

January 31, 2017

Town Board Monthly Meeting

February 9, 2016

7:30 p.m.

Town Hall

SALUTE TO THE FLAG

APPROVAL OF MINUTES

- Public Hearing of November 9, 2016 – CV Park & Water Budget
- Public Hearing of November 9, 2016 – General Budget
- Weekly Meeting of November 16, 2016 – Adopt Final Budget
- Monthly Town Board Meeting of December 1, 2016
- Special Meeting of December 8, 2016
- Bid Opening of December 15, 2016 – New Vehicles for Highway Department
- Bid Opening of December 22, 2016 – Town Annex – Dahlia House
- Year End Meeting of December 28, 2016
- Philipstown Depot Theatre Development Annual Mtg. of January 5, 2017
- Monthly Town Board Meeting of January 5, 2017

COMMITTEE REPORTS

- 1) Conservation Board 2) Recreation 3) Recycling 4) Planning Board
5) Zoning 6) Highway 7) Building & Land Acquisition
8) Putnam County Legislator 9) Cemetery Committee 10) Butterfield Library

AGENDA

1. Discussion with regard to a donation of land to the Town of Philipstown.
2. Resolution naming Councilwoman Montgomery as the Alternate Delegate for the Association of Towns Meeting.
3. Resolution to re-appoint the following to the Philipstown Zoning Board of Appeals for a (5) year term:

Robert Dee Zoning 5-year term expiring March 31, 2022

4. Resolutions to re-appoint the following to the Philipstown Planning Board for a four (4) year term:

Neal Tomann Planning 4-year term expiring March 31, 2021
Mary Finger Planning 4-year term expiring March 31, 2021

January 31, 2017

5. Resolutions to re-appoint the following to the Philipstown Conservation Board for a two (2) year term:

Lew Kingsley	C Board	2-year term expiring March 3, 2019
M.J. Martin	C Board	2-year term expiring March 3, 2019
Vacancy	C Board	2-year term expiring March 3, 2019

6. Resolution authorizing Supervisor Shea to sign the agreement between the Town of Philipstown and the Putnam Humane Society for fiscal year 2017.

7. Resolution increasing the fees for Chapter 89, of the Town Code – Filming from Feature film/TV Video on private property cost of \$600.00 to \$800.00 and for public property from \$700.00 to \$1,500.00.

8. Resolution authorizing Supervisor Shea to sign the contract with AKRF for the Hudson Highland Fjord Trail – Shoreline Trail Design.

9. Resolution authorizing Town Clerk Merando to advertise for bidders for the Avery Road Bridge Replacement. (Nunc Pro Tunc)

10. SEQRA Resolution for Local Law #1-2017 – Community Choice Aggregation Program.

11. Resolution adopting Local Law #1-2017 – Community Choice Aggregation Program.

12. Resolution authorizing Supervisor Shea to sign a Parade Permit for Dave Marzollo for the Mayfest event scheduled for May 26th – 28th and waive the fees associated with said permit.

13. Code Enforcement Monthly Report.

14. Schedule Meetings/Workshops

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

AUDIENCE

VACANCIES

Conservation Board (1)

APPROVAL OF VOUCHERS

General Highway CVPD CVWD

January 31, 2017

ADJOURNMENT

Public Hearing – Continental Village Park & Water Districts
November 9, 2016

The Town Board held a Public Hearing on the above date at 7:35 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 and the Continental Village Water District.

PRESENT:

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

Town Clerk Merando read the Public Notice.

Michael Phelan, Superintendent of the Continental Village Park District stated that the total budget for all three towns for the district is \$190,672.00. He then gave a breakdown of the proposed budget. He also noted that Continental Village's rate decreased slightly due to the equalization rate. There is a 9% reduction in the 2017 budget for the Park District. He stated that the contractual line items usually stay the same, however, this year has decreased slightly. It is his hope that the tennis and basketball courts can be re-surfaced in 2017, as well as repairing some of the fencing. He touched on the old foot bridge has been salvaged and it will be turned into a boat launch area. He continued to explain the reduction in salaries as well. There were no comments from the public.

Ralph Bassignani, Superintendent of the Continental Village Water District reviewed the budget pointing out increases and decreases, some mandatory, some not. Water purification increase approximately 3% due to a rate change by New York City. Total budget increased by approximately \$5,000.00, however, he raised the rates for metered water, which erases the \$5000.00 increase resulting in a 0% increase in their budget.

There was a brief discussion with regard to shutting down the NYC Aqueduct, which is unrelated to the proposed budget set forth this evening.

There being no further comments from the public, Councilwoman Montgomery made a motion, seconded by Councilman Van Tassel to close the Public Hearing at 7:55 p.m.

Respectfully submitted by,

Tina M. Merando
Town Clerk

Public Hearing – General Budget
November 9, 2016

The Town Board held a Public Hearing on the above date at 7:55 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 General Budget.

PRESENT:

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

Town Clerk Merando read the Public Notice.

Supervisor Shea noted for the record that the Town Board has met with all departments to review their proposed budgets for 2017. The end result is approximately a 1% decrease overall. The town will see \$146,000.00 below the cap, while achieving budget line items to address some renovations to the Town Hall and Dahlia House (Town Hall Annex.)

Supervisor Shea then reviewed the proposed budget, noting that one of the Judges will see a small increase, as he has covered the position of two judges. He continued to review each line item. The Tax Collection is seeing an increase due to the upgrade of the tax program, which will now offer online credit card payments. Property Records Management has been eliminated as a result of each department categorizing their purchases under \$5,000.00, anything above that falls under the GASB fixed assets program. Buildings will remain the same, as the Town has monies from the sale of the VFW and a bond will end in 2016. Central Data Processing has increased due to some upgrades for municipal software. Supervisor Shea continued to give an overview of the proposed budget pointing out the following:

- Monies have been allocated towards a revaluation, (\$10,000.00,) the Town Board intends to sit down with the Assessor to determine where to begin, keeping in mind to impact to Continental Village's residents.
- Both ambulance corps increased by 1%. Funds have been added to increase the salaries of the paid drivers who are also EMT's.
- The Highway Budget has been reviewed at length, some of the items have been eliminated, however, there are some capital improvements that will move forward in the amount of approximately \$751,000, Manitou Station Road being one of them. Supervisor Shea also noted that there are some bridges that need to be repaired.
- Recreation shows an 8% increase, however, their revenues have increased, thereby leaving a 0% increase. They intend to add new programs in 2017.

- The Fish Library reflects a \$5,000.00 increase, this will assist in the elevator project. They had asked for more funding, however, the town is not in the position to do that at this time. A small increase is also seen for the Historical Society. Supervisor Shea stated that these organizations are a great community hub.
- Home and Community Services is allocated for the Recycling Center. Supervisor Shea noted that Councilman Flaherty had suggested a voucher program for residents to bring household waste to Royal Carting, which resulted in a \$10,000.00 increase for that purpose.
- Cemeteries have a slight increase to assist the Committee to continue the great work they have started, such as repairs and mapping. It was noted that Putnam County reduced the amount allocated to all the towns with regard to cemeteries.
- Debt Services will be adjusted, looking to decrease the amount of time that the boiler at recreation will be paid off. This an effort to be able to do some capital improvements to town properties.
- It was noted that the mortgage tax will increase by approximately 7%.
- Supervisor Shea then addressed the Code Enforcement Office, noting that when the town merges with the Village of Cold Spring, Greg Wunner will have increased fire inspections. It was also noted that the new software program that has been purchased to streamline the efficiency of the office and will aide in the revaluation.
- There was a slight increase in employee benefits, approximately 5%. New York State Retirement, which the town has no control of.
- Emergency Services were reviewed. Supervisor Shea noted that he is disappointed in the large increase in the Garrison Fire District. There was some discussion with regard to the 2% cap and how for the first year, the fire district was not obligated to stay within that limit. The Town Board discussed some of the bonds that they held and when they would be paid off. Joe Regele expressed his dissatisfaction with the increase, as well as the upcoming elections and their hours of operations. The other Fire Companies came in at 1% increase, Cold Spring at 7% due to an increase in their LOSAP.

Supervisor Shea stated that there is 1/2% decrease in the town's budget. Supervisor Shea asked if there were any comments from the audience, there being no comments, Councilman Leonard made a motion, seconded by Councilman Flaherty to close the Public Hearing at 8:45 p.m.

Respectfully submitted by,

Tina M. Merando
Town Clerk

Weekly Town Board Meeting – Adopt Final Budget
November 16, 2016

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.

PRESENT:

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

AGENDA

1. Resolution adopting the proposed 2017 budget.

Supervisor Shea stated that the Town held public hearings on the budget on November 9, 2016. The final budget is exactly the same as the preliminary budget, other than the total assessed value for the town has decreased. Some discussion continued with regard to the tax cap relating to mandated items.

Councilwoman Montgomery strongly suggested that as the Town Board adopts this budget that there be a stipulation with regard to the Philipstown Ambulance Corp., that before the check is cut to the ambulance corp., they have Narcan on the rig. Supervisor Shea interjected that if Narcan isn't on the rig in January, the town will cut their payments in two.

RESOLUTION #

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

RESOLVED, that the Town Board hereby adopts the Philipstown Budget for fiscal year 2017 as presented. (Budget Attached)

ROLL CALL VOTE

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

Resolution adopted by unanimous vote.

2. Resolution authorizing Town Clerk Merando to advertise for bidders for the renovations of the Town Annex (Dahlia House.)

RESOLUTION#

Weekly Town Board Meeting – Adopt Final Budget
November 16, 2016

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

RESOLVED, that the Town Board authorizes Town Clerk Merando to advertise for bidders for the renovations of the Town Annex (Dahlia House) in both local papers and a trade website.

There being no further business to discuss, Councilwoman Montgomery made a motion, seconded by Councilman Leonard and unanimously carried to close the Special Meeting at 7:55 p.m.

Respectfully submitted by,

Tina M. Merando
Town Clerk

Monthly Town Board Meeting
December 1, 2016

The Town Board held their Monthly 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
John Van Tassel	Councilman
Michael Leonard	Councilman
Robert Flaherty	Councilman
Nancy Montgomery	Councilwoman (Arrived at 7:47pm)

Supervisor Shea opened the meeting with a salute to the Flag.

REVIEW OF MINUTES

Minutes of the Weekly Town Board Meeting of November 2, 2016, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilman Flaherty that the Minutes of the Weekly Town Board Meeting of November 2, 2016, are hereby approved as presented.

Minutes of the Monthly Town Board Meeting of November 3, 2016, were reviewed.

Councilman Flaherty made a motion, seconded by Councilman Leonard that the Minutes of the Monthly Town Board Meeting of November 3, 2016, are hereby approved as presented.

COMMITTEE REPORTS

CONSERVATION BOARD: Councilman Leonard attended the November 7th meeting where most of the night was spent discussing restorations. The Councilman noted some concern over the new development at the old Cyberchron property. He added that the new Wetlands Inspector, Max Garfinkle, has taken an aggressive approach and the board is very impressed with his efforts. The Councilman has been working with Max on the Annual Conservation Report. The next meeting will be held on December 13, 2016.

RECREATION: Councilman Van Tassel reported that the Commission did not meet in November. The next meeting will be held sometime towards the middle/end of December.

RECYCLING: Councilwoman Montgomery was not in attendance to report.

PLANNING BOARD: Councilman Flaherty attended the November 17th meeting. Items on the agenda were:

- 1) Della Valle
- 2) Griffin's Landscaping - Public Hearing scheduled for January 26, 2017
- 3) Olspan LLC - Public Hearing scheduled for January 26, 2017
- 4) Hudson Highland Reserve
- 5) Johnson - Public Hearing scheduled for January 26, 2017

The next meeting is scheduled for January 26, 2017.

ZONING BOARD: Councilman Van Tassel attended the November 14th meeting. There were 3 (three) public hearings scheduled:

- 1) Sorensen
- 2) Callander
- 3) Craft

All three variances were approved. The next meeting is scheduled for January 9, 2017.

HIGHWAY: Councilman Van Tassel read the Highway Report submitted by Carl Frisenda, Highway Superintendent, which is on file in the Town Clerk's Office.

BUILDING & LAND ACQUISITION: Supervisor Shea reported that he had met with Greg Wunner, building inspector, in regards to the Town Hall Annex project. The Supervisor noted that the project has gone out to bid and he is hoping to get moving on it very soon. There will be a walkthrough next Wednesday at 9 am with potential bidders. The Supervisor reported that the Town has a grant for the replacement of windows in the Town Hall. The Supervisor noted that the Town has lined someone up to fix the corner of the Town Hall building.

CEMETERY COMMITTEE: The Committee met on November 7th and had a field visit as well. The committee has begun to grid the Mountain Avenue cemetery. The stonemason is continuing his repair work. The committee hopes to begin work on the Cedar Street cemetery in the spring. The next meeting will be held on December 13, 2016.

PUTNAM COUNTY LEGISLATOR: Putnam County Legislator Barbara Scuccimarra began by addressing the passing of Putnam County Under Sheriff Peter Convery. She spoke highly of the under sheriff, referring to him as "the cops cop" and expressed how much he will be missed by many across the County. The Legislator reported that the 2017 County budget passed in the amount of \$153.1 million and of that \$153.1 million, \$106.6 million were state and federal mandates. Putnam County is passing an Animal Cruelty Register Law, which will require anyone convicted of animal cruelty to be registered. The last Flu Clinic in Putnam County will be held on December 12, 2016 at the Health Department, 1 Geneva Road in Brewster, from 2 – 6:30 pm. Legislator Scuccimarra added that the Putnam County Health Department is doing something called "Caught in the Act"; when someone brings in their plastic bags to be recycled, they are providing these individuals with free take home bags. The legislator added that she expects to start moving forward with the Shopping Shuttle proposal for the seniors, which is in the transportation budget. Councilwoman Montgomery questioned programming for the seniors in Philipstown and whether the exercise program still exists to which Legislator Scuccimarra explained it does. Supervisor Shea commented that when he had negotiated the cable deal for the Town that he secured some money towards computers for the seniors.

