

Monthly Town Board Meeting
June 2, 2011

The Town Board of the Town of Philipstown held their Monthly Meeting on the above date at 8:00 p.m., at the Town Hall, 238 Main Street, Cold Spring, New York.

PRESENT:

Richard Shea	Supervisor
Betty Budney	Councilwoman
Nancy Montgomery	Councilwoman
Barbara Scuccimarra	Councilwoman
John Van Tassel	Councilman
Edward W. Doyle	Town Attorney

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

REVIEW OF MINUTES

The Minutes of the Continuation of Public Hearing of April 13, 2011, Garrison Fire Lease, were reviewed.

Councilman Montgomery made a motion, seconded by Councilwoman Budney and unanimously carried that the Minutes of the Continuation of Public Hearing of April 13, 2011, are hereby approved as presented.

The Minutes of the Weekly Town Board Meeting of April 13, 2011, were reviewed.

Councilwoman Scuccimarra made a motion, seconded by Councilwoman Budney and unanimously carried that the Minutes of the Weekly Town Board Meeting of April 13, 2011, are hereby approved as presented.

The Minutes of the Bid Opening of April 22, 2011 (Spring Town-wide Cleanup), were reviewed.

Councilman Van Tassel made a motion, seconded by Councilwoman Montgomery and unanimously carried that the Minutes of the Bid Opening of April 22, 2011, are hereby approved as presented.

The Minutes of the Special Town Board Meeting of April 25, 2011, were reviewed.

Councilwoman Budney made a motion, seconded by Councilwoman Scuccimarra and unanimously carried that the Minutes of the Special Town Board meeting of April 25, 2011, are hereby approved as presented.

Monthly Town Board Meeting
June 2, 2011

The Minutes of the Bid Opening of April 27, 2011 (Highway Garage Insulation-Bid #2), were reviewed.

Councilwoman Budney made a motion, seconded by Councilwoman Scuccimarra and unanimously carried that the Minutes of the Bid Opening of April 27, 2011, are hereby approved as presented.

The Minutes of the Monthly Town Board Meeting of May 5, 2011, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilwoman Budney and unanimously carried that the Minutes of the Monthly Town Board Meeting of May 5, 2011, are hereby approved as presented.

The Minutes of the Weekly Town Board Meeting of May 11, 2011, were reviewed.

Councilwoman Budney made a motion, seconded by Councilman Van Tassel and unanimously carried that the Minutes of the Weekly Town Board Meeting of May 11, 2011, are hereby approved as presented.

COMMITTEE REPORTS

CAC – No report

RECREATION – Councilwoman Montgomery reported that the Recreation Commission met on May 31st and reported that Recreation was on target for projected revenues for the year. It was further reported that there were no large expenditures except with regard to the entrance road. The Recreation Department is now preparing for the summer session; registration is open; there are over 100 children per week; orientation for counselors will be held on Saturday, June 4th. The Recreation Commission held a length discussion about the relationship between the newly formed mechanism for raising funds for recreation. It was decided that the Recreation Commission and Friends of Philipstown would meet on June 14th at 7:30 P.M., to set priorities for future projects for Recreation. Further, the Friends of Philipstown has forwarded recommendations to appoint Michael Monteleone, Jay Siegel and Judy Colamarino to the Recreation Commission. Councilwoman Montgomery reported that on-line ticketing has finally been approved for the Depot Theatre; that the June and July meeting dates have been changed as follows: June 14th and July 19th. The Recreation Commission then went into executive session to discuss the interview held for a new Commission Director and that the recommendation to appoint Seth Dinitz was forwarded. Councilwoman Montgomery requested that this appointment be made during this session of the Town Board.

RECYCLING – Councilwoman Budney thanked the Directors of the Highland Land Trust for providing monies to conduct the Spring Town-wide Bulk Cleanup, the Garrison Volunteer Fire Department, Sheriff’s Department, Highway Department, and Council people for their assistance. Councilwoman Budney reported that she did not have all the costs connected to the cleanup, but hoped to have all that information by the July meeting.

PLANNING BOARD - Councilwoman Montgomery reported that the Planning Board met on May 19, 2011. Items discussed were: Wang property on Jaycox Road and requests for return of escrow balance for Winter Hill and Garrison Station Plaza, which were denied.

