

Monthly Town Board Meeting
August 2, 2018 7:30 P.M. Town Hall

SALUTE TO THE FLAG

REVIEW OF MINUTES

- Public Hearing of June 20, 2018 – Vape Shops
- Weekly Town Board Meeting of June 20, 2018
- Weekly Town Board Meeting of June 27, 2018
- Bid Opening of July 11, 2018 – Window Replacement
- Monthly Meeting of July 12, 2018

COMMITTEE REPORTS

1. Conservation Board 2. Recreation 3. Philipstown Coalition that Cares
4. Planning Board 5. Zoning 6. Highway 7. Building & Land Acquisition
8. Cemetery Committee

AGENDA

1. Resolution re-appointing Dorothy Gilman as a member of the Board of Assessment Review, whose term will expire September 30, 2023.
2. Resolution re-appointing Philippe Cottenec as a member of the Recreation Commission, whose term will expire September 1, 2025.
3. Resolution re-appointing Claudio Marzollo as a member of the Recreation Commission, whose term will expire September 1, 2025.
4. Code Enforcement Monthly Report.
5. Schedule Workshops/Meetings.
6. Any other business that may come before the Town Board.

AUDIENCE

VACANCIES

(0)

APPROVAL OF VOUCHERS

General Highway CVPD CVWD

ADJOURNMENT

Public Hearing – Local Law – Vape Shops
June 20, 2018

The Town Board held a Public Hearing on the above date at 7:15 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 a Proposed Local Law establishing a six (6) month moratorium on the submission and processing of applications for Land Use Approvals for “Vape Shops” within the Town of Philipstown.

PRESENT

Richard Shea	Supervisor (arrived at 7:20 p.m.)
Nancy Montgomery	Councilwoman
Michael Leonard	Councilman
Robert Flaherty	Councilman

ABSENT

John Van Tassel	Councilman
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Town Clerk Merando read the Public Notice.

Deputy Supervisor Montgomery stated that this is being considered by part of the Philipstown Community that Cares. She reported that she has received multiple calls from residents with concerns. She noted that the current drug crisis begins with the use of tobacco along with vape pens that children are using. It is not something that we want in our town. She pointed out that the town has taken a stand to promote business, however, the town is prepared to limit harmful things. She stressed that the town has to be very careful while reviewing this proposed law, to ascertain what is permissible by law. For example, crafting the language as where these entities are allowed. She would like to see both the Villages of Cold Spring and Nelsonville consider this legislation. She added that she believes that the Putnam County Tasks Force has also taken on this initiative.

Councilman Leonard stated that he believes this is a good cause, and enacting a moratorium give the Town Board additional time to review and revised a Local Law which would be more detailed and permanent.

Marianne Sullivan addressed the Town Board expressing her support for this initiative hopes that this moratorium will become permanent. She pointed out that it is our responsibility to keep tobacco products/vape shops out of the reach of the youth. She added that even though these products are for adults trying to quit smoking, it is being targeted towards the youth. She proceeded to advocate against tobacco products and its impact to the general public. Finally, she reported that New York State is considering increasing the age from 18 to 21 years old to purchase tobacco products.

Councilman Flaherty stated that statistically only 14% smoke today as compared to 20% just seven years ago.

Public Hearing – Local Law – Vape Shops
June 20, 2018

This conversation continued at length with all members of the audience in support this Local Law.

There being no further comments from the audience, Councilman Flaherty made a motion, seconded by Councilman Leonard to close the Public Hearing at 7:32. p.m.

Respectfully submitted by,

Tina M. Merando
Town Clerk

Weekly Town Board Meeting
June 20, 2018

The Town Board held their Weekly Meeting on the above date at 7:33 p.m. at the Town Hall, 238 Main Street, Cold Spring, New York.