AGENDA

1. Jill Varricchio, Putnam County Economic Development Corp to address the Town Board.

Jill Varricchio started by thanking the board for their time and explained that the upcoming event that the board had been invited to has been postponed and will take place in March; another invitation will be sent out. In 1996, the Putnam County Economic Development Corp was formed as a result of collaboration between the county planning department, the legislature, and the Cornell Cooperative. They are a primary facilitator connecting local resources with opportunities to develop and bring

economic growth; they work to cultivate & expand existing businesses as well as promote commercial real estate to attract new business as well as market the county assets. They advocate for development projects among municipalities planning boards to ensure the growth of the county's tax base. They educate and assist local non-profits, small businesses, & municipalities with incentives and grants. They strive for balance and growth throughout the county. She provided the board with several informational pamphlets. She also presented the Supervisor, as well as each board member, with a plaque to thank them for their support. Councilwoman Montgomery thanked Jill Varricchio for her hard work. Supervisor Shea noted that it's great to increase the tax base, but he wishes the county would consider revenue sharing; Westchester & Dutchess both participate in revenue sharing. Jill informed him that other supervisor's share in his frustrations. Putnam is one of only five counties in New York that doesn't do it and the only downstate county that doesn't do it. The Supervisor added that this is something he and other board members have been trying to accomplish for many years. For the past 4 years the county has outpaced their expectations, or projections, for sales tax revenue and the Supervisor feels that once that projection is met, then that money that is over that should be returned to the municipalities that generated that revenue. Our resources in town are stretched to the limit. For a small community, we generate a lot of sales tax revenue and we would like to see some of that returned to the community. Councilwoman Montgomery noted that the board has brought up the issue with the county before and it "falls on deaf ears". Councilman Leonard noted that it would create an incentive. Supervisor Shea added that there is no sense in courting development if you're not going to reap any benefit from it. Councilwoman added that the board rezoned the town to make it easier for businesses; we are adding to our stresses on our resources but getting nothing from the County in return. Supervisor Shea expressed that it would be great if Jill could facilitate a meeting between all the Supervisors to get together and discuss this issue specifically. Supervisor Shea and the other board members thanked Ms. Varricchio for her presentation.

2. Resolution authorizing Supervisor Shea to sign the agreement between Judith Mayle, Esq. and the Town of Philipstown for legal fees.

Supervisor Shea noted that Judith Mayle generally represents us in labor issues or disputes. He also noted that they have not increased their fees since 2009.

RESOLUTION #

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

RESOLVED, that Supervisor Shea is hereby authorized to sign the agreement between Judith Mayle for legal services for fiscal year 2017 at the rate of \$200.00 per hour for attorneys and \$95.00 per hour for paralegal services for the period of January 1, 2017 through December 31, 2017.

3. Resolution accepting the resignation of Max Garfinkle as a member of the Conservation Board effective November 4, 2016.

Supervisor Shea noted that Max Garfinkle is now the Natural Resource Officer therefore he cannot sit on the board. Councilman Leonard suggested reaching out to the other individuals who applied for the Natural Resource position to see if they might be interested in filling Max's vacancy on the Conservation Board.

Resolution #

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

Resolved, that the Town Board hereby accepts the resignation of Max Garfinkle as a member of the Conservation Board effective November 4, 2016.

4. Resolution approving the new Fee Schedule submitted by Greg Wunner, Code Enforcement Officer.

Supervisor Shea stated that with this change, Philipstown would be “on the same par” with Kent, noting that Kent and Philipstown will still be the lowest in Putnam County, as far as fees for building services. Supervisor Shea added that this was a necessary change because we find that we are not covering the expenses and it has not been adjusted in quite some time. Supervisor Shea added that working with Greg has been a pleasure and we have received much positive feedback. Councilman Van Tassel added that he had to contact Greg on Thanksgiving about an issue the Garrison Department was having and he was very attentive to the matter.

Resolution #

The following Resolution was presented by Councilman Flaherty, seconded by Councilman Leonard and unanimously carried;

Resolved, that the Town Board authorizes the proposed Fee Schedule for New Construction as submitted by the Code Enforcement Officer Gregory Wunner.

5. Resolution authorizing Supervisor Shea to sign the Filming Permit for Pacific 2.1 Entertainment Group for Homeland – Season 6. (Nunc Pro Tunc)

Supervisor Shea stated that the Town was provided with the company’s insurance information and all requisites necessary.

Resolution #

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

Resolved, that the Town Board authorizes Supervisor Shea to sign the Filming Permit for Pacific 2.1 Entertainment Group – Homeland Season 6 for the following dates: 11-25-16/ 11-28-16 and 11-29-16.

6. Resolution in support of a grant that the Hudson Highlands Land Trust is seeking.

Supervisor Shea stated that we are always happy to support the Land Trust just as the Land Trust always supports us, and this entire town. They are a great organization and anything that we need from them, they are always willing to help the Town.

RESOLUTION #

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

WHEREAS, the HUDSON HIGHLANDS LAND TRUST is applying for a \$20,000 grant through the New York State Conservation Partnership Program, a partnership between the Land Trust Alliance and the State of New York; and,

WHEREAS, the HUDSON HIGHLANDS LAND TRUST has permanently protected over 2,400 acres of land within its mission area through its conservation easement work with private landowners, along with thousands of acres more added to local state parks in its role as 3rd party facilitator with New York State agencies, thus furthering the conservation interests of the State of New York and the residents of Philipstown; and,

WHEREAS, the HUDSON HIGHLANDS LAND TRUST has been a trusted partner with, and supporter of, the TOWN OF PHILIPSTOWN on a variety of projects during the past sixteen years, including: sponsoring the Philipstown 2020 Forum, development of a town-wide Natural Resources Inventory and Open Space Index, completing the first-ever Philipstown Build-out Analysis, underwriting the Town wide Cleanup in 2010 and 2011, assisting with the community-wide process that resulted in the adoption of a revised town-wide zoning plan in 2011, a local law that ensures the protection of our community's character and natural resources for decades to come, and, in 2016, overseeing the analysis and update of the Philipstown Natural Resources and Open Space Index; and,

WHEREAS, the HUDSON HIGHLANDS LAND TRUST makes assisting local municipalities, with its unique resources, one of its primary goals for achieving its mission of protecting natural resources, rural character, and scenic beauty in the Hudson Highlands; and,

Whereas, the successful transition from the former Executive Director to the current Executive Director, through appropriate training and professional development, will ensure that the high level of leadership and expertise the HUDSON HIGHLANDS LAND TRUST has shown in its work with the TOWN OF PHILIPSTOWN will continue.

Whereas, the completion of an updated organizational five-year strategic plan will further ensure HUDSON HIGHLANDS LAND TRUST continues its excellent work on behalf of the TOWN OF PHILIPSTOWN and other municipalities in the region; and,

NOW, THEREFORE, in consideration of the foregoing be it resolved that the governing board of the TOWN OF PHILIPSTOWN hereby does endorse the application for a grant under the New York State Conservation Partnership Program for a project known as the Hudson Highlands Land Trust Strategic Plan and Executive Director Transition Project --- Continued Excellence.

7. Resolution in support of a grant that Little Stony Point Citizens Association is seeking through Parks & Trails of New York.

Supervisor Shea noted this is for a welcome center down at Little Stony Point, which will also serve as a seasonal meeting room. The Supervisor worked with the group to put together a budget for this grant. Fred Martin has taken the helm down there; the Supervisor feels they are in good hands.

Resolution #

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

Resolved, that the Town Board authorizes Supervisor Shea to sign a letter of support for Little Stony Point Citizens Association to procure a grant with Parks & Trails of New York.

8. Resolution reaffirming the length of East Mountain Road South Maintained as a Town Roadway. (Roll Call Vote)

Supervisor Shea stated that there is some discrepancy as to what the town claims East Mountain Road is and what the town maintains and what the CHIPS (Consolidated Highway Improvement Program) is claiming; some of this stems from residents "claiming the road". He added that these are public roadways. Crowding the road in has also been a problem.

RESOLUTION REAFFIRMING THE LENGTH OF EAST MOUNTAIN ROAD SOUTH MAINTAINED AS A TOWN ROADWAY

WHEREAS, East Mountain Road South is a public roadway in the Town of Philipstown, Putnam County, New York; and

WHEREAS, East Mountain Road South consists of a total length of 6.1 miles, comprised of 3.4 miles of paved asphalt surface and 2.7 miles of dirt roadway running from the U.S. Route 9 to the municipal border of the Town of Philipstown and the Town of Fishkill; and

WHEREAS, East Mountain Road South is and has been for many years a Town Highway by Use pursuant to New York State Highway Law §189 on which the Town of Philipstown maintains the entire length of the roadway and keeps it open for use as a public roadway; and

WHEREAS, through the Consolidated Local Street and Highway Improvements Program ("CHIPS"), the New York State Department of Transportation provides funds to the Town of Philipstown for maintenance and repair of East Mountain Road South.

NOW, THEREFORE BE IT RESOLVED as follows:

1. That the Town of Philipstown Town Board finds and reaffirms that that the total length of East Mountain Road South is 6.1 miles; and
2. That the Town of Philipstown directs the Town Highway Superintendent to transmit a copy of this resolution to the New York State Department of Transportation Highway Data Services Bureau to ensure that the Town receives the proper amount of CHIPS funding in regard to East Mountain Road South.

Councilwoman Montgomery presented the foregoing resolution, which was seconded by Councilman Van Tassel,

The vote on the foregoing resolution was as follows

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

9. Resolution authorizing Supervisor Shea to sign the contract for the Hudson Highlands Fjord Trail and Shoreline Trail Design for the \$400,000.00 grant for the GEIS.

The Supervisor commented that this \$400,000.00 grant is going to be matched by a private donor who is associated with the Highland Land Trust. The Supervisor noted the concern that has been expressed about this trail and explained that this trail will be studied like no other project; they are going through an environmental review second to none. There will be no item or area of concern that has not been addressed. Supervisor Shea noted that the one area that is being worked on right now is the Washburn Parking Lot; our portion of that work is 95% complete, just waiting on the State right now to bring in some material. That lot will be having a ribbon cutting next year. This lot will have created a much safer situation in that area of the roadway. He noted that work on the Breakneck Lot is scheduled to start next year. The Shoreline Trail would spread out the amount of people that come to the area as well as accommodate people with disabilities and keep everyone off the roadway. The goal is to make the experience pleasant for everyone. Councilman Van Tassel added that it would also help keep people off the mountain that maybe shouldn't be hiking it, hopefully relieving some of the stress on our emergency services. Supervisor Shea added that people are coming to this area regardless, so it makes sense to try and spread them out and keep everyone as safe as possible while enabling convenient access to the river and other scenic areas. Councilwoman Montgomery thanked Supervisor Shea for his hard work on the project.

Resolution #

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

Resolved, that the Town Board authorizes Supervisor Shea to sign the contract for the Hudson Highlands Fjord Trail and Shoreline Trail Design for the \$400,000.00 grant for the GEIS.

Resolution authorizing Town Clerk Merando to advertise for an F550 Ford Cab – Chasis & New Dump Body/Plow & Sander for the Philipstown Highway Department.

RESOLUTION #

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

RESOLVED, that the Town Board hereby authorizes Town Clerk Merando to advertise for bidders for the following items:

- New Cab – Chassis – 4 Wheel Drive, Dual Rear Wheel Truck
- New Dump Body/ Plow & Sander

10. Schedule Workshops/Meetings.

- Year-End Meeting – December 28, 2016 – 7:30 pm
- Re-organization – January 5, 2017 – 7:00 pm
- Monthly Town Board Meeting – January 5, 2017 – immediately following re-org

Supervisor Shea stated they would not be scheduling any workshops because they will be meeting during the day, for anyone who wants to attend the walkthrough at the Dahlia House, next week. The Supervisor will also be meeting Tuesday with the building inspector and the Mayor of Cold Spring to talk about consolidation of the building departments. It was also noted that Nelsonville might be interested in consolidating as well.

11. Code Enforcement Monthly Report

Town Clerk Merando read the report, which is on file in the Town Clerks office.

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

Supervisor Shea stated that he and Councilwoman Montgomery had a meeting with Cablevision, which is now Altice. As they went over the services that the town currently receives at no charge, there were a lot of things that Cablevision was giving the town that were outside the franchise agreement which they will no longer provide with no fee; \$5200.00 in additional fees per year. The town will cut out anything that will cost additional money. Supervisor Shea added that much of the conversation was on the seniors and noted that it was committed to that the seniors would receive free wifi at Chestnut Ridge. He also noted that one thing they are offering for free is hotspots all over town. The Supervisor thanked Town Clerk Merando for setting up the meeting. Supervisor Shea added that a large concern was the equipment and broadcast capability from the town hall.

Councilwoman Montgomery shared some notes from the Putnam Coalition that Cares. Bruce Kelly, the coalition coordinator for all of Putnam sent out a “Holiday Tips” sheet for parents of teens.

Councilwoman Montgomery also noted that it is the 3rd anniversary of the Spuyten Duyvil Metro North train accident. She thanked the community for the love and support that has been provided to her and her family.

Councilman Flaherty reported that he began digging the foundation for the Betty Budney Memorial and hopes to get the concrete poured sometime next week. The bricks should be arriving in the next 2-3 weeks and the bench is ready to go. Supervisor Shea added what a great and worthy project it is and thanked Councilman Flaherty for his hard work and dedication to it.

AUDIENCE

Jen McCreery from the Desmond Fish Library thanked the board for their support. She reported that the library just completed the first phase of their waterproofing project and is about to move onto the second phase. The library completed their Community Conversations project in October and is putting together a report that they plan to share with the board as well as other organizations in the community. The library is working with the Butterfield Library and the Howland Library in Beacon on a series of small business administration workshops for this coming spring.

