

Monthly Town Board Meeting
May 1, 2014

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

PRESENT:	Richard Shea	Supervisor
	Nancy Montgomery	Councilwoman
	John Van Tassel	Councilman
	David Merandy	Councilman
	Michael Leonard	Councilman

Supervisor Shea opened the meeting. Daisy Troop 1410 of Garrison led in the Pledge of Allegiance.

REVIEW OF MINUTES

The Minutes of the Philipstown Depot Theatre Development Special Meeting of March 6, 2014, were reviewed.

Councilwoman Montgomery made a motion, seconded by Councilman Leonard and unanimously carried that the Minutes of the Philipstown Depot Theatre Development Special Meeting of March 6, 2014, are hereby approved as presented.

The Minutes of the Monthly Meeting of April 3, 2014, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilman Leonard and unanimously carried that the Minutes of the Monthly Meeting of April 3, 2014, are hereby approved as presented.

COMMITTEE REPORTS

CAC – Councilman Leonard reported that no meeting was held in April.

RECREATION – Councilwoman Montgomery reported that the Recreation Commission met on April 27, at which time they conducted an interview for the position vacated by Al Zgolinski. Recommendations will be forwarded to the Town Board. Councilwoman Montgomery then reported that the February and March financials were accepted; summer registration opened in March; Senior Luncheon scheduled for May 7th, and the girl's soccer program was not run this year due to lack of enrollment. Councilwoman Montgomery stated that the theatre was moving its scenery shop and costume storage out of Fire Station 1 into the Town & Highway garage located at the recycling center on Lane Gate Road. Other items reported on was the funds raised by the Theatre Group for capital improvements, opening of the Park on April 19th; repair work to the newly installed boiler, one of which is still not functioning, and repair work being conducted on the lawn, and the landscaping contract was approved by the

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Commission. Councilwoman Montgomery informed the Town Board members that Recreation Supervisor Stickle had met with Dog Control Officer, Robert Ferris to discuss the problems at the dog park.

RECYCLING – Councilwoman Montgomery reported that Highway Superintendent Chirico was in the process of negotiating a new contract with Hudson Baylor for single stream recycling. She added that the Highway Department was working on the pickup and delivery of the replacement container for electronic waste as the present container was scheduled for removal in another week. Councilwoman Montgomery added that a waste cleanup was scheduled for Saturday, May 3rd at Fahnestock Park – registered participants only.

PLANNING BOARD - Councilman Merandy reported on the items presented at the April 14th meeting. The following agenda items were covered:

Drake Petroleum, Louis Lanza, River Home, LLC, release of escrow; Gex, 24 Hummingbird Lane, Garrison, lot-line approval; 20 Nazareth Way, LLC, Response to engineer's comments – resolution for approval of subdivision; Arthur Fisher, approval of access and site plan application and request for 4-month extension; Olspan Warehouse, LLC (Cyberchron), site plan application revised plans; Manitou Properties Co., LLC, site plan application – revised materials, and RDR Equities, LLC, site plan application – new submission.

Councilman Merandy added that a special meeting was also held on April 30th to discuss a referral from the Town Board to the Planning Board to amend Chapter 175-8 changing the zoning designation from "OC" to "HC" (Countryside Motel, Route 9, Cold Spring).

ZONING – Councilman Van Tassel reported that he had not attended the meeting but was able to get an accounting of what transpired. He added that there was only one (1) item addressed, which was the approval of a resolution for a variance for Will & Grace Vogel of 406 Route 9D, Garrison.

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

BUILDING & LAND ACQUISITION – Supervisor Shea stated that a workshop would be scheduled to prepare an RFP for Town Hall and the Dahlia house renovations.

LEGISLATOR – Legislator Barbara Scuccimarra, remarked on the drug crisis in Putnam County. She stated that forums were being held in towns, schools, hospitals, etc. Legislator Scuccimarra stated that a new prescription drug, Narcan, that reverses an overdose in minutes, is now available.

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Legislator Scuccimarra then recounted Highway Superintendent Chirico's report on the Putnam County Highway Department meeting to discuss the paving of the parking lot along Route 9D across from Little Stony Point, adding that the Putnam County Engineer had already examined the site.

