Town Board Monthly Meeting

December 3, 2015 Town Hall 7:30 p.m.

SALUTE TO THE FLAG

APPROVAL OF MINUTES

- Weekly Town Board Meeting of October 28, 2015
- Public Hearing of November 4, 2015 CV Park District
- Public Hearing of November 4, 2015 CV Water District
- Monthly Town Board Meeting of November 5, 2015

COMMITTEE REPORTS

1) Conservation Board 2) Recreation 3) Recycling 4) Planning Board 5) Zoning 6) Highway 7) Building & Land Acquisition 8) Putnam County Legislator

AGENDA

- Resolution approving the Filming Permit for Anne Ryan Productions. (Nunc Pro Tunc)
- 2. Award Highway Material Bids for 2016.
- 3. Schedule Workshops/Meetings.
 - Year-End Meeting December 29, 2015
 - Re-organization January 7, 2016
 - Monthly Town Board Meeting January 7, 2016
- 4. Code Enforcement Monthly Report.
- 5. Any other business that may come before the Town Board.

AUDIENCE

VACANCIES

CV Park District Advisory (3) Board of Assessment Review (1)

APPROVAL OF VOUCHERS

General Highway CVPD CVWD

ADJOURNMENT

Weekly Town Board Meeting October 28, 2015

The Town Board held their Weekly Meeting on the above date at 7:30 p.m. at the Town Hall, 238 Main Street, Cold Spring, New York 10516.

PRESENT:

Richard Shea Supervisor
Nancy Montgomery Councilwoman
John Van Tassel Councilman
Robert Flaherty Councilman

ABSENT:

Michael Leonard

Councilman

AGENDA

1. Resolution authorizing Supervisor Shea to sign the contract between KS StateBank and the Town for the purchase of One (1) 2016 Pickup Truck, 4 Wheel Drive Single Rear Wheel.

Supervisor Shea stated that funds are available for this purchase and is part of the equipment schedule. The town is reducing the antique fleet in hopes to lower the maintenance costs. He noted that a lot of the vehicles at the highway department are twenty years old and no longer road worthy.

Betsy Calhoun asked why the town isn't purchasing the vehicle straight out, instead of leasing. Supervisor Shea responded saying that the interest rates are low, and doesn't have a large impact on the budget, in relation to the mandated cap. The Town Board then reviewed the bottom line costs for Ms. Calhoun.

RESOLUTION#

The following Resolution was presented by Councilman Van Tassel, seconded by Councilman Flaherty;

WHEREAS, the Town of Philipstown is purchasing a 2015 Ford F-350 four wheel drive pickup truck for its Highway Department; and

WHEREAS, the Town proposes to finance the purchase of the said vehicle through an installment purchase agreement; and

WHEREAS, the Town has investigated the costs of borrowing the funds for purchase of the said vehicles as an alternative to the proposed installment purchase agreement and, further, the Town has completed an "Evaluation of Financing Alternative" ("EFA") Form, a copy of which is attached hereto; and

WHEREAS, the Town has contacted multiple lending institutions and has determined that the cost of the proposed lease/purchase agreement is less than the cost of financing the purchase through borrowing; and

WHEREAS, the Town Board finds that the proposed installment purchase agreement with and to finance the purchase through a four (4) year installment purchase contract with KS State Bank complies with the requirements of General Municipal Law §109-b;

NOW, THEREFORE, BE IT RESOLVED, as follows:

- That the Town Board hereby determines and finds that execution and delivery of
 the installment purchase agreement with and to finance the purchase through a
 four (4) year installment purchase contract with KS StateBank is in the best
 financial interests of the Town based on due consideration of the other available
 acquisition and financing alternatives as set forth in the EFA form and on other
 administrative and management considerations with respect to the acquisition of
 the vehicle; and
- That the Town Board hereby approves the purchase of the said vehicle and authorizes the Town Supervisor to execute the said installment purchase contract and such other and further documents as may be necessary to carry out the terms and conditions thereof.

ROLL CALL VOTE

Supervisor Shea AYE
Councilwoman Montgomery AYE
Councilman Van Tassel AYE
Councilman Leonard ABSENT
Councilman Flaherty AYE

The resolution was thereupon declared duly adopted.

2. Resolution approving the purchase of two vehicles under a lease-purchase agreement for the Recreation and Building Departments.

Supervisor Shea noted for the record that the Recreation Department doesn't have a vehicle, and has been using the bus to transport the lawn mowers, etc. The truck that the Recreation Department currently has, is a hand me down from Highway and not road worthy. This purchase is a state bid, totaling \$54,057.35 for both vehicles. These funds are allotted in the 2015 budget, which breaks down to approximately \$7,000 per year, for each one.

RESOLUTION #

The following Resolution was presented by Councilwoman Montgomery, seconded by Councilman Flaherty;

WHEREAS, the Town of Philipstown is purchasing a Ford 50 Supercab 4x4 pick-up truck and a 2015 Ford Explorer 4WD Base SUV for the Buildings and Grounds Department; and

Weekly Town Board Meeting October 28, 2015

WHEREAS, the Town proposes to finance the purchase of the said vehicles through an installment lease/purchase agreement; and

WHEREAS, the Town has investigated the costs of borrowing the funds for purchase of the said vehicles as an alternative to the proposed lease/purchase agreement and, further, the Town has completed an "Evaluation of Financing Alternative" ("EFA") Form, a copy of which is attached hereto; and

WHEREAS, the Town has contacted multiple lending institutions and has determined that the cost of the proposed lease/purchase agreement is less than the cost of financing the purchase through borrowing; and

WHEREAS, the Town Board finds that the proposed installment lease/purchase agreement with First Niagara Leasing, Inc., complies with the requirements of General Municipal Law §109-b;

NOW, THEREFORE, BE IT RESOLVED, as follows:

- That the Town Board hereby determines that the execution of the proposed installment lease/purchase agreement with Fire Niagara Leasing, Inc., is in the best financial interests of the Town based on due consideration of the other available acquisition and financing alternatives as set forth in the EFA form and on other administrative and management considerations with respect to the acquisition of the equipment; and
- That the Town Board hereby approves the acquisition of the said vehicles and authorizes the Town Supervisor to execute the said contract and such other and further documents as may be necessary to carry out the terms and conditions thereof.

ROLL CALL VOTE

Supervisor Shea AYE
Councilwoman Montgomery AYE
Councilman Van Tassel AYE
Councilman Leonard ABSENT
Councilman Flaherty AYE

The resolution was thereupon declared duly adopted.

Supervisor Shea gave a brief review of the 2016 proposed budget and noted a 1/3 of 1% increase. He also noted that according to the New York State Comptroller the Town has 0% of financial risk.

Councilman Flaherty asked if the matter of "No Parking" signs being placed on Indian Brook be addressed at the next Town Board Meeting.

Weekly Town Board Meeting October 28, 2015

There being no further business to discuss, Councilwoman Montgomery made a motion, seconded by Councilman Van Tassel to close the Weekly Town Board Meeting at 7:47 p.m.

Respectfully submitted by,

Tina M. Merando Town Clerk Public Hearing – Continental Village Park District November 4, 2015

The Town Board held a Public Hearing on the above date at 7:30 p.m. at the Town Hall, 238 Main Street, Cold Spring, New York. The purpose of the Public Hearing was to hear comments for/against the Proposed 2016 Budget for the Continental Village Park District.

PRESENT:

Richard Shea Nancy Montgomery John Van Tassel Michael Leonard Robert Flaherty Supervisor Councilwoman Councilman Councilman Councilman

Town Clerk Merando read the Public Notice.

Michael Phelan, Superintendent of the Continental Village Park District explained that the proposed budget reflects some added expenses for the repairs to the base of the dam. The total budget submitted is \$189,473.00, which is a considerable increase. He noted that there are some unexpended funds from past years, which will decrease that amount by \$25,000.00 easing the tax burden on the residents. He also stated that depending on the cost, they would like to resurface both the basketball and tennis courts, which are now 17 years old. Also, the bathhouse needs a new roof. He also stated that the beach's retaining wall needs to be removed and a new one installed, or re-grading the beach area, bringing in new sand.

Supervisor Shea asked what the condition of the dam is. Mr. Phelan responded saying that during Hurricanes Irene and Sandy, the DEC noticed that the large stones placed at the base of the dam were dislocated with the volume of water overflow. The DEC wants maintenance performed by placing boulders at the base of the dam so there is no scouring underneath, or put in a concrete abutment with stone beneath it to keep any water from getting under the dam itself. The DEC will determine which remediation is acceptable. It was noted that the cost for the remediation will be split between the three towns.

Supervisor Shea thank Mr. Phelan for his dedication to the Park District.

