in-person at Village Hall (85 Main Street) or via Videoconference pursuant to Chapter 56 of the Laws of 2022. To join the Zoom Meeting:

<https://us06web.zoom.us/j/88983853791?pwd=NG1RWU5VVG9RVTRZaStQaW9kMXBMZz09>

Or by phone: 646-558-8656

Meeting ID: 889 8385 3791

Passcode: 365616

VILLAGE OF COLD SPRING  
85 MAIN STREET, COLD SPRING, NEW YORK 10516  
(845)-265-3611

**APPLICATION FOR DOCKING AT MAIN STREET DOCK**  
(Please print)

DATE AND TIME OF DOCKING- FROM 10/20/23 TO 10/20/23

NAME AND DESCRIPTION OF VESSEL Clearwater, gaff rigged sloop

VESSEL LENGTH AND DRAFT 106ft , 8ft TONNAGE 69

MINIMUM DOCK LENGTH REQUIRED 75

OWNER/OPERATOR Hudson River Sloop Clearwater, Inc

CAPTAIN Nick Rogers, Rory Kane

REPRESENTATIVE (if other than Captain) Amali Knobloch

STREET 724 Wolcott Ave TOWN/CITY Beacon ZIP 12508

PHONE (HOME) \_\_\_\_\_ PHONE (BUS) \_\_\_\_\_

PHONE (CELL) (845) 265-8080 x 7107 EMAIL ADDRESS sail@clearwater.org

PURPOSE OF VISIT wedding sail of former captain

SCHEDULE OF VISIT arrive 1200, sail 1300-1600, return to dock 1600

# APPLICATION FOR NON-TICKETED USE OF MAYOR'S PARK FIELDS, MAYOR'S PARK PAVILION, MCCONVILLE PARK, OR BANDSTAND

Applicant: COLD SPRING VILLAGE HALLOWEEN PARADE 2023  
Sponsoring Organization: COLD SPRING NY CHAMBER  
Address: 49 MAIN ST, COLD SPRING NY Email: M.CARLTON@HOULLIHANLAWRENCE.COM  
Phone: \_\_\_\_\_ Cell: 914-474-0111

Please check if applicable:

Cold Spring Village Resident  Philipstown Resident  501(c)(3) Org.\*

Note: \*If 501(c)(3) organization, attach proof (EIN, certificate of incorporation, parent organization verification, or IRS tax exemption certificate)

Site(s) Requested: MAIN ST TO BANDSTAND

Note: Available sites - Mayor's Park Fields, Mayor's Park Pavilion, McConville Park, Bandstand

Purpose of Event: 10/28/2023

Date(s) of Event: \_\_\_\_\_

Note: The facilities are carry-in and carry-out. Clean up must be completed by the break-down time of each event day.

Set-Up Time: \_\_\_\_\_ Event Start Time: 1:30 PM Event End Time: 8:30 PM Break-Dow Time: \_\_\_\_\_

Note: All locations open at Dawn and close at Dusk.

Additional Date(s) and Time(s), for Set-Up and Break-Down:

RAIN DATE 10/29/2023 4-7PM

Note: The Applicant must meet with the Event Coordinator or their designee at set-up and break-down.

Estimated Attendance: 1500

Note: Mayor's Park Fields with Pavilion - maximum 1,500 occupants.

Is water requested at the outside spigot?  Yes  No

Note: Provided temperatures allow for the water to be turned on at the facilities.

Will there be Amplified Sound?  Yes  No

Note: All amplified sound must be arranged to face West towards the River only.

Will there be a tent or canopy?  Yes  No

Size: \_\_\_\_\_ (Square Feet) Location: \_\_\_\_\_

Note: Tents larger than 100 ft<sup>2</sup> shall be inspected by the Code Enforcement Officer.

Will there be inflatable(s)?  Yes  No Location: \_\_\_\_\_

Note: If yes, Certificate of Insurance required w/ Village of Cold Spring listed as additional insured.