ZONING – Councilman Van Tassel reported that the Zoning Board of Appeals held three (3) public hearings. Anderson & Libonati, 4 Dale Lane, Garrison, request for variance - postponed; Beachuck, 3212 Route 9, Cold Spring, request for variance – approved; Richmond, 512 Route 9D, Garrison, request for variance – ZBA requested resubmission of application due to the fact that the architect submitted changes to the original construction. Next scheduled meeting will be held on June 13th.

HIGHWAY – Councilwoman Budney read the monthly report submitted by Highway Superintendent Roger Chirico. The report is on file in the Town Clerk’s Office for anyone wishing to review.

Supervisor Shea brought up the Old Albany Post Road project, stating that he didn’t want to leave people out who did a lot of work. Supervisor Shea stated that he took the initiative to call U.S. Senator Schumer in Washington to try and get everyone back at the table because at that point, Senator Schumer wasn’t interested in coming back—the funding had been pulled and that was the final decision. Senator Schumer directed his liaison with FEMA to get everyone back and he was successful. Supervisor Shea added that it took several hours, several e-mails and many meetings with 16 different agencies. He thanked both Senator Schumer and his liaison. He also expressed his appreciation and thanks to Rick Lorde of the State Office of Emergency Management who was very diligent and a great advocate for the Town. Supervisor Shea expressed that it was his feeling that without Mr. Lorde, the Town probably wouldn’t have gotten the money back.

BUILDING & LAND ACQUISITION – Councilman Shea reported that the Town Board was moving ahead on trying to get space at the Butterfield site; that the Board was still talking to the developer and has drafted a letter of intent to occupy 4,000 square feet of the building. He added that the Village was committed to a space and County of Putnam was on the verge of committing to a space.

GARRISON VOLUNTEER FIRE DEPARTMENT – No Report

• **Friends of Philipstown Recreation Inc., to elect directors.**

Board member, Claudio Marzollo, nominated the following as Directors in the Friends of Philipstown Recreation Inc.:

Judy Colamarino	2013
Michael Monteleone	2014
Jay M. Siegel	2014

Councilman Van Tassel added Philippe Cotennac to the list. However, Councilwoman Montgomery stated that Mr. Cotennac had already been appointed at an earlier date. Since there was some question as to whether or not this was the case, Mr. Philippe Cotennac's name was added to the list of nominees.

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

RESOLVED, that Judy Colamarino is elected director of the Friends of Philipstown Recreation Inc., term to expire 2013.

The following motion was presented by Councilwoman Budney, seconded by Councilwoman Scuccimarra and unanimously carried;

RESOLVED, that Philippe Cotennac is elected director of the Friends of Philipstown Recreation Inc., term to expire 2013.

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

RESOLVED, that Michael Monteleone is elected director of the Friends of Philipstown Recreation Inc., term to expire 2014.

The following motion was presented by Councilwoman Montgomery, seconded by Councilwoman Scuccimarra and unanimously carried;

RESOLVED, that Jay Siegel is elected director of the Friends of Philipstown Recreation Inc., term to expire 2014.

The following motion was presented by Councilman Van Tassel, seconded by Councilwoman Montgomery and unanimously carried to adjourn the Special meeting of the Friends of Philipstown Recreation Inc.

Monthly Town Board Meeting
June 2, 2011

RESOLVED, that the Special Meeting of Friends of Philipstown Recreation Inc., is hereby adjourned.

- **Philipstown Depot Theatre Development Corporation**

Board member, Claudio Marzollo, nominated Katharine Plummer to the Board of Directors of the Philipstown Depot Theatre Development Corporation for a term ending 2014, seconded by Councilwoman Montgomery and unanimously carried.

The following motion was presented by Councilwoman Montgomery, seconded by Councilwoman Scuccimarra and unanimously carried to adjourn the Special meeting of the Philipstown Depot Theatre Development Corporation.

RESOLVED, that the Special Meeting of Friends of Philipstown Recreation Inc., is hereby adjourned.