There being no further comments from the public, Councilman Van Tassel made a motion, seconded by Councilman Flaherty to close the Public Hearing at 7:40 p.m.

Respectfully submitted by,
Tina M. Merando, Town Clerk

Public Hearing – Continental Village Water District November 4, 2015

The Town Board held a Public Hearing on the above date at 7:30 p.m. at the Town Hall, 238 Main Street, Cold Spring, New York. The purpose of the Public Hearing was to hear comments for/against the Proposed 2016 Budget for the Continental Village Water District.

PRESENT:

Richard Shea
Nancy Montgomery
John Van Tassel
Michael Leonard
Robert Flaherty

Supervisor Councilwoman Councilman Councilman Councilman

Town Clerk Merando read the Public Notice.

Ralph Bassignani, Superintendent of the Continental Village Water District noted that there are no real changes to the proposed budget. He raised the equipment line due to a rate increase by the New York City Water. Mr. Bassignani reminded the Board that when the NYC aqueduct is shut down, the water supply will come from Cortlandt, which is 13 times the amount.

Supervisor Shea thanked Mr. Bassignani for all his hard work.

There being no further comments from the public, Councilman Van Tassel made a motion, seconded by Councilman Flaherty to close the Public Hearing at 7:47 p.m.

Respectfully submitted by,

Tina M. Merando

Public Hearing – 2016 Proposed General Budget November 4, 2015

The Town Board held a Public Hearing on the above date at 7:50 p.m. at the Town Hall, 238 Main Street, Cold Spring, New York. The purpose of the Public Hearing was to hear comments for/against the Proposed 2016 Budget for the General Budget.

PRESENT:

Richard Shea Nancy Montgomery John Van Tassel Michael Leonard Robert Flaherty Supervisor Councilwoman Councilman Councilman Councilman

Town Clerk Merando read the Public Notice.

Supervisor Shea stated that the current increase is 1/3 of 1%. He reviewed the guidelines for the cap. He stated that many line items are not changing in 2016.

He then reviewed the Philipstown Ambulance's proposed budget which reflects a 17% increase. He stated that these increases are not in their control, as new ambulances are needed and insurance costs have risen.

Chris Tobin stated that with the 20% decrease a few years ago, the corp. has used all of their reserves, so they have nothing to work with.

The Garrison Ambulance will see a slight increase, solely due to the increase of salaries for the paid EMT. There was some discussion with regard to increased training requirements.

The Recreation Department has just purchased a new vehicle and that lease payment is reflected in the 2016 budget. Supervisor Shea stated that he would like to see the Buildings and Fields line item restored to \$23,000.00. These monies will be used for maintenance on the town's fields. He also noted that salaries for all departments will be further reviewed.

Supervisor Shea reviewed the Fish Library line, noting that there will be an increase from 15,000 to 20,000, as they provide a valuable service.

Nick Angell expressed his appreciation for the library and the services they offer, as he utilizes it on a routine basis.

Supervisor Shea stated that the Code Administration Clerk will be increased from \$6,800 to \$8,000 as they need assistance in that office, along with the need to clean up the files. On the fire marshal line, an increase will not be considered this year; however, the zoning flood administration line will be increase from \$0 - \$1,200. It was noted that there may be additional hours approved for the Deputy Administrator. A new vehicle has been leased which is reflected in the proposed 2016 budget line.

Public Hearing – 2016 Proposed General Budget November 4, 2015

Supervisor Shea then addressed the highway's budget stating that there are three major projects that need to be completed. Indian Brook Road, Avery Road Bridge and Manitou Station Road are priorities. Avery Road Bridge is an approximate \$200,000 project, which has been flagged by New York State, so it must be completed.

Supervisor Shea stated we are also looking at the Manitou Station Road Project, which is a much larger project, somewhere in the neighborhood of \$900,000. We have to get started on it, we can't keep going the way we are going. We did reach out to the County to partner with us, we got rebut there. We did reach out to Metro North, there has been some idea about cooperation with shared services, maybe shared equipment, some engineering, things like that. No money though. Nobody is offering anything. We are going to have to take it on ourselves. We do have a fund balance in Highway, we can bond out, and go ahead and start the project. It's going to be done in two phases anyway. I mean the engineering and the plan is done. We do have a plan. The first year maybe, we are looking to splitting it up, maybe driving pile and getting it set in year on and then go raising it up in year two. Or perhaps doing the whole thing in one season. It obviously is not going to happen this season, but we can look at it in the Spring.

Councilman Van Tassel added that it would seem to him that more damage would be done to that area if it were done in two phases.

Supervisor Shea reported that we are talking about raising the road six feet. And its driving sheet piles, I don't know how many feet down into the marsh.

There was some discussion with regard to the fuel line, as historically, we haven't used it all. Supervisor Shea noted that the usual purchases of highway materials will remain the same, however, at this time, the town is not considering any paving. This is largely due to the fact that the town will spend large sums of money on the above noted projects. Councilman Flaherty interjected that there are some topping projects slated for 2016. Supervisor Shea noted that outside contractors would be utilized for the Manitou Station Road and the Avery Road Bridge.

Supervisor Shea continued to review the highway budget noting that machinery and contractual work have never come close to \$180,000, so that has been reduced to \$150,000. The highway department is in need of a new office trailer, which will cost \$150,000 or more, this will be bonded out over a ten-year period.

Nick Angell expressed his appreciation to the board during the budget process and the difficult issues before them. Mr. Angell brought up the matter of South Mountain Pass and what was done and what was said. He stated that Roger Chirico always includes his plans for drainage, paving, etc. There was a statement made this evening, that there is no more new paving in the 2016 fiscal year, particularly portions of South Mountain Pass. Mr. Angell asked if that was a correct statement, Supervisor Shea responded saying that is true. He hopes that if a drainage project is completed in 2016, he doesn't want to see the scenario which occurred this year. He went on to say that

Public Hearing – 2016 Proposed General Budget November 4, 2015

this year it was pointed out that now that the drainage is completed, we have to pave in order to protect the drainage. Mr. Angell asked if there are any drainage projects slated for 2016. Supervisor Shea responded saying that there are always drainage projects needed on town roads. Mr. Angell reminded the Town Board that an offer was made to consider different options to maintain dirt roads, and assured them that that offer is still on the table for the future.

Carl Dushin stated that the stakes that were installed to mark the culverts are dangerous when traversing the road on a motorcycle. Supervisor Shea asked Mr. Dushin if he had addressed this with the Highway Superintendent, and if not, he should contact him.

Terence Zaleski congratulated the candidates on their win and thanked the Town Board for their efforts when reviewing the proposed budget. Mr. Zaleski stated that following up on a point that Mr. Angell addressed with regard to piping and drains. It is his feeling that drainage on dirt roads don't work, they only become a point source of pollution. He suggested that this be removed from the budget, and if not, it could be a source of potential savings in the future.

Mr. Zaleski then addressed the amount of materials and the expense of Item 4. He stated that some members of the Old Road Society submitted a FOIL request to review the actual costs of item 4 and found that over the past few years there has been a fifteen % reduction in the cost.

Finally, Mr. Zaleski asked for a workshop in the coming year to discuss signage, speed limits and maintenance procedures.

Joyce Blum asked if there is monies allocated in the highway budget for speed limit signs on South Mountain Pass? Supervisor Shea responded saying that there is always money for signs in the budget.

Supervisor Shea once again began to review the highway's budget stating that snow removal will be reduced, as the town hasn't used that amount in some years.

Supervisor Shea pointed out that there has been a decrease in the benefit cost, due to retirement, health benefit reductions and retired personnel who have passed away.

The Continental Village Fire Department will remain with a 0% increase. Supervisor Shea stated that Garrison Volunteer Fire would become a district with five commissioners and one treasurer. Councilman Van Tassel stated that there are some concerns with the complexity of the transfer. He spoke with both attorneys involved and they are confident that there are no flaws in the plan. He noted that for one day, the town would be overseeing the Garrison Volunteer Fire Department, the rest of the year; the five commissioners will do the oversight.

Public Hearing – 2016 Proposed General Budget November 4, 2015

Both Supervisor Shea and Councilman Van Tassel gave a brief explanation of the Garrison Fire finances for 2014 and 2015, noting that in 2014 there fund balances were in the minus, as they had indicated, and approximately \$3,000.00 balance for 2015.

Supervisor Shea noted that mortgage tax would be larger revenue than anticipated. The bottom line of the proposed budget is 1/3 of 1%.

There being no further comments from the public, Councilwoman Montgomery made a motion, seconded by Councilman Van Tassel to close the Public Hearing at 8:55 p.m.

Respectfully submitted by,

Tina M. Merando Town Clerk

The Town Board of the Town of Philipstown held their Monthly Meeting on the above date at 7:30 p.m., at the Town Hall, 238 Main Street, Cold Spring, New York.