PRESENT

Richard Shea	Supervisor
Nancy Montgomery	Councilwoman
Michael Leonard	Councilman
Robert Flaherty	Councilman

ABSENT

John Van Tassel	Councilman
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AGENDA

- 1. Resolution adopting Local Law #3-2018 establishing a six (6) month moratorium on the submission and processing of applications for Land Use approvals for "Vape Shops" within the Town of Philipstown.**

RESOLUTION #

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

WHEREAS, heretofore the Town Board has considered the adoption of Local Law No. 3 of the year 2018 entitled: A Local Law establishing a six (6) month moratorium on the submission and processing of applications for Land Use Approvals for "Vape Shops" Within the Town of Philipstown; and

WHEREAS, following due notice the Town Board held a public hearing on the proposed local law on June 20, 2018;

NOW, THEREFORE, BE IT RESOLVED as follows: That the Town Board does hereby adopt Local Law No. 3 of the year 2018, entitled: A Local Law establishing a six (6) month moratorium on the submission and processing of applications for Land Use Approvals for "Vape Shops" Within the Town of Philipstown; which said local law shall be effective upon publication, posting and filing in the office of the Secretary of State in Albany.

The vote on the foregoing resolution was as follows:

ROLL CALL VOTE

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

The resolution was thereupon declared duly adopted.

2. Resolution authorizing the release of Escrow Funds for Martin McHugh, 200 Lake Surprise Road.

RESOLUTION #

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

RESOLVED, that the town Board hereby authorizes the release of Escrow funds for Martin McHugh of 200 Lake Surprise Road, Cold Spring as recommended by the Philipstown Planning Board.

3. Resolution authorizing Supervisor Shea to sign a letter of support for the Town of Patterson's Basic Life Support Response Agency for Emergency Medical Services.

RESOLUTION #

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

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to sign a letter of support for the town of Patterson's EMS's to apply for a permanent New York State Department of Health Basic Life Support First Response operating certificate.

4. Resolution appointing Bill Rimm as Assistant Superintendent for the Continental Village Water District at a salary not to exceed that set forth in the 2018 budget.

RESOLUTION #

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

RESOLVED, that the Town Board hereby appoints Bill Rimm as Assistant Superintendent for the Continental Village Water District at a salary not to exceed that set forth in the 2018 budget.

5. Resolution authorizing Town Clerk Merando to advertise for bidders for the Window Replacement for the Town Hall.

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 Window Replacement for the Town Hall.

6. Resolution amending Section 6 of Chapter 36 of the Town Code entitled "Vacation."

Supervisor Shea noted for the record that this change starts on the date of hire.

RESOLUTION #

WHEREAS, by Resolution No. 30-84, the Town of Philipstown Town Board enacted Chapter 36 of the Town Code entitled "Personnel Policies"; and

WHEREAS, the Town Board now wishes to amend Section 6 of Chapter 36 which is entitled "Vacation", in order to simplify and clarify its provisions;

NOW, THEREFORE, BE IT RESOLVED that the Town of Philipstown Town Board hereby repeals and re-enacts Town Code § 36-6, entitled "Vacation" to read as follows:
"§ 36-6 Vacation.

- A. Vacation with pay shall be granted to full-time employees in payroll status on the following accrual basis:
 - (1) One to five years: 2.5 hours per pay period, plus five hours last pay period, equals 70 hours or 10 days.
 - (2) Five to 10 years: four hours per pay period, plus one hour last pay period, equals 105 hours or 15 days.
 - (3) Ten to 20 years: 5.25 hours per pay period, plus 3.5 hours last pay period, equals 140 hours or 20 days.
 - (4) Vacation time may be accrued to a maximum of 30 days.
- B. Part-time workers will accrue vacation credits per the following schedule:
 - (1) First year: 1.25 hours per pay period after six months, plus 1.25 hours last pay period, equals 2.5 days.
 - (2) Two to five years: 1.25 hours per pay period, plus 2.5 hours last pay period, equals five days.
 - (3) After five years of service: 2.5 hours per pay period, plus five hours last pay period, equals 70 hours or 10 days.
- C. Vacation scheduling shall be subject to the approval of the department head.

