

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 December 7, 2017 were reviewed.

Councilman Van Tassel made a motion, seconded by Councilwoman Montgomery that the Minutes of the Monthly Town Board Meeting of December 7, 2017, are hereby approved as presented.

Minutes of the Weekly Town Board Meeting of December 20, 2017 were reviewed.

Councilwoman Montgomery made a motion, seconded by Councilman Leonard that the Minutes of the Weekly Town Board Meeting of December 20, 2017, are hereby approved as presented.

Minutes of the Special Town Board Meeting of December 26, 2017 were reviewed.

Councilwoman Montgomery made a motion, seconded by Councilman Van Tassel and with Councilman Flaherty abstaining that the Minutes of the Special Town Board Meeting of December 26, 2017, are hereby approved as presented.

Minutes of the Year End Meeting of December 27, 2017 were reviewed.

Councilman Van Tassel made a motion, seconded by Councilman Flaherty that the Minutes of the Year End Meeting of December 27, 2017, are hereby approved as presented.

Minutes of the Re-Organizational Meeting of January 11, 2018 were reviewed.

Councilwoman Montgomery made a motion, seconded by Councilman Flaherty that the Minutes of the Re-Organizational Meeting of January 11, 2018, are hereby approved as presented.

Minutes of the Monthly Town Board Meeting of January 11, 2018 were reviewed.

Councilwoman Montgomery made a motion, seconded by Councilman Van Tassel that the Minutes of the Monthly Town Board Meeting of January 11, 2018, are hereby approved as presented.

COMMITTEE REPORTS

CONSERVATION BOARD – Councilman Leonard said that the Board was doing double duty the last couple of months joining ZBA meetings with regard to the towers which could be on wetlands. One issue discussed was CV issues: septic and wells. Another issue talked about was Hudson Highlands Reserve. With regard to Stormwater management they are coming up on their annual deadline. They are finishing their 4th quarter training for the highway department. Highway Superintendent Frisenda will be giving them updates on culvert cleaning so that the Town is ready for storms. Next meeting is February 13, 2018.

RECREATION – Councilman Van Tassel reported that they met on January 29, 2018 at which time the financial report and minutes were read and approved. Amber reported that the Spring Book is out and registration for the programs will open on March 8, 2018. The senior luncheon will be held on February 28, 2018 and the “Winter Carnival” is next weekend. Councilman Van Tassel then introduced Joel Conybear who gave an update on the activities at the “Winter Carnival”.

PUTNAM COALITION THAT CARES - Councilwoman Montgomery reported that they met this week and they had a lengthy discussion about the new drug coordinator position. She said that they are getting closer to narrowing down the candidates. There was another discussion on vaping, which is a major concern in the schools now. The coalition also participated in Haldane’s first “Family University” which was an eye-opener. This was in collaboration with the Putnam Communities that Care and Cove Care presenting a night of awareness regarding the drug epidemic. The coalition meets the third Wednesday of the month at 3:30 pm. Locations change so “like” them on Facebook to follow.

PLANNING BOARD – Councilman Flaherty reported they met on January 18, 2018. First on the Agenda was the return of escrow for Olspan. The next agenda items were two Public Hearings: Robert Miller/Alltec Service Center and Hudson Highland Reserve. New business discussed: SEJE Realty and James Copeland. Old business: Lake Surprise. Next meeting is scheduled for February 15, 2018.

ZONING BOARD – Councilman Van Tassel reported that a special meeting was held on January 22, 2018 to continue the Public Hearing on the proposed cell tower on Vineyard Road. The meeting was closed and voted 4-1 opposed to issuing a special use permit. The next meeting will meet on February 12, 2018 at Town Hall.

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 they are ordering windows for the Town Hall building.

CEMETERY COMMITTEE – Councilman Leonard reported that they received a bill for the fall restoration at the Cedar Street cemetery. He has been researching cleaning and maintenance of some of the headstones and will present to the committee this month. He has also been working with the Carmel Rep for the County Cemetery Committee. Councilman Leonard and the Carmel Rep both volunteered to hold a meeting in the Town where all of the towns will come over to visit the cemeteries. Councilman Leonard said that he has receive a lot of very good comments from the County. The committee is also looking at having scouts from the schools to help mapping. He said that they are moving forward with the County with a 501c3 which will help with private funding. Next meeting is February 13, 2018.