PRESENT:

Richard Shea

Supervisor

Nancy Montgomery John Van Tassel Councilwoman Councilman

Michael Leonard Robert Flaherty Councilman Councilman

REVIEW OF MINUTES

The Minutes of Special Meeting of September 2, 2015 – Executive Session, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilman Flaherty and unanimously carried, that the Minutes of the Special Meeting of September 2, 2015 – Executive Session, are hereby approved as presented.

The Minutes of the Special Meeting of September 9, 2015 – Executive Session, were reviewed.

Councilwoman Montgomery made a motion, seconded by Councilman Leonard and unanimously carried, that the Minutes of the Special Meeting of September 9, 2015 – Executive Session, are hereby approved as presented.

The Minutes of the Continuation of the Public Hearing of September 9, 2015, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilman Leonard and unanimously carried, that the Minutes of the Continuation of the Public Hearing of September 9, 2015, are hereby approved as presented.

The Minutes of the Weekly Town Board Meeting of September 9, 2015, were reviewed.

Councilwoman Montgomery made a motion, seconded by Councilman Leonard and unanimously carried, that the Minutes of the Weekly Town Board Meeting of September 9, 2015, are hereby approved as presented.

The Minutes of the Special Meeting of September 16, 2015 – Executive Session, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilman Leonard, with Councilwoman Montgomery abstaining, that the Minutes of the Special Meeting of September 16, 2015 – Executive Session, are hereby approved as presented.

The Minutes of Monthly Town Board Meeting of October 1, 2015, were reviewed.

Councilwoman Montgomery made a motion, seconded by Councilman Flaherty and unanimously carried, that the Minutes of the Monthly Town Board Meeting of October 1, 2015, are hereby approved as presented.

COMMITTEE REPORTS

CB – Councilman Leonard reported that the Board met on October 13, 2015. There was one application on the agenda; Sheeran - 3 Peppergrass Lane. The Conservation Board discussed putting an educational material document together concerning fresh meadow wetlands. They also discussed the ideal cutting time, disturbing of wild life and removing invasive plants. The next meeting will be held on November 10, 2015.

RECREATION — Councilman Van Tassel reported that neither he nor Councilwoman Montgomery attended this months meeting. He proceeded to read the report from Amber Stickle, Recreation Director. Winter registration opened on October 26, 2015 for residents and November 2, 2015 for non-residents. The senior Thanksgiving luncheon is scheduled for November 18, 2015, and the winter carnival is scheduled for February 6, 2016. The first delivery of block for the pavilion at the Town park was delivered. Interested volunteers are needed for the assembly of the skating rink on November 11, 2015 and maintaining the ice during the season. Call the Recreation Department at 845-424-4618. The next meeting is scheduled for December 15, 2015 at 7:30 pm.

RECYCLING – Councilwoman Montgomery said that things are moving along more smoothly, but they are still waiting to hear from the County with regard to the contract with Vintage Tech.

PLANNING BOARD - Councilman Flaherty reported that they met on October 7, 2015 and there were 3 items on the agenda: 1) 24 Hummingbird Lane 2) Hudson Highlands (cancelled) 3) Olspan LLC and 4) John & Kimberly Sabatini. The next meeting is November 19, 2015 @7:30pm at Butterfield Library.

ZONING – Councilman Van Tassel attended the meeting on October 26, 2015 with 2 items on the agenda: 1) 201 Moog Road 2) Public Hearing – Verizon Wireless. The next meeting is November 9, 2015.

HIGHWAY – Councilman Van Tassel did not receive a report from Highway this month.

BUILDING & LAND ACQUISITION – Councilmen Van Tassel and Flaherty met with Kevin Donohue and Bob Emerick of the Code Enforcement/Building Department to discuss the proposed floor plan for their space, as well as access and ADA compliance for the building. Councilmen Van Tassel and Flaherty are working on a budget for the work to be done. The Town Board will hold a workshop in December to further discuss.

BUTTERFIELD LIBRARY - Councilwoman Montgomery read the report submitted.

COUNTY LEGISLATOR'S REPORT – Legislator Scuccimarra was not in attendance this evening.

TOWN OF PHILIPSTOWN MONTHLY REPORT OF TOWN SUPERVISOR MONIES RECEIVED AS OF NOVEMBER 5, 2015

GENERAL & PART-TOWN FUNDS

CTV Senior Computers	5,000.00 345.00
AW Scrap Gerelli Ins. Credit	244.02
T.C. Fees 9/30	749.99
T.C. Fees 9/30 Dogs	348.00
Re Community Paper	72.00
Justice Fees 9/30	4,597.00
Justice Fees 9/30	5,663.50
Rec. Fees 9/15	45,600.31
Gannett Credit	3.68
Bldg. Fees 10/15	14,856.00
Town Justice Fees	8,505.00
T.C. Fees 10/15	1,302.74
T.C. Fees Dogs 10/15	437.50

HIGHWAY FUND

Put. Co. Gas	401.86
Gen. Funds Gas	210.24
Put. Co. Gas	1,050.43
NYS FEMA	3,738.53
Put. Co. Gas	378.43
NYS FEMA	479.58
Gen. Funds Gas/Salt	1,110.85

CONTINENTAL VILLAGE WATER DISTRICT

CONTINENTAL VILLAGE PARK DISTRICT

Put. Valley Taxes	13,175.00
Town of Cortlandt Taxes	40,926.00

<u>AGENDA</u>

- 1. The following Resolutions are needed for the dissolution/formation of the Garrison Fire District.
 - Resolution of Finding & Determination relating to the dissolution of the Garrison Fire Protection District.
 - Resolution dissolving the Garrison Fire Protection District.
 - Negative Declaration for the creation of the Garrison Fire District and authorizing Supervisor Shea to sign the Short Environmental Assessment Form.
 - Resolution of Approval for the Creation of the Garrison Fire District.

Supervisor Shea said that this is a necessity for the dissolution and proceeded to read the Findings and Determinations Relating to the Dissolution of the Garrison Fire Protection District of the Town of Philipstown resolution.

RESOLUTION #163-2015

The following Resolution was presented by Councilman Van Tassel and seconded by Councilman Flaherty and unanimously carried:

WHEREAS, pursuant to General Municipal Law §773, the Town Board of the Town of Philipstown (the "Town Board"), as the governing body of the Garrison Fire Protection District of the Town of Philipstown, a local government entity pursuant to General Municipal Law §750, previously received and considered a proposed Dissolution Plan for the Garrison Fire Protection District of the Town of Philipstown, for the purpose of commencing dissolution proceedings under Article 17A of the General Municipal Law; and

WHEREAS, that the Town Board convened and conducted a public hearing on August 19, 2015 at 7:00 p.m. at the Philipstown Town Hall in the Town of Philipstown for the purpose of considering the proposed Dissolution Plan of the Philipstown Fire Protection District and that notice thereof was given by the Town Clerk as required by law which public hearing was commenced and thereafter adjourned and continued on September 9, 2015 at 7:00 p.m. at the Garrison Firehouse, 1616 Route 9, Garrison, New York in the Town of Philipstown for the purpose of considering the proposed Dissolution Plan of the Philipstown Fire Protection District.

NOW, THEREFORE, Town Board of the Town of Philipstown hereby FINDS AND DETERMINES as follows:

1. That a proceeding for the dissolution of the Garrison Fire Protection District of the Town of Philipstown to GML§773(2)(a) was commenced on July 9, 2015 by resolution of the Town Board, that being the governing body of the Garrison Fire Protection District of the Town of Philipstown, a local government entity as defined by GML 750(13).