Weekly Town Board Meeting
June 20, 2018

Councilwoman Montgomery presented the foregoing resolution which was seconded by Councilman Leonard;

The vote on the foregoing resolution was as follows

Robert Flaherty, Councilman,	voting	AYE
Michael Leonard, Councilman,	voting	AYE
John VanTassel, Councilman,	voting	ABSENT
Nancy Montgomery, Councilwoman,	voting	AYE
Richard Shea, Supervisor,	voting	AYE

John Cronin spoke at length regarding the new Local Law addressing "Vape Shops." He asked that the town look at this matter comprehensively. Some alarming issues have been discovered, in that there are some gaping holes in tobacco laws in New York State, and they are permissive with regard to children. By way of example, a ten year old can stand on the corner and smoke a cigar, which is not against the law. It's not against the law to buy it, own it or use it. Unlike drugs, alcohol or cars. New York State is among four states in the country that allows underage youth to buy, use and possess tobacco products. It's a little confusing as it is against the law to sell, but not to buy. Following his comments, the Town Board thanked Mr. Cronin for his input.

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

Respectfully submitted by,

Tina M. Merando
Town Clerk

Weekly Town Board Meeting
June 27, 2018

The Town Board of the Town of Philipstown held their Weekly Meeting on the above date at 7:00 p.m. at the Town Hall, 238 Main Street, Cold Spring, New York.

PRESENT:

Richard Shea	Supervisor
Nancy Montgomery	Councilwoman
Michael Leonard	Councilman
Stephen Gaba	Town Attorney

ABSENT:

Robert Flaherty	Councilman
John Van Tassel	Councilman

AGENDA

1. Executive Session to discuss Essex Greens' pending litigation.

Councilwoman Montgomery made a motion, seconded by Councilman Leonard to enter into Executive Session to discuss Essex Greens' pending litigation.

A discussion was held regarding the necessity of defending the Article 78 proceeding brought against the Town Zoning Board of Appeals by Essex Green, Inc. A motion was made by Councilwoman Montgomery to authorize Drake Loeb PLLC to appear and defend the Article 78 proceeding brought by Essex Green Inc., against the Town Zoning Board of Appeals. The motion was seconded by Councilman Leonard.

The vote on the motion was as follows:

Michael Leonard	Councilman	AYE
Nancy Montgomery	Councilwoman	AYE
Richard Shea	Supervisor	AYE

Councilwoman Montgomery made a motion, seconded by Councilman Leonard to close the Executive Session at 7:45 p.m.

2. Resolution adopting the Decision affirming the Conservation Board's denial of the application for a wetlands permit for Homeland Tower, LLC and New York SMSA Limited Partnership d/b/a Verizon Wireless.

TOWN OF PHILIPSTOWN TOWN BOARD

-----X

In the matter of the appeal of:

HOMELAND TOWERS, LLC and NEW-YORK
SMSA LIMITED PARTNERSHIP d/b/a VERIZON
WIRELESS,

**DECISION ON
APPEAL**

Applicants-Appellants,

From the Conservation Board's denial of an application
for a Wetlands Permit pursuant to §93-9 of the Town Code.

Tax Map Parcel:
38-3-24.21

-----X

The applicants-appellants, Homeland Towers, LLC and New York SMSA Limited Partnership d/b/a/ Verizon Wireless (hereinafter collectively "Homeland Towers"), have appealed to the Town Board pursuant to Town Code §93-10 from the Decision of the Town Conservation Board which denied Homeland Towers' application for a wetlands permit to build an access road through a wetlands buffer zone to access a proposed wireless telecommunications facility (hereinafter "cell tower"). The appeal was heard by the Town Board on April 11, 2018 with proceedings continued through May 2, 2018. For the reasons set forth below, it is the determination of the Town Board that the Conservation Board's denial of the wetlands permit should be affirmed.

THE STANDARD FOR GRANT OF WETLAND PERMITS.

