

Monthly Town Board Meeting
November 7, 2013

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

PRESENT:	Richard Shea	Supervisor
	Betty Budney	Councilwoman
	David Merandy	Councilman
	Nancy Montgomery	Councilwoman
	John Van Tassel	Councilman

Wall of Fame presentation from Joseph C. Etta

Joseph C. Etta presented the Town Board with the Wall of Honor tribute presented to him as a veteran of World War II, to be hung in the Town Hall. (NOTE: Go to philipstown.com and read "History of Sgt. Joseph C. Etta.")

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

REVIEW OF MINUTES

The Minutes of the Weekly Meeting of August 21, 2013, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilwoman Budney and unanimously carried that the Weekly Meeting of August 21, 2013, are hereby approved as presented.

The Minutes of the Monthly Meeting of September 12, 2013, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilwoman Budney and unanimously carried that the Minutes of the Monthly Meeting of September 12, 2013, are hereby approved as presented.

The Minutes of the Bid Opening of September 18, 2013 – New Dump Body/Plow & Sander, were reviewed.

Councilman Merandy made a motion, seconded by Councilman Van Tassel and unanimously carried that the Minutes of the Bid Opening of September 18, 2013 – New Dump Body/Plow & Sander, are hereby approved as presented.

The Minutes of the Bid Opening of September 18, 2013 – New Cab Chassis, were reviewed.

Councilwoman Budney made a motion, seconded by Councilman Merandy and unanimously carried that the Minutes of the Bid Opening of September 18, 2013 – New Cab Chassis, are hereby approved as presented.

Monthly Town Board Meeting
November 7, 2013

The Minutes of the Weekly Meeting of September 18, 2013, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilwoman Montgomery and unanimously carried that the Minutes of Weekly Meeting of September 18, 2013, are hereby approved as presented.

The Minutes of the Executive Session of September 18, 2013, were reviewed.

Councilwoman Montgomery made a motion, seconded by Budney and unanimously carried that the Minutes of the Executive Session of September 18, 2013, are hereby approved as presented.

The Minutes of the Public Hearing of September 25, 2013 – Local Law Chapter 175/CB, were reviewed.

Councilwoman Budney made a motion, seconded by Councilman Merandy and unanimously carried that the Minutes of Public Hearing of September 25, 2013 – Local Law Chapter 175/CB, are hereby approved as presented.

The Minutes of the Public Hearing of September 25, 2013 – Chapter 159 – Timber Harvesting, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilwoman Councilman Merandy and unanimously carried that the Minutes of Public Hearing of September 25, 2013 – Chapter 159 – Timber Harvesting, are hereby approved as presented.

The Minutes of the Public Hearing of September 25, 2013 – Chapter 93 – Wetlands, were reviewed.

Councilwoman Budney made a motion, seconded by Councilwoman Councilman Merandy and unanimously carried that the Minutes of Public Hearing of September 25, 2013 – Chapter 93 – Wetlands, are hereby approved as presented.

The Minutes of the Public Hearing of September 25, 2013 – Chapter 112 – Land Development, were reviewed.

Councilwoman Montgomery made a motion, seconded by Councilwoman Budney and unanimously carried that the Minutes of Public Hearing of September 25, 2013 – Chapter 112 – Land Development, are hereby approved as presented.

The Minutes of the Public Hearing of September 25, 2013 – Chapter 175 – Technical correction, were reviewed.

Monthly Town Board Meeting
November 7, 2013

Councilwoman Budney made a motion, seconded by Councilman Merandy and unanimously carried that the Minutes of Public Hearing of September 25, 2013 – Chapter 175 – Technical correction, are hereby approved as presented.

The Minutes of the Public Hearing of September 25, 2013 – Chapter 104 – Hydrfracking, were reviewed.

Councilman Merandy made a motion, seconded by Councilwoman Budney and unanimously carried that the Minutes of Public Hearing of September 25, 2013 – Chapter 104 – Hydrfracking, are hereby approved as presented.

The Minutes of the Weekly Meeting of September 25, 2013, were reviewed.

Councilman Merandy made a motion, seconded by Councilwoman Montgomery and unanimously carried that the Minutes of Weekly Meeting of September 25, 2013, are hereby approved as presented.