- 2. That a copy of the proposed Dissolution Plan, along with a descriptive summary thereof, was displayed and readily accessible to the public for inspection in a public place within the Garrison Fire Protection District of the Town of Philipstown as required by General Municipal Law.
- 3. That the proposed Dissolution Plan, along with a descriptive summary thereof and a reference to the public place or places within the Garrison Fire Protection District of the Town of Philipstown where a copy thereof may be examined, was displayed on the website maintained by the Town of Philipstown.
- 4. That a descriptive summary of the proposed Dissolution Plan and a reference to the public place or places within the Garrison Fire Protection District of the Town of Philipstown where a copy of the Proposed Dissolution Plan could be examined, was published at least once each week for four successive weeks in a newspaper having a general circulation within the Garrison Fire Protection District of the Town of Philipstown.
- 5. That, pursuant to notice, the Town Board convened and conducted a public hearing on August 19, 2015 at 7:00 p.m. at the Philipstown Town Hall in the Town of Philipstown for the purpose of considering the proposed Dissolution Plan of the Garrison Fire Protection District of the Town of Philipstown and that notice thereof was given by the Town Clerk as required by law was commenced and thereafter adjourned and continued on September 9, 2015 at 7:00 p.m. at the Garrison Firehouse, 1616 Route 9, Garrison, New York in the Town of Philipstown for the purpose of considering the proposed Dissolution Plan of the Philipstown Fire Protection District.
- 6. That public hearing was held not less than thirty-five days and not more than ninety days after commencement of dissolution proceedings pursuant to GML§774.
- 7. That all interested persons were given a reasonable opportunity to be heard on any aspect of the proposed dissolution.
- 8. That the proposed Plan of Dissolution was considered by the Town Board after all persons were heard at the Public Hearing as aforesaid.
- 9. That the Garrison Fire Protection District of the Town of Philipstown upon its dissolution shall continue to be governed as before dissolution until the effective date of the dissolution specified in the dissolution plan, pursuant to GML§778.
- 10. That upon the successful completion of these dissolution proceedings, the Town Board shall wind-down the affairs thereof, dispose of its property as provided by law, make provisions for the payment of all indebtedness thereof and for the performance of its contracts and obligations, if any, and if applicable and appropriate under law, levy taxes and assessments as necessary to accomplish the dissolution, pursuant to GML§787(1).
- 11. That in furtherance of its duty to wind down the affairs of the local government entity, the Town Board shall cause notice to be given, in the same manner as notice for a

proposed dissolution plan pursuant to GML§775, requiring all claims against the dissolving local government entity, excluding any of its outstanding securities, to be filed within three months of the date of such notice and all claims not so filed shall be forever barred, pursuant to GML§787(2).

- 12. That, no action for or against the Garrison Fire Protection District of the Town of Philipstown shall abate, nor shall any claim for or against it be affected by reason of its dissolution, pursuant to GML§788(1).
- 13. That upon the dissolution of the Garrison Fire Protection District of the Town of Philipstown, all its records, books and papers, if any, shall be deposited with the Town Clerk of the Town of Philipstown, being the town in which such entity is wholly situated, and that such records, books and papers shall thereupon become a part of the records of the Town of Philipstown, pursuant to GML§788(2).
- 14. That upon dissolution of the Garrison Fire Protection District of the Town of Philipstown the outstanding debts, liabilities and obligations of the Garrison Fire Protection District of the Town of Philipstown, if any, shall be assumed by the Town of Philipstown, being the town in which the dissolved entity was situated and shall be a charge upon the taxable property within the limits of the dissolved entity, collected in the same manner as town taxes. The Town Board shall have all powers with respect to the debts, liabilities and obligations as the governing body of the dissolved entity possessed prior to its dissolution, including the power to issue town bonds to redeem bond anticipation notes issued by the dissolved entity, pursuant to GML§790.

ROLL CALL VOTE

Supervisor Shea AYE
Councilwoman Montgomery AYE
Councilman Van Tassel AYE
Councilman Leonard AYE
Councilman Flaherty AYE

The Findings and Determinations were thereupon duly adopted.

Town Clerk Merando read the Resolutions Dissolving the Garrison Fire Protection District of the Town of Philipstown.

RESOLUTION #164-2015

The following Resolution was presented by Councilman Leonard and seconded by Councilman Van Tassel and unanimously carried:

WHEREAS, pursuant to General Municipal Law §773, by resolutions of the Town Board of the Town of Philipstown, as the governing body of the Garrison Fire Protection District of the Town of Philipstown, a local government entity pursuant to General Municipal Law §750, previously endorsed a proposed Dissolution Plan for the purpose of commencing

dissolution proceedings under Article 17A of the General Municipal Law on July 9, 2015; and

WHEREAS, the Town Board of the Town of Philipstown, as the governing body of the Garrison Fire Protection District of the Town of Philipstown, has previously received and considered a proposed Dissolution Plan for the Garrison Fire Protection District of the Town of Philipstown, for the purpose of commencing dissolution proceedings under Article 17A of the General Municipal Law; and

WHEREAS, the Town Board of the Town of Philipstown convened and conducted a public hearing on August 19, 2015 at 7:00 p.m. at the Philipstown Town Hall in the Town of Philipstown for the purpose of considering the proposed Dissolution Plan of the Garrison Fire Protection District of the Town of Philipstown and that notice thereof was given by the Town Clerk as required by law which public hearing was commenced and thereafter adjourned and continued on September 9, 2015 at 7:00 p.m. at the Garrison Firehouse, 1616 Route 9, Garrison, New York in the Town of Philipstown for the purpose of considering the proposed Dissolution Plan of the Philipstown Fire Protection District; and

WHEREAS, that the Town Board of the Town of Philipstown, following such Public Hearing adopted certain Findings and Determinations Relating to the Dissolution of the Garrison Fire Protection District of the Town of Philipstown; and

NOW, THEREFORE, be it

RESOLVED, that the proposed Plan of Dissolution dated July 29, 2015 is hereby adopted as the Plan of Dissolution for the Garrison Fire Protection District of the Town of Philipstown, and is attached hereto as Exhibit A, and it is further

RESOLVED, that the Garrison Fire Protection District of the Town of Philipstown is hereby dissolved upon the formation of the Garrison Fire District and the formation of such Fire District is a condition precedent to the within dissolution, all pursuant to the Plan of Dissolution so made and adopted, and it is further

RESOLVED, that the Clerk of this Municipality is authorized and directed to cause a certified copy of these Resolutions to be duly recorded in the office of the Clerk of Putnam County and shall further, within 10 days cause a certified copy of these Resolutions to be filed with the state department of audit and control at Albany, New York, all pursuant to Town Law 173(1).

ROLL CALL VOTE

Supervisor Shea	AYE
Councilwoman Montgomery	AYE
Councilman Van Tassel	AYE
Councilman Leonard	AYE
Councilman Flaherty	AYE

The Findings and Determinations were thereupon duly adopted.

Town Clerk Merando read the following Resolution.

RESOLUTION #165-2015

The following Resolution was presented by Councilman Leonard and seconded by Councilwoman Montgomery and unanimously carried:

WHEREAS, the Town Board of the Town of Philipstown having duly considered the short form EAF presented to it in connection with the creation of a proposed fire district within a portion of the Town of Philipstown,

NOW, THERFORE IT IS

RESOLVED, that the said short EAF with both part 1 and 2 filled out be attached to this resolution for inclusion in the Town's Records, and it is further

RESOLVED, that the proposed creation of a fire district could not create any diverse effects as described in Part 2 section C of the EAF because the proposal entails no new construction or activity and is simply a change in the method of delivering fire protection and emergency services which is already being provided, and it is further

RESOLVED, that he Town hereby issues a negative declaration in connection with the SEQRA review of this project, and it is further

RESOLVED, that the Supervisor is authorized and directed to endorse the said negative declaration on Part 3 of the Short EAF attached hereto.

ROLL CALL VOTE

Supervisor Shea	AYE
Councilwoman Montgomery	AYE
Councilman Van Tassel	AYE
Councilman Leonard	AYE
Councilman Flaherty	AYE

The resolution was thereupon declared duly adopted.

Supervisor Shea read the Resolutions of Approval of Creation of Garrison Fire District.

RESOLUTION #166-2015

The following Resolution was presented by Councilman Van Tassel, seconded by Councilman Flaherty and unanimously carried as amended;

WHEREAS, the Town Board of the Town of Philipstown, following a public hearing commenced on August 19, 2015 and adjourned and continued on September 9, 2015 regarding the establishment of fire district encompassing a portion of the Town of Philipstown, hereby adopts the following resolutions:

RESOLVED, that the Town Board of the Town of Philipstown (the "Town") determines that the notice of public hearing on the formation of proposed Garrison Fire District has been properly published, posted and served, and it is further

RESOLVED, that such public hearing was duly held, and it is further

RESOLVED, that the Town has complied with the provisions of the State Environmental Quality Review Act, and has duly issued its Negative Declaration, and it is further

RESOLVED, that all property and owners in the proposed district are benefited, and it is further

RESOLVED, that all benefited property and owners are located within the proposed district, and it is further

RESOLVED, that formation of proposed Garrison Fire District is in the public interest, and it is further

RESOLVED, that the creation of Garrison Fire District is approved, subject to permissive referendum as provided by law, and it is further

RESOLVED, that the creation of Garrison Fire District is approved, subject to the dissolution of the Garrison Fire Protection District of the Town of Philipstown as provided by law and the conditions precedent contained herein, and it is further

RESOLVED, that the boundaries of the said Garrison Fire District shall be as set forth in the attached Schedule A, and it is further

RESOLVED, that the said Garrison Fire District shall be governed by a Board of Fire Commissioners to be five (5) in number, and it is further

RESOLVED, that upon the dissolution of the Garrison Fire Protection District of the Town of Philipstown the Fire District shall become effective and operational as of 12:01 a.m. January 2, 2016, and it is further