Other items of interest reported were transportation and Putnam County farming. Legislator Scuccimarra stated that she would request Vinnie Tamagna to come to Philipstown and do a report on transportation, as lots of changes were forthcoming. With regard to farming, Legislator Scuccimarra reported that a new initiative was coming out through the Putnam County Agriculture & Farmland Protection Board, Putnam County Executives and Glynwood Center called, "Keep Putnam Farming." The program is to engage residents with Putnam farmers to strengthen the economic viability of agriculture and improve neighbor relations. The intent is to identify and market the economic contributions of the agricultural sector, create a customized plan for community engagement and support for the farmers. Organizations and individuals will be identified to implement the plan. A kick-off meeting is scheduled for June 3rd at the Putnam Golf Course. Legislator Scuccimarra added that they are seeking volunteers to go out in Philipstown to find the farmers and find out where produce and supplies are purchased, what they are selling and what they are producing. This helps the County obtain an idea of farming in Putnam.

TOWN OF PHILIPSTOWN

**MONTHLY REPORT OF TOWN SUPERVISOR
MONIES RECEIVED AS OF MAY 1, 2014**

GENERAL & PART-TOWN FUNDS

Building Fees – March 2014	\$ 7,926.00
Justice Fees – March 2014	10,488.00
Town Clerk Fees – March 2014	276.30
Town Clerk Fees – Dogs – March 2014	310.50
A.W. Scrap	974.00
A.W. Scrap	476.00
Justice Fees – March 2014	12,355.00

HIGHWAY FUND

S. P. Equipment – Engine	\$ 205.00
S. P. Equipment – Truck	505.00
General Fund Check – Gas	884.14
Haldane School Salt	428.72
General Fund – Gas	249.41
Putnam County – Gas	1,716.20
Bank Interest	243.21

CONTINENTAL VILLAGE WATER DISTRICT

NYS FEMA	\$ 3,112.20
Bank Interest	8.99

CONTINENTAL VILLAGE PARK DISTRICT

Clubhouse Fees	\$ 875.00
Putnam Valley Taxes	13,15.00
Bank Interest	19.05

AGENDA

1. Undersheriff, Peter H. Convery to give presentation on the Putnam County Marine Unit.

Deputy Sheriff, Sergeant Zabo, gave a briefing on the function of the Putnam County Marine Unit. The unit consists of 12 members who are available 24/7 on an on-call basis. The unit responds to search and rescues; investigates marine accidents and enforces navigation laws. The members also assist local police on accidents if needed. Sergeant Zabo described the different land craft used by the unit and outlined the education each member is required to complete. The Putnam County Marine Unit works closely with surrounding agencies, i.e., Dutchess, Westchester, Rockland, Orange and Ulster. Councilman Van Tassel asked if patrols were from Memorial Day to Labor Day and what the availability was of the boat and where it would be in the wintertime. Undersheriff Convery responded that patrols are usually conducted from Labor Day to a little after Columbus Day weekend, and depending on ice conditions, they would have to call on the Coast Guard to come down with a cutter or if no ice, could use the Zodiac vessel. Councilman Van Tassel asked if one of the fire departments purchased a boat, would the Unit be able to help with training? Undersheriff Convery stated that they would be willing to help out where they could and suggested training classes, which are State certified. Councilwoman Montgomery asked if there was any type of safety course required if the Town was to have a rescue boat on the river, and was anything mandated? Undersheriff Convery replied that he didn't think so – people doing law enforcement work were exempt. For fire or rescue work, he didn't think so and added that if you were born after May 1, 1996, you do have to take the boat safety course. He stated that he was not sure if there was something specific for rescue crews.

Supervisor Shea asked what sort of preparations were in place for large-scale accidents now that there are four boats coming in that house 100 people or

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more? Undersheriff Convery stated that a drill was conducted a year ago, which he attended. He added that the responsibility would belong to whatever police agency was on the scene. Councilman Van Tassel asked about the Coast Guard. Convery informed him that the Coast Guard was located in Saugerties, which would take a long time for them to respond.

2. Susan Salomone to give a presentation on drug use prevention.

Susan and Steven Salomone, who lost a child through a drug overdose, gave a presentation on drug-use prevention. Supervisor Shea thanked the Salomone's for accepting his invitation to attend the meeting. Mr. Salomone explained the groups goals and gave the website www.drugcrisisinourbackyard.com as an outlet for obtaining resources to assist in the prevention of drug use. Mrs. Salomone stated that an event was scheduled for June 10th at St. Christopher's Inn along with The Walter Hoving Home, and the Narcan training scheduled for May 3rd was cancelled and being rescheduled for sometime in June.