The Minutes of the Monthly Town Board Meeting of October 3, 2013, were reviewed.

Councilwoman Budney made a motion, seconded by Councilwoman Councilman Merandy and unanimously carried that the Minutes of Monthly Town Board Meeting of October 3, 2013, are hereby approved as presented.

The Minutes of the Weekly Meeting of October 9, 2013, were reviewed.

Councilwoman Budney made a motion, seconded by Councilman Merandy and unanimously carried that the Minutes of Weekly Meeting of October 9, 2013, are hereby approved as presented.

The Minutes of the Bid Opening of October 16, 2013 – Bulk Fuel Delivery, were reviewed.

Councilman Merandy made a motion, seconded by Councilwoman Budney and unanimously carried that the Minutes of Bid Opening of October 16, 2013 – Bulk Fuel Delivery, are hereby approved as presented.

COMMITTEE REPORTS

CB – Councilwoman Montgomery reported that no meeting was held in November. Next meeting scheduled for November 12th. Councilwoman Montgomery further reported that the CAC members training session was successful and that the members were working on by-laws with the Town Planner.

Monthly Town Board Meeting
November 7, 2013

RECREATION – Councilman Van Tassel reported on the October 29th meeting events as follows: The minutes for September and financial statements were read and approved. Winter registration had opened with a good response, and most classes were filled. The Senior luncheon is scheduled for November 20th and volunteers were needed. The “Looking Swell” fund raising campaign was looking “swell,” with donations totaling \$155,000. The HBA system will be installed this month (November).

Councilman Van Tassel further reported that Councilman Merandy raised several questions regarding the Depot Theatre. The Recreation Commission has established a sub-committee of two (2) members of the Commission, Councilman Van Tassel, Councilman Merandy, the Depot Theatre Director and Recreation Director Stickle to improve the transparency and the disclosure to the Town Board. The date of the meeting to be determined.

Councilman Van Tassel added that the Friends of Philipstown Winter Carnival has been set for February 8, 2014, at the town park. Events are still in the planning phase and volunteers were needed.

The Commission was given a grand tour of the retro-fitted boiler room at the Marzollo Center, where one (1) out of the three (3) boilers were functioning. Councilman Van Tassel then asked Councilman Merandy if he had a report on the boilers. Councilman Merandy reported that the project was pretty close to being finished and that Mr. Jim Boorum was working out a few technicalities. Councilman Merandy stated that everything was in place, training was being done the week of November 11, 2013, which would be filmed to use for training at a later time. Councilman Merandy reported that the project was pretty close to being on-budget. The project was approximately \$1,000 over budget on the general side, and the contamination costs (i.e. removing of soil), would be approximately \$60,000.

Councilman Van Tassel reported that the next meeting of the Recreation Commission would be held on November 9th at 7:30 p.m. He added that there was an open position on the Commission.

Supervisor Shea expressed his thanks to Councilman Merandy for spearheading the boiler project.

RECYCLING – Councilwoman Budney reported that until further notice, no electronics would be accepted at the Town Landfill. Councilwoman Budney added that Putnam County was in the process of signing a contract with a company in Pennsylvania. Councilwoman Budney was awaiting word from Mary Rice of the County.

PLANNING BOARD - Councilman Merandy reported that the Planning Board met on October 17, 2013. Four (4) items were on the agenda: *Manitou*

Monthly Town Board Meeting
November 7, 2013

Properties – Site plan application w/submission of revised plans; Gex – Hummingbird Lane, Garrison – request for 90-day extension; Referral from Town Board on a proposed local law to establish 60-day moratorium on Major Wind Energy Conversion System, and a new application for a subdivision of Winter Hill Subdivision, Garrison.

Councilman Merandy then commented on statements in an article in the Putnam County News & Recorder, which he felt were inaccurate regarding the Planning Board process for subdividing property owned by OSI – property adjacent to The Claudio Marzollo Community Center. Councilman Merandy then proceeded to explain the application process as it was handled for the Open Space Institute. Councilman Merandy stressed that the process was exactly the same as it is handled for any application and that everything was done exactly the way it should have been done. (NOTE: A copy of Councilman Merandy's comments are attached)

Supervisor Shea added that the process couldn't be referred to as a "greased lightning" process and it was a level playing field for everyone. Supervisor Shea then went on to explain the lack of similarity between the Town and the Village of Cold Spring planning boards.

