

Monthly Town Board Meeting  
July 7, 2011

The Town Board 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
Barbara Scuccimarra	Councilwoman
Nancy Montgomery	Councilwoman
John Van Tassel	Councilman
Edward W. Doyle	Town Attorney

## APPROVAL OF MINUTES

The Minutes of the Special Town Board Meeting of May 19, 2011, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilwoman Budney and unanimously carried that the Minutes of the Special Town Board Meeting of May 19, 2011, are hereby approved as presented.

The Minutes of the Special Town Board Meeting of June 10, 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 June 10, 2011, are hereby approved as presented.

The Minutes of the Bid Opening of June 15, 2011, were reviewed.

Councilwoman Budney made a motion, seconded by Councilwoman Scuccimarra and unanimously carried that the Minutes of the Bid Opening of June 15, 2011, are hereby approved as presented.

## COMMITTEE REPORTS

**CAC** – Councilwoman Scuccimarra reported on the items addressed at the June 14, 2011 meeting. There was one item on the agenda - Keller and Schuman and, one walk in - Richmond Print.

**Recreation** – Councilwoman Montgomery reported that the Recreation Commission has not yet met this month. She noted that the summer program has 100+ campers each day. The partnership between the Highland Country Club and the Recreation Department enables the kids to go swimming during the day and added that their generosity is really great. Teens have traveled to the

Monthly Town Board Meeting  
July 7, 2011

Bronx Zoo, Dave & Busters, and the sports clinics are up and running and a huge success. Youth and Teen theatre groups will present “Bye Bye Birdie” and “The Pajama Game” at the Depot Theatre. The Depot Docs will present a special benefit screening of “Buck” this Friday. Councilwoman Montgomery thanked the Philipstown Performing Arts and Friends of Philipstown for their efforts in fund raising to fund these programs through private funds to keep these programs alive. Supervisor Shea said that Amber Stickle notified him today that the well down at the field would be usable. Councilman Van Tassel noted that Jim Ericson said that it will be suitable for a concession and bathrooms, and that this will be a big money savings for the town.

**Recycling** - Councilwoman Budney reported that they now have two trailers for electronics; one specifically for TV’s and monitors only, the other for everything else. Air conditioners and anything else with freon cannot be put in the container. She also wanted to make everyone aware of the cost of the Townwide clean up – \$8,982.90. She noted that this is not the final total because it does not include the Sheriff’s Dept. bill, which has not been received as yet.

**Planning Board** – Councilwoman Montgomery reported that they met on June 16, 2011. There was an approval for Lang - 2 lot subdivision on Jaycox Road, a request to waive recreation fees for a 3 lot subdivision on Lane Gate Road, recreation fees were also waived for a 3 lot subdivision for William and Susan Wood on E. Mountain Road N., a request to modify the approval of a site plan at 2757 Route 9, and the Town referred an amendment to a Local Law Section 175-360 which simply changes the text of the law to what is indicated on the Ridgeline map.

**Zoning** – Councilman Van Tassel reported that the Zoning Board of Appeals met on June 13, 2011; there was one public hearing held for appeal #875 and a resolution for appeal #874 for Tim Beacheck. The next meeting is scheduled for July 11, 2011.

**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. She said that Indian Brook Road has been reopened after having been closed due to the damage caused by heavy rains in March. The Highway Department is also asking everyone to be aware of and report any dumping within the town, as it is extremely expensive for the town to dispose of this garbage.

**Building & Land Acquisition** - No report.

**GVFD** – Jamie Copeland, President of the Garrison Fire Department, read the report for the month of June. He said that there has been some questions about their training and the training they do with their mutual partners and he wanted to point out that over a six week period beginning June 30 they have scheduled six

Monthly Town Board Meeting  
July 7, 2011

training exercises that they will be performing with their mutual aid partners, including Peekskill. On the 30<sup>th</sup> they had a ladder technique demonstration given by the Fire Department of NY with Peekskill, on July 5<sup>th</sup> a drafting drill with Cold Spring, on the 11<sup>th</sup> a drafting drill with North Highland, Cold Spring and Garrison, on the 12<sup>th</sup> a mass confidence drill with Continental Village, on the 9<sup>th</sup> their own all terrain training for brush fires and open hydrants. In August they have planned a vehicle extrication drill. Mr. Copeland also said that they had submitted their quarterly expenditure report.