PUTNAM COUNTY LEGISLATOR – Legislator Scuccimarra had a conflict and could not attend.

**TOWN OF PHILIPSTOWN
MONTHLY REPORT OF TOWN SUPERVISOR
MONIES RECEIVED AS OF FEBRUARY 1, 2018**

GENERAL & PART-TOWN FUNDS

Tax Coll.-NHFD-full pay	764,983.75
Tax Coll.-Butterfield	275,999.74
Tax Coll.-GFPD	771,301.97
PC Cemetery	3,852.00
Justice Fees 12/17	3,138.00
Justice Fees 12/17	5,829.09
TC Fees 12/17	120.78
TC Fees 12/17-Dogs	383.50
Bldg. Fees 12/17	13,491.83
2017 Village of Cold Spring Bldg Fees	20,000.00
Tax Coll.-Gen A-Partial Pay	500,000.00
Tax Coll.-Gen B-Full pay	125,969.80

HIGHWAY FUND

Tax Coll.-Hwy DB-Partial pay	500,000.00
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CONTINENTAL VILLAGE WATER DISTRICT

Tax Coll.-Unpaid Water	33,438.00
Tax Coll.-Full pay CVWD (SW)	103,820.06

CONTINENTAL VILLAGE PARK DISTRICT

Tax Coll.-Full pay CVPD (SP)	132,052.97
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AGENDA

1. Resolution in support of Immediate State Agency Rule-making for Tanker-Avoidance Zones.

Town Clerk Merando noted that this resolution was passed before. This resolution is urging the DEC to issue strict regulation to prohibit new anchorage grounds from being sited at locations where they impose a clear and direct threat to the environment, quality of life and regional economic goals.

Supervisor Shea said that much of what we have here involves the Hudson River and that needs to be protected at all costs.

RESOLUTION #51-2018

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

WHEREAS, in 2016 the U.S. Coast Guard proposed establishing new anchorage grounds along the Hudson River between Yonkers and Kingston; and

WHEREAS, Governor Cuomo signed A.6825a/ S.5197b into law and positioned New York State to continue to fulfill its responsibility to the Hudson River and its communities from the many potential dangers presented by oil-carrying vessels on the Hudson River and the proposed additional barge anchorage grounds; and

WHEREAS, the federal government and New York State share concurrent jurisdiction over the Hudson River, and as long as action by the state is not inconsistent with existing federal regulation and does not unreasonably burden interstate commerce, New York has significant authority to regulate navigable waters like the Hudson when the state's interest warrants special precautionary measures; and

WHEREAS, it remains a top priority of the Town of Philipstown to prevent any new anchorage grounds in the Hudson River from being sited at locations where they pose a clear and direct threat to the environment, quality of life, and regional economic development goals of the Hudson Valley; and

WHEREAS, the Town of Philipstown is home to the Little Stoney Point, Cold Spring Foundry and the Hudson Highlands State Park the integrity of which would be threatened by the establishment of new barge anchorage grounds; and

WHEREAS, the Town of Philipstown has documented its concerns about the anchoring of petroleum-carrying tankers, including disrupting the economic vitality of the waterfront,

endangering drinking water supplies, damaging fish habitat and detracting from scenic beauty and quality of life along the river adopted June 1, 2017, Resolution # 99-2017; and

WHEREAS, the USCG recently conducted two Ports and Waterways Safety Assessment (PAWSA) workshops for the stretch of the Hudson River between the Tappan Zee Bridge and the Port of Albany, and a recommendation to establish new anchorage grounds was discussed and could be part of the USCG's PAWSA report; and

WHEREAS, New York State has secured important victories that have been essential to public health, the environment and the economy of the state, including the administration's support for the Environmental Protection Fund, the ban on hydraulic fracturing, increasing funding for the state's Oil Spill Response Fund, and issuance of water quality permit decisions relating to energy development and transport have been among these many accomplishments; and