The undersigned is over 21 years of age and has read this form and all included information and agrees to comply with them. Individual or Organization Representative does hereby agree to be responsible to the Village of Cold Spring for the care and use of the facilities. I, on behalf of COLD SPRING NY CHAMBER, do/does hereby agree to indemnify and hold harmless the Village of Cold Spring from any and all claims, suits, or demands and any expenses incurred by said Village for investigation, legal fees, or otherwise, which arise out of or are connected with the Village facility applied for herein and said Village shall be held harmless and indemnified regardless of whether the acts are the fault of the Applicant or the Village.

I, Melissa Cox Hsu, and/or the organization I represent, COLD SPRING NY CHAMBER, agree to pay for any and all damages to equipment or property of the Village of Cold Spring by said organizations, members, guests, or visitors.

Melissa Cox Hsu  
Signature: (Individual or Organization Representative)

INSURANCE  
CERTIFICATE  
IN PROCESS

Date: 9/8/2023

\*\*\*\*\*THE FOLLOWING TO BE COMPLETED BY THE VILLAGE OF COLD SPRING\*\*\*\*\*

✓	Item	Date Received
	Application	
	Rental Fee	
	Security Deposit	
	Certificate of Insurance	<u>To Follow</u>
	Additional Insurance Documents	



Approval by Event Coordinator: Date 9/25/23 By William J. Mason  
Notes:

Approval by Village Board: Date \_\_\_\_\_ By \_\_\_\_\_

Village Board to check appropriate notations for Event Coordinator distribution:

- \_\_\_\_\_ Village of Cold Spring Police
- \_\_\_\_\_ Village of Cold Spring Highway Department
- \_\_\_\_\_ Village of Cold Spring Fire Department
- \_\_\_\_\_ Philipstown Ambulance Corps
- \_\_\_\_\_ Village of Cold Spring Code Enforcement Officer

## VCS Clerk

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**From:** Jeffrey Amato [REDACTED]  
**Sent:** Wednesday, September 27, 2023 10:27 AM  
**To:** Mayor  
**Cc:** VCS Clerk  
**Subject:** Fwd: Recreation Commission Open Position Application

Mayor Foley,

Please see Alex's interest in joining the Rec Commission below. The Recreation Commission approved Alex's appointment at this month's meeting. Please include this on the agenda of your next available meeting.

Regards,  
Jeff

----- Forwarded message -----

**From:** Alexandra Laurino [REDACTED]  
**Date:** Wed, Sep 20, 2023 at 12:41 PM  
**Subject:** Recreation Commission Open Position Application  
**To:** Jeffrey Amato <[REDACTED]>

Hi Jeff,

I'm interested in joining the Recreation Commission. I'm a village resident and mother of two young children. I've been working with the Tots Park Board to maintain the park for local families to enjoy by organizing cleanups, gathering donations, and planning future events and improvements. As a special educator and educational supervisor by trade, I have excellent organizational skills and attention to detail which will be useful to the commission in planning and executing goals for the village parks. As a member of this village, I have a love for the people who live here and a drive to serve the community. I hope you'll consider my application.

Thank you,

Alexandra Laurino, M.S.Ed., BCBA, LBA  
NYS Licensed Behavior Analyst and Special Educator



**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  
Workshop Meeting Minutes  
August 16, 2023**

The Board of Trustees of the Village of Cold Spring held a workshop meeting on Wednesday, August 16, 2023, at Village Hall. Present were Mayor Kathleen E. Foley, Trustees Laura Bozzi, Cathryn Fadde and Eliza Starbuck. Trustee Tweeps Phillips Woods was absent. The meeting was called to order at 7:02 pm by Mayor Foley.