Town Clerk Merando announced a special meeting of the Friends of Philipstown Recreation.

**Special Meeting - Friends of Philipstown Recreation, Inc.**

1. The meeting was called to order.
2. Quorum Present
3. Resolution needed nominating Tom Ptacek to the Board of Directors of the corporation.

**RESOLUTION #145-2011**

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

**RESOLVED**, that Tom Ptacek is hereby elected to the Board of Directors of the corporation, which term will expire at the Annual Meeting 2013.

Councilwoman Montgomery made a motion, seconded by Councilwoman Scuccimarra to close the Special Meeting of the Friends of Philipstown Recreation, Inc., at 8:15 p.m.

**TOWN OF PHILIPSTOWN**

**MONTHLY REPORT OF TOWN SUPERVISOR**

**MONIES RECEIVED AS OF July 7, 2011**

**GENERAL & PART-TOWN FUNDS**

T.C. Fees 5/11	\$ 529.38
Justice Fees 5/11	9,050.00
T.C. Fees 5/11 Dogs	522.00
C.T.V. Fees	18,712.00
Bank Interest	263.12
Justice Fees 5/11	9,535.00
C.T.V. Fees	11,747.00
Bldg. Fees 5/11	11,158.00
Assoc. of Towns refund	80.00

**HIGHWAY FUND**

P.C. gas/Sheriffs	\$ 2,465.93
Gen.Fund Ck – gas	648.49
Bank Interest	439.20

**CONTINENTAL VILLAGE WATER DISTRICT**

Bank Interest	\$ 16.01
---------------	----------

**CONTINENTAL VILLAGE PARK DISTRICT**

Clubhouse	\$ 300.00
Bank Interest	41.89
Taxes, Putnam Valley	10,832.00

**AGENDA**

**1. Honorary Resolution for Emily Knapp achieving the highest Girl Scout Award.**

Supervisor Shea read the resolution.

**RESOLUTION #146-2011**

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

**WHEREAS**, throughout its long and distinguished history, Girl Scouts of America, the pre-eminent organization for girls, has inspired million of girls with the highest ideals of character, conduct and patriotism; and

**WHEREAS**, on June 7, 2011, Emily Knapp was awarded the Gold Award for the development of a program for middle school girls, focusing on self esteem; and

**WHEREAS**, through girl scouting, Emily was familiar with the “Uniquely Me” program, and recognized that middle school is a difficult adjustment and saw this as an opportunity to work with 5<sup>th</sup>, 6<sup>th</sup> and 7<sup>th</sup> grade students; and

**WHEREAS**, Emily ran a four week session for the students discussing topics such as; what is self esteem, peer pressure, the importance of good nutrition, physical fitness, media and body image; and

**WHEREAS**, through Girl Scouting, every girl, everywhere, grows strong and gains self-esteem skills needed to take active roles in the community;

**NOW, THEREFORE, BE IT RESOLVED**, that we, the undersigned members of the Town Board and Town Officers of the Town of Philipstown, do hereby inscribe upon the minutes of the Town Records, our sincere congratulations to Emily Knapp upon her achieving the “Gold Award” for Girl Scouting.

**2. Honorary resolution for Tess Dul achieving the highest Girl Scout Award.**

Supervisor Shea read the resolution.

**RESOLUTION #147-2011**

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

**WHEREAS**, throughout its long and distinguished history, Girl Scouts of America, the pre-eminent organization for girls, has inspired million of girls with the highest ideals of character, conduct and patriotism; and

**WHEREAS**, on June 7, 2011, Tess Dul was awarded the Gold Award for the creation of an "Inspiration Garden" in front of the Presbyterian Church to donate fresh vegetables to the food pantry; and

**WHEREAS**, Tess's commitment to this project built lasting relationships with the residents who visited the Food Pantry; and

**WHEREAS**, the support from the community, including her fellow Girl Scouts helped to purchase fencing and basic garden supplies; and

**WHEREAS**, through Girl Scouting, every girl, everywhere, grows strong and gains self-esteem skills needed to take active roles in the community;

**NOW, THEREFORE, BE IT RESOLVED**, that we, the undersigned members of the Town Board and Town Officers of the Town of Philipstown, do hereby inscribe upon the minutes of the Town Records, our sincere congratulations to Tess Dul upon her achieving the "Gold Award" for Girl Scouting.