WHEREAS, the new law gives the Department of Environmental Conservation the ability to establish areas of the Hudson River where it shall be unlawful for petroleum-bearing vessels to enter, move or anchor; now therefore be it

RESOLVED that the Town Board of the Town of Philipstown requests that DEC Commissioner Seggos immediately advance a rulemaking process to establish Tanker Avoidance Zones for petroleum-bearing vessels, implementing the strongest possible regulations allowed under the law; and be it further

RESOLVED that the Town Board of the Town of Philipstown, New York be hereby authorized and directed to send a copy of this resolution to the Hon. Andrew M. Cuomo, Governor of the State of New York; the Hon. Basil Seggos, Commissioner of the Department of Environmental Conservation, the Hon. Sue Serino; the Hon. Sandy Galef, and to such other persons as the Town of Philipstown's Supervisor Shea in his discretion, may deem proper in order to effectuate the purpose of this resolution.

2. Proposed resolution calling for the release of the risk assessment related to the Algonquin Pipeline crossing of Indian Point.

Paula Clair addressed the Board stating that she had sent them a packet which contained a letter from Sandy Galef asking for the risk assessment results be released, along with a sample resolution. She read a statement on this issue and explained why she thinks it is important that the town considers this resolution.

Supervisor Shea said that the Board has a copy of the sample resolution and the Board will review. He does not have any reservations asking for the release of the plan which was paid for with tax payer money.

3. Resolution to re-appoint the following to the Philipstown Zoning Board of Appeals for a (5) year term:

Paula Clair	Zoning	5-year term expiring March 31, 2023
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RESOLUTION #52-2018

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

RESOLVED, that the Town Board hereby re-appoints the following to the Philipstown Zoning Board of Appeals:

Paula Clair	Zoning	5-year term expiring March 31, 2023
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4. Resolution to re-appoint the following to the Philipstown Planning Board for a four (4) year term:

Anthony Merante (Chair)	Planning	4-year term expiring March 31, 2022
Neal Zuckerman	Planning	4-year term expiring March 31, 2022

RESOLUTION #53-2018

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

RESOLVED, that the Town Board hereby re-appoints Anthony Merante as Chairman to the Planning Board for a term of four (4) years which will expire on March 31, 2022.

RESOLUTION #54-2018

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

RESOLVED, that the Town Board hereby re-appoints Neal Zuckerman as a member to the Planning Board for a term of four (4) years which will expire on March 31, 2022.

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

Mark Galezo	Conservation Bd	2-year term expiring March 3, 2020
Eric Lind	Conservation Bd	2-year term expiring March 3, 2020
Robert Repetto	Conservation Bd	2-year term expiring March 3, 2020
Andrew Galler	Conservation Bd	2-year term expiring March 3, 2020

RESOLUTION #55-2018

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

RESOLVED, that the Town Board hereby re-appoints the following to the Philipstown Conservation Board:

Mark Galezo	Conservation Bd	2-year term expiring March 3, 2020
Eric Lind	Conservation Bd	2-year term expiring March 3, 2020
Robert Repetto	Conservation Bd	2-year term expiring March 3, 2020
Andrew Galler	Conservation Bd	2-year term expiring March 3, 2020

6. Resolution authorizing Supervisor Shea to sign the agreement between the Town of Philipstown and the Putnam Humane Society for fiscal year 2018.

RESOLUTION #56-2018

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

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to sign the agreement between the Town of Philipstown and the Putnam Humane Society for fiscal year 2018.

7. Resolution authorizing the release of escrow funds for The Garrison Café (Matthew & Lydia McMahan.)

RESOLUTION 57#-2018

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

RESOLVED, that the Town Board hereby authorizes the release of escrow funds for The Garrison Café (Matthew & Lydia McMahan.)

8. 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.

9. Schedule Workshops/Meetings

February 21, 2018 Public Hearing – Safe Storage Act - Haldane@7:30 pm

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

Town Clerk Merando added an item: Claudio Marzollo is asking that a building permit fee of \$726 be waived for work at the Depot Theatre.

RESOLUTION #58-2018

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

RESOLVED, that the Town Board hereby waives the permit fee for the Depot Theatre work.