3. Lynda Ann Ewen and Gail Simon to address the Town Board with regard to the "Year of the Senior Aging in Place."

Ms. Ewen thanked the Town Board for providing services for the seniors and explained the new by-laws. Ms. Ewen stated that the Senior Club had 106 active members and that she had been attending meetings relating to the Butterfield project but had not taken any position at this time. Ms. Ewen added that if the project is approved, she expected to closely monitor the development of the site in terms of resources for seniors. She touched on the problems encountered to obtain services needed for seniors and remarked that she had contacted AARP on their concept called "Aging in Place." Ms. Ewen stated that AARP has been invited to come to Philipstown for a public forum on the way in which communities begin to build networks that would allow persons to stay in their own homes by coordinating services and shared resources. The forum is scheduled for July 3rd, but the date has not yet been verified. Ms. Ewen remarked that she wanted to investigate how this concept can happen here in Philipstown. Ms. Ewen would like the seniors of the community to feel supportive and encourage them to want to come home here and age in place here. Ms. Ewen hopes that the Philipstown Club could work more closely with the Town and the County and try to develop plans that make that a reality. Ms. Ewen then introduced Gail Simon, a resident of Glasbury Court.

Ms. Simon stated that she and Ms. Ewen were attending the meeting to begin a discussion that would enable seniors to age in place – that a concept has been researched to begin a village in Philipstown for seniors – not a geographical village, but the name of the formation of seniors helping seniors is 'village.' Ms. Simon added that this concept began in the Beacon Hill section of Boston in

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2002 and has 400 members from the age of 50 to 90. She stated that a village, as defined by its website, is a formal but voluntary organization that gives seniors the ability to stay in their present homes in order to maintain the independence for older adults that they are used to without having to move to an institution as previous generations have done and still do. Seniors can stay in their present neighborhoods and enjoy programs, services, and transportation to medical appointments when necessary. The 'villages' encourage and provide a services concept; members and staff can help one another with referrals, handymen, repairs, neighborly tasks, and rides to and from medical consultations. It is an organization that has many villages in place in all 50 states and Australia, and is spreading to other countries in the world. Ms. Simon ended her presentation by stating that she and Ms. Ewen would like to give the Town Board information about allowing seniors in Philipstown something that could be the start of a way of life and independence for their generation.

4. Resolution accepting the resignation of Stephanie Hawkins as a member of the Philipstown Recreation Commission, effective April 4, 2014.

RESOLUTION #80-2014

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

RESOLVED, that the Town Board of the Town of Philipstown accepts the resignation of Stephanie Hawkins as a member of the Philipstown Recreation Commission, effective April 4, 2014.

Town Clerk Merando was directed to advertise for a replacement.

RESOLUTION 81-2014

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

RESOLVED, that the Town Board authorizes Town Clerk Merando to advertise for the position vacated by the resignation of Stephanie Hawkins on the Philipstown Recreation Commission.

5. Resolution waiving the building permit fee for the Garrison Volunteer Ambulance Corp. to install a new gas boiler at One Buena Vista Road, Garrison, New York.

RESOLUTION #82-2014

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

RESOLVED, that the Town Board hereby waives the building permit fee for the Garrison Volunteer Ambulance Corp. to install a new gas boiler at One Buena Vista Road, Garrison, New York.

6. Resolution setting a Public Hearing on the proposed financing of equipment by the Garrison Volunteer Fire Company, Inc.