Joe Regele addressed the board about the election for Commissioner for the Garrison Fire District and asked for their help. He stated when this commission was set up almost a year ago, it was all about the community and community input; what we have now is an election that is less than 2 weeks away, from 6-9pm at the Garrison Firehouse that is not getting any publicity. In his opinion, there will be limited turnout. He stated that turnout at district commission elections is notoriously low. He claimed the system is designed to work that way and he believes it is truly unfortunate. He believes this would allow for a decent cross-section of the population to come out and vote. He claims that the process is “undemocratic” and questioned the lack of absentee ballots. He asked the town board to see what, if anything, they can do in terms of location and extending the hours and getting some publicity out about the election. Councilman Van Tassel expressed that he did reach out to the chairman as well as Sandy Bohl in regards to extending the hours and was told they were doing what the State required, which is 6-9pm adding that this is a “common thread” throughout the State. Councilman Van Tassel also confirmed that the election is advertised on the town website. Councilman Leonard expressed that he was in agreement with Mr. Regele and volunteered, as a member of the board of elections, to work if needed if the hours were to be extended. Councilman Leonard added that it is unacceptable to expect the many seniors that live in this town to come out and drive at night. Supervisor Shea agreed the hours should be extended and absentee ballots should be provided and that the Garrison School would be a more convenient location. However, with only 2 weeks until this election, he is unsure if anything can legally be done at this point. Mr. Regele stated that it is “absolutely positively designed and predicated on suppressing the turnout to the absolute maximum to maintain a tight control”; the people should have a fair opportunity to participate in the process. Supervisor Shea said he would look into the potential of at least getting it moved to the Garrison School if possible. Mr. Regele questioned what the point of the vote is: to fix it or to actually collect it? Supervisor Shea stated the point of any election should be to get the most people out to vote, and then you get a fair result. Mr. Regele thanked the board for their time. Councilman Flaherty and Supervisor Shea both suggested running an ad in the paper to further inform the community of the vote. Councilwoman Montgomery stated that this is another issue to petition the State about. Supervisor Shea expressed to Mr. Regele that the board would do what they can in terms of this election but also future elections. Councilman Van Tassel explained that the firehouse is an official polling place.

VACANCIES

Conservation Board (1)

APPROVAL OF VOUCHERS

Councilwoman Montgomery made a motion, seconded by Councilman Flaherty and unanimously carried that the General Vouchers in the amount of \$184,921.49 are hereby approved as set forth in Abstract 11A & 12.

Monthly Town Board Meeting

December 1, 2016

Councilman Van Tassel made a motion, seconded by Councilman Flaherty and unanimously carried that the Highway Vouchers in the amount of \$67,782.35 are hereby approved as set forth in Abstract 11A & 12.

Councilman Leonard made a motion, seconded by Councilwoman Montgomery and unanimously carried that the CVPD Vouchers in the amount of \$1,604.31 are hereby approved as set forth in Abstract 12.

Councilman Leonard made a motion, seconded by Councilman Van Tassel and unanimously carried that the CVWD Vouchers in the amount of \$20,457.22 are hereby approved as set forth in Abstract 12.

There being no further business to discuss, Councilwoman Montgomery made a motion, seconded by Councilman Leonard to close the Monthly Meeting at 8:55 p.m.

Respectfully submitted by,

Tara K. Percacciolo

Deputy Town Clerk

**TOWN OF PHILIPSTOWN
MONTHLY REPORT OF TOWN SUPERVISOR
MONIES RECEIVED AS OF DECEMBER 1, 2016**

GENERAL & PART-TOWN FUNDS

T.C. Fees 10/16	376.63
T.C. Fees Dogs 10/16	498.00
Justice Fees 10/16	19,352.00
Tax Coll. Bank Int. 11/16	.28
Rec. Fees 10/16	31,231.00
Bldg. Fees 11/16	11,525.20
ReComm Recycle	59.10

HIGHWAY FUND

Gen. Fund Gas	200.54
PC Gas	59.20
PC Gas	298.04

CONTINENTAL VILLAGE WATER DISTRICT

Water Collection	13,060.00
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CONTINENTAL VILLAGE PARK DISTRICT

Clubhouse Fees	175.00
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Article IV Building Fees

71-8 Fee Schedule

A. Residential.

- (1) Building permit.
 - (a) Principle structure per construction area: \$10 per 1/K
 - (b) Alteration, renovations or remodeling per construction area: \$60 per 100 square feet
 - (c) Decks/porches per construction area: \$60 per 100 square feet
 - (d) Accessory/utility buildings/garages per construction area: \$60 per 100 square feet
 - (e) Swimming pools: 2.5% of the cost of construction
 - (f) All other permits: 2.5% of the cost of construction

A rolling scale of cost of construction between \$125 per sf and \$175 per sf to be determined by the Building Inspector

- (2) Work commenced or completed prior to issuance of a building permit, the fee shall be twice the calculated fee.
- (3) Renewal fee. The renewal fee shall be the same as the cost of the original building permit fee.
- (4) Certificate of occupancy - \$90. (ALL PERMITS)
- (5) Wood or Pellet Stove (any solid fuel burning appliance) Fee - \$100 (PLUS C/O)
- (6) Minimum Permit Fee - \$100 (PLUS C/O)
- (7) Demolition Permit - \$100 per tax parcel (PLUS C/O)

B. Commercial.

- (1) Building permit.
 - (a) Structure area per building construction area
\$12.50 per 1/K
 - (b) Communication antennas/monopoles/towers - \$500 minimum plus 2.5% of the cost of construction (PLUS C/O)
 - (c) All other permits: 2.5% of the value of construction
 1. For swimming pools maximum fee \$2,000.00
- (2) Renewal fee. The renewal fee shall be the same as the cost of the original building permit fee.
- (3) Certificate of occupancy - \$90 (ALL PERMITS)
- (4) Wood or Pellet Stove (any solid fuel burning appliance) Fee - \$100 (PLUS C/O)

Monthly Town Board Meeting
December 1, 2016

(5) Minimum Fee - \$250

(6) Demolition Permit - \$100 per tax parcel. (PLUS C/O)

C. Supplemental Fees

(1) Municipal records search and report - \$175 per Tax map parcel number.

(2) Request for assignment or verification of street number - \$25 per tax map number.

(3) Sign permit: 2.5% of project cost or minimum \$100 fee. (PLUS C/O)

(4) Tents/Canopy structures: \$200 per tents/canopy structure (PLUS C/O)

(5) Request for Inspection or Re-inspection (if no permit or to close an expired permit) Fee - \$100

(6) Fire safety and property maintenance inspections fee:

(a) Minimum - \$100

(1) add for commercial building area - .02 cents per square

(b) Tenant Spaces Request for Separate Report - \$50 each

(7) Operational Permits

(a) Minimum \$200

(1) add for commercial building area - .02 cents per square

(2) add for multifamily - \$50 per dwelling unit

(8) Bedroom Count Fee - \$25

D. Permit Fee for work performed by a Putnam County Licensed Utility Contractors

(1) Permit fee for the installation, replacement, removal or abandonment of heating equipment and systems of which is not covered under a building permit is \$100 (PLUS C/O) for the following;

a) Solid Fuel and Gas Heating Appliances

b) Heating producing equipment and piping and duct systems

c) Electrical Equipment and systems

d) Flammable and Combustibles Gas and Liquid storage (above tank) and piping systems

e) Flammable and Combustibles Gas and Liquid storage (underground tank) ~~and piping systems~~-add \$100 to above fee.

Special Town Board Meeting
December 8, 2016

The Town Board held their Special Meeting on the above date at 9:00 a.m. at the Town Hall, 238 Main Street, Cold Spring, New York.

PRESENT

Nancy Montgomery	Councilwoman
Robert Flaherty	Councilman
Michael Leonard	Councilman

ABSENT

Richard Shea	Supervisor
John Van Tassel	Councilman

AGENDA

- 1. Resolution authorizing Highway Superintendent Frisenda to purchase one (1) 2017 7500 Series 4X4 Dump/plow/sander under state bid.**

RESOLUTION #

The following Resolution was presented by Councilman Leonard, seconded by Councilman Flaherty and unanimously carried;

RESOLVED, that the Town Board hereby authorizes Highway Superintendent Frisenda to purchase one (1) 2017 7500 Series 4X4 Dump/plow/sander under state bid.

- 2. Resolution authorizing Highway Superintendent Frisenda to purchase one (1) 9 ton truck with Dump body/plow/sander.**

RESOLUTION #

The following Resolution was presented by Councilman Leonard, seconded by Councilman Flaherty and unanimously carried;

RESOLVED, that the Town Board hereby authorizes Highway Superintendent Frisenda to purchase one 9 ton truck with Dump Body/ plow / sander.

There being no further business to discuss, Councilman Leonard made a motion, seconded by Councilman Flaherty and unanimously carried to close the Special Meeting at 9:02 a.m.

Respectfully submitted by,

Tina M. Merando, Town Clerk

BID OPENING
December 15, 2016

The Town Clerk's Office held a Bid Opening for the purchase of a **New Cab – Chasis 4 Wheel Drive, Dual Rear Wheel** and a **New Dump Body/Plow and Sander** on the above date at 10:00 a.m. at 238 Main Street, Cold Spring, New York.

The bid results are as follows:

- **New Cab – Chasis 4 Wheel Drive, Dual Rear Wheel:**

West Herr Ford - \$44,464.00
Michael H. Fleischman
5025 Camp Road
Hamburg, NY 14075

- **New Dump Body/Plow and Sander:**

Hudson River Truck - \$17,845.00
Walter Barton
12 Commerce Street Ext.
Poughkeepsie, NY 12603

Tara K. Percacciolo
Deputy Town Clerk

Bid Opening
December 22, 2016

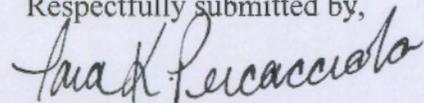
The Town Clerk's Office held a Bid opening at the Town Hall, 238 Main Street, Cold Spring, N.Y. 10516, on the above date at 2:00 p.m., for renovations to the Town Annex (Dahlia House).

The bid result is as follows:

Oakside Construction – Bid was received unsealed via e-mail and was therefore disqualified. The bid came in at \$287,450.00.

Oak Ridge Parkway Inc.	\$745,447.00	Non – Collusion form included
Optimus Construction & Development	\$575,000.00	Non – Collusion form included
Advanced Construction (Bob Deluca)	\$219,400.00	Non – Collusion form included
John Penny Construction	\$340,097.49	Non – Collusion form included
Pidala Electric	Electrical Only -\$32,200.00 W/Fixtures -\$42,900.00	

Respectfully submitted by,


Tara K. Percacciolo
Deputy Town Clerk

Year End Meeting
December 28, 2016

The Town Board of the Town of Philipstown held their Year End 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
John Van Tassel	Councilman
Michael Leonard	Councilman
Robert Flaherty	Councilman

ABSENT:

Nancy Montgomery	Councilwoman
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AGENDA

1. **Authorize the Supervisor to make the necessary budget transfers to close the books for the year 2016.**

RESOLUTION #

The following Resolution was presented by Councilman Leonard, seconded by Councilman Flaherty and unanimously carried;

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to make the necessary budget transfers to close the books for the year 2016.

2. **Resolution approving the transfer of funds for the Recreation Department.**

It is noted for the record that the Recreation Department has no transfer of funds for 2016.

3. **Resolution approving the transfer of funds for the Highway Department.**

RESOLUTION #

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

RESOLVED, that the Town Board hereby approves the transfer of funds for the Highway Department as submitted by Carl Frisenda, Highway Superintendent as follows:

PAYROLL

From DBO-04-5142-100	TO DBO-04-5110-100	\$7,411.98
DBO-04-5142-100	DBO-04-5140-100	\$ 1,573.62

CONTRACTUAL

From DBO-04-5130-400	TO DBO-04-5130-200	\$ 60.00
DBO-04-5130-400	DBO-04-5130-420	\$1,375.00

- 4. Resolution authorizing Supervisor Sea and the Town Board to sign the contract for the Cold Spring Fire Company for fiscal year 2017.**

RESOLUTION #

The following Resolution was presented by Councilman Flaherty, seconded by Councilman Leonard and unanimously carried;

RESOLVED, that the Town Board here by authorizes Supervisor Shea to sign the contract for the Cold Spring Fire Company for fiscal year 2017 as approved in the Final Budget adopted by the Town Board November 16, 2016.

- 5. Resolution authorizing Supervisor Shea and the Town Board to sign the contract for the Continental Village Volunteer Fire Department, Inc. for fiscal year 2017.**

RESOLUTION #

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

RESOLVED, that the Town Board here by authorizes Supervisor Shea to sign the contract for the Continental Village Volunteer Fire Department for fiscal year 2017 as approved in the Final Budget adopted by the Town Board November 16, 2016.

- 6. Resolution authorizing Supervisor Shea to sign the contract for the Philipstown Volunteer Ambulance Corp for fiscal year 2017.**

It was noted for the record that the Ambulance Corp will only receive one half of the contracted amount until they acquire NARCAN on their rigs.

RESOLUTION #

The following Resolution was presented by Councilman Flaherty, seconded by Councilman Leonard and unanimously carried;

RESOLVED, that the Town Board here by authorizes Supervisor Shea to sign the contract for the Philipstown Volunteer Ambulance Corp for fiscal year 2017 as approved in the Final Budget adopted by the Town Board November 16, 2016.

- 7. Resolution authorizing Supervisor Shea to sign the contract for the Garrison Volunteer Ambulance and First Aid Squad, Inc. for fiscal year 2017.**

Year End Meeting
December 28, 2016

RESOLUTION #

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

RESOLVED, that the Town Board here by authorizes Supervisor Shea to sign the contract for the Garrison Volunteer Ambulance and First Aid Squad, Inc. or fiscal year 2017 as approved in the Final Budget adopted by the Town Board November 16, 2016.

8. Resolution authorizing Supervisor Shea to sign the contract between the Town and Max Garfinkle as the Town's Wetlands' Inspector for 2017.