RESOLVED, that as a condition precedent to the formation of the Garrison Fire District that upon the dissolution of the Garrison Fire Protection District of the Town of Philipstown that the balance of any tax revenues assessed by the Town as and on behalf of Garrison Fire Protection District of the Town of Philipstown for the calendar year 2016, that 364/365ths of such tax revenues for 2016 for the Garrison Fire Protection District of the Town of Philipstown shall be transferred immediately upon collection by the Town of

Philipstown to the Treasurer of the Garrison Fire District for operations of such Fire District for the balance of 2016, notwithstanding any other source of operating funds available to the Garrison Fire District; and it is further

RESOLVED, that the Clerk of this Municipality is authorized and directed to publish and post a notice of adoption of this resolution subject to permissive referendum, and it is further

RESOLVED, that the following residents of the Garrison Fire District are hereby appointed by the Town Board of the Town of Philipstown as the Board of Fire Commissioners of the Garrison Fire District, with such appointments effective immediately upon the dissolution of the Garrison Fire Protection District and effective January 2, 2016, for the term expiring on December 31, 2016:

Sandy Bohl David Brower Joe Mercurio Nat Prentice Rodney Tudor

and it is further

RESOLVED, that the following resident of the Garrison Fire District is hereby appointed by the Town Board of the Town of Philipstown as the Treasurer of the Garrison Fire District, with such appointment effective immediately upon the dissolution of the Garrison Fire Protection District and effective January 2, 2016, for the term expiring on December 31, 2016:

John Greener

and it is further

RESOLVED, that the Town Clerk is directed to notify each of the appointees of their respective appointments to such Board of Fire Commissioners and as Treasurer, and that the Board of Fire Commissioners shall conduct its First Organizational Meeting within ten (10) days of the effective date of their appointments at the Garrison Fire Station, 1616 Route 9, in the Town of Philipstown, New York on such date and time as the Town Clerk shall so designate, and it is further

RESOLVED, that the Town Clerk is authorized and directed and shall cause to be recorded a certified copy of these resolutions establishing the Garrison Fire District with the Putnam County Clerk within ten (10) days hereof and that when so recorded it shall be presumptive evidence of the regularity and validity of the creation of the Garrison Fire District and of the acts of the Town Board related thereto, and the Town Clerk is further authorized and directed and shall cause to be filed a certified copy of these resolutions establishing the Garrison Fire District with the office of the State Comptroller department of

audit and control in Albany, New York within ten (10) days of the dissolution of the Garrison Fire Protection District.

ROLL CALL VOTE

Supervisor Shea AYE
Councilwoman Montgomery AYE
Councilman Van Tassel AYE
Councilman Leonard AYE
Councilman Flaherty AYE

The Resolutions were thereupon duly adopted.

2. Ilka Marquardt to discuss a petition for Eagles Nest Road to become a Town Road.

Ms. Ilka Marquardt addressed the Town Board with regard to a petition from the residents of Eagles Nest Road to become a town road. She explained that they extended the road, did the blacktop however they cannot meet the 49.16' right-of-way and is asking that requirement be waived. Supervisor Shea said that this would be the least of their concerns. She asked if they proceed could the Town Board recommend an Engineer. Supervisor Shea said that he does not see this happening and advises that she not go forward with this request. Councilman Van Tassel said that he has been up there with emergency equipment and this road is very tight. Councilwoman Montgomery asked why the residents want to do this. Ms. Marquardt explained that the residents are getting old and it will be hard for them to maintain. She went on to say that they have tried to get some one to maintain it, but because it is very steep they have had difficulty in getting anyone to do the job. Supervisor Shea said he was sorry, but he does not see this happening.

3. Discussion with regard to the Medication Take Back Drop Box.

Councilwoman Montgomery explained that this is a great initiative presented by the Philipstown Cares Coalition. There is a need for it in our community and other communities do have it. The Coalition has been trying to figure out how to do it the right way. She noted that there have been a lot of misconceptions about what needs to happen. It turns out that we can have the medication drop box right here in the Town Hall and when the Town Hall is open it will be accessible to everyone. All we need to do is to have the Coalition provide the drop box and get a surveillance camera. Councilwoman Montgomery is asking that the Town Board pass a resolution to authorize up to \$1,000 for the surveillance camera.

RESOLUTION #167-2015

The following Resolution was presented by Councilwoman Montgomery and seconded by Councilman Leonard and unanimously carried:

WHEREAS, the Town Board wishes to partner with the Philipstown Communities that Care fight against the "Drug Crisis" in the Town of Philipstown:

NOW THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the expenditure of up to \$1,000 for the installation of a security camera and a medication take back receptacle to be located at the Town Hall, 238 Main Street, Cold Spring, New York.

4. Resolution accepting the resignation of Tina Andress-Landolfi as Conservation Board Secretary, Zoning Board Secretary and Code Enforcement Deputy Clerk.

Supervisor Shea read the letter from Tina Andress-Landolfi. He thanked her for all her service over the years.

RESOLUTION #168-2015

The following Resolution was presented by Councilman Van Tassel and seconded by Councilwoman Montgomery and unanimously carried:

RESOLVED, that the Town Board hereby accepts the resignation of Tina Andress-Landolfi as Conservation Board, Zoning Board Secretary and Code Enforcement Deputy Town Clerk.

5. Resolution authorizing Town Clerk Merando to advertise for a position available for a Conservation Board, Zoning Board Secretary and Code Enforcement Deputy Clerk.

RESOLUTION #169-2015

The following Resolution was presented by Councilman Leonard and seconded by Councilwoman Montgomery and unanimously carried:

RESOLVED, that the Town Board hereby authorizes Town Clerk Merando to advertise for the position of Conservation Board, Zoning Board Secretary and Code Enforcement Deputy Clerk.

6. Resolution adopting the Comprehensive Environmental Policy – "How Green is my Town."

Councilman Leonard recapped; the Philipstown Garden Club came before the Town Board in July and made a presentation on the possibility of the Town adopting a written comprehensive environmental policy, and his recommendations would be to accept it entirely. He said quite a few towns adopted this policy, but so far none in Putnam County.

Mr. Erickson asked about water conservation and offered his service to help in this area.

RESOLUTION #170-2015

The following Resolution was presented by Councilwoman Montgomery and seconded by Councilman Van Tassel and unanimously carried:

RESOLVED, that the Town Board hereby adopts the Comprehensive Environmental Policy as follows:

- 1. **ENERGY:** We endeavor to reduce our use of non-renewable energy sources through conservation, and to utilize renewable energy sources when practical.
- PROCUREMENT: We seek to purchase goods or services that reduce the use of energy and pollution in their manufacture, use and disposal; have lower transportation costs; contain sustainable and/or bio-based ingredients; do not contain ingredients known to be harmful to humans; and that are shipped in biodegradable or recycling packaging.
- 3. **GREEN CLEANING**: We endeavor to clean and maintain town facilities with products that are free from known or suspected toxins.
- 4. SUSTAINABLE BUILDING AND DEVELOPMENT: We encourage the preservation of open space, the renovation of existing structures over virgin development, and the construction of residential, commercial and institutional structures, which reduce their impact on the environment.
- 5. **LAND MANAGEMENT:** We endeavor to manage our town-owned land so as to maximize the natural recycling of materials and minimize environmental pollution.
- 6. **WATER CONSERVATION:** We encourage the careful conservation and protection of our water supply.
- 7. TRANSPORTATION: We seek ways to minimize the environmental impact of our transportation system, encourage the use of alternative transportation modes and sustainable fuels, reduce or eliminate pollution from town-owned vehicles and reduce idling of all motor vehicles.
- 8. **RECYCLING:** We seek to encourage and support recycling of materials at town facilities and among our residents.
- ENVIRONMENTAL TOXINS: We endeavor to reduce exposure to environmental toxins through the collection and proper disposal of hazardous material, and through similar measures.
- 10. **COMMUNICATIONS:** We seek to inform our residents of this and all other environmental policies and programs through written and electronic communications.
- 7. Resolution authorizing Supervisor Shea to sign the Lead Agency Notice for Scenic Hudson Project located at 20 The Boulevard, Cold Spring, NY.

Supervisor Shea said that he has complete faith in the Cold Spring Planning Board and he is sure they will do a terrific job with this.

RESOLUTION #171-2015

The following Resolution was presented by Councilman Flaherty and seconded by Councilman Van Tassel and unanimously carried:

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to sign the Lead Agency form for the SEQRA Review of the Scenic Hudson Project located at 20 The

Boulevard, Cold Spring, New York 10516 for a two lot minor subdivision, indicating that the Town has no objection to the Village of Cold Spring's Planning Board assuming Lead Agency for this project.