Under Town Code §93-4, the land adjacent to a controlled wetland and that lies within 100 feet of the boundary of a controlled wetland is a "wetlands buffer zone." Pursuant to Town Code §93-4, a wetlands buffer zone is deemed part of a "controlled area." Under Town Code Chapter 93, disturbance, including the construction of improvements, within a controlled area, such as wetlands buffer zone, is a "regulated activity".

Town Code §93-9(A) states that it is unlawful to undertake a regulated activity without first obtaining a wetlands permit from the Town's Conservation Board. Thus, construction of improvements in a wetlands buffer zone requires the grant of a wetlands permit from the Town Conservation Board.

The criteria for granting a wetlands permit to conduct regulated activity, such as construction of improvements in a wetlands buffer zone, is set forth in Town Code §93-8. In order to satisfy the criteria, the applicant for a wetlands permit must demonstrate the following:

- (1) The activity will not have a substantial adverse effect upon the natural function and benefits of a wetland or watercourse as set forth in § 93-2(B);
- (2) The activity will not substantially change the natural channel of a watercourse or substantially inhibit the dynamics of a watercourse system;
- (3) The activity will not result in the degrading or pollution of waters;
- (4) The activity will not increase the potential for flooding;
- (5) Sufficient provision has been made for control of pollution, erosion, siltation and sedimentation during and after conduct of the activity;
- (6) No practicable alternative location is available on the subject parcel; and
- (7) No additional technical improvements or safeguards can reasonably be added to the plan or activity which would minimize the impact on a controlled area.¹

Under Town Code §93, any person aggrieved by a decision of the Conservation Board regarding the grant or denial of wetlands permit may appeal such decision to the

¹ While not relevant to this appeal, an additional consideration on such applications is whether the proposed activity will alleviate or remove a hazard to the public health or safety.

Town Board. Upon such an appeal, the Town Board applies the same criteria in its review as the Conservation Board used on the initial application for the permit.

THE RECORD MADE BEFORE THE CONSERVATION BOARD

On or about May 23, 2017, Homeland Towers submitted an application to the Town of Philipstown Conservation Board for a wetlands permit to build an access road through a wetlands buffer zone to access a proposed cell tower. After meeting with Homeland Towers and considering the application, the Conservation Board held a joint public hearing with the Town of Philipstown Zoning Board (which was reviewing Homeland Towers' application for approval of the cell tower).

During the course of the Conservation Board's review and the public hearing, it was established that the property for which the wetland permit was sought is owned by CF Diversified Corp. It is located on the east side of Route 9 (i.e., at Vineyard Road), Philipstown, New York. The subject property consists of approximately 64.29 acres and is identified on the Town of Philipstown Tax Map as Section 38, Block 3, Lot 24.21. In order to construct the access road for the proposed cell tower on the property, Homeland Towers proposes to disturb approximately .22 acres within a wetlands buffer on the property. The proposed access road will be used for ingress and egress of vehicles and machinery to construct the cell tower and, thereafter will be used by service technicians for maintenance visits. Plans and specifications for construction of the proposed access road were submitted and reviewed.

Once the joint public hearing was concluded, the Conservation Board spread upon the minutes of the meeting its decision to deny the application for a wetlands permit. Particularly, the Conservation Board members stated that there was no need for

construction of the access road through the wetlands buffer zone because there had been no showing that factors such as lot size, development restrictions and/or topographical obstacles, prevented construction of an access road in another location on the property. It was noted that there were numerous alternative locations available on the property for the proposed access road, and while such alternate locations might entail constructing a slightly longer access road, there had been no showing that the additional construction costs would be prohibitive. It appears that the applicants' position before the CB was that the proposed location was the only location which CF Diversified Corp. has approved and, therefore, no other location for the access road was possible.

In denying the permit, the Conservation Board also noted that there were some potential negative environmental impacts to the wetlands buffer zone from the access road. These negative impacts included hazards such as falling ice, dislodged equipment and the possibility of a catastrophic collapse of the cell tower itself.