RESOLUTION #

The following Resolution was presented by Councilman Leonard, seconded by Councilman Flaherty and unanimously carried;

RESOLVED, that the Town Board here by authorizes Supervisor Shea to sign the contract with Max Garfinkle as Wetlands' Inspector and Natural Resource Officer for fiscal year 2017 as approved in the Final Budget adopted by the Town Board November 16, 2016.

Councilman Leonard reported on the Continental Village Fire water quality issues. He referenced Ron Gainers Report noting that the line ends at the firehouse, therefore, the sediment gathers at that location. The recommendation is to let the fire hydrants bleed a little before filling their tankers, easing the sediment.

Councilman Flaherty thanked Frank Weise for his years of service to the Town and wished him the best in his retirement.

There being no further business to discuss, Councilman Van Tassel made a motion, seconded by Councilman Leonard to close the Year End Meeting at 7:55 p.m.

Respectfully submitted by,

Tina M. Merando
Town Clerk

Philipstown Depot Theatre Development Corporation Annual Meeting
January 5, 2017

ANNUAL MEETING

Supervisor Shea called the meeting to order at 7:00 pm.

Presence of a quorum was established with at least 6 of the 7 members present.

RESOLUTION #-2017

The following Resolution was presented by Councilwoman Montgomery, seconded by Flaherty and unanimously carried;

RESOLVED, that the following persons are elected directors of the corporation, each to serve for a term of three years; Jack Goldstein, Michael La Rocco, Christopher Nowak and Katharine Plummer.

RESOLUTION #-2017

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

RESOLVED, that the following person is elected director of the corporation, to serve for a term of three years; Claudio Marzollo.

There being no further business to discuss, Claudio Marzollo made a motion, seconded by Supervisor Shea to close the meeting at 7:03 p.m.

Respectfully submitted by,

Theresa Crawley
Deputy Town Clerk

The Town Board of the Town of Philipstown held their Reorganization Meeting on the above date at 7:05 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
Michael Leonard	Councilman
Robert Flaherty	Councilman

AGENDA

1. **Resolution needed naming M&T Bank of Cold Spring as the designated bank in which all Town Officers shall deposit monies for the Town of Philipstown.**

RESOLUTION #-2017

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

RESOLVED, that M&T Bank of Cold Spring is the designated bank in which all Town Officers shall deposit monies for the Town of Philipstown.

2. **Resolution needed authorizing the Supervisor to deposit town funds in one or more NOW accounts, money market accounts and/or Certificates of Deposit, providing that deposits allow monies to be available or come due in a timely manner to permit the Town to meet its financial obligations.**

RESOLUTION #-2017

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

RESOLVED, that Supervisor Shea is hereby authorized to deposit town funds in one or more NOW accounts, money market accounts and/or Certificates of Deposit, providing that deposits allow monies to be available or come due in a timely manner to permit the Town to meet its financial obligations.

3. **Resolution needed compensating for use of automobiles in the performance of official duties at the rate of \$0.56 per mile.**

RESOLUTON #-2017

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

RESOLVED, compensating for use of automobiles in the performance of official duties at the rate of \$0.56 per mile.

- 4. Resolution needed scheduling the Town Board Monthly Meeting be held at 7:30 p.m., at the Town Hall, 238 Main Street, Cold Spring, NY, on the first Thursday of each month, except when the same falls upon a legal Holiday, or due to extenuating circumstances, in which case the Regular Monthly Meeting shall be held upon the following Thursday or such day as shall be determined by the Town Board at the regular meeting preceding such legal Holiday.**

RESOLUTION #-2017

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

RESOLVED, that Town Board Monthly Meeting be held at 7:30 p.m., at the Town Hall, 238 Main Street, Cold Spring, NY, on the first Thursday of each month, except when the same falls upon a legal Holiday, or due to extenuating circumstances, in which case the Regular Monthly Meeting shall be held upon the following Thursday or such day as shall be determined by the Town Board at the regular meeting preceding such legal Holiday.

- 5. Resolution needed declaring that items for the regular Town Board Agenda must be submitted no later than the FRIDAY PRECEDING THE FIRST THURSDAY OF THE MONTH.**

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby declares that items for the regular Town Board Agenda must be submitted no later than the **FRIDAY PRECEDING THE FIRST THURSDAY OF THE MONTH.**

- 6. Resolution authorizing the Town Board to hold monthly meetings at various locations in the Town.**

RESOLUTION #-2017

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

RESOLVED, that the Town Board can hold monthly meetings at various locations in the Town.

- 7. Resolution needed that the Town Board may meet every Wednesday evening at 7:30 p.m., at the Town Hall, 238 Main Street, Cold Spring, New York, to discuss and act upon such business as may come before the Board.**

RESOLUTION #-2017

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

RESOLVED, that the Town Board may meet every Wednesday evening at 7:30 p.m., at the Town Hall, 238 Main Street, Cold Spring, New York, to discuss and act upon such business as may come before the Board.

8. **Resolution needed designating the Putnam County News & Recorder as the Town's "Paper of Record." and, simultaneously, all legal notices and similar items of information will be sent to the Highland Current.**

RESOLUTION #-2017

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

RESOLVED, that the Putnam County News & Recorder will be used as the paid-circulation paper of record for submission of all legal notices and other such information and, simultaneously, all legal notices and similar items of information will be sent to Highland Current.

9. **Resolution appointing O'Connor Davies LLC as the Town Auditors at an amount not to exceed that set forth in the 2017 budget.**

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints O'Connor Davies LLC as the Town Auditors at an amount not to exceed that set forth in the 2017 budget.

10. **Resolution needed naming Supervisor Shea to act as Budget Officer for the Town of Philipstown at a salary not to exceed that set forth in the 2017 budget.**

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby names Supervisor Shea as Budget Officer for the Town of Philipstown at a salary not to exceed that set forth in the 2017 budget

11. **Resolution appointing Susan Kenney as the Assistant Budget Officer at a salary not to exceed that set forth in the 2017 budget.**

RESOLUTION #-2017

The following Resolution was presented by Councilman Flaherty, seconded by Councilman Leonard, and unanimously carried;

RESOLVED, that the Town Board hereby appoints Susan Kenney as the Assistant Budget Officer at a salary not to exceed that set forth in the 2017 budget.

12. Resolution authorizing Supervisor Shea to appoint Susan Kenney as Comptroller at a salary not to exceed that set forth in the 2017 budget.

RESOLUTION #-2016

The following Resolution was presented by Councilman Leonard, seconded by Councilman Flaherty, and unanimously carried;

RESOLVED, that the Town Board hereby appoints Susan Kenney as Comptroller at a salary not to exceed that set forth in the 2016 budget.

13. Resolution authorizing Supervisor Shea to appoint Dorothy Turner as Confidential Secretary to the Supervisor at a salary not to exceed that set forth in the 2017 budget.

RESOLUTION #-2017

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

RESOLVED, that Supervisor Shea hereby appoints Dorothy Turner as Confidential Secretary to the Supervisor at a salary not to exceed that set forth in the 2017 budget.

14. Resolution authorizing Supervisor Shea to appoint Maureen Etta as Safety Coordinator at a salary not to exceed that set forth in the 2017 budget.

RESOLUTION #-2017

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

RESOLVED, that Supervisor Shea hereby appoints Maureen Etta as Safety Coordinator at a salary not to exceed that set forth in the 2017 budget.

15. Resolution needed setting Petty Cash Funds:

Town Clerk/Tax Collector	not to exceed \$450.00 at a time
Superintendent of Highways	not to exceed \$100.00 at a time
Board of Assessors	not to exceed \$ 65.00 at a time
Recreation Department	not to exceed \$450.00 at a time
Code Administration	not to exceed \$ 50.00 at a time
Justice	not to exceed \$200.00 at a time

RESOLUTION #-2017

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

RESOLVED, that the following Petty Cash Funds are approved:

Town Clerk/Tax Collector	not to exceed \$450.00 at a time
Superintendent of Highways	not to exceed \$100.00 at a time

Board of Assessors	not to exceed \$ 65.00 at a time
Recreation Department	not to exceed \$450.00 at a time
Code Administration	not to exceed \$ 50.00 at a time
Justice	not to exceed \$200.00 at a time

- 16. Resolution appointing Supervisor Shea as a voting delegate to the Annual Association of Town's Meeting and naming Town Clerk Merando an alternate delegate in the event Supervisor Shea is unable to attend.**

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints Supervisor Shea as a voting delegate to the Annual Association of Town's Meeting and naming Town Clerk Merando as an alternate delegate in the event Supervisor Shea is unable to attend.

- 17. Resolution appointing Tina M. Merando as Registrar of Vital Statistics for the Town of Philipstown and that her compensation is the fee allowed by law.**

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints Tina M. Merando as Registrar of Vital Statistics for the Town of Philipstown and that her compensation is the fee allowed by law.

- 18. Resolution appointing Greg Wunner as Code Enforcement Officer and Fire Marshall at a salary not to exceed that set forth in the 2017 budget**

RESOLUTION #-2017

The following Resolution was presented by Councilman Flaherty, seconded by Councilman Leonard, and unanimously carried;

RESOLVED, that the Town Board hereby appoints Greg Wunner as Code Enforcement Officer, and Fire Marshall at a salary not to exceed that set forth in the 2017 budget.

- 19. Resolution appointing Robert Emerick as Deputy Code Administrator at a salary not to exceed the amount set forth in the 2017 budget.**

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints Robert Emerick as Deputy Code Administrator at a salary not to exceed the amount set forth in the 2017 budget.

20. Resolution appointing Mariann Landolfi as Clerk to the Code Administrator at a salary not to exceed the amount set forth in the 2017 budget.

RESOLUTION #-2017

The following Resolution was presented by Councilman Flaherty, seconded by Councilman Leonard, and unanimously carried;

RESOLVED, that the Town Board hereby appoints Mariann Landolfi as Clerk to the Code Administrator at a salary not to exceed the amount set forth in the 2017 budget.

21. Resolution appointing Linda Valentino as recording Secretary to the Planning, Zoning and Conservation Boards.

RESOLUTION # 2017

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

RESOLVED, that the Town Board hereby appoints Linda Valentino as recording Secretary to the Planning, Zoning and Conservation Boards.

22. Resolution appointing Susan DiStefano as Clerk to the Assessor at a salary not to exceed the amount set forth in the 2017 budget.

RESOLUTION #-2017

The following Resolution was presented by Councilman Leonard, seconded by Councilman Flaherty, and unanimously carried;

RESOLVED, that the Town Board hereby appoints Susan DiStefano as Clerk to the Assessor at a salary not to exceed the amount set forth in the 2017 budget.

23. Resolution appointing Adam Hotaling as Deputy Highway Superintendent at a salary not to exceed that set forth in the 2017 budget.

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints Adam Hotaling as Deputy Highway Superintendent at a salary not to exceed that set forth in the 2017 budget.

24. Resolution appointing Maureen Etta as Clerk supporting the Highway Department at a salary not to exceed that set forth in the 2017 budget.

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints Maureen Etta as Clerk to the Highway Department at a salary not to exceed that set forth in the 2017 budget.

- 25. Resolution appointing Teri Fleming as Clerk to the Highway Superintendent at a salary not to exceed that set forth in the 2017 budget.**

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints Teri Fleming as Clerk to the Highway Superintendent at a salary not to exceed that set forth in the 2017 budget.

- 26. Resolution appointing Annette Flaherty as Clerk to the Town Justices at a salary not to exceed the amount set forth in the 2017 budget.**

RESOLUTION #-2017

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

RESOLVED, that Annette Flaherty is hereby appointed Clerk to the Town Justices at a salary not to exceed the amount set forth in the 2017 budget.

- 27. Resolution appointing Kelly Bosco Friske as Clerk to the Town Justices at a salary not to exceed the amount set forth in the 2017 budget.**

RESOLUTION #-2017

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

RESOLVED, that Kelly Bosco Friske is hereby appointed Clerk to the Town Justices at a salary not to exceed the amount set forth in the 2017 budget.

- 28. Resolution appointing Mark Forlow as Town Historian**

RESOLUTION #-2017

The following Resolution was presented by Councilman Leonard, seconded by Councilman Flaherty, and unanimously carried;

RESOLVED, that Mark Forlow is hereby appointed Town Historian.

- 29. Resolution appointing James Loeb, Adam L. Rodd and Stephen J. Gaba of Drake, Loeb PLLC, as Counsel to the Town of Philipstown, to serve at the pleasure of the Town Board, to advise the Town Board, Planning Board, Zoning Board and handle Special Land Use issues; said attorney to be compensated at the rate of \$175.00 per hour to represent the Town Board, \$175.00 per hour to represent the Zoning Board of Appeals, \$600.00 per month to represent the Planning Board for general**

services, advice and attendance at meetings, and at the rate of \$185.00 per hour for time to be charged to applicant's matters.

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints James Loeb, Adam L. Rodd and Stephen J. Gaba of Drake, Loeb PLLC, as Counsel to the Town of Philipstown, to serve at the pleasure of the Town Board, to advise the Town Board, Planning Board, Zoning Board and handle Special Land Use issues; said attorney to be compensated at the rate of **\$175.00 per hour** to represent the Town Board, **\$175.00 per hour** to represent the Zoning Board of Appeals, **\$600.00 per month** to represent the Planning Board for general services, advice and attendance at meetings, and at the rate of **\$185.00 per hour** for time to be charged to applicant's matters.

- 30. Resolution appointing Robert Cinque as Counsel to handle various litigation matters, including Tax Certiorari Litigation and shall be compensated at a rate of \$125.00 per hour, plus out-of-pocket expenses.**

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints Robert Cinque as Counsel to handle various litigation matters, including Tax Certiorari Litigation and shall be compensated at a rate of **\$125.00 per hour**, plus out-of-pocket expenses.

- 31. Resolution appointing Robert Cinque as Counsel to the Town Attorney to handle Code Prosecutions and advise Code Administrator Officer at the rate of pay not to exceed that set forth in the 2017 budget.**

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints Robert Cinque as Counsel to the Town Attorney to handle Code Prosecutions and advise Code Administrator Officer at the rate of pay not to exceed that set forth in the 2017 budget.