**Request to Modify Agenda - None**

**Announcements**

- K. Foley clarified that the information disseminated by the Village regarding DSHES contained a link to the organization's website and not to the actual application for storm damage relief.
- Yard Waste will be picked up on 8/17

**Continuation of Public Hearing for Amending Chapter 130 – Water**

The Board reviewed changes made based on public comments at the 8/9/23 public hearing. These included moving and updating definitions so that all definitions are consolidated within one section.

The Board discussed whether language should be added that would enable the Board of Trustees to cancel scheduled events if a water emergency is declared. After discussion, it was agreed that it is unnecessary as the Board is already empowered to take such action.

A letter (attached) from Walter Ulmer, 1 Marion Ave, was read into the record by Village Clerk Jeff Vidakovich.

**Board Business**

**Approval of Minutes** - E. Starbuck made a motion to approve the minutes of the 7/16/23 meeting as submitted. C. Fadde seconded the motion, and it passed by a vote of 3-0-1-1 (K. Foley abstained, T. Woods absent).

**Request to use Bandstand** – K. Foley made a motion to approve the request from the Philipstown Behavioral Health Hub to use the Bandstand on August 31, 2023 for an Overdose Awareness event and to waive associated fees. E. Starbuck seconded the motion, and it passed by a vote of 4-0-0-1 (T. Woods absent).

**Approval of Planning Board recommendation for Parking Waivers** – E. Starbuck made a motion to approve the Planning Board recommendation to grant a waiver for one parking spot at a fee of \$250 for 60 Main Street. C. Fadde seconded the motion, and it passed by a vote of 4-0-0-1 (T. Woods absent).

**Authorize Mayor to sign agreement with T2 Systems for Parking Meter Kiosks** – E. Starbuck made a motion to authorize the mayor to sign an agreement with T2 Systems for 3 Parking Meter kiosks. C. Fadde seconded the motion, and it passed by a vote of 4-0-0-1 (T. Woods absent).

**Request from Cold Spring Cheese Shop** – The Board reviewed a request from Cold Spring Cheese Shop (Carrie Sansone) to set up on the sidewalk an additional 2’ beyond the allowable 3’ on 9/23/23 (Wellness/Music Event). The request also includes a temporary awning over the area. The Board discussed the request with K. Foley expressing concern that the request could set a precedent for other shop owners to request the same and thus causing a safety hazard by reducing available pedestrian right-of-way.

K. Foley made a motion to deny the request. E. Starbuck seconded the motion, and it passed by a vote of 4-0-0-1 (T. Woods absent).

**Resolution #29-2023 (attached)-Adopting Local Law 5 of 2023-Amending Chapter 130 (Water)**

L. Bozzi made a motion to adopt Local Law 4 of 2023 amending Chapter 130 – Water. C. Fadde seconded the motion and it passed by a vote of 4-0-0-1 (T. Woods absent).

**Resolution 31-2023 (attached) - Setting Date and Time for a Public Hearing on Proposed Local Laws Amending Chapters 126 (Vehicle and Traffic) and 127 (Residential Parking Program)**

E. Starbuck made a motion to adopt Resolution 31-2023 Setting Date and Time for a Public Hearing on Proposed Local Laws to amend Chapters 126 (Vehicle and Traffic) and 127 (Residential parking Program). C. Fadde seconded the motion, and it passed by a vote of 4-0-0-1 (T. Woods absent).

**Resolution 32-2023 (attached) - Accepting Bid for Sludge Removal**

K. Foley made a motion to adopt Resolution 32-2023 accepting the bid of Fred A. Cook, Jr. for the removal of sludge at an annual cost of \$66,500 (\$190/1,000 gallons). E. Starbuck seconded the motion, and it passed by a vote of 4-0-0-1 (T. Woods absent).

**Public Comment – None.**

**Adjournment**

K. Foley made a motion to adjourn the meeting. E. Starbuck seconded the motion, and it passed by a vote of 4-0-0-1 (T. Woods absent). Meeting adjourned at 8:11 p.m.