TOWN OF PHILIPSTOWN

MONTHLY REPORT OF TOWN SUPERVISOR

MONIES RECEIVED AS OF JUNE 2, 2011

GENERAL & PART-TOWN FUNDS

Justice Fees – April 2011	\$ 9,385.00
Justice Fees – April 2011	6,991.00
Hudson Baylor	189.50
A.W. Scrap	282.00
A.W. Scrap	411.00
Town Clerk Fees – April 2011	419.56
Town Clerk Fees – Dogs – April 2011	148.50
Recreation Fees – April 2011	49,620.17
A.W. Scrap	1,057.00
A.W. Scrap	246.00
Tax Collector – Penalty Interest	19,515.91
Tax Collector – Reminder Fees	142.00
Tax Collector – Bank Interest	196.26
Mortgage Tax	170,019.96
Tax Collector – Miscellaneous	1.21
Bank Interest	315.68
Building Fees	6,477.00

HIGHWAY FUND

Haldane School	\$	128.08
General Fund – Gas		157.91
Putnam County Sheriffs – Gas		1,895.40
Putnam County Sheriffs – Gas		844.86
Bank Interest		476.57

CONTINENTAL VILLAGE WATER DISTRICT

Water Collections	\$	75,000.00
Bank Interest		28.96

CONTINENTAL VILLAGE PARK DISTRICT

Clubhouse Fees	\$	500.00
Bank Interest		42.01

AGENDA

1. Resolution approving the 2010 Annual Conservation Advisory Council's Report

RESOLUTION #135-11

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

RESOLVED, that the 2010 Annual Conservation Advisory Council's Report is hereby approved as written.

2. Resolution authorizing Supervisor Shea to sign the 2010 Sponsor Authorization Form for the Philipstown Volunteer Ambulance Corps Length of Service Award Program.

RESOLUTION #136-11

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

RESOLVED, that Supervisor Shea is hereby authorized to sign the 2010 Sponsor Authorization Form for the Philipstown Volunteer Ambulance Corps Length of Service Award Program.

3. Honorary Resolution for St. Philip's Nursery School (Nunc Pro Tunc).

RESOLUTION #137-11

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

WHEREAS, Anne Prentice, long ago, established St. Philip's Nursery School, designed to provide the best possible pre-school learning facility in our community; and

WHEREAS, St. Philip's Nursery School maintained their original purpose of teaching the very young to develop social skills and participate in activities such as song, dance, stories, and making friends, while broadening and enhancing skills that will follow each student throughout their lifetime; and

WHEREAS, without the generosity of St. Philip's Church in Highlands offering their facility for this function, the estimated 1000 children that have graduated over the last fifty-years would have lost this dynamic entity and high quality education service; and

WHEREAS, Anne Prentice began a tradition that the Town Board of the Town of Philipstown and the community recognizes with great pride; and

WHEREAS, St. Philip's Nursery School and the teachers participating in this program, are to be applauded for their efforts in removing barriers to learning by providing a creative, positive experience for these very young citizens of our Town.

NOW, THEREFORE, BE IT RESOLVED, the Town Board and its officers hereby congratulate St. Philip's Nursery School for all the programs they have provided to enhance the lives of our young citizens through a concerted effort to encourage positive healthy activities and serve as role models.

RESOLVED, that the Town hereby approves the Honorary Resolution for St. Philip's Nursery School (Nunc Pro Tunc).

4. Resolution directing Town Attorney Doyle to draft a Local Law to change from three elective Assessors to an appointed single assessor.

Supervisor Shea explained that since the Town Assessor's term were expiring the end of 2011, that this was an opportune time for the Town to change from elected assessors to a sole-appointed assessor. Supervisor Shea stated that the Town Board has discussed this and have decided to move ahead and have asked Town Attorney Doyle to draft a local law, after which a public hearing will be conducted. Supervisor Shea also remarked that the Board would like to try to conduct an in-house revaluation.

RESOLUTION #138-11

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

RESOLVED, that Town Attorney Doyle is hereby directed to draft a Local Law to change from three elective assessors to an appointed single assessor.

5. Resolution authorizing Supervisor Shea to sign a Intermunicipal Agreement between the Philipstown Highway Department and the Town of Cortlandt.

Supervisor Shea explained that the purpose of this agreement was for the purchasing of a grader from the Town of Cortlandt, which the Town could obtain for a reasonable price if the Town enters into an Intermunicipal Agreement with the Town of Cortlandt.

RESOLUTION #139-11

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

RESOLVED, that Supervisor Shea is hereby authorized to sign a Intermunicipal Agreement between the Philipstown Highway Department and the Town of Cortlandt.

6. Resolution authorizing Town Clerk Merando to advertise for bidders for the installation of insulation at the Highway Garage.

RESOLUTION #140-11

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

RESOLVED, that Town Clerk Merando is hereby authorized to advertise for bidders for the installation of insulation at the Highway Garage.