8. Resolution declaring the 2004 Ford Explorer as surplus property and authorize Supervisor Shea to dispose of the surplus property in accordance with the Town's administrative procedures.

RESOLUTION #172-2015

The following Resolution was presented by Councilman Van Tassel and seconded by Councilman Leonard and unanimously carried:

RESOLVED, that the Town Board hereby declares the 2004 Ford Explorer as surplus property and authorizes the Town Supervisor to dispose of the surplus property in accordance with Town administrative procedures.

9. Resolution changing the membership requirement of the Continental Village Water District Advisory Committee from five (5) members to one (1) member.

Supervisor Shea explained that they have been advertising for years but people have not stepped up. He does encourage people to get involved.

RESOLUTION #173-2015

The following Resolution was presented by Councilwoman Montgomery and seconded by Councilman Leonard and unanimously carried:

WHEREAS, on January 8, 1971 the Continental Village Water District Advisory Committee was established; and

WHEREAS, the Committee consisted of five (5) members serving from January 1, through December 31 in each year;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Philipstown hereby changes the required number of members from five (5) to one (1) effective immediately.

10. Resolution authorizing Supervisor Shea to sign a letter of interest in support of Community Choice Aggregation.

Supervisor Shea said that this is an effort to "green" our town. He asked Mr. Michael Rauch to review what had been presented at the last meeting.

RESOLUTION #174-2015

The following Resolution was presented by Councilman Flaherty and seconded by Councilwoman Montgomery and unanimously carried:

WHEREAS, New York State is currently considering actions that will enable municipalities to introduce Community Choice Aggregation (CCA); and

WHEREAS, enabling a strong version of CCA in New York will position communities to achieve local, regional and state energy goals to the benefit of our electricity consumers and our local economy;

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Philipstown, New York, as follows;

SECTION 1. That the Town Board of the Town of Philipstown hereby authorizes a letter of interest to be signed by the Supervisor and sent to the NYS Public Service Commission in support of their study to bring Community Choice Aggregation (CCA) as a viable energy distribution option to New York State.

SECTION 2. That this resolution shall take effect immediately.

11. Code Enforcement Monthly Report.

Town Clerk Merando read the Code Enforcement report submitted, which is on file in the Town Clerk's office.

12. Schedule Workshop/Meetings.

Supervisor Shea explained that the levy would be a 1/3 of 1% increase noting that the town is well within the cap. The budget is in excellent condition and he went on to report that this year we are getting more in mortgage rebate taxes, revenue sources are slightly up, and we have lowered health care and retirement costs.

Adopt Final Budget – November 19, 2015 @7:30 pm

13. Any other business that may come before the Town Board.

Councilman Van Tassel said they took another big step toward the Town's emergency preparedness. The Red Cross delivered an emergency preparedness trailer to the Recreation Center and we now have a Red Cross shelter designation. There are 160 beds and blankets in the trailer. There is no food there now, but food can be obtained from an office in Middletown, which can be requested in advance. The Town is looking to train some residents to staff the shelter. There will be a training class on December 5, 2015 (of about 2-3 hours) for anyone looking to volunteer. If interested call 845-424-4618.

Town Clerk Merando announced that Highway Superintendent Chirico was at the County Division of Planning today with regard to a grant. The County is looking for a resolution authorizing them to write a grant in partnership with the Town of Philipstown for the 2015 Hudson River Estuary Grants. She said that the Town falls right in line for the Manitou Station area. The County will do the writing of the grant; the Town will do everything that

is needed to assist. This needs to be done quickly as the grant is due by November 13, 2015. Town Clerk Merando went on to say that there is a 25% match but that this could be in kind and reported that the maximum amount for the grant is \$630,000.

RESOLUTION #175-2015

The following Resolution was presented by Councilman Van Tassel and seconded by Councilman Flaherty and unanimously carried:

WHEREAS, the 2015 Hudson River Estuary Grants for Tributary Restoration and Resiliency are available for a minimum award amount of \$10,500 and the maximum award amount of \$630,000; and

WHEREAS, the Town Board wishes to partner with Putnam County in submitting a grant for the Manitou Station Road improvements;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Philipstown authorizes Putnam County Division of Planning to write a grant in partnership with the Town of Philipstown for said grant.

Councilwoman Montgomery reported that there would be a "Medication Take Back Day" tomorrow at the Nelsonville Sheriff's sub-station from 10:00 am to 12:00 pm. There is also a "Medication Take Back Day" at the Putnam Hospital Center on Saturday from 9:00 am to 2:00 pm.

Councilman Leonard announced that the first Philipstown Cemetery Committee meeting would be held on Tuesday, November 10, 2015 at 6:00 pm at the Town Hall.

<u>AUDIENCE</u>

David Brower wanted to remind people that there would be a "Blood Drive" at the Garrison Fire House tomorrow. One other thing he wanted to mention was the he hopes the Putnam County realizes that the only access to the river in Putnam County was the Cold Spring Boat Club, which is now closed. The only access now would be Peekskill or across the river.

VACANCIES

Board of Assessment Review (1) CV Park District Advisory Committee (3) CV Water District Advisory Committee (1)

APPROVAL OF VOUCHERS

Councilwoman Montgomery made a motion, seconded by Councilman Leonard and unanimously carried that the General Vouchers in the amount of \$172.738.38 are hereby approved as set forth in Abstract 10A & 11.

Councilwoman Montgomery made a motion, seconded by Councilman Flaherty and unanimously carried that the Highway Vouchers in the amount of \$105,847.69 are hereby approved as set forth in Abstract 10A & 11.

Councilman Leonard made a motion, seconded by Councilwoman Montgomery and unanimously carried that the CVPD Vouchers in the amount of \$2,513.00 are hereby approved as set forth in Abstract 11.

Councilwoman Montgomery made a motion, seconded by Councilman Leonard and unanimously carried that the CVWD Vouchers in the amount of \$16,359.47 are hereby approved as set forth in Abstract 11.

There being no further business to discuss, Councilwoman Montgomery made a motion, seconded by Councilman Flaherty to close the Town Board Monthly Meeting at 9:00 pm.

Respectfully submitted by,

Theresa Crawley Deputy Town Clerk

TOWN OF PHILIPSTOWN

P.O. Box 155, 238 Main Street, Cold Spring, NY 10516 Tel.: (845)265-3329 Fax: (845)265-3958



Application for Filming Permit

Applicant:	Anne Ryan Product	tions			
	(Name of Company and/or Individual)				
	46 Hester St #5(Street Address)				
	,				
	New York(Locality)	NY (State)	10002	917 913 138 (Telephone)	32
ontact In	formation	, ,			
	<i>you</i>				
uring the ac	ame, address, local telephone nu- tivity. This person should have for the property for which the act	control and respon	ber of the person who sibility for the directi	o will be available 24 h on of all participants in	nours a day n the permitt
	Anne Ryan - Pro	oducer			
	As above	(Locality		(State)	(7in)
	(Street Address)	, ,	,	, ,	(Zip)
	(Telephone Number)	917 913 1 (Cell Nu	382		
	(,		
WNER:	na(Owner of Property)				
	(Telephone Number)	(Cell Nu	mber)		
	(Telephone Number)	(Cell 14u)	mocr)		
ILMING F	FORMAT				
tudent	Public Service, Teaching or Not-for-Profit	☐ Agency A	Advertising	Feature Film, TV, or Video [
	Private Property	☐ Public Pro	operty	II photography XXX	
PROJECT N	NAME: Love Want Mag (Name of Person or Entity Bein				
OCATION	: Manitou Station Ro	nad			
0 0/11/0/1	(Street Address)		(Locality)		
FILMING L	OATES: Monday Nov 23				
			_		
	8am - 4pm, but	approx. only 3 ho	ours total during this	time	

(APPLICATION CONTINUED)

DESCRIPTION OF ALL VEHICLES, EQUIPMENT, PROPS AND SETS TO BE USED IN CONNECTION WITH FILMING:
Vehicles:I x sprinter van
Equipment:1 x handheld camera, handheld reflector, white backdrop on stands, 1 x tripod
Props:NA
Sets: NA
Outdoor Lighting:NA
Attach child performer permit(s) for each performer under 18.
OTHER INFORMATION AS MAY BE REQUIRED BY THE TOWN:
Still photography fashion shoot for magazine. One model standing/posing on side of road. Minimal equipment, small crew of 6 people including photographer, stylist, producer, hair stylist, makeup artist and assistant. No disruption to traffic flow or pedestrians required.2-3 hours max. We will be very low-key and quiet

TOWN OF PHILIPSTOWN

P.O. Box 155, 238 Main Street, Cold Spring, NY 10516 Tel.: (845)265-3329 Fax: (845)265-3958