Submitted by: Jeff Vidakovich

**From:** Walter Ulmer <[10furnacestreet@gmail.com](mailto:10furnacestreet@gmail.com)>  
**Sent:** Wednesday, August 16, 2023 8:13 AM  
**To:** Mayor <[Mayor@coldspringny.gov](mailto:Mayor@coldspringny.gov)>; VCS Clerk <[vcsclerk@coldspringny.gov](mailto:vcsclerk@coldspringny.gov)>  
**Subject:** Public Comment re: Chapter 130, Village Code

Good morning:

Please add my comments below to the public comment for the Chapter 130, Water, revision.

Article II, "Emergencies"

The proposed changes to the existing code are excellent, providing specific conservation guidance for each stage of water emergencies.

During emergencies, the onus for conservation lies with village residents, which makes sense, as residents use the preponderance of the village's water supply.

However, with the burgeoning impacts of today's climate change, I encourage the village to take an even more progressive approach to water conservation.

Last year, during the water emergency, the village continued to host the Seastreak, as well as hold a community day celebration. While both of these endeavors contributed to the village's wellbeing (and revenue), each added an additional burden on the already severely depleted water supply.

In an email to the mayor on June 27, I encouraged the board to add language to the Seastreak contract which would allow the village to suspend the contract in the event of a village emergency. If, for example, the Seastreak had been scheduled to dock in the aftermath of the July 9<sup>th</sup> flooding, I have no doubt the village would have suspended its service. A water emergency, which is no less egregious, should demand the same level of action.

I recommend that Article II include language that provides the village the option to suspend or cancel discretionary events during a Stage I or II water emergency, and the requirement to suspend, postpone, or cancel discretionary events during a Stage III emergency.

Respectfully,

Walter Ulmer  
1 Marion Avenue  
Cold Spring



**Resolution # 29-2023 Adopting Local Law 05 of 2023 Amending Chapter 130 –  
Water**

The following resolution was offered by Trustee Laura Bozzi for adoption and seconded by Trustee Cathryn Fadde, to wit:

**WHEREAS**, the Village of Cold Spring Board of Trustees has caused to be prepared a draft of the local law to amend Chapter 130 - Water of the Village Code; and

**WHEREAS**, the Village of Cold Spring Board of Trustees held a duly noticed public hearing on the draft local law beginning on August 9, 2023; and

**WHEREAS**, the Village of Cold Spring Board of Trustees has complied with the requirements of the State Environmental Quality Review Act (“SEQRA”) as it applies to the adoption of the draft local law.

**NOW, THEREFORE, BE IT RESOLVED** that Local Law No. 05 of 2023 is hereby adopted and the Village Clerk is authorized and directed to take all of the actions necessary to complete the local law adoption procedure including filing said local law with the New York State Office of the Secretary of State.

On roll call vote:

Trustee Laura Bozzi voted:	Yes
Trustee Cathryn Fadde voted:	Yes
Trustee Eliza Starbuck voted:	Yes
Trustee Tweeps Phillips Woods voted:	Absent
Mayor Kathleen E. Foley voted:	Yes

Resolution officially adopted on August 16, 2023 by a vote of 4-0-0-1

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Jeff Vidakovich, Village Clerk-Treasurer

Date

**Resolution #34-2023**  
**Setting a Date and Time for a Public Hearing on Proposed Local Laws Amending Chapters 126 and 127 of the Village Code**

The following resolution was offered by Trustee Eliza Starbuck for adoption and seconded by Trustee Cathryn Fadde, to wit:

**WHEREAS**, the Board of Trustees of the Village of Cold Spring seeks to update the Village Code by amending Chapter 126 (Vehicle and Traffic) and Chapter 127 (Residential Parking Program) and set a time and place for a public hearing to consider such amendments.