- 32. Resolution appointing Tina M. Merando and Joan Clauss as Marriage Officers.**

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints Tina M. Merando and Joan Clauss as Marriage Officers.

33. Supervisor Shea to appoint Nancy Montgomery as Deputy Supervisor.

Supervisor Shea hereby appoints Nancy Montgomery as Deputy Supervisor.

34. Town Clerk Merando to appoint Theresa Crawley as Deputy Town Clerk, Deputy Tax Collector and Deputy Registrar at a salary not to exceed that set forth in the 2017 budget.

Town Clerk Merando hereby appoints Theresa Crawley as Deputy Town Clerk, Deputy Tax Collector and Sub-Registrar at a salary not to exceed that set forth in the 2017 budget.

35. Town Clerk Merando to appoint Tara Percacciolo as Deputy Town Clerk and Deputy Tax Collector at a salary not to exceed that set forth in the 2017 budget.

Town Clerk Merando hereby appoints Tara Percacciolo as Deputy Town Clerk and Deputy Tax Collector at a salary not to exceed that set forth in the 2017 budget.

36. Resolution appointing Mark Galezo Chairman of the Conservation Board.

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints Mark Galezo Chairman of the Conservation Board.

37. Resolution authorizing compensation for the Garrison School Crossing Guard as per budget allocations not to exceed that set forth in the 2017 budget.

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby authorizes compensation for the Garrison School Crossing Guard as per budget allocations not to exceed that set forth in the 2017 budget.

38. Resolution appointing the following to the Continental Village Water District:

Ralph Bassignani	Superintendent
Diane Barton	Water Tax Collector
Edward Barticiotto	Assistant Water Treatment Plant Operator
Steve LeClaire	Assistant Water Treatment Plant Operator
Stan Houghton	Assistant Water Treatment Plant Operator

RESOLUTION #-2017

The following Resolution was presented by Councilman Leonard, seconded by Councilman Flaherty, and unanimously carried;

RESOLVED, that the Town Board hereby appoints the following to the Continental Village Water District.

Ralph Bassignani	Superintendent
Diane Barton	Water Tax Collector
Edward Barticiotto	Assistant Water Treatment Plant Operator
Steve LeClaire	Assistant Water Treatment Plant Operator
Stan Houghton	Assistant Water Treatment Plant Operator

39. Resolution appointing Michael Phelan, Ralph Bassignani, and Vincent Cestone to the Continental Village Water District Advisory Committee.

Michael Phelan

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints Michael Phelan, Ralph Bassignani and Vincent Cestone to the Continental Village Water District Advisory Committee:

Michael Phelan

40. Resolution appointing Michael Phelan as Superintendent of the Continental Village Park District.

RESOLUTION #37-2017

The following Resolution was presented by Councilman Flaherty, seconded by Councilman Leonard, and unanimously carried;

RESOLVED, that the Town Board hereby appoints Michael Phelan as Superintendent of the Continental Village Park District.

41. Resolution appointing the following to the Continental Village Park District Advisory Council:

John Sullivan
Frederick Romer
Tony Galfano
Vincent Cestone
Ralph Bassignani

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints the following to the Continental Village Park District Advisory Council:

John Sullivan
Frederick Romer
Tony Galfano
Vincent Cestone
Ralph Bassignani

42. Resolution setting the Recreation pay scale for 2017 as follows:

<u>SEASONAL EMPLOYEES</u>		<u>RANGE</u>
Sports Directors & Managers	Season	\$ 800 - \$1,800
Youth Assistants	Hour	\$ 9.00- \$15.00
Adult Referees/Umpires	Hour	\$15.00-\$30.00
Youth Referees/Umpires	Hour	\$ 9.00 -\$15.00
Scorer/Timer	Hour	\$ 9.00 -\$15.00
Equipment Handlers	Hour	\$ 9.00- \$15.00
Pre-school & After School Directors	Hour	\$12.00-\$40.00
Assistants	Hour	\$ 9.00- \$15.00
Custodial	Hour	\$ 9.00 -\$15.00
 <u>DIRECTORS/INSTRUCTORS</u>		
Camps/Clinics/Theatre	Hour	\$10.00-\$30.00
Certified Teachers	Hour	\$10.00-\$30.00
Youth Assistants	Hour	\$ 9.00-\$15.00
Specialists	Hour	\$20.00-\$65.00
Park/Facilities Maintenance	Hour	\$ 9.00- \$20.00

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby sets the Recreation pay scale for 2017 as indicated above.

43. Resolution setting the 2017 hourly rate for part- time stenographers and part-time clerks as follows:

Ann Gallagher, Special Services Clerk	\$24.00/hr
Ryan Allen, Recycling Center p/t	\$16.50/hr.
Lillian Moshier, School Crossing Guard	\$20.00/hr.
Kathleen DiBart, School Crossing Guard	\$20.00/hr.

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby sets the 2017 hourly rate for part-time stenographers and part-time clerks as follows:

Ann Gallagher, Special Services Clerk	\$24.00/hr
Ryan Allen, Recycling Center p/t	\$16.50/hr.
Lillian Moshier, School Crossing Guard	\$20.00/hr.
Kathleen DiBart, School Crossing Guard	\$20.00/hr.

44. Resolution appointing Ande Merante as Chairman of the Planning Board.

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints Ande Merante as Chairman of the Planning Board.

45. Resolution appointing Robert Dee as Chairman of the Zoning Board of Appeals.

RESOLUTION #-2017

The following Resolution was presented by Councilman Van Tassel, seconded by Councilwoman Van Tassel, and unanimously carried;

RESOLVED, that the Town Board hereby appoints Robert Dee as Chairman of the Zoning Board of Appeals.

46. Resolution appointing Max Garfinkle as Wetlands Inspector and Natural Resource Officer.

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints Max Garfinkle as Wetlands Inspector and Natural Resource Officer

47. Resolution appointing Robert Ferris Dog Control Officer.

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby appoints Robert Ferris Dog Control Officer.

48. Supervisor Shea appoints the following Council members as liaisons to the following:

Highway Committee	John Van Tassel
Planning Board	Robert Flaherty
Land & Building	Richard Shea/John Van Tassel/Robert Flaherty
Zoning Board	John Van Tassel
Conservation Board	Michael Leonard
Village of Nelsonville	John Van Tassel
Village of Cold Spring	Robert Flaherty
CVPOA	Michael Leonard
Haldane School	Nancy Montgomery & John Van Tassel
Garrison School	John Van Tassel & Nancy Montgomery
Finance Committee	Philippe Cotennac, Nat Prentice, Elizabeth Anderson, Donna Pidala
Recreation	John Van Tassel/Nancy Montgomery
Butterfield Library	Nancy Montgomery
Information Liaisons	Nancy Montgomery
Putnam County Liaison	Nancy Montgomery/All Board Members
Coalition that Cares Liaison	Nancy Montgomery

49. 2017 Holiday Schedule

New Year's Day	Monday	01-02-2017
Martin Luther's King Day	Monday	01-16-2017
Presidents Day	Monday	02-20-2017

Re-Organizational Meeting
January 5, 2017

Good Friday	Friday	04-14-2017
Memorial Day	Monday	05-29-2017
Independence Day	Tuesday	07-04-2017
Labor Day	Monday	09-04-2017
Columbus Day	Monday	10-09-2017
Election Day	Tuesday	11-07-2017
Veterans Day	Friday	11-10-2017
Thanksgiving	Thursday	11-23-2017 & 11-24-2017 *
		*(day taken after Thanksgiving must be charged to comp or vacation time)
Christmas	Monday	12-25-2017

RESOLUTION #-2017

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

RESOLVED, that the Town Board hereby approves the 2017 Holiday Schedule as indicated above.

There being no further business to discuss Councilman Van Tassel made a motion, seconded by Councilman Flaherty, and unanimously carried to close the Reorganization Meeting at 7:31 p.m.

Respectfully submitted by,

Theresa Crawley
Deputy Town Clerk

Monthly Town Board Meeting
January 5, 2017

The Town Board held their Monthly Meeting on the above date at 7:31 p.m., the Town Hall, 238 Main Street, Cold Spring, New York 10516.

PRESENT:

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

Supervisor Shea opened the meeting with the Salute to the Flag.

REVIEW OF MINUTES

Public Hearing of November 9, 2017 – CV Park & Water Budget were reviewed.

Councilman Leonard made a motion, seconded by Councilman Flaherty that the Minutes of the Public Hearing of November 9, 2016 – CV Park & Water Budget, are hereby approved as presented.

Public Hearing of November 9, 2016 – General Budget, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilman Flaherty that the Minutes of the Public Hearing – General Budget of November 9, 2016, are hereby approved as presented.

Minutes of the Special Town Board Meeting of November 9, 2016, were reviewed.

Councilman Flaherty made a motion, seconded by Councilman Leonard that the Minutes of the Special Town Board Meeting of November 9, 2016, are hereby approved as presented.

Minutes of the Special Town Board Meeting of November 16, 2016, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilman Flaherty that the Minutes of the Special Town Board Meeting – Adopt Town Budget for 2017 of November 16, 2016, are hereby approved as presented.

COMMITTEE REPORTS

CONSERVATION BOARD – Councilman Leonard reported that they met on December 13, 2016. There were two applications on the agenda: Clove Creek & Sprout Brook and Griffins Landscaping. The next meeting is scheduled for January 10, 2017

RECREATION – Councilman Van Tassel attended the December 13, 2016 at which time the minutes and financial reports read and approved. There was a discussion on projects: the gym floor was done, the ice rink assembled and was filled, and new water fountains have been installed. Amber reported that all three boilers are working. The Winter Carnival has been scheduled for February 11, 2017 – many events have been planned. The next meeting is scheduled for January 31, 2017.

RECYCLING – Councilwoman Montgomery reported that there was nothing new this month.

PLANNING BOARD – Councilman Flaherty reported that they did not meet in December. The next meeting is scheduled for January 12, 2017.

ZONING BOARD – Councilman Van Tassel reported that they did not meet in December. The next meeting is scheduled for January 9, 2017.

HIGHWAY – Councilman Van Tassel read the report submitted by Highway.

BUILDING & LAND ACQUISITION – Supervisor Shea said that there is an item on the agenda and there would be further discussion at that time.

CEMETERY COMMITTEE – Councilman Leonard reported that they met on December 13, 2016. They discussed mapping of the Mountain Avenue cemetery. There was a meeting on December 14, 2016 with the towns and the county (although the representative for the County did not come). Councilman Leonard reported that he had received a Veterans Book that was created by the County. Interestingly enough Philipstown has the only Confederate Soldier buried in a Putnam County Cemetery. He also reported that they have received some private funding. The next meeting will be held on January 10, 2017.

PUTNAM COUNTY LEGISLATOR – Legislator Scuccimarra was unable to attend tonight's meeting.

Councilman Flaherty reported that he had poured the foundation for the Betty Budney Memorial and said that the bench is ready to be delivered and the bricks will arrive next week. The memorial should be done by the spring. Councilman Flaherty thanked Valenti Concrete for donating the concrete that was used for the foundation.

Supervisor Shea thanked Councilman Flaherty for all his work on the project.

**TOWN OF PHILIPSTOWN
MONTHLY REPORT OF TOWN SUPERVISOR
MONIES RECEIVED AS OF JANUARY 5, 2017**

GENERAL & PART-TOWN FUNDS

Re Community Paper Recycling	\$59.10
Justice Fee 11/16	14,838.50
CTV Fees	13,989.00
CTV Fees	20,916.00
AW Scrap Metal	239.00
AW Scrap Metal	189.00
AW Scrap Metal	123.00
Re Community Paper Recycling	70.20
PC Mart Tax	200,251.04
PC Cemetery Mowing	4,570.00
Rec Fees 11/16	39,949.85
Rec Fees 12/16	24,810.64
Bldg. Fees 12/16	21,814.05

HIGHWAY FUND

Put. Co. Gas	59.20
Put. Co. Gas	298.04
Put. Co. Gas	1,157.18
Gen Fund Gas	251.79
Gen Fund Gas	228.40
Put. Co. Gas	248.27
NYS CHIPS	176,703.80
NYS CHIPS	30,867.09
Put. Co. Gas	1,469.59

CONTINENTAL VILLAGE WATER DISTRICT

CONTINENTAL VILLAGE PARK DISTRICT

AGENDA

1. Lynda Ewen to address the Town Board with regard to the Philipstown Senior Citizens Club.

Ms Ewen stated that she wanted to bring the Board up to date with what was going on with the Philipstown Senior Citizens Club. She noted that they have 100 members; 24 honorary members over the age of 85. They are an independent organization and their mission is to provide fellowship, advocacy and education. The club has been working with the County and Town and wanted to thank the Town for their support. The recreation center has been fantastic with the trips, luncheons and exercise classes which give the seniors the opportunity to meet people and interact.

The group wanted to thank Barbara Scuccimarra for her work with them in regard to the senior center. Legislator Scuccimarra organized a presentation with the architect to inform the seniors to what was going to be done at the new center and they were happy with the design. Ms Ewen went on to say that they are not happy with the fact that there will not be a sprinkler system in the new center. She noted that seniors have a hard time getting around and if something should happen it would take time to get out of the building. Ms. Ewen is asking the Town to get involved with helping the seniors to get sprinklers in the building. Councilwoman Montgomery said that by law it was not required. Supervisor Shea said that they would see what they could do to help with this.

Ms. Ewen thanked the Board again, and said that she is optimistic with the future of the center.

2. Resolution rejecting all the bids for the Fair Street Sidewalk Project.

Supervisor Shea said that all the bids came in over what they expected therefore this project would not happen at this time unless they could come up with more money.

RESOLUTION #-2017

The following Resolution was presented by Councilman Flaherty, seconded by Councilman Leonard and unanimously carried;

RESOLVED, that the Town Board hereby rejects all bids submitted by Land Works Excavating, Inc., Con Tech Construction Technology, Inc., and Sun Up Enterprises, Inc. for the Fair Street Sidewalk Improvements which were opened on September 28, 2016.