Applicant:	Anne Ryan	11/2	/18/15
Signed By:	anh,		Date
Title:	Producer		
The Owner her	reby consents to this Applicati	on and the filming to be done hereun	der:, ///14/15
	Signature of Owner(s)		Date
	RELEASI	E AND INDEMNITY OF LIABILITY	Y
In consideration	on of permission granted by t	he Town of Philipstown for the use	of the above Filming Permit:
hold harmless against any and claims, recove as a result of the Philipstown, the	the Town of Philipstown, its d all claims, actions at law, d ries, judgments and causes on the grant of this filming perm	releases from liability, absolves and officers, officials, employees, agen lamages and/or liability, including ef action whatsoever arising out of thit, damage is sustained to any proper agrees to reimburse to the Town of operty. Signed By:Anne I	ts and volunteers, from and expenses, attorney's fees, losses, he grant of this filming permit. If, rty owned by the Town of Philipstown the fair market value Applicant Ryan
		FOR OFFICE USE	
	í	FILMING PERMIT	
APPROVED	- · · · · · · · · · · · · · · · · · · ·	ED WITH SPECIAL CONDITIONS	
Commencemen	nt Date:	Expiration Date:	11/23/15
	w Supervisor		
Subject to the	restrictions in Town Code Sec	tion 89-5 and Chapter 89	
SPECIAL CON	/DITIONS:		

OP ID: BL



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 11/18/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER. IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s). CONTACT Certificate Dept. PRODUCER Tom C. Pickard & Co., Inc. FAX (A/C, No): 310-318-9840 820 Pacific Coast Hwy Hermosa Beach, CA 90254 Richard Gunn CUSTOMER ID #: RYANAN2 INSURER(S) AFFORDING COVERAGE NAIC # Anne Ryan Productions Inc INSURED INSURER A : Great American Insurance Co. 46 Hester Street, Apt 5 INSURER B: New York, NY 10002 INSURER C: INSURER D : INSURER E: INSURER F : COVERAGES **CERTIFICATE NUMBER: REVISION NUMBER:** THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS. ADDLISUBR POLICY EFF POLICY EXP TYPE OF INSURANCE POLICY NUMBER **GENERAL LIABILITY** EACH OCCURRENCE DAMAGE TO RENTED PREMISES (Ea occurrence) 2,000,000 SPP425577900 08/27/2015 08/27/2016 300,000 X COMMERCIAL GENERAL LIABILITY X X CLAIMS-MADE X OCCUR 10,000 MED EXP (Any one person) 2,000,000 PERSONAL & ADV INJURY 4,000,000 GENERAL AGGREGATE 4,000,000 GEN'L AGGREGATE LIMIT APPLIES PER: PRODUCTS - COMP/OP AGG S POLICY AUTOMOBILE LIABILITY COMBINED SINGLE LIMIT X s 1,000,000 (Ea accident) SPP425577900 08/27/2015 08/27/2016 ANY AUTO BODILY INJURY (Per person) ALL OWNED AUTOS BODILY INJURY (Per accident) SCHEDULED AUTOS PROPERTY DAMAGE Х HIRED AUTOS (PER ACCIDENT) X NON-OWNED AUTOS \$ UMBRELLA LIAB EACH OCCURRENCE s OCCUR **EXCESS LIAB** CLAIMS-MADE AGGREGATE DEDUCTIBLE RETENTION \$ WORKERS COMPENSATION WC STATU-TORY LIMITS ÉŔ AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) if yes, describe under DESCRIPTION OF OPERATIONS below E.L. EACH ACCIDENT N/A E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
THE CERTIFICATE HOLDER IS NAMED AS ADDITIONAL INSURED AND LOSS PAYEE BUT
ONLY AS RESPECTS TO CLAIMS ARISING OUT OF THE OPERATIONS OF THE NAMED
INSURED. **CERTIFICATE HOLDER** CANCELLATION **TOWNPH1** SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. **TOWN OF PHILIPSTOWN PO BOX 155** 238 MAIN STREET AUTHORIZED REPRESENTATIVE **COLD SPRING, NY 10516**

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RESOLUTION #		
The following Resolution was presented by	, seconded by	and
unanimously carried;		

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to sign the Filming Permit for Anne Ryan Productions Project "Love Want Magazine" for Monday, November 23, 2015 at Manitou Station Road. (Nunc Pro Tunc)



Town of Philipstown

HIGHWAY DEPARTMENT 50 Fishkill Road Cold Spring, New York 10516 (845) 265-3530 Fax (845) 265-7886

Roger M. Chirico Highway Superintendent

MEMORANDUM

TO:

Richard Shea, Town Supervisor

Town Board Members Tina Merando, Town Clerk

FROM:

Roger M. Chirico

DATE:

November 10, 2015

SUBJECT:

2016 Bids - Letter of Recommendation

On the following pages, please find my recommendations for 2016 bids for the Town of Philipstown Highway Department:

#1	Bituminous Concrete -	Clove Excavators, Inc.	NY State Spec. Ite	m Material Description PRICE PER TON
	Furnished – Delivered and		402-128102	Type 12.5MM Superpave Top \$ 79.95
	Laid in Place	Marc Vumbico, President		
		212 Van Wagner Road	402-198901	Type 19.0 MM Superpave Binder \$ 79.95
		Poughkeepsie, NY 12603		
			BASE PRICE: \$	504.00 per ton FOB New Jersey Terminals
				y, y
			NOTE: Price Adiu	stment: = % of asphalt (New average FOB terminal
				Average). Documentation of the price of asphalt will
			be submitted with in	1 1
			FOR Location: Th	alle Industries, Inc., 172 Route 9, Fishkill, NY
			1 OD LOCATION: 1M	12524 or
			Po	ckham Industries, Inc., 1181 Route 6, Carmel, NY
			160	10512
				10312

#2	Bituminous Concrete - FOB	Thalle Industries, Inc.	NY State Spec. Item	Material Description	PRICE PER TON
			<u>FOB</u>		
		John J. Amato, Sales Manager	402-128102	Type 12.5MM Superpave Top	p \$65.00
		172 Route 9			
		Fishkill, NY 12524	402-198901	Type 19.0 MM Superpave Bi	nder \$ 65.00
			BASE PRICE: \$504	1.00 per ton FOB New Jersey t	terminals
				ment: $= \%$ of asphalt (New ave	_
			, , ,	\$504.00 (Base Average). Do	cumentation of the
			price of asphalt will be	e submitted with invoice.	
			7077 1 1507	0 711111 3771 40504	
			FOB Location: 172 R	Loute 9, Fishkill, NY 12524	

#3	Calcium Chloride – Delivered	Chemung Supply Corp.	<u>FOB</u> \$12.95/50# Bag
		Carl H. Perine, Vice Pres. P.O. Box 527 Elmira, NY 14902	FOB Location: Town of Philipstown

#4	Envirobrine – Delivered	Reed Systems LTD	<u>Delivered</u>
		Joan Reed, Vice Pres. P.O. Box 209 Ellenville, NY 12428	\$1.03/per gallon – regular \$1.08/per gallon w/corrosion inhibitor

#5	Washed Sand – FOB/Delivered	Thalle Industries, Inc. John J. Amato, Sales Manager	FOB \$13.00	Delivered \$17.00
		172 Route 9 Fishkill, NY 12524	Awarded due to Distance	
			FOB Location: 172 Route 9, Fi	ishkill, NY 12524

#6	#2 Fuel Oil – Delivered	Downey Oil Co.	New York Harbor Price:	\$1.8955/Gal
		Cary Downey, Vice President P.O. Box 306	Bidder Transportation:	\$10/Gal
		Cold Spring, NY 10516	Total Bid Price:	\$ 1.7955/Gal
				·

#7	Diesel Fuel – Delivered	Mirabito Energy Products	Low Sulfur Diesel Fuel New York Barge Resell Price:	\$ 1.8505/Gal
		Gary Ambrosetti Sales Representative	Transportation & Delivery:	\$ +.0120/Gal
		The Metrocenter – 49 P.O. Box 5306 Binghamton, NY 13902	Total Bid Price:	\$ 1.8625/Gal

#8	Bank Run / Fill / Crushed Tailings – FOB & Delivered	Red Wing Properties, Inc. Frank Doherty, Jr., President P.O. Box 408 Stormville, NY 12582	Bank Run FOB \$18.00
		Thalle Industries, Inc. John J. Amato, Sales Mgr. 172 Route 9 Fishkill, NY 12524	Crushed Tailings FOB \$13.50/Ton FOB Location: 172 Route 9, Fishkill, NY 12524
		Harold Lyons & Sons, Inc. Ernest Lyons, Vice President 3175 Route 9 Cold Spring, NY 10516	Bank Run Delivered \$25.95/per yard Crushed Tailings Delivered \$16.55/Ton