**NOW THEREFORE IT IS HEREBY RESOLVED**, that the Village Board hereby determines that it will be the lead agency with respect to the review of the proposed local law (the "project") in accord with New York State Environmental Quality Review Act ("SEQRA") and part 617 of the regulations implementing SEQRA, since there are no other agencies that have the authority to approve the project; and let it be further

**RESOLVED**, that a public hearing be held by the Village Board in order to receive comments and suggestions regarding the proposed amendment and addition to the above listed Chapters and to receive any comments concerning the potential adverse environmental impacts of the proposed legislation in accord with SEQRA, on Wednesday October 11 at 7:30 pm at Village Hall, 85 Main Street, Cold Spring, NY; and it is further

**RESOLVED**, that the Village Clerk is hereby authorized and directed to cause said public notice of said hearing to be given as provided by law.

On roll call Vote:

Trustee Laura Bozzi voted:	Aye
Trustee Cathryn Fadde voted:	Aye
Trustee Eliza Starbuck voted:	Aye
Trustee Tweeps Phillips Woods voted:	Absent
Mayor Kathleen E. Foley voted:	Aye

Resolution officially adopted on August 16, 2023 by a vote of 4-0-0-1.

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Jeff Vidakovich, Village Clerk-Treasurer

Date

**RESOLUTION 32-2023  
ACCEPTING THE BID FOR SLUDGE REMOVAL**

The following resolution was offered by Mayor Kathleen E. Foley for adoption and seconded by Trustee Eliza Starbuck, to wit:

**WHEREAS**, on July 24, 2023 the Village issued a Request for Proposals (RFP) for the removal, transportation and disposal of approximately 350,000 gallons of sludge from the Holding Tank of the Village Sewage Treatment Plant and annual cleaning of 3 sewage pump station wet wells ; and

**WHEREAS**, two bids were received with Fred A. Cook, Jr., Inc. submitting the lowest bid; and

**WHEREAS**, James J. Hahn Engineering PC reviewed the two bids and made a recommendation to the Board of Trustees to accept the bid of Fred A. Cook, Jr.; therefore

**IT IS HEREBY RESOLVED** that the Village awards the bid for the removal, transportation, and disposal of approximately 350,000 gallons of sludge from the Holding Tank of the Village Sewage Treatment Plant and annual cleaning of 3 sewage pump station wet wells at a cost of SIXTY-SIX THOUSAND FIVE HUNDRED DOLLARS (\$66,500.00) based on a per unit cost of \$190/1,000 gallons to Fred A. Cook, Jr., Inc.

On roll call vote:

Trustee Laura Bozzi voted:	Aye
Trustee Cathryn Fadde voted:	Aye
Trustee Eliza Starbuck voted:	Aye
Trustee Tweeps Phillips Woods voted:	Absent
Mayor Kathleen E. Foley voted:	Aye

Resolution officially adopted on August 16, 2023 by a vote of 4-0-0-1

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Jeff Vidakovich, Village Clerk-Treasurer

Date



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85 MAIN STREET, COLD SPRING, NY 10516  
TEL: (845) 265-3611 FAX: (845) 265-1002  
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**Village of Cold Spring Board of Trustees  
Workshop Meeting Minutes  
August 25, 2023**

The Board of Trustees of the Village of Cold Spring held a Workshop Meeting on Friday, August 25, 2023 at Village Hall. Present were Mayor Kathleen E. Foley, Trustee Cathryn Fadde and Trustee Eliza Starbuck. Trustee Laura Bozzi and Deputy Mayor Tweeps Phillips-Woods were absent. The meeting was called to order at 10:20 am by Mayor Foley.

**Opportunity to Request Vote to Add/Modify Agenda**

K. Foley moved to add to the agenda Resolution #33-2023 authorizing the Mayor to sign an agreement with Pizzella Brother's Inc. for an emergency repair adjacent to the Visitor's Center. It was seconded by Trustee Starbuck and passed by a vote of 3-0-0-2 (L. Bozzi and T. Woods absent).