THE RECORD ON APPEAL

At the April 11, 2018 hearing of the appeal, the Town Board considered the full record made before the Conservation Board and heard a presentation from the applicants' attorney who provided a description of the project.

The Town Board also accepted comments from Town residents, all of whom spoke in opposition to the appeal. Many of the residents raised concerns that constructing the access road in the wetlands buffer zone would compromise and damage the wetlands. In support of their statements, the residents cited the existence of pipe apparatus on the property which appears to disperse and channels water from

an existing retention pond, and claimed that constructing the access road over these pipes could damage them and, thereby cause and/or exacerbate and drainage problems.

The applicants claimed that it had not received a copy of the Conservation Board's decision. Accordingly, Town Board decided to hold the hearing open to allow the applicants to receive and review a copy of the same.

At the May 2, 2018 public hearing, the Town Board heard additional comments from the applicants' attorney. However, no engineers, surveyors or other expert witnesses were presented by the applicants.

The Town Board also considered comments from Max Garfinkle, - the Town of Philipstown Natural Resource Officer, who urged the Town Board to affirm the Conservation Board's decision. Other Town residents also spoke in opposition to the appeal or submitted correspondence doing so.

FINDINGS AND DETERMINATION ON APPEAL

Based on the record before it, the Town Board finds that the Conservation Board correctly denied the application for a wetlands permit on the grounds that the applicants failed to demonstrate that its project met all of the criteria set forth in Town Code §93-8. Particularly, the applicants failed to demonstrate that it met the requirement of Code §93-8(1) that the access road will not have a substantial adverse effect upon the natural function of the wetland buffer zone, and Code §93-8(4) that the construction of the access road will not increase the potential for flooding (i.e., drainage problems), and Code §93-8 (6) that there is no practicable alternative location on the subject parcel for the access road.

Based upon the foregoing, and the prior proceedings had herein, the Town Board hereby denies the applicants' appeal and affirms the decision of the Conservation Board denying the application for a wetlands permit.

ROLL CALL VOTE

On motion to adopt the Decision on Appeal herein affirming the decision of the Conservation Board which denied the application for a wetlands permit, which motion was made by Councilwoman Montgomery and seconded by Councilman Leonard, the vote of the Town Board was as follows:

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

There being no further business to discuss, Councilwoman Montgomery made a motion, seconded by Councilman Leonard to close the Weekly Meeting at 7:46 p.m.

Bid Opening – Window Replacement
July 11, 2018

The Town Clerk’s Office held a Bid Opening for the Window Replacement at the Town Hall, 238 Main Street, Cold Spring, N.Y., on the above date at 11:00 p.m.

The bid results are as follows:

NO BIDS

Respectfully submitted by,

Tina M. Merando
Town Clerk

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

PRESENT:

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

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

REVIEW OF MINUTES

Minutes of the Monthly Town Board Meeting of June 7, 2018 were reviewed.

Councilman Leonard made a motion, seconded by Councilman Flaherty that the Minutes of the Monthly Town Board Meeting of June 7, 2018, are hereby approved as presented.

COMMITTEE REPORTS

CONSERVATION BOARD – Councilman Leonard reported that he attended both the June 12 and July 10, 2018 meetings. Items discussed:

- 28-30 Hudson River Lane
- Garrison Property Holdings
- 65 Steuben Road
- Twin Bridges Road

Also discussed was Stormwater which is done every month. This is the season where the Highway Department is continuing training on Stormwater.

RECREATION – Councilman Van Tassel reported that the meeting was cancelled due to the fact that they did not have a quorum.