Councilwoman Montgomery discussed the background of the OSI property and how it relates to Philipstown Recreation. Councilwoman Montgomery stated that the Town would never be able to afford to purchase the property.

ZONING – Councilman Van Tassel reported that no meeting was held in October. Next meeting scheduled for Monday, November 25th and 7:30 p.m.

HIGHWAY – Councilwoman Budney read the report submitted by Highway Superintendent Roger Chirico, which is on file at the Town Clerks office.

BUILDING & LAND ACQUISITION – No report

PUTNAM COUNTY LEGISLATURE – Legislator Scuccimarra reported that the County was speaking with two (2) providers for e-waste. She then reported that in October it came to the County's attention that there were a lot of local businesses that didn't have an opportunity to do business with Putnam County as they were under the impression that they were on New York State's "bid list," but found out that they weren't. Putnam County then held a "Doing Business With Putnam County" workshop just to show how to get on the bid list. Legislator Scuccimarra stated that she encouraged businesses to access information on the County's website.

The next item that Legislator Scuccimarra discussed was Manitou Road. She reported that she, Superintendent Chirico, Mark Rosa from County Engineer Fred Pena's office and Richie Ottner, met with some residents of Manitou

Monthly Town Board Meeting
November 7, 2013

Station Road to see if some kind of solution could be reached. Legislator Scuccimarra reported that she wrote to the MTA to see they could help since they use Manitou Station Road to get to the tracks. She was happy to report that the MTA responded that they would help; that the County was going to prepare an engineering report on the entire area and submit to the MTA to see if a bid could be obtained that was less than one million dollars. Legislator Scuccimarra added that there was another project in town which FEMA funds from that project could be used for this project to help the residents.

Legislator Scuccimarra reported that she had met with Paul Guillaro and he stated that he would be fine with putting a trailer on the Butterfield Hospital property. She then received a call from Mayor Falloon advising her that he had received a letter from the realtor for the Post Office, who said a trailer was going to be placed on property on Marion and Benedict Avenues. Legislator Scuccimarra stated that the residents of Marion and Benedict could not put up with a trailer in their front yard and with construction starting on the expansion of Foodtown, this would be a nightmare. Legislator Scuccimarra added that she has a conference call scheduled with a representative from Congressman Maloney's office, Mayor Falloon and a Postal representative to get on the right path.

Supervisor Shea stated that he had a meeting with the Postmaster and offered the use of the VFW, which the Postmaster seemed very interested in. Discussion ensued as to whether the postal routes would be moving to the Garrison post office. Supervisor Shea felt it absolutely was happening, while Legislator Scuccimarra replied that it was not a certainty. Councilman Merandy asked why there was no mention of a post office on the current Butterfield plans. Legislator Scuccimarra responded that there was mentioned of it.

The next discussion focused on senior programs, particular the food quality. Legislator Scuccimarra responded that the Office of the Aging was working on it, but the main focus at this time was on the County budget. At this point, Councilwoman Montgomery remarked that it is felt that the Town was not doing anything for the seniors and that the County had cut \$155,000 out of their budget and asked how that was improving services for the seniors. Legislator Scuccimarra responded that it was a cut in the budget, not a cut in services. Councilwoman Montgomery then addressed the fact that a meeting was scheduled for Saturday, November 9 and stated that she was upset that she was not invited to the meeting. Legislator Scuccimarra replied that she was sorry that Councilwoman Montgomery was not invited but she, Legislator Scuccimarra, had not put the meeting on and had no connection with that at all.

Supervisor Shea stated that he had a conversation with the County Legislator O'Dell and discussed several projects, which County Legislator O'Dell was aware of. Supervisor Shea suggested another get-together before the end of the year.