3. Resolution awarding the bid for the Town Hall Annex (Dahlia House).

Supervisor Shea said that four (4) bids were received on this project. He sat down and compared all the bids. It seems that Advanced Construction Systems is the low bidder

and if they meet the insurance requirements and then have a preconstruction meeting Supervisor Shea will be satisfied in awarding them the bid.

Councilman Van Tassel asked what was their background and Supervisor Shea said that they would request some references from them.

RESOLUTION #-2017

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

RESOLVED, that the Town Board of the Town of Philipstown hereby awards the bid for the Town Hall Annex (Dahlia House) Project to Advanced Construction Systems, 50 Wildwood Drive, Wappingers, New York 12590 in an amount not to exceed \$219,400.00.

The vote on the foregoing resolution was as follows:

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

RESOLUTION #-2017

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

RESOLVED, that the Town Board of the Town of Philipstown hereby awards the bid for the Town Hall Annex (Dahlia House) – Heating, Air Conditioning and Ventilation portion to Comfort Master Heating and Cooling Services, 3191 Route 9, Cold Spring, New York 10516 in an amount not to exceed \$32,000.00.

The vote on the foregoing resolution was as follows:

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

RESOLUTION #-2017

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

RESOLVED, that the Town Board of the Town of Philipstown hereby awards the bid for the Town Hall Annex (Dahlia House) - Electric portion to Pidala Electric Inc., 3212 Route 9, Cold Spring, New York 10516 in an amount not to exceed \$42,900.00.

The vote on the foregoing resolution was as follows:

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

4. Resolution scheduling a Public Hearing for a request for abandonment of a portion of the right-of-way for Old Albany Post Road.

Supervisor Shea that this is a request from a resident on that road whose house is partially in the right of way. They are trying to sell their property and can't get title insurance for it. The Town Attorney does not feel there is any risk to the Town in doing this. Any fees that might be incurred will be paid by the resident with no cost to the Town.

RESOLUTION #-2017

The following Resolution was presented by Councilman Flaherty, seconded by Councilman Leonard and unanimously carried;

WHEREAS, Thomas Whyatt and Tobin Whyatt have submitted a request to the Town of Philipstown to abandon a portion of the right of way along Old Albany Post Road fronting on the property located at 848 Old Albany Post Road; and

WHEREAS, a survey identifying the portion of the right of way along Old Albany Post Road requested to be abandoned has been provided to the Town Board; and

WHEREAS, the Town Board is willing to entertain the said request to abandon a portion of the right of way along Old Albany Post Road pursuant to New York State Highway Law §205; and

NOW, THEREFORE BE IT RESOLVED as follows:

1. That the Town of Philipstown Town Board acknowledges receipt of the request of Thomas Whyatt and Robin Whyatt for the Town to abandon a portion of the right of way along Old Albany Post Road fronting on the property located at 848 Old Albany Post Road; and
2. That Town of Philipstown Town Board hereby refers the said request to the Town Highway Superintendent, the Town's Engineering Consultant and the

Town's Attorney for review and submission of a report and recommendation;
and

3. That the Town of Philipstown Town Board hereby requires submission of an escrow account to be held by the Town Clerk in the amount of Four Thousand and 00/100 Dollars (\$4,000.00) payable by Thomas Whyatt and Robin Whyatt out of which all costs and expenses of the Town in connection with the said request shall be paid; and
4. That a Public Hearing on the said request is hereby set for January 18, 2017 at 7:30 o'clock p.m. and that due notice of the same is directed to be given by publication and posting.

The vote on the foregoing resolution was as follows:

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

5. Schedule Workshops/Meetings.

January 18, 2017 @7:30pm – Public Hearing for the abandonment of a portion of the right of way for Old Albany Post Road.

6. Code Enforcement Monthly Report.

Town Clerk Merando read the report which is on file in the Town Clerks office.

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

Town Clerk Merando announced that there was an additional item for the agenda tonight; a resolution approving an agreement with PayPal, Inc. This is for accepting on line credit card payments.

RESOLUTION #-2017

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

WHEREAS, the Town of Philipstown Town Board has received a proposed Agreement with PayPal, Inc. for provision of payment services, a copy of which is annexed hereto; and

WHEREAS, under the said Agreement individuals may make payments to the Town via credit cards through PayPal payment services on condition that a service charge is added to the amount of the payment in the amounts indicated on the schedules in the said Agreement ; and

WHEREAS, the Town Board is willing to approve the PayPal agreement on condition that the cost of the service charge on such credit card transactions is paid by the individuals making the payments; and

NOW, THEREFORE BE IT RESOLVED as follows:

1. That the Town of Philipstown Town Board hereby approves the said payment services agreement with PayPal, Inc.;
2. That it shall be a condition of offering the payment by credit card service under the said Agreement to the public that the cost of the service charge on the credit card transactions shall be borne by the payers and shall be added to the amount being paid to the Town; and
3. That the Town Clerk is hereby authorized to execute the said Agreement on behalf of the Town as well as any other and further documents necessary to put the said Agreement into effect.

The vote on the foregoing resolution was as follows:

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

Councilman Flaherty thanked Judge Tomann for filling in for the time that was open due to Judge Steiner retiring. He also thanked Frank Weise for all his 34 years of service to the Town and wished him well in his retirement. Councilman Flaherty went on to thank the new members of the Garrison Fire District and commented on how well the elections went with a very large turnout. He then welcomed Judge Camille Linson.

Supervisor Shea wanted to say that they do appreciate all the Garrison Fire Department does and did not want people to think that the Town Board was roughing them up because they questioned the increased budget. He wished that there had been a better dialogue and this could have been avoided.

they questioned the increased budget. He wished that there had been a better dialogue and this could have been avoided.

Councilwoman Montgomery reminded everyone that St. Christopher's Inn has a seminar on the first Sunday of every month @2:30pm, for opioid prevention training.

AUDIENCE

Kim Conner addressed the Board with a question on the credit card payment for taxes. She asked Town Clerk Merando if there were any fee associated with it. Town Clerk Merando responded that there were; 2.2% plus a transaction of \$.30.

Frank Keenan addressed the Board with regard to the sprinkler system at the senior center. His view is that this issue should be left up to the experts.

Nat Prentiss thanked Councilman Flaherty for acknowledging a very inspirational event that took place in Garrison and was delighted by the turnout. He went on to thank the Town Clerks Office, Kim and Liz with the newspapers for getting the word out. Most importantly he thinks that the people said something important and that is that they do not want to see anymore bickering. They would like to put all this behind us.

VACANCIES

Conservation Board (1)

APPROVAL OF VOUCHERS

Councilwoman Montgomery made a motion, seconded by Councilman Flaherty and unanimously carried that the General Vouchers in the amount of \$415,485.32 are hereby approved as set forth in Abstract 12A & 1.

Councilman Leonard made a motion, seconded by Councilman Flaherty and unanimously carried that the Highway Vouchers in the amount of \$132,070.64 are hereby approved as set forth in Abstract 12A & 1.

Councilman Flaherty made a motion, seconded by Councilman Van Tassel and unanimously carried that the CVPD Vouchers in the amount of \$2,082.88 are hereby approved as set forth in Abstract 12A & 1.

Councilman Leonard made a motion, seconded by Councilman Flaherty and unanimously carried that the CVWD Vouchers in the amount of \$5,379.30 are hereby approved as set forth in Abstract 1.

Monthly Town Board Meeting
January 5, 2017

There being no further business to discuss, Councilwoman Montgomery made a motion, seconded by Councilman Leonard to close the Monthly Meeting at 8:20 p.m.

Respectfully submitted by,

Theresa Crawley
Deputy Town Clerk

RESOLUTION

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

RESOLVED, that the Town Board hereby authorizes Councilwoman Montgomery as the Alternate Delegate for the Association of Town's Meeting.

RESOLUTION

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

RESOLVED, that the Town Board hereby re-appoints Robert Dee to serve as a member of the Philipstown Zoning Board of Appeals to a five (5) year term which will expire on March 31, 2022.

RESOLUTION

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

RESOLVED, that the Town Board hereby re-appoints Neal Tomann to serve as a member of the Philipstown Planning Board to a four (4) year term which will expire on March 31, 2021.

RESOLUTION

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

RESOLVED, that the Town Board hereby re-appoints Mary Finger to serve as a member of the Philipstown Planning Board to a four (4) year term which will expire on March 31, 2021.

RESOLUTION

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

RESOLVED, that the Town Board hereby re-appoints Lew Kingsley to serve as a member of the Philipstown Conservation Board to a two (2) year term which will expire on March 31, 2019.

RESOLUTION

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

RESOLVED, that the Town Board hereby re-appoints M.J. Martin to serve as a member of the Philipstown Conservation Board to a two (2) year term which will expire on March 31, 2019.

6

RESOLUTION

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

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to sign the contract between the Town of Philipstown and the Putnam Humane Society for shelter services for fiscal year 2017.

Putnam



Humane Society

Help Us to Help Them

January 2, 2017

Supervisor Richard Shea
Office of the Supervisor
PO Box 155, 238 Main St.
Philipstown, N.Y. 10516

Dear Supervisor Shea,

Happy New Year! Enclosed is the contract for shelter services between the Town of Philipstown and the Putnam Humane Society for 2017.

We thank you and your board for your continued support, and wish you all the best in 2017.

Sincerely,

Michele Dugan
President PHS Board of Directors

PO Box 297

Carmel, NY 10512

845-225-7777

www.puthumane.org

AGREEMENT BETWEEN THE TOWN OF PHILIPSTOWN AND
THE PUTNAM COUNTY HUMANE SOCIETY FOR THE PROVISION
OF DOG SHELTER SERVICES FOR THE YEAR OF 2017

AGREEMENT made and entered into this 1st day of **January 2017** by and between the TOWN OF PHILIPSTOWN, a municipal corporation of the State of New York, having its principal office and place of business at 238 Main Street, Cold Spring, New York, 10516 (the "TOWN"), and the PUTNAM COUNTY HUMANE SOCIETY, a New York not-for-profit corporation, having as its principal mailing address at P.O. Box 297, Philipstown, New York 10512 (the "Society")

WITNESSETH

IN CONSIDERATION OF the mutual promises, covenants and conditions contained herein, the parties hereby agree as follows:

1. This agreement is for a term of one (1) year, commencing on **January 1st, 2017**, and terminating **on December 31st, 2017**. Said commencement is subject to the provisions of paragraph 4 below.
2. The Society shall provide dog shelter services in accordance with the provisions set forth in Article 7 of the Agriculture and markets law of the State of New York. It is expressly understood that the Town will provide its own Dog Control Officer and be responsible for such services and matters related thereto.
3. In consideration of the foregoing, the Town agrees to pay to the Society the sum of **\$10,500**.
4. The foregoing consideration shall be made as a single payment on or before March 1, 2017. It is understood that the duties, obligations and responsibilities of the Society hereunder shall all immediately terminate in the event that the said single payment shall not have been made by March 1, 2017.
5. The Society shall be open to the public from 10:00 AM until 4:30 PM, seven (7) days a week and is presently opened on Holidays. The Town's Dog Control Officer shall have access to the facility 24 hours per day, seven days per week.
6. Subject to limitations of capacity, the Society will accept privately owned dogs to be surrendered by Town residents provided they are 'adoptable'. "Adoptable" means the dogs are not aggressive, do not hite and are not of poor health or old age. PHS does make exceptions for older dogs that are adoptable. We have placed many senior dogs, and also offer a foster program for senior dogs with special needs. Residents may bring the dogs to the shelter by appointment during the hours that the shelter is open. The shelter will require such pets are spayed/neutered, vaccinated, and tested for heartworm disease. If they are not, the owner will be asked to donate towards having these services done if they are able.

7. The Society will not assume any liability, responsibility or costs associated with the Town providing its own Dog Control Officer services. This includes such services in connection with dogs that require emergency medical attention prior to being brought to the Society. The Town will provide the Society the name of the dog Control Officer and a means by which to contact said Dog Control Officer.
8. This agreement is and shall be exclusively for shelter services and shall not include any veterinary, training or other services associated with or customarily utilized by or for dogs.
9. Except as may be otherwise provide herein, the parties agree to comply with all of the provisions of the law of the state of New York applicable to the Agreement and the subject matter thereof.
10. Neither party may assign or transfer this Agreement or any rights hereunder without the prior express written consent of the other party.
11. In the event of any breach of this Agreement or any default hereunder without the prior express written consent of the other party, at is sole option, the non breaching party shall have the right to terminate this Agreement upon thirty (30) days written notice, sent by certified mail, return receipt requested, to the breaching party. In such event, an amount equal to the unused portion of the single payment provided for in paragraph 3 above shall be refunded to the Town.
12. The Society makes no representation that this Agreement fulfills the obligations of the Town under the Agriculture and Market Law, except that the Society is a duly incorporated humane society authorized to provide shelter services in accordance with Section 115 of the New York Agriculture and Markets Law.
13. All representations made by the Society to the Town are contained in this Agreement and any representations made outside of this Agreement, whether written, verbal or otherwise, are deemed merged into and superseded by this Agreement.
14. This Agreement constitutes the entire agreement between the parties and any amendments thereto or modifications thereof shall be in writing signed by both parties. Subject to the provisions of paragraphs 10 and 12, this Agreement shall ensure to and be binding upon the heirs, successors and assigns of the parties hereto. This Agreement shall be construed in accordance with the laws of the State of New York. In the event any part of this Agreement be held invalid or unenforceable by any Court, the remaining parts of this Agreement shall nevertheless remain in full force and effect.
15. The Society will turn over to the Town by the 7th day of each month all Town seizure records and related fees.
16. The Society shall comply with the Town of Philipstown's Insurance Requirements as listed in the attached Schedule "A" Certificates of Insurance as required by said Insurance Requirements shall be furnished with the signed counterparts of this contract.