#9	Installation of Guide Rail	Chemung Supply Corp.		
π2	and Furnishing of Guide Rail Material	Cheming Supply Corp.	1) Complete Layout and Installation of Guide Rail & Posts	\$7.44 /Lin.Ft.
	Water iar	Carl H. Perine, Vice Pres	as per NY State Specs. Bid only Corten (rustic) metal	
		P.O. Box 527 Elmira, NY 14902	2) Corrugated beam type Guide Rail – Punched 6'3"	\$62.60 /ea.
		Limita, IVI 14902	3) Corrugated beam type Guide Rail – Punched 6'3"	
			Curved to special radius:	
			- Curved to 50 ft. radius and up	\$101.40/ea.
			- Curved 40 to 50 ft. radius	\$101.40/ea.
			- Curved 30 to 39 ft. radius	\$101.40/ea.
			- Curved 20 to 29 ft. radius	\$101.40/ea.
			4) Corrugated beam type Guide Rail – 13" 6 ½" Length	\$118.10/ea.
			(Shop curved rail) (Approach & Terminal) (Rotation 90)	
			5) 3" x 2 3/8" I Intermediate Guide Rail Posts – 5'3" Length	\$42.24/ea.
			6) Flared Type Terminal Sections 12 Gauge	\$22.60/ea.
			7) Wrap-around type Terminal Sections 12 Gauge	\$32.80/ea.
			8) Concrete anchor unit with all necessary hardware	\$474.00/ea.
			9) Corten splice bolts 1-1/4" x 5/8"	\$.89/ea.
			10) Corten Post Bolts 2" x 1-3/4" w/washer and nuts	\$.89/ea.
			11) Corten Post Bolts 2" x 5/8"	\$.89/ea.
			12) Corten Support Bolts ½" x 1-1/2", 2 nuts, no washers	\$.89/ea.
			13) 6" x 6" x 24" Box Beam Type Guide Rail	\$33.90/Lin.Ft.
			include Shelf Angle, Splice Plates and Nuts and Bolts	
			14) 6" x 6" Box Beam Type Guide Rail Curved	\$41.20/Lin.Ft.
			to Special Radius (BB only)	

		DIDS ZOTO RECOMMENDATIONS		
.60/Lin.Ft.	Cuts \$58.60	15) 6" x 6" Box Beam Type Guide Rail Shop Cu and Mitered Curved Rail		
24.00/ea.	s324.0	16) 6" x 6" Box Beam Guide Rail End Section		
2.24/ea.	\$42.24	17) 3" I Beam Guide Rail Posts 5'3" long,		
		Intermediate Type Post		
7.80/ea.	\$37.80	18) 3" I Beam Guide Rail Posts 3'8" long,		
		End Type for Box Beam Rail		
7.	\$37.	18) 3" I Beam Guide Rail Posts 3'8" long,		

#10	Washed or Crushed Stone – FOB & Delivered	Harold Lyons & Sons,Inc	<u>Delivered</u>
	FOB & Denvered	Ernest Lyons, Vice Pres 3175 Route 9	1 ½" - \$19.95/Ton
		Cold Spring, NY 10516	³ / ₄ " - \$19.95/Ton
			½" - \$19.95/Ton
			3/8" - \$19.95/Ton
			½" - \$19.95/Ton
			3/8" – ½" - \$19.95/Ton
		Thalle Industries, Inc.	FOB
		John J. Amato, Sales Mgr 172 Route 9	1 ½" - \$16.50/Ton *
		Fishkill, NY 12524	³ / ₄ " - \$16.25/Ton *
			½" - \$16.50/Ton
			3/8" - \$16.50/Ton
			½" - \$17.00/Ton
			$3/8" - \frac{1}{2}" - $17.00/\text{Ton *}$
			* Awarded due to location/distance
			FOB Location: 172 Route 9, Fishkill, NY 12524

#11	Mfg'd. Crushed Item 4 -	Harold Lyons & Sons,	<u>Delivered</u>
	FOB & Delivered	Inc.	
			½" \$14.95/Ton
		Ernest Lyons, Vice Pres	3/39
		3175 Route 9	¾" \$14.95/Ton
		Cold Spring, NY 10516	1" \$14.95/Ton
			1 \$14.93/1011
		Thalle Industries, Inc.	FOB
		John J. Amato, Sales Mgr	1/2" - \$12.50
		172 Route 9	34" - \$12.50 *
		Fishkill, NY 12524	74" - \$12.50
			1" - \$12.50 *
			* Awarded due to location/distance
			FOB Location: 172 Route 9, Fishkill, NY 12524

#12	Stone Fillings –FOB & Delivered	Tilcon New York, Inc. William Poole COO/Asst. Secretary 162 Old Mill Road West Nyack, NY 10994	Fine Stone Light Stone Medium Stone FOB Location: 461 Sheaf	FOB \$17.00/Ton \$18.00Ton \$21.00/Ton	burg, NY 12590
		Thalle Industries, Inc. John J. Amato, Sales Mgr 172 Route 9 Fishkill, NY 12524	Fine Stone Light Stone Heavy Stone FOB Location: 172 Route	FOB \$26.00 2 9, Fishkill, NY 12	Delivered \$23.00 \$23.00
		Harold Lyons & Sons, Inc. Ernest Lyons, Vice Pres. 3175 Route 9 Cold Spring, NY 10516	Delivered Medium - 4" – 5" - \$22.4 Heavy - 6" – 12" - \$29.5		

#13	Sand for Snow and Ice Control – FOB & Delivered	Harold Lyons & Sons, Inc.	Delivered \$16.90/Ton
		Ernest Lyons, Vice Pres. 3175 Route 9 Cold Spring, NY 10516	
		West Hook Sand & Gravel, Inc.	FOB \$12.70/Ton
		John Gizzi, President 25 West Hook Road Hopewell Junction, NY 12533	FOB Location: 25 West Hook Road, Hopewell Junction, NY 12533

#14	Curb Mix with RAP	Thalle Industries, Inc.	FOB \$ 90.00/Ton NO BID ON DELIVER
		John J. Amato, Sales Mgr 172 Route 9 Fishkill, NY 12524	*Above prices based on October 2015 NYSDOT Index Price of \$ 504.00.
			FOB Location: 172 Route 9, Fishkill, NY 12524

#15	Stone Screenings –FOB	Harold Lyons & Sons, Inc. Ernest Lyons, Vice Pres. 3175 Route 9 Cold Spring, NY 10516	Delivered \$16.95/Ton
		Thalle Industries, Inc. John J. Amato, Sales Mgr 172 Route 9 Fishkill, NY 12524	FOB \$ 13.50 * * Awarded due to distance FOB Location: 172 Route 9, Fishkill, NY 12524

#16	Smooth Bore Corrugated	Chemung Supply Corp.	Pipe (Per Linear Foot)	<u>FOB</u>	<u>Delivered</u>
	Polyethylene Solid Pipe -				
	Delivered	Carl H. Perine, Vice Pres	4" under drain	\$.42	\$.42
		P.O. Box 527	4" solid or perforated	.41	.42
		Elmira, NY 14902	6" solid or perforated	1.14	1.14
			8" solid or perforated	2.29	2.29
			12" diameter	5.20	5.20
			15" diameter	6.80	6.80
			18" diameter	9.95	9.95
			24" diameter	15.40	15.40
			30" diameter	24.85	24.85
			36" diameter	31.80	31.80
			48" diameter	53.86	53.86
			BANDS (EACH)		
			4" diameter	2.09	2.09
			6" diameter	4.17	4.17
			8" diameter	6.97	6.97
			12" diameter	7.41	7.41
			15" diameter	11.26	11.26
			18" diameter	19.19	19.19
			24" diameter	27.07	27.07
			30" diameter	62.92	62.92
			36" diameter	87.55	87.55
			48" diameter	150.43	150.43

#17	Tree Felling, Trimming,	Philipstown Tree Service		REGULAR HOURLY RATE	PREMIUM RATE
	Removal & Stump Grinding	Jerome J. Allen, Owner	Journey Man	\$50.00	\$55.00
		14 Fishkill Avenue Cold Spring, NY 10516	Technician/Climber	\$50.00	\$50.00
			Ground Person	\$40.00	\$40.00
			Bucket Truck	\$30.00	\$30.00
			Stump Grinder	\$20.00	\$20.00
			Wood Chipper	\$20.00	\$20.00
		}	Log Truck	\$20.00	\$20.00
			100 ft. Crane	\$50.00	\$50.00

RESOLUTION # The following Resolution was presented byunanimously carried;	, seconded by	and
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RESOLVED, that the Town Board hereby accepts the recommendations of the Highway Superintendent for the Material Bids for fiscal year 2016.