7. Code Enforcement Monthly Report.

Town Clerk Merando read the Monthly Report. Supervisor Shea expressed the Board's thanks to Code Enforcement Officer, Kevin Donohue and Deputy Code Enforcement Officer Bob Emerick, for the work that they are doing.

7a. Resolution authorizing Supervisor Shea to sign a filming permit for Capuchin Youth and Family Ministries.

RESOLUTION #141-11

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

RESOLVED, that Supervisor Shea is hereby authorized to sign the filming permit for Capuchin Youth and Family Ministries.

8. Schedule Workshops/Meetings.

Wednesday, June 8, 2011	7:00 p.m.	Emergency Services Workshop Recreation Center
Wednesday, June 22, 2011	7:30 p.m.	Zoning Training Session VFW

NOTE: Supervisor Shea thanked Councilman Van Tassel and Councilwoman Montgomery for all their hard work on the Emergency Services project.

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

Supervisor Shea expressed “congratulations” to the Haldane Imagination/Destination Team, which came in 4th down in Tennessee out of approximately 3,500 participating schools.

Councilwoman Scuccimarra reported that she had received an e-mail from the Riverkeeper. The Hudson River Quality Report was completed on May 16th; 74 different spots were tested – 59 were unacceptable, 7 were at risk, and 8 were acceptable. This was partially due to the rainfall, which washes a lot of sewage and debris into the river. Councilwoman Scuccimarra further reported that Cold Spring and Little Stony Point were both acceptable, but everything north of Poughkeepsie was unacceptable, as was New York Harbor.

Councilwoman Scuccimarra then presented the Butterfield Library Report.

Councilwoman Budney reminded the audience of the Cancer Relay for Life being held on Saturday, June 4th at Mayor’s Park, and reviewed the events that would be taking place during that day.

Councilwoman Montgomery gave a brief report on Senator Ball’s Hudson Valley Economic Development Summit, which she attended in Carmel on May 19th.

Supervisor Shea, upon a referral and request from the Recreation Commission, asked for a motion to appoint Seth Dinitz to the Philipstown Recreation Commission, which term with expire September 1, 2013.

RESOLUTION #142-11

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

RESOLVED, that Seth Dinitz is hereby appointed a member of the Philipstown Recreation Commission, term to expire September 1, 2013.

AUDIENCE

Cold Spring resident, Sylvia Wallin, questioned if the assessor position was going to be a full-time, salaried position. Supervisor Shea responded that it would be a salaried position but may or may not be a full-time position. She then asked if the re-val would be starting immediately after January 1st. Supervisor Shea responded that if the re-val was started then, the position would then have to be full-time, plus the possible hiring of other people in the office. Ms. Wallin asked if the Town would require a larger space then. Supervisor Shea responded that he didn't think so. Ms. Wallin asked when Supervisor Shea expected the re-val to be completed. Supervisor Shea informed her that it would probably be early 2013.

Ralph Garnsey, Reporter from the Putnam County News & Recorder, asked Supervisor Shea to elaborate on the zoning training sessions for members; why it was required, and what it was going to be about. Supervisor Shea responded that the sessions were being held so that everyone understands ... has the same ideas going forward; that a lot of commitments were made to the Town that the Board was going to improve the process, so the Board was going to train on how to move people through the process; how the town can facilitate applications. Supervisor Shea added that the zoning was going to touch all the town departments – it was going to touch the Building Department, the ZBA, the Planning Board, CAC, and the Town Board may get involved also, so it was important to have a consolidated effort; it is all about the new zoning. He added that it was not a requirement, but it can fulfill some of New York State's training requirements. Supervisor Shea iterated that he felt that it was important to get off on the right foot with the new document and make sure that everyone is on the same page with the new document. He added that AKRF Planning and Joe Russell will be involved and feels that in order to get off to a good start, this was a vital part.

Cold Spring resident, Hans Moeller, presented a list of questions pertaining to the contract signed with Ron Grainer of RFG Consulting. Supervisor Shea asked Mr. Moeller to submit the questions and the Board would get the answer to him. (A copy of questions is on file in the Town Clerk's office.)