**Board Business**

**Authorize Mayor to Sign Letter of Engagement with Catania, Mahon & Rider, LLC**

Mayor Foley advised that this is for the Law Firm to represent the Village on an Article 78 Challenge. Since it has no monetary award, the Village's Insurance Carrier, NYMIR, will not represent the Village.

Trustee Fadde made a motion to authorize the Mayor to sign the Letter of Engagement to have Catania, Mahon & Rider, LLC represent the Village on the Article 78 Challenge. It was seconded by Trustee Starbuck and passed by a vote of 3-0-0-2 (L. Bozzi and T. Woods absent).

**Resolution 33-2023 (attached) - Approve Emergency Work to Repair Sinkhole Adjacent to Visitor's Center**

Trustee Starbuck moved to adopt Resolution 33-2023 authorizing Pizzella Brothers to perform emergency repair work adjacent to the Visitor's Center at a cost of \$30,000 (+/- 10%). The motion was seconded by Trustee Fadde and approved by a vote of 3-0-0-2 (L. Bozzi and T. Woods absent).

**Approval of Bills**

Trustee Fadde made a motion to approve the bills of Batch #7026 in the amount of \$155,295.16. It was seconded by Trustee Starbuck and passed by a vote of 3-0-0-2 (L. Bozzi and T. Woods absent).

**Discussion**

Mayor Foley advised the Trustees that the Public Hearing scheduled for amendments to Chapters 126 (Vehicle and Traffic) and 127 (Residential Parking Program) on September 6, 2023 will be postponed as the enabling legislation has yet to be signed into law by Governor Hochul.

**Public Comment**

No Public Comment.

**Adjournment**

K. Foley made a motion to adjourn the meeting. E. Starbuck seconded the motion and it passed unanimously. Meeting adjourned at 10:31 am

Submitted by: Debra Petrosky

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Debra Petrosky, Deputy Village Clerk

Date

**RESOLUTION 33-2023**  
**APPROVING EMERGENCY WORK TO REPAIR SINKHOLE ADJACENT TO VISITOR'S CENTER**

The following resolution was offered by Trustee Eliza Starbuck for adoption and seconded by Trustee Cathryn Fadde, to wit:

**WHEREAS**, on August 22, 2023 a sinkhole was discovered at the foot of Main Street, adjacent to the Visitor's Center; and

**WHEREAS**, the Village engineers, James J. Hahn Engineering, P.C., assessed the damage and determined that the area under the Visitor's Center is inadequately supported due to infrastructure erosion, cannot be relied upon and poses a risk to the public, nearby structures, roadways and potentially the railroad (see attached assessment); and

**WHEREAS**, James J. Hahn Engineering, P.C. recommends immediate remediation; and

**WHEREAS**, on August 23, 2023 James J. Hahn Engineering, P.C. met on-site with local contractor Pizzella Brothers, Inc. and Mayor Kathleen E. Foley to review the situation; and

**WHEREAS**, Pizzella Brothers has determined that it can provide immediate action to remedy the situation; therefore

**IT IS HEREBY RESOLVED** that the Village declares this an emergency situation that must be remediated immediately to ensure the health, safety and welfare of the public; and

**IT IS HEREBY FURTHER RESOLVED** that the mayor is authorized to sign an agreement with Pizzella Brothers, Inc. to remediate the situation and at a cost of THIRTY THOUSAND DOLLARS (\$30,000) plus 10% cost variance.

On roll call vote:

Trustee Laura Bozzi voted:	Absent
Trustee Cathryn Fadde voted:	Aye
Trustee Eliza Starbuck voted:	Aye
Trustee Tweeps Phillips Woods voted:	Absent
Mayor Kathleen E. Foley voted:	Aye

Resolution officially adopted on August 25, 2023 by a vote of 3-0-0-2.

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Jeff Vidakovich, Village Clerk-Treasurer

Date