Supervisor Shea said that he will have a conference call tomorrow with the building inspector, Steve Gaba, and the Town Attorney about the illegal dumping. He will let the Board know what comes of that and when they want to meet because the Town needs to come down on them hard.

Supervisor Shea reported that he had a good meeting today with the Mayor of Cold Spring, Michelle Smith and a representative of Scenic Hudson with regard to the Fjord Trail. It is not only about the trail, but what option there are for rerouting people.

Councilman Flaherty announced that the Royal vouchers will be available again this year.

Supervisor Shea expressed condolences from the whole Town to the Budney family for the tragic loss of their son.

Councilman Van Tassel said that during the Zoning Board testimony about the cell towers he had a conversation with Hank Menkes who suggested that we implement some changes to the Zoning Code to preempt the 5G service that is coming down the pike. Mr. Menkes will put together a proposal to meet with us either in February or March to make an adjustment or some changes to our current Zoning code. Once he receives the proposal back from Mr. Menkes he will put everything together and then the Board can pick a date to get together.

Councilman Leonard said that he, Councilwoman Montgomery and Councilman Flaherty are involved with the Comprehensive Plan Update Committee which met on January 11 and 25th. He said that there is one person working on full demographics. The Committee is looking at the situations with cell tower issue, zoning, infrastructure, tourism, economic development, and consolidation. He noted that Nat Prentiss is doing a good job. Another thing is the Climate Smart Committee and the discussions on taking a look at your carbon footprint. He announced that there is a Community Echo Action Workshop on March 3 at the Desmond Fish Library from 10 am to 4 pm. They will have a number of guest speakers and will cover a number of areas with a lot of information that can be beneficial.

Councilwoman Montgomery had a conversation with Chairman Nat Prentiss and she thinks it is important that the Comprehensive Plan Update Committee is resident driven even though it was initiated by the Town Board. Mr. Prentiss did want a little input from

the Town Board as to what they wanted to see. At the first meeting she pointed out to the Committee that most of our land use issues were covered. She said that there are a few things that need a little more attention regarding land use issues, but she is interested to see what the Town Board would like. Another thing is that she attended the monthly Philipstown Senior Club meeting today. They were introduced to the new Putnam County Director of Senior Resources, Michael Cunningham. He, County Executive O'Dell, Legislator Scuccimarra gave an overview and an update on Butterfield.

AUDIENCE

Paula Clair added that she was glad to hear that the Town's Engineer is suggesting changes with regard to the cell tower issue. She would also like to suggest a change to the zoning code with regard to cell towers: that being the distance from a residence should be significantly increased.

Michelle Smith, HHLT said that they made a recommendation to the Planning Board to take a look at the cell tower policy of the Adirondack Park Agency, which is very good. Another thing she wanted to mention was that HHLT will have an educational forum on February 5, 2018 - 7:00 pm at Winter Hill to answer question. Ms. Smith introduced Karen Doyle the new Manager of Public Policy and Planning.

VACANCIES

CV Water District (AWTPO) (1)
Recreation Commission (1)

APPROVAL OF VOUCHERS

Councilman Van Tassel made a motion, seconded by Councilman Flaherty and unanimously carried that the General Vouchers in the amount of \$1,981,894.15 are hereby approved as set forth in Abstract 1 & 2.

Councilwoman Montgomery made a motion, seconded by Councilman Flaherty and unanimously carried that the Highway Vouchers in the amount of \$139,296.05 are hereby approved as set forth in Abstract 1 & 2.

Councilman Leonard made a motion, seconded by Councilwoman Montgomery and unanimously carried that the CVPD Vouchers in the amount of \$3,670.31 are hereby approved as set forth in Abstract 2.

Councilman Leonard made a motion, seconded by Councilwoman Montgomery and unanimously carried that the CVWD Vouchers in the amount of \$13,592.04 are hereby approved as set forth in Abstract 1 & 2.

Monthly Town Board Meeting
February 1, 2018

There being no further business to discuss, Councilwoman Montgomery made a motion, seconded by Councilman Flaherty to close the Monthly Meeting at 8:30 p.m.

Respectfully submitted by,

Theresa Crawley
Deputy Town Clerk