17. The Society shall comply with all applicable Federal and State laws, statues, rules and regulations in regard to the preparation and submission of an independent financial audit and, if required to prepare same, shall submit said independent financial report with ninety (90) days to the close of their fiscal year.

IN WITNESS WHEREOF the parties have caused this Agreement to be duly executed as of the day and year first above written.

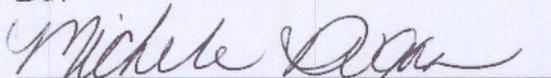
TOWN OF PHILIPSTOWN

BY:

Richard Shea, Supervisor

PUTNAM COUNTY HUMANE SOCIETY

BY:



Michele Dugan, President

RESOLUTION

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

RESOLVED, that the Town Board hereby revises the Fee Schedule for the Town of Philipstown for Chapter 89 entitled Filming - Code of the Town of Philipstown as follows:

Fee	Type	Property
\$0	Student	Public or Private
\$25	Public service/teaching Not for profit	Private
\$50	Public service/teaching, Not for profit	Public
\$100	Agency Advertising	Private
\$200	Agency Advertising	Public
<u>\$800</u>	<u>Feature film/TV video</u>	<u>Private</u>
<u>\$1,500</u>	<u>Feature film/TV video</u>	<u>Public</u>

*Ret -
Make out to*

#700. -

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET
ALBANY, NY 12231

Local Law Filing *Town of Philipstown.*

(Use this form to file a local law with the Secretary of State.)

5.

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

- County
- City of Philipstown
- Town
- Village

Local Law No. 4 of the year 20 07

A local law to add Chapter 89 entitled Filming to the Code of the
(Insert Title)
Town of Philipstown

Be it enacted by the Town Board of the
(Name of Legislative Body)

- County
- City of Philipstown as follows:
- Town
- Village

(Delete this line of text and enter text of local law here)

(If additional space is needed, attach pages the same size as this sheet, and number each.)

SECTION 1. The Code of the Town of Philipstown is hereby amended to add a New Chapter 89 entitled Filming as follows:

§Section: 89-1 Legislative Findings and Intent.

- A. The Town Board finds that interest in filming, videotaping and recording on private and public property has been increasing in the Town of Philipstown for commercial purposes, which has resulted in possible hardship, inconvenience, danger and discomfort to large numbers of residents of the Town of Philipstown due to disruption of traffic on public streets and in private neighborhoods.
- B. By reason of the foregoing, the Town Board finds that the health, safety and welfare of the residents of the Town of Philipstown will be served by the adoption of a Local Law, which provides a means of regulating, by license, any filming, videotaping or recording, in a commercial manner, on public or private property.
- C. The Town Board does hereby ordain and enact this chapter to accomplish the aforesaid purposes.

§Section: 89-2 Definitions.

As used in this chapter, the following terms shall have the meaning indicated:

FILMING -- The recording of film, video tape or other medium of motion pictures, commercials, documentaries, shows, performances, athletic or sport events, or other similar events or activities, including still photography. Filming by and intended for the exclusive use of the owner and his/her immediate family shall be excepted herefrom. Filming should include setup and breakdown time.

PRIVATE LANDS -- All other areas within the Town of Philipstown other than Public lands, including areas zoned for residential as well as business use.

PUBLIC LANDS -- Any and every public building, street, highway, sidewalk or square, public park or playground or other public place within the jurisdiction and control of the Town of Philipstown.

§Section: 89-3 Permits.

- A. No person shall film or permit filming within the Town of Philipstown without first obtaining a Permit therefor from the Town Board.

§Section: 89-4 Application For Permit.

An application for a filming Permit shall be made on forms required by the Town Board, which forms may be established and/or amended by Resolution, and which shall contain at least the following information:

- A. Name, address and telephone number of the person or entity making the film.
- B. Name, address and telephone number of the location coordinator or other contact person.
- C. Purpose of the filming.
- D. Specific location of each property to be used in the filming.
- E. Dates and times of day that the property will be used.
- F. A description of all vehicles, equipment, props and sets to be used in connection with the filming.
- G. Name and address of owner(s) of property.
- H. Consent of owner(s) of property.
- I. Child performer permit for each performer under the age of 18.
- J. Such other information as may be required by the Town of Philipstown.

§Section: 89-5 Permits: Restrictions, Waivers, Denials.

- A. Every Permit shall contain a date of commencement and an expiration date and shall contain the specific hours during which filming shall occur.
- B. **At no time shall filming or the use of equipment therefor be conducted between the hours of 11:00 p.m. and 8:00 a.m., unless otherwise approved by the Town Board. The Town Board may require the written consent from private property owner and/or approval from the Code Enforcement Officer.**
- C. No filming shall commence prior to 10:00 a.m. on Sundays, unless otherwise approved by the Town Board.
- D. The Town Board may place further reasonable limitations on the hours of operation based on the needs of the particular neighborhood or the existence of conflicting scheduled events.
- E. Permits shall be valid for 30 days, Filming for longer than 30 days shall require a separate permit(s).
- F. No permit shall be issued for filming within the Town of Philipstown unless the applicant for such Permit:
 - a. Provides proof of insurance coverage as follows: general public liability in the amount of not less than \$1,000,000 combined single limit; automobile liability covering owned and nonowned vehicles in the amount of not less than \$1,000,000

combined single limit; and workers' compensation and disability insurance as required by the State of New York. The Town of Philipstown shall be named as an additional insured for the entire time granted by the permit.

- b. Agrees in writing to defend, indemnify and hold harmless the Town of Philipstown from any and all claims, actions at law, liability or damages resulting from the use of public or private lands within the Town.
- G. The holder of a Permit shall take all reasonable steps to minimize interference with the free passage of pedestrians and traffic over public lands and shall comply with all lawful directives with respect thereto.
- H. The holder of a Permit shall conduct filming in such a manner as to minimize the inconvenience or discomfort to adjoining property owners attributable to such filming and shall, to the extent practicable, abate noise and park vehicles associated with such filming off the public streets. The holder shall avoid any interference with previously scheduled activities upon public lands and limit to the extent possible any interference with normal public activity on such public lands.
- I. The holder of a Permit shall take all reasonable steps to minimize the creation and spread of debris and rubbish during filming and shall be responsible for the removal of all equipment, debris and other rubbish from the filming location upon the completion of the filming or upon the expiration of the Permit, whichever comes first.
- J. The arrival and setup of equipment and vehicles and the breakdown of such equipment and vehicles at the end of the filming shall be accomplished within the permitted time period.
- K. The Town Board may refuse to issue a Permit whenever it is determined, on the basis of objective evidence after a review of the application and any other investigation and/or report required by the Town Board that filming at the location and/or the time set forth in the application would violate any law, would unreasonably interfere with the public's use of public lands, would unreasonably interfere with the use and enjoyment of adjoining properties, would unreasonably impede the free flow of pedestrian and/or vehicular traffic or would otherwise endanger the public health, safety or welfare or unreasonably disturb the peace and tranquility of adjoining property owners.
- L. The Town Board may authorize a waiver of any of the requirements or limitations of this chapter and may authorize filming other than during the hours and days herein described whenever it determines that such a Permit may be issued without endangering the public health, safety and welfare and without unreasonably disturbing the peace and tranquility of the neighborhood where it is proposed to film.
- M. The Town Board may impose additional restrictions or conditions on any filming Permit if it determines they are warranted.

- N. The Town Board may deny an application for a filming Permit if it determines that it will create a hazardous condition, interfere with the use of Town Roads or public lands, create a nuisance to Town residents, or violate any provision of the Town Code.
- O. Any person aggrieved by a decision of the Town Board granting, denying or revoking a Permit may appeal in accordance with Article 78 of the Civil Practice Law and Rules. Any such appeal must be instituted no later than 30 days after the decision of the Town Board.

§ Section: 89-6 Suspension or Revocation of Permit.

- A. The Town Board may suspend or revoke a filming Permit issued for any of the following reasons:
 - (1) Violation of any law, code, rule or regulation of the United States, the State of New York, the County of Putnam, the Town , or any department or agency thereof.
 - (2) Violation of any condition of the Permit.
 - (3) Conduct that is detrimental to the health, safety or welfare of the public.
- B. **A decision of the Town Board to suspend or revoke a Permit shall be appealable in accordance with Article 78 of the Civil Practice Law and Rules, and must be instituted no later than 30 days after the decision of the Town Board.**
- C. In the event that a Permit is suspended or revoked, the fees paid therefore shall be forfeited and shall not be refunded to the applicant.

§ Section: 89-7 Application Fee; Security Deposit.

- A. Each Applicant shall pay an Application Fee for each Permit in accordance with a fee schedule which shall be established by, and may be amended from time to time by, Resolution of the Town Board.
- B. If it is determined that the filming may involve the potential of damage or injury to Public Land, the Town Board may require the Applicant to post a security deposit or other assurance with the Town to be used to repair any such damage or injury on conclusion of filming. Any unused security shall be returned to Applicant. The security shall be in the form of a Cash Bond, or in such other form as the Town Board may require.

§Section: 89-8 Penalties for Offenses.

- A. Any person who or which violates any provision of this chapter shall be guilty of an offense. Such offense shall be punishable by a fine of not more than \$1,000.00 per offense or by imprisonment not exceeding 15 days, or by both such fine and imprisonment. Each day such violation occurs shall constitute a separate offense.

- B. In addition to the penalties set forth above, the Town may enforce any provision of this chapter by injunction or by civil action to recover a civil penalty in an amount not to exceed \$2,500.00 for each violation.
- C. Notwithstanding any of the foregoing, no applicant who has been previously convicted of a violation of this chapter shall be granted a Permit hereunder for a period of 18 months from the date of such conviction.

§Section: 89-9 Compliance With Other Laws.

No filming Permit shall be deemed to authorize the violation by any person of any general or local law, code, rule or regulation.

§Section 89-10 Exemptions.

The provisions of this chapter shall not apply to:

- A. Filming of news stories by public media.
- B. Filming permitted by School Districts within Town of Philipstown (sport events, plays, etc.)
- C. Filming for or in connection with political campaigns.
- D. Filming of Governmental Events.
- E. Filming by Emergency Service Organizations within the Town of Philipstown.

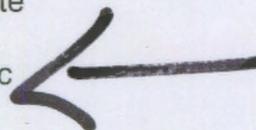
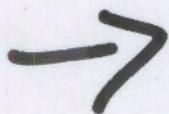
§ Section 89-11 Enforcement.

This chapter shall be enforced by the Code Enforcement Officer. This chapter may also be enforced by direct action of the Town Board.

**SECTION 2: Effective Date. This Local Law shall become effective immediately
Upon its filing with the Secretary of State.**

Fee Schedule

Fee	Type	Property
\$0	Student	Public or Private
\$25	Public service/teaching, not-for-profit	Private
\$50	Public service/teaching, not-for-profit	Public
\$100	Agency Advertising	Private
\$200	Agency Advertising	Public
\$600	Feature film/TV/video	Private
\$700	Feature film/TV/video	Public



8

RESOLUTION

The following Resolution was presented by _____, seconded by _____ ;

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to sign the contract with AKRF, Inc. of 24 South Broadway, White Plains, New York for the Hudson Highlands Fjord Trail – Shoreline Trail Design.

ROLL CALL VOTE

- Supervisor Shea _____
- Councilwoman Montgomery _____
- Councilman Van Tassel _____
- Councilman Leonard _____
- Councilman Flaherty _____

The resolution was thereupon declared duly adopted.

RESOLUTION

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

RESOLVED, that the Town Board hereby authorizes Town Clerk Merando to advertise for bidders for the Avery Road Bridge Replacement.

RESOLUTION

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

WHEREAS, the Town Board of the Town of Philipstown has given due consideration to amend the Code of the Town of Philipstown, Chapter 163 thereof entitled a Local Law to amend Town Code CHAPTER 82 BY ADDING A NEW ARTICLE II ENTITLED "COMMUNITY CHOICE AGGREGATION PROGRAM." and

WHEREAS, this action is a routine of continuing agency administration and management action that does not include new programs or major re-ordering of priorities;

NOW, THEREFORE, BE IT RESOLVED, that this action is a Type II Action, as defined under NYCRR Part 617.13d, which is an action or class of actions which have been classified by the State of New York to not have a significant effect on the environment and thus do not require environmental impact statements or other determination or procedures under Part 617 of the Environmental Conservation Law.

RESOLUTION

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

RESOLVED, that the Town Board held a Public Hearing on February 8, 2017 to hear comments for/against a proposed Local Law to amend Town Code Chapter 82, by adding a New Article II entitled "Community Choice Aggregation;"

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts Local Law #1 of 2017 which become effective upon filing with the New York State Department of State.

TOWN OF PHILIPSTOWN LOCAL LAW NO. OF 2017

A LOCAL LAW TO AMEND TOWN CODE CHAPTER 82 BY ADDING A NEW ARTICLE II ENTITLED "COMMUNITY CHOICE AGGREGATION PROGRAM".

Be it enacted by the Town Board of the Town of Philipstown as follows:

Section 1. Purpose:

The purpose of this Local Law is to amend Town Code Chapter 82 ("Energy Conservation") by adding a new Article II ("Community Choice Aggregation Program") in order to more fully provide for the public health, good and welfare. Particularly, this Local Law establishes the authority for the Town of Philipstown, in connection with the implementation a Community Choice Aggregation Program, to acquire utility data, to select, through competitive solicitation, energy supplier(s) on behalf of Default Consumers within the jurisdictional boundaries of the Town of Philipstown, and to maximize value for Participating Consumers through enhanced services related to Distributed Energy Resources. The Town may choose to collaborate with other local governments to form an intermunicipal program. As a result, consumers will have the opportunity to lower and stabilize their energy costs, to spur local clean energy innovation and investment, and to reduce their environmental impact.

Section 2. Municipal Home Rule Law.