Garrison resident, Joe Regele, remarked that hearing the Board discuss the time that the fire company needs presupposes that the decision has already been made for the fire company to purchase the equipment and was curious as to how that decision was made. Mr. Regele stated that the last meeting that he attended, the Town Board wanted the fire company to have a study of equipment done and it was reported in the paper that it would take \$2,000.00 to make the tanker serviceable. Now there is a conversation on how to schedule a public hearing to float a bond for a \$300,000 plus piece of equipment, which is quite a delta. Mr. Regele added that this is also a piece of equipment that Supervisor Shea and Councilman Van Tassel knew quite well and promised was not going to be necessary and stated that he found it extraordinary discussing public financing when it's May of 2014 and the Town Board had not yet received the audited financial statement to see what the fire company spent in 2013. Mr. Regele added that the idea that the Town Board was even having the public decide about this when the Town board did not know how much money the fire company has. Mr. Regele felt that it was very clear that the fire company should get their house in order, submit their audited financial statement, and the Town Board should have the opportunity to review the statement and then have a conversation about whether or not the \$2,000 worth of repairs is adequate for this equipment. As Mr. Regele started to comment on a remark made by Councilwoman Montgomery about the condition of the fields, Supervisor Shea interrupted stating that he didn't want to start equating the fields with EMS or compare apples to apples. Mr. Regele replied that the fire company has spent \$1,000,000.00 in the last 3 years. Supervisor Shea replied that he knew they were talking about emergency services vs. fields. Mr. Regele interrupted stating they were talking about toys for kids vs. toys for boys. At this point, Supervisor Shea felt that Mr. Regele was creating a public flogging. After a few more comments, the public hearing was tentatively set for May 21 at 7:30 p.m., with the understanding if the audit isn't in the Town Board's hand, the hearing will not take place. Garrison resident, Stan Freilich remarked that the issue being discussed was the proposed financing not whether or not the piece of equipment needs to be purchased. Supervisor Shea responded, "yes," if you don't get the approval for financing, how would you buy the piece of equipment? Mr. Freilich responded back, "So you are saying you have not decided at this point?" Supervisor Shea stated that the Board was going to revisit the issue and added that during conversations with the fire company, et al, that he was convinced that the equipment was needed, which was his personal opinion. After continuous commenting on this issue, Councilwoman Montgomery interrupted and suggested that the Board get back to the agenda items and table the discussion

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and pick up at the Public Hearing. Supervisor Shea disagreed and stated that the Public Hearing should be scheduled and if the audit statement were not received, the Public Hearing would be cancelled.

RESOLUTION #83-2014

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

WHEREAS, the Garrison Volunteer Fire Company, Inc. has proposed to enter into a lease-purchase agreement in order to finance certain equipment consisting of "One (1) 3,000 Gallon Tanker with pump on a Freightliner Chassis" and will be located at the Garrison Fire Company Firehouse, 1616 Route 9, Garrison, New York;

RESOLVED, that the Town Board of the Town of Philipstown will conduct a Public Hearing on May 21st, 2014, at 7:30 p.m. at the Town Hall, 238 Main Street, Cold Spring, New York to hear comments for/against the proposed financing of equipment by the Garrison Volunteer Fire Company, Inc.

7. Resolution authorizing the release of escrow funds for Drake Petroleum, Louis Lanza and River Home, LLC.

RESOLUTION #84-2014

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

RESOLVED, that the Town Board hereby authorizes the release of escrow funds for Drake Petroleum, Louis Lanza and River Home, LLC, based upon the recommendation of Anthony Merante, Philipstown Planning Board Chairman.

8. Resolution scheduling a Public Hearing for a proposed Local Law to amend Chapter 175-8 to change the zoning designation from "OC" to "HC."

RESOLUTION #85-2014

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

RESOLVED, that the Town Board of the Town of Philipstown will conduct a Public Hearing on May 21st, 2014, at 7:15 p.m. at the Town Hall, 238 Main Street, Cold Spring, New York to hear comments for/against a proposed Local Law to amend Chapter 175-8 to change the zoning designation from "OC" to "HC."

9. Resolution approving the amendment to the Common Facilities and Easement Agreement for the Fish Mansion and authorize Supervisor Shea to sign the same. (Roll Call Vote).

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RESOLUTION #86-2014

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

WHEREAS, the Town of Philipstown has entered into a Common Facilities and Easement Agreement (“CFA”) with the Open Space Conservancy and Lostand Foundation in regard to certain real property located on Glenclyffe Road (off Route 9D); and

WHEREAS, OSC is deeding a portion of its property to Fish Mansion, LLC; and

WHEREAS, the parties to the CFA now propose to amend it to include Fish Mansion LLC as a party to the CFA due to the transfer of a portion of OSC’s land to Fish Mansion, LLC;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Town Board does hereby approve the amendment to the Common Facilities and Easement Agreement; and
2. That the Town Supervisor is authorized to execute the Common Facilities and Easement Agreement.

The vote on the foregoing Resolution was as follows:

ROLL CALL VOTE

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

The resolution was thereupon declared duly adopted.

10. Code Enforcement Monthly Report.

Town Clerk Merando read the Monthly Report.