TOWN OF PHILIPSTOWN
MONTHLY REPORT OF TOWN SUPERVISOR
MONIES RECEIVED AS OF NOVEMBER 7, 2013

GENERAL & PART-TOWN FUNDS

Town Clerk Fees – 9/13	\$ 328.13
Town Clerk Fees – Dogs – 9/13	406.50
Justice – 9/13	8,103.75
Recreation Fees – 9/13	60,447.86
Justice Fees – 9/13	7,004.00
Recreation Community Recycling	19.20
Town Clerk Fees – 10/13	622.01
Town Clerk Fees – 10/13	504.50
Recreation Community Recycling	30.35
Building Fees – 9/13	11,484.00
Building Fees – 10/13	18,727.00
Bank Interest	69.24

HIGHWAY FUND

P.C. Gas	\$ 2,237.10
NYS FEMA	111,229.50
General Fund – Gas	781.43
General Fund – Gas	710.80
NYS FEMA	80,291.19
Bank Interest	175.63

CONTINENTAL VILLAGE WATER DISTRICT

Bank Interest	\$ 6.43
---------------	---------

CONTINENTAL VILLAGE PARK DISTRICT

Clubhouse Fees	\$ 350.00
Bank Interest	17.70

Monthly Town Board Meeting
November 7, 2013

AGENDA

1. Resolution awarding the 2014 F550 4X4 Chassis to West Herr New York, of 5025 Camp Road, Hamburg, NY 14075, in the amount not to exceed \$41,365.00

Town Clerk Merando read letter of recommendation from Superintendent of Highways, Roger Chirico

RESOLUTION #156-2013

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

RESOLVED, that the Town Board of the Town of Philipstown hereby awards the bid for the 2014 F550 4X4 Chassis to West Herr New York, of 5024 Camp Road, Hamburg, NY 14075, in the amount not to exceed \$41,365.00

1a. Resolution awarding the bid for Hudson Way Roadway Reconstruction Project to Sun Up Enterprises, Inc., in the amount of \$38,970.00.

Supervisor Shea stated that this was a subdivision that failed and that a \$40,000.00 bond was collected so that the pending property improvements would be covered.

RESOLUTION #157-2013

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

RESOLVED, that the Town Board of the Town of Philipstown hereby awards the bid for the Hudson Way Roadway Reconstruction Project to Sun Up Enterprises, Inc., in the amount of \$38,970.00.

2. Schedule Workshops/Meetings.

- November 13, 2013 7:30 P.M. - Garrison Volunteer Fire Company
- November 20, 2013 7:30 P.M. - Public Hearing - Adopt Final 2014 Budget

3. Code Enforcement Monthly Report.

Town Clerk Merando read the Monthly Report.

Any other business that may come before the Town Board.

Councilwoman Montgomery reported that she attended the Office of the Aging public hearing, as well as meeting with senior citizens and discussed their trip program, exercise program and craft program.

Monthly Town Board Meeting
November 7, 2013

Supervisor Shea asked Councilwoman Montgomery if she could get the budget for the exercise program from Recreation Supervisor, Amber Stickle. Councilman Merandy responded that he would secure that.

Councilwoman Montgomery also addressed the Community Channel and stated that she had spoken with Videographer, Cecilia Mastroilli, who has offered her services to train and help maintain the Town's Community Channel. Councilwoman Montgomery will prepare a proposal and present it to the Town Board.

AUDIENCE

No comments from the audience.

VACANCIES

Recreation (1)
CV Park District Advisory Committee (3)
CV Water District Advisory Committee (3)

APPROVAL OF VOUCHERS

Councilman Van Tassel made a motion, seconded by Councilwoman Montgomery and unanimously carried that the General Vouchers in the amount of \$336,046.11, are hereby approved as set forth in Abstracts 10A & 11.

Councilwoman Budney made a motion, seconded by Councilwoman Montgomery and unanimously carried that the Highway Vouchers in the amount of \$333,556.57, are hereby approved as set forth in Abstracts 10A & 11.

Councilwoman Montgomery made a motion, seconded by Councilman Merandy and unanimously carried that the CVPD Vouchers in the amount of \$7,592.24 are hereby approved as set forth in Abstracts 10A & 11.

Councilwoman Budney made a motion, seconded by Councilman Merandy and unanimously carried that the CVWD Vouchers in the amount of \$7,580.97 are hereby approved as set forth in Abstracts 10A & 11.

There being no further business to discuss, Councilwoman Montgomery made a motion, seconded by Councilman Merandy to close the Town Board Monthly Meeting at 8:36 p.m.

Respectfully submitted by,

Joan B. Clauss
Deputy Town Clerk