Nelsonville resident and Planning Board Member, Andy Merante, first thanked the Board for extending an invitation to both villages to attend the training sessions and then questioned the Board regarding the Butterfield site and was wondering if anything was happening in connection with a Senior Citizen Center. Supervisor Shea replied that the main drive behind the Town Board was to get space for the seniors – possibly a common area that could accommodate other events since seniors would not be using the area in the evening, but the real drive was to get space for the seniors. Supervisor Shea stated that he hadn't seen any Letter of Intent from the County. He added that the Town was going to

Monthly Town Board Meeting
June 2, 2011

send a Letter of Intent. Supervisor Shea further stated that regardless of what was done, something was going to have to be done with the current Town Hall or get extra space in order to be in compliance with the ADA – that this Town Hall was in desperate need of work

Audience Member asked when this would come to fruition and if a plan had been submitted. Supervisor Shea responded that it was projected 2 years from now, and no, he had not seen a full-blown plan as yet.

Garrison Audience Member: Asked about a report in the PCN&R the previous week where Supervisor Shea reported that the Town Board did not have the time, inclination or experience to run Emergency Services from the top down right now and questioned how the Town Board could not have the expertise when they have an ex-chief and Councilperson who was in the Ambulance Corp. years ago and the Town Board has done this for many years they have been in charge of the Emergency Services ... now all of a sudden, there is a problem. Supervisor Shea responded with a question and asked if the member of the audience thought it was a good thing having the Town Board micro-managing Emergency Services. The audience member responded with a “no,” and asked when it has ever been micro-managed? Supervisor Shea stated that this was what the Board was trying to stay away from, that what the board was trying to clarify was the relationship that the Board has ... that the Board has realized that they have a lot more responsibilities than they had in the past ... that he didn't know if it would even be possible to take on running EMS in the Town of Philipstown.

John Menzie of Continental Village Fire Department discussed an e-mail invitation that was sent to the Town Board attending a meeting with the Fire Department Board of Directors. Supervisor Shea informed Mr. Menzie that a representative would be attending the CVFD meeting on June 8th, and a meeting with the entire Town Board was scheduled for June 15th, at 7:30 p.m. at the Fire House. Further discussion continued regarding emergency services costs, spending dollars efficiently with an audience member referencing costs of fire services from an auditor's report that he read.

Joe Regele of Garrison addressed items on a list that he presented to the Town Board and asked when he might expect to received a response. After a brief discussion, Supervisor Shea stated that he felt it would be appropriate to sit down with Mr. Regele and the Garrison Fire Volunteer Fire Department to discuss the issues questioned. Mr. Regele is to contact Supervisor Shea with a schedule of dates when he would be available to meet.

David Vickery of Cold Spring thanked the Town Board for the rapid action pertaining to the terms of office of the Town Planning Board Members. Mr. Vichery commented on the selling of the Dahlia house and expressed his feelings that the Board's decision to sell the property was surprising and urged

Monthly Town Board Meeting
June 2, 2011

the Town Board to re-consider as he felt that if the Butterfield proposal fell through, keeping the Dahlia house keeps the Town's options open for the very reason it was acquired. Mr. Vickery explained that the Dahlia house could be sold at a later date and if the Town was to move completely, the two properties together could be more attractive. Supervisor Shea thanked Mr. Vickery.

Supervisor Shea reported that the installation of the traffic light on Route 9 and Fishkill Road was imminent.

VACANCIES

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

APPROVAL OF VOUCHERS

Councilman Van Tassel made a motion, seconded by Councilwoman Montgomery and unanimously carried that the General Vouchers in the amount of \$80,491.59 are hereby approved as set forth in Abstracts 5A & 6.

Councilwoman Budney made a motion, seconded by Councilwoman Scuccimarra and unanimously carried that the Highway Vouchers in the amount of \$26,271.81 are hereby approved as set forth in Abstracts 5A & 6.

Councilwoman Montgomery made a motion, seconded by Councilwoman Scuccimarra and unanimously carried that the CV Park District Vouchers in the amount of \$3,372.19 are hereby approved as set forth in Abstracts 5A & 6.

Councilwoman Budney make a motion, seconded by Councilwoman Scuccimarra and unanimously carried that the CV Water District Vouchers in the amount of \$126,046.69 are hereby approved as presented in Abstracts 5A & 6.

There being no further business to discuss, Councilman Van Tassel made a motion, seconded by Councilwoman Budney to close the Town Board Monthly Meeting at 9:24 p.m.

Respectfully submitted by,

Joan B. Clauss
Deputy Town Clerk