11. Schedule Workshops/Meetings.

- May 7, 2014 – 7:30 p.m. – Weekly Workshop – Cell Tower at Recycling Site
- May 14, 2014 – 7:30 p.m. – Workshop with Villages of Cold Spring & Nelsonville to continue discussion on Building Departments.
- May 21, 2014 – 7:15 p.m. Public Hearing – Local Law to change zoning

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May 21, 2014 – 7:30 p.m. from “OC” to “HC” 3577-3585 Route 9,
Cold Spring, NY
Public Hearing – Garrison Volunteer Fire
Company. Inc., proposed financing of
equipment

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

AUDIENCE

Resident Gina Van Nostall spoke about the drug problem in Putnam and requested that the Town Board make an official “caring community member pledge.” She suggested a sister page on the Town’s website, which would contain the list of names of parents wanting to help – sort of a “Philipstown Caring Community Chain.”

Councilwoman Montgomery stated that there was some question at the previous meetings concerning the Town’s Emergency Responders and the Narcan as to whether or not the Sheriff’s department had conducted training. Councilwoman Montgomery informed the Board that she had spoken with the Sheriff’s department and training had been conducted. She also touched base with the president of the Philipstown Ambulance Corp and they were actively pursuing training. She added that she had spoken with the GVAC earlier, but was not able to touch base, but will reach out to them again.

Councilman Van Tassel stated that ALS has Narcan available and the EMTs are equipped, and there are four (4) units in the County.

Supervisor Shea informed Ms. Van Nostall that the Board would set up a time when they could sit down with her to discuss the “Caring Community Chain” suggestion.

Councilwoman Montgomery commented on the Hazard Mitigation Plan and informed the Town Board members that committee person, Kevin Donohue, had met with the Hazard Mitigation Group in Putnam County. The Group presently is waiting to be contacted by the Mercy College students for municipal data collection. Councilwoman Montgomery added that Tetrattec has developed an on-line program called “Share Point,” which is a data collection program for the county, town and villages. Councilwoman Montgomery stated that the Town Board needs to authorize, not as a resolution, but to have on record to authorize the following activities: forwarding the Hazard Summary Worksheet to Tetrattec, and the list of community stockholders dated April 14th (this is a list of organizations in Philipstown that could be affected by a hazard). Next, the Town Board needs to assign a representative to meet with Mercy College students for

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municipal data collection meetings and announce the mitigation survey link. Town Clerk Merando responded that the link was already on the website. Supervisor Shea interjected that this program was to address chronic problems within the town and avail the town to specific grants. Councilwoman Montgomery then asked the Town Board to assign Kevin Donohue as representative for municipal data collection. Supervisor Shea stated that meetings were held with all the parties approximately one month ago. Councilwoman Montgomery asked Town Clerk Merando to send an official note to Kevin Donohue informing him that he had been assigned.

Garrison resident, Joseph Regele asked for a copy of the report on the condition of the GVFC tanker. Councilman Van Tassel responded that he had one and would get a copy to Mr. Regele.

Philipstown resident, David Vickery, reminded Town Board members of the water condition affecting his property and asked if the problem was on the Board's list of things to be discussed. Supervisor Shea replied that it was on the list.

VACANCIES

- Recreation Commission (2)
- Board of Assessment Review (1)
- CV Park District Advisory Committee (3)
- CV Water District Advisory Committee (3)

APPROVAL OF VOUCHERS

Councilman Van Tassel made a motion, seconded by Councilman Merandy and unanimously carried that the General Vouchers in the amount of \$252,044.16, are hereby approved as set forth in Abstracts 4A & 5.

Councilman Leonard made a motion, seconded by Councilman Merandy and unanimously carried that the Highway Vouchers in the amount of \$62,754.01, are hereby approved as set forth in Abstracts 4A & 5.

Councilman Merandy made a motion, seconded by Councilman Van Tassel and unanimously carried that the CVPD Vouchers in the amount of \$43,805.59, are hereby approved as set forth in Abstracts 4A & 5.

Councilman Leonard made a motion, seconded by Councilman Merandy and unanimously carried that the CVWD Vouchers in the amount of \$11,364.50, are hereby approved as set forth in Abstracts 4A & 5.

There being no further business to discuss, Councilman Van Tassel made a motion, seconded by Councilman Merandy to close the Town Board Monthly Meeting at 9:20 p.m.

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Respectfully submitted by,

Joan B. Clauss
Deputy Town Clerk