PHILIPSTOWN COMMUNITY THAT CARES - Councilwoman Montgomery reported that the June meeting was the last one as they follow the school calendar. They did elect a new coordinating council. She reviewed what they had accomplished this year:

- Haldane curriculum K-12 info on resources
- Philipstown CTC website
- Strong partnership with Drug World

- Discussion with Putnam County Sheriff's Dept. and Cold Spring Police
- Presented Narcan training
- Presented breaking points film
- Applied for DFC mentor grant
- Provided outreach to local groups and seniors on drug disposal
- Members attend CTC training
- Vigil at waterfront
- They received the news that the grant was not awarded, and the Philipstown Town Board then created a position for a substance abuse prevention and treatment coordination.
- They also had Judge Reitz provide info on the Putnam County Drug Treatment Court
- Danielle Pack-McCarthy and Judge Linson have been active with support for this type of model
- Continued with educational and informational notification on Facebook

She can't say enough about this group. They will pick up again in September.

PLANNING BOARD – Councilman Flaherty reported that he attended the meeting on June 21, 2018. The following items were on the agenda: Old business

- Dunrite Construction
- Alex Campbell
- Hudson Highland Reserve

The next meeting is scheduled for July 19, 2018.

ZONING BOARD – Councilman Van Tassel reported they met on June 11, 2018. The following items were on the agenda:

- New business: 28 Hudson Way
- Two Public Hearings: Leo Lindros – 593 Route 9, and 69 Hy Vue Terrace

He also attended the July 9, 2018 meeting with the following items on the agenda:

- 69 Hy Vue Terrace
- 28-30 Hudson River Lane (cancelled by request of applicant)

The next meeting is scheduled for September 10, 2018.

HIGHWAY – Councilman Van Tassel read the report submitted by the Highway Department, which is on file in the Town Clerks office.

BUILDING & LAND ACQUISITION – Supervisor Shea reported that there was a window replacement bid that went out, but we did not receive any bids for that. Town Clerk Merando said that we received the plans for the Town Hall renovations and should go out to bid for both at the same time. Supervisor Shea agreed.

PUTNAM COUNTY LEGISLATOR – Legislator Scuccimarra wanted to commend the Town Board for the Vaping moratorium and for the Zoning change. She also recommended the same ordinance to Cold Spring and Putnam Valley.

The Health Committee talked about T21 on the advice of the Task Force. She said that they could just pass an ordinance to raise the age of smoking to 21, but what they want to do is to have Vape shops licensed throughout the county to keep track of where they are. She also sent a letter to all the schools for their input and support on this.

The litigation that the County joined with regard to the manufacturers of opioids is moving forward. Anything that is recouped will go towards prevention and education.

Also on the Health Committee she had Jeremy Chism (?) from River Keeper come to do a presentation on plastic bags. The River Keeper feels that the best way would be to charge a fee of \$.05 per bag.

Legislator Scuccimarra noted that the Post Office has opened. She did speak with the Post Office officials with regard to the mailbox that was removed from Foodtown.

She toured the Friendship Center today and the work is coming along.

On July 28, 2018, at the Hubbard Lodge, there will be a Rabies Clinic and it is free. All you need is proof of residency.

CEMETERY COMMITTEE – Councilman Leonard reported that they met twice - June 12, 2018 and July 10, 2018. They also met in Patterson on June 13, 2018 with the County Cemetery Group. He commended Tony Bardes on the maintenance he is doing on the cemeteries here. Also discussed was having an Eagle Scout help out in the cemeteries. They did have help from an Eagle Scout to map the Cedar Street cemetery and would like to have this done on the Mountain Avenue cemetery as well. The Scouts did help put up the flags for Memorial Day.

On the County level one of the things would be to consider approaching the County government with an idea of an annual Cemetery Recognition Day. This is something they will take a serious look at.

Land locked cemeteries are another issue that they want to take a look at because they deserve to be taken care of. Some cemeteries do not have a clear easement and need to be allowed to be maintained

Monthly Town Board Meeting
July 12, 2018

Eventually they want to install/restore wrought iron fences. Especially the General Morris crypt which Betty Budney worked hard for. Prices have been very high and hopefully the 501C3 created will generate monies to help do this work.