This Local Law is adopted pursuant to the provisions of the Municipal Home Rule Law of the State of New York. The Town of Philipstown is authorized to implement this Community Choice Aggregation Program pursuant to Section 10(1)(ii)(a)(12) of the New York Municipal Home Rule Law; and consistent with State of New York Public Service Commission Case No. 14-M-0224, "Proceeding on Motion of the Commission to Enable Community Choice Aggregation Programs" (issued April 21, 2016) as may be amended, including subsequent orders of the Public Service Commission issued in connection with or related to Case No. 14-M-0224, to the extent that orders related to Case No. 14-M-0224 enable actions by the Town. To the extent the provisions of this local law are in conflict with Town Law, the Town Board hereby asserts its intention to supersede Town Law pursuant to the Municipal Home Rule Law.

Section 3. Amendment of Code:

The Town of Philipstown Town Code, Chapter 82 entitled "Energy Conservation" is hereby amended to add a new Article II entitled "Community Choice Aggregation Program" as follows:

**ARTICLE II:
COMMUNITY CHOICE AGGREGATION PROGRAM**

§82-5. Definitions.

For purposes of this Article, and unless otherwise expressly stated or unless the context otherwise requires, the terms in this Article shall have the meanings employed in the State of New York Public Service Commission's Uniform Business Practices or, if not so defined there, as indicated below:

- A. **AGGREGATED DATA** means aggregated and anonymized information including, but not limited to, the number of consumers by service and rate class, the aggregated peak demand (kW) (for electricity) by month for the past 12 months by service and rate class, and the aggregated energy (kWh) for electricity or volumetric consumption for gas by month for the past 12 months by service and rate class.
- B. **CCA ADMINISTRATOR** means the Town of Philipstown or its duly authorized Community Choice Aggregation Administrator authorized to request Aggregated and Customer Specific Data, to competitively solicit Suppliers for the aggregated demand for electricity and/or natural gas on behalf of Default Consumers, and to offer Participating Consumers additional opportunities to participate or enroll in programs or projects related to Distributed Energy Resources. CCA Administrator is responsible for program organization, administration, procurement, communications, and for meeting all requirements for program implementation specified in the Public Service Commission Community Choice Aggregation Order ("PSC CCA Order"), unless otherwise specified.
- C. **COMMUNITY CHOICE AGGREGATION ("CCA")** means a town-sponsored program, either alone or in concert with other municipalities, under which the aggregate buying power of individual energy customers within a defined jurisdiction is used in order to secure alternative energy supply contracts on a community-wide basis, while allowing consumers not wishing to participate in the program to opt out.
- D. **CUSTOMER SPECIFIC DATA** means customer specific information, personal data and utility data for all Default Consumers including the customer of record's name, mailing address, telephone number, account number, and primary

language, if available, and any customer-specific alternate billing name, address, and phone number.

E. **DEFAULT CONSUMERS** means customers of electricity and/or natural gas within opt-out eligible service classes (as delineated in the PSC CCA Order), who receive supply service from the Distribution Utility as of the date the supply contract goes into effect, or consumers within these service classes that subsequently become eligible to participate in the Program including those that have terminated a supply contract with an Energy Services Company, removed a freeze or block on their account, have voluntarily suspended service pursuant to a special rate, or are new residents of the Town. Consumers within opt-out eligible service classes, as of the date the supply contract goes into effect, taking service from an Energy Services Company, those that have placed a freeze or block on their account, and those for whom enrollment in the CCA program would interfere with a choice they have already made to take service pursuant to a special rate are not considered Default Consumers and will not be enrolled on an opt-out basis. For the avoidance of doubt, all Default Consumers must reside or be otherwise located at one or more locations within the geographic boundaries of the Town, as such boundaries exist as of the date the supply contract goes into effect.

F. **DISTRIBUTED ENERGY RESOURCES (DER)** means local renewable energy projects, community distributed generation (e.g. shared solar), peak demand management, energy efficiency, demand response, energy storage, community resilience microgrid projects, and other innovative Reforming the Energy Vision (REV) initiatives that further engage and/or reduce cost of service for Participating Consumers, optimize system benefits, and/or address infrastructure and demand challenges within geography of the CCA.

G. **DISTRIBUTION UTILITY** means owner or controller of the means of distribution of the natural gas or electricity in the Town. The Distribution Utility also serves as the default supplier of electricity and natural gas preceding the establishment of a CCA program.

H. **ENERGY SERVICES COMPANY ("ESCO")** means an entity duly authorized to conduct business in the State of New York as an ESCO.

I. PARTICIPATING CONSUMERS means Default Consumers who have not opted out, and non-Default Consumers of any service class that have voluntarily enrolled in the Program.

J. PSC CCA ORDER means the PSC's Order Authorizing Framework for Community Choice Aggregation Opt-Out Program, issued on April 21, 2016 in Case 14-M-0224, "Proceeding on Motion of the Commission to Enable Community Choice Aggregation Programs."

K. PUBLIC SERVICE COMMISSION ("PSC") means New York State Public Service Commission.

L. SUPPLIER means an ESCO that procures electric power and natural gas for Participating Consumers in connection with this Article or, alternatively, generators of electricity and natural gas or other entities who procure and resell electricity or natural gas.

§82-6. Authorization of a Community Choice Aggregation Program.

A. A CCA program is hereby authorized by the Town, whereby the Town may implement a CCA program to the full extent permitted by the PSC CCA Order, as set forth more fully herein.

B. The Town may enter into contracts with one or more Suppliers for electric and/or natural gas supply and other services on behalf of Default Consumers.

C. The Town may enter into agreements and contracts with other municipalities, non-profits, consultants, and/or other third parties to i) develop and implement the CCA program, ii) act as CCA Administrator, and/or iii) develop offers of opt-in DER products and services to Participating Consumers.

D. The operation and ownership of the utility service shall remain with the Distribution Utility. The Town's participation in a CCA program constitutes neither the purchase of a public utility system, nor the furnishing of utility service. The Town shall not take over any part of the electric or gas transmission or distribution system and will not furnish any type of utility service, but will instead negotiate with Suppliers on behalf of Participating Consumers.

E. The Public Service Commission supervises retail markets and participants in these markets through legislative and regulatory authority and the Uniform Business Practices, which includes rules relating to the eligibility of participating ESCOs, the operation by which ESCOs provide energy services, and the terms on which customers may be enrolled with ESCOs.

§82-7. Eligibility.

A. All Default Consumers shall be enrolled on an opt-out basis. Default Consumers will have the right to opt out before the supply contract goes into effect, or un-enroll any time thereafter with no penalty. Those that do not opt out before the supply contract goes into effect will be enrolled automatically.

B. All non-Default Consumers within the Town, regardless of service class, shall be eligible to participate in the CCA program on an opt-in basis.

C. CCA Administrator, on behalf of the Town of Philipstown, shall issue one or more requests for proposals to Suppliers to provide energy to participants and may then award a contract in accordance with the CCA program.

§82-8. Opt-Out Process.

A. A program notification letter, printed on municipal letterhead, shall be mailed to Default Consumers at least thirty (30) days prior to customer enrollment. The letter shall include information on the CCA program and the contract signed with the selected Supplier(s) including specific details on rates, services, contract term, cancellation fee, and methods for opting out of the CCA program. The letter shall explain that consumers that do not opt out will be enrolled in the program under the contract terms and that information on those consumers, including energy usage data, will be provided to the ESCO.

B. After the 30 day opt-out period, all consumers shall have the option to un-enroll from the CCA program at any time without penalty.

§82-9. Data Protection Requirements.

A. The Town, or CCA Administrator on its behalf, may request Aggregated Data and Customer Specific Data from the Distribution Utility.

B. Customer Specific Data shall be protected in a manner compliant with, collectively, (i) all national, state and local laws, regulations or other government standards relating to the protection of information that identifies or can be used to identify an individual that apply with respect to the Town or its representative's processing of confidential utility information; (ii) the utility's internal requirements and procedures relating to the protection of information that identifies or can be used to identify an individual that apply with respect to the Town or its representative's processing of confidential utility information; and (iii) the PSC CCA Order and PSC rules, regulations and guidelines relating to confidential data.

C. For the purpose of protecting customer data, the Town shall enter into an agreement with the Distribution Utility that obligates each party to meet, collectively, (i) all national, state and local laws, regulations or other government standards relating to the protection of information that identifies or can be used to identify an individual Default Consumer or Participating Consumer with respect to the CCA Administrator or its representative's processing of confidential utility information; (ii) the Distribution Utility's internal requirements and procedures relating to the protection of information that identifies or can be used to identify individual Default Consumer or Participating Consumer with respect to the CCA Administrator or its representative's processing of confidential utility information; and (iii) the PSC CCA Order and PSC rules, regulations and guidelines relating to confidential data.

§82-10. Administration Fee.

The Town or CCA Administrator may collect, or cause to be collected, funds from customer payments to pay for administrative costs associated with running the CCA program.

§82-11. Reporting.

A. Annual reports shall be filed with the Philipstown Town Board by March 31 of each year and cover the previous calendar year.

B. Annual reports shall include, at a minimum: number of consumers served; number of consumers cancelling during the year; number of complaints received; commodity prices paid; value-added services provided during the year (e.g. installation of

DER or other clean energy services); and administrative costs collected. The first report shall also include the number of consumers who opted out in response to the initial opt-out letter or letters.

C. If a CCA supply contract will expire less than one year following the filing of the annual report, the report must identify current plans for soliciting a new contract, negotiating an extension, or ending the CCA program.

Section 4. Effective Date.

This Local Law shall become effective upon filing with the Secretary of State of the State of New York subsequent to having been duly adopted by the Town Board.

Section 5. Severability.

If any clause, sentence, paragraph, word, section or part of this local law shall be judged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the language directly involved in the controversy in which judgment shall have been rendered.

APPLICATION FOR PARADE PERMIT

1. The name, address and telephone number of the person seeking to conduct such parade.

Dave Marzollo - 914 330 7027
189 Lane Gate Rd
Cold Spring, NY 10516

2. If the parade is proposed to be conducted for, on behalf of or by an organization, the name, address and telephone number of the headquarters of the organization and of the authorized and responsible heads of such organization.

Catskill Chill Music Festival + Mayfest: Music, Art and Yoga
189 Lane Gate Rd
Cold Spring, NY 10516

3. The name, address and telephone number of the person who will be the Parade Chair and who will be responsible for its conduct.

Parade Chair - Dave Marzollo

4. The date when the parade is to be conducted.

May 26-28 of 2017

5. The route to be traveled, the starting point and the termination point (attach map if appropriate).

The entire event, or "Parade", will take place on the grounds of Surprise Lake Camp, located at 367 Lake Surprise Rd, Cold Spring, NY.

6. The approximate number of persons who, and animals and vehicles, which will constitute such parade; the type of animals and description of the vehicles.

The event will not exceed 1200 people at any one given time.

7. The hours when such parade will start and terminate.

Open to the public ticket holders from 1PM Friday May 26th until Sunday 11 PM May 28th.

8. A statement as to whether the parade will occupy all or only a portion of the width of the streets proposed to be traversed.

The Parade will not take place on any public road.

9. The location by streets of any assembly areas for such parade.
The entire event will be held within
the grounds of Surprise Lake Rd in
Cold Spring, NY.

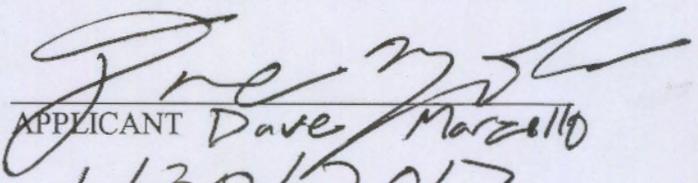
10. The time at which units of the parade will begin to assemble at any such assembly area or
areas.
12 PM Friday May 26th of 2017

11. The interval of space to be maintained between units of such parade.
Not Applicable

12. If the parade is designed to be held by and on behalf of or for any person other than the
applicant, the applicant for such permit shall file with the Town Clerk a communication
in writing from the person proposing to hold the parade, authorizing the applicant to
apply for the permit on his behalf. Person other than applicant proposing to hold parade
(attach authorization.)
Not applicable

13. The arrangements to be made for any sanitary facilities and for collection and disposal of
any garbage, refuse or waste from the parade route or area at the conclusion of the
parade.
Sanitary facilities to be provided by Rentals-to-go
out of Norwich NY. Refuse to be curbed by Royal
Carriage out of Hopewell Junction, NY.

14. Any additional information which the Supervisor shall find reasonably necessary to
determine whether a permit should be issued.
All Village board members names
will be on the Guest list, should you wish
to attend.


APPLICANT Dave Marzello
1/30/2017
DATE

RESOLUTION

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

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to sign the Parade Permit for Dave Marzollo for the Mayfest event scheduled for May 26th – 28th and waive the fees associated with said permit.



Town of Philipstown

Code Enforcement Office
238 Main Street, PO Box 155
Cold Spring, NY 10516

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Office (845) 265- 5202 Fax (845) 265-2687

MONTHLY REPORT for January 2017

1. Fees Collected	<u>19,856.60</u>
2. Total Number of Permits Issued	<u>10</u>
3. New One- or Two-family dwellings:	<u>1</u>
4. New Commercial/Industrial buildings:	<u>1</u>
5. New Hazardous (H) occupancies:	<u>-</u>
6. New Multi family occupancies:	<u>-</u>
7. Additions, alterations or repairs residential buildings	<u>4</u>
8. Additions, alterations or repairs commercial buildings:	<u>-</u>
9. All other permits (pools, sheds, decks, plumbing, HVAC, etc.)	<u>5</u>
10. Number of Certificates of Occupancy :	<u>23</u>
11. Number of Stop Work Orders issued:	<u>2</u>
12. Operating permits issued	<u>-</u>
13. Operating permits issued hazardous materials	<u>-</u>
14. Operating permits Hazardous processes and activities	<u>-</u>
15. Permits issued for the Use of pyrotechnic devices:	<u>-</u>
16. Inspection of public assembly :	<u>-</u>
17. Inspection of commercial occupancies	<u>-</u>
18. Inspection of buildings with 3 or more dwelling units:	<u>-</u>

Projects of Significance: _____