- 3. Resolution needed to authorize Supervisor Shea to sign the Parade/Assembly Permit for the Philipstown Lacrosse Association to be held on June 5, 2011 and waive the fees associated with the same. (Nunc Pro Tunc)**

**RESOLUTION #148-2011**

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

**RESOLVED**, that the Town Board hereby authorizes Supervisor to sign the Parade/Assembly Permit for the Philipstown Lacrosse Association to be held on June 5, 2011 and waive the fees associated with the same. (Nunc Pro Tunc)

- 4. Resolution authorizing Supervisor Shea to sign the Parade Permit for the Walter Hoving Home event scheduled for June 9, 2011 and waive the fees associated with the same. (Nunc Pro Tunc)**

Monthly Town Board Meeting  
July 7, 2011

**RESOLUTION #149-2011**

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

**RESOLVED**, that the Town Board hereby authorizes Supervisor Shea to sign the Parade Permit for the Walter Hoving Home event scheduled for June 9, 2011 and waive the fees associated with the same. (Nunc Pro Tunc)

**5. Resolution authorizing Supervisor Shea to sign a contract between the Town and Marc's landscaping to provide mowing for town owned properties.**

Town Clerk Merando read the memo from Amber Stickle and noted that she did get multiple proposals. Supervisor Shea said this is a cost cutting measure and has been approved by the commission.

**RESOLUTION #150-2011**

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

**RESOLVED**, that the Town Board hereby authorizes Supervisor Shea to sign the contract between the Town and Marc's landscaping to provide mowing for town owned properties for an annual fee of \$5,940.00.

**6. Resolution authorizing Supervisor Shea to sign the acceptance of a Proposal for an asbestos survey in the boiler room at the Claudio Marzollo Community Center.**

Town Clerk Merando read the memo from Amber Stickle. Supervisor Shea said that it is necessary to determine the level of asbestos prior to beginning the boiler replacement.

**RESOLUTION #151-2011**

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

**RESOLVED**, that the Town Board of the Town of Philipstown hereby authorizes Supervisor Shea to sign the acceptance of the Proposal for an asbestos survey in the boiler room at the Claudio Marzollo Community Center in the amount of \$1,363.00.

**7. Resolutions awarding the bid for a replacement Tenco dump body/spreader to Amthor Welding in the amount not to exceed \$19,997.00 as per bid proposal. (Nunc Pro Tunc)**

Monthly Town Board Meeting  
July 7, 2011

Town Clerk Merando said that this was time sensitive, but Town Attorney did review the bids that came in.

**RESOLUTION #152-2011**

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

**RESOLVED**, that the bid for the replacement Tenco dump body/spreader be awarded to Amthor Welding in the amount not to exceed \$19,997.00 as per bid proposal.

**8. Resolution authorizing Supervisor Shea to sign the agreement between the Town and AKRF for the Zoning Training in an amount not to exceed \$5,000.00. (Nunc Pro Tunc)**

Supervisor Shea said that this was training that took place two weeks ago and it was well worthwhile.

**RESOLUTION #153-2011**

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

**RESOLVED**, that the Town Board authorizes Supervisor Shea to sign the agreement between the Town and AKRF for the Zoning Training in an amount not to exceed \$5,000.00. (Nunc Pro Tunc)

**9. Resolution authorizing Town Clerk Merando to re-bid the installation of insulation at the Highway Garage.**

**RESOLUTION #154-2011**

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

**RESOLVED**, that the Town Board authorizes Town Clerk Merando to re-bid the installation of insulation at the Highway Garage.

**10. Code Enforcement Monthly Report.**

Town Clerk Merando read the Monthly report, which is on file at the Town Clerks office.

**11. Schedule Workshops/Meetings.**

Town Clerk Merando stated that a Public Hearing needed to be scheduled for a proposed Local Law to amend the Code by adding a new Chapter 130 to be



Monthly Town Board Meeting  
July 7, 2011

entitled Philipstown Park Rules. She then noted that the EAF is completed, the SEQRA is there and that this does not have to be referred to anyone.

- **RESOLUTION #155-2