BUTTERFIELD LIBRARY – No report

**TOWN OF PHILIPSTOWN
MONTHLY REPORT OF TOWN SUPERVISOR
MONIES RECEIVED AS OF JULY 12, 2018**

GENERAL & PART-TOWN FUNDS

TC Fees 3/18 Dogs
TC Fees 3/18
Justice Fees 3/18
Rec Fees 3/18
Justice Fees 3/18
Quill Refund
Bldg. Fees

HIGHWAY

NYS FEMA
Gen Fund Gas
PC Gas

CONTINENTAL VILLAGE WATER DISTRICT

CONTINENTAL VILLAGE PARK DISTRICT

Clubhouse Rentals
Taxes Cortlandt

AGENDA

1. **Resolution authorizing Roberto Muller to submit a Consolidated Funding Grant Application on behalf of the Town of Philipstown for the Climate Smart Communities.**

Supervisor Shea said that the Town really appreciates all the work Roberto Muller is doing on these grants. He said that this is a serious attempt to try to take responsibility for our part in global warming change.

RESOLUTION #-2018

The following Resolution was presented by Councilman Leonard, seconded by Councilman Flaherty:

WHEREAS, the Town of Philipstown believes that climate change poses a real and increasing threat to our local and global environments and is primarily due to the burning of fossil fuels; and

WHEREAS, the effects of climate change will endanger our infrastructure, economy and livelihoods; harm our farms, orchards, and ecological communities, including native fish and wildlife populations; spread invasive species and exotic diseases; reduce our drinking water supplies and recreational opportunities; and pose health threats to our citizens; and

WHEREAS, the Town of Philipstown, in order to mitigate its contribution to and adapt to the effects of climate change, has become a registered Climate Smart Community (CSC) by adopting the New York State Climate Smart Community Pledge; and

WHEREAS, the Town of Philipstown has appointed a CSC Coordinator, formed a CSC Task Force and Internal Green Team, initiated its Government Operations Greenhouse Gas (GHG) Emissions Inventory, and joined as a member of ICLEI - Local Governments for Sustainability,

NOW, THEREFORE BE IT RESOLVED that the Town of Philipstown, in order to reduce its GHG emissions and adapt to a changing climate, and in pursuit of CSC Certification, authorizes its CSC Coordinator to submit a New York State Consolidated Funding Application (CFA) for the following:

1. A Climate Smart Communities grant for completion of a Community GHG Emissions Inventory for which the Town of Philipstown is requesting \$9,670 to pay for slightly less than 50% of the cost of hiring the company "ICLEI: Local Governments for Sustainability" to assist the Town of Philipstown in carrying out an innovative consumption-based Community GHG Emissions Inventory using the

year of 2016 as a baseline. The total cost of the project is \$19,670, and the Philipstown CSC Task Force has already raised a greater than 50% match of \$10,000 through private funding with the help of the Ecological Citizens Project and Renewable Highlands; and

2. A Climate Smart Communities grant for completion of eleven low-cost CSC certification actions, listed below, for which the Town of Philipstown is requesting \$6,000 to pay for 50% of the total cost of \$12,000 to have its CSC Coordinator complete these actions over the course of two years from March 2019 - March 2021. The Town of Philipstown will provide the 50% match of \$6,000. The actions are as follows:

1) PE3.10 - Adopting a vehicle fleet efficiency policy, 2) PE5.5 - Adopting a construction or demolition waste reduction program or policy, 3) PE6.1 - Developing and adopting a comprehensive plan with sustainability elements, 4) PE6.9 - Adopting a Complete Streets policy, 5) PE6.10 - Implementing strategies that support bicycling and walking, 6) PE6.17 - Developing a Natural Resource Inventory, 7) PE7.1 - Conducting a Vulnerability Assessment, 8) PE7.3 - Reviewing existing community plans and projects to identify climate adaptation strategies and policies or projects that may decrease vulnerability, 9) PE 7.4 - Developing climate adaptation strategies, 10) PE7.7 - Developing and implementing a heat emergency plan, and 11) PE7.15 - Promoting community flood prevention strategies through the National Flood Insurance Program Community Rating System

ROLL CALL VOTE

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

The resolution was thereupon declared duly adopted.

2. Resolution authorizing Public Sector HR Consultants to develop an Employee Handbook in an amount not to exceed \$5,750.00.

Supervisor Shea noted that this is something that should have been done and will help define things that have not been updated for a long time.

RESOLUTION #-2018

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

RESOLVED, that the Town Board hereby authorizes Public Sector Human Resources Consultants to develop an Employee Handbook in an amount not to exceed \$5,750.00

3. Resolution approving the 2017 Point Listing LOSAP Program for the Garrison Volunteer Ambulance Corps.

RESOLUTION #-2018

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

RESOLVED, that the Town Board hereby approves the point listing for the 2017 Sponsor Authorization Form for the Garrison Volunteer Ambulance Corps Length of Service Award Program.

4. Schedule Workshops/Meetings

Supervisor Shea said that he wanted to have the Town Clerk re-advertise for the window package and advertise for the Town Hall renovations.

RESOLUTION #-2018

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

RESOLVED, that the Town Board hereby authorizes Town Clerk Merando to re advertise for the window bid and to advertise for the Town Hall renovations in the Putnam County News & Recorder, the Highland Current and Contract Reporter.

No meetings scheduled at this time.

5. Code Enforcement Monthly Report.

Town Clerk Merando read the reports submitted for Cold Spring and Philipstown which are on file in the Town Clerks office.

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

Councilman Flaherty said that on July 2, 2018 he met the Sun Power team at Recreation. They did measurements and are now in the process of finally going through the engineering piece of this. He authorized them to talk to Central Hudson on our behalf.

Councilwoman Montgomery wanted to discuss something that concerns her and that is the use of pesticides. She asks people not to use pesticides due to the fact that it affects our waters.

AUDIENCE

Nat Prentice gave an update on the activities of the Comprehensive Plan Update Committee. He wanted to review an action plan and timeline they have come up with. They have been meeting twice a month and have met with Roberto Muller just to make sure what the CSE guidance says about what the Comprehensive Plan should look like. If it is written well you can gain points towards certification. The timeline they have put together is:

- get 1st draft by September 13, and allow time for it to be reviewed
- have a meeting with the public on or around November 8, 2018.

Supervisor Shea recommended that it be done at a Wednesday workshop and suggested that the workshop be held on September 26, 2018. Mr. Prentice then said that they shoot for public hearings in November.

VACANCIES

APPROVAL OF VOUCHERS

Councilman Van Tassel made a motion, seconded by Councilman Flaherty and unanimously carried that the General Vouchers in the amount of \$are hereby approved as set forth in Abstract 6A & 7.

Councilwoman Montgomery made a motion, seconded by Councilman Van Tassel and unanimously carried that the Highway Vouchers in the amount of \$are hereby approved as set forth in Abstract 6A & 7.

Councilman Flaherty made a motion, seconded by Councilman Leonard and unanimously carried that the CVPD Vouchers, with the exception of the flag pole expense, in the amount of \$are hereby approved as set forth in Abstract 6A & 7.

Monthly Town Board Meeting
July 12, 2018

Councilwoman Montgomery made a motion, seconded by Councilman Leonard and unanimously carried that the CVWD Vouchers in the amount of \$are hereby approved as set forth in Abstract 6A & 7.

There being no further business to discuss, Councilwoman Montgomery made a motion, seconded by Councilman Van Tassel to close the Monthly Meeting at 8:35 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 re-appoints Dorothy Gilman as a member of the Board of Assessment Review whose term will expire September 30, 2023.

RESOLUTION

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

RESOLVED, that the Town Board hereby re-appoints Philippe Cottenec as a member of the Recreation Commission whose term will expire September 1, 2025.

RESOLUTION

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

RESOLVED, that the Town Board hereby re-appoints Claudio Marzollo as a member of the Recreation Commission whose term will expire September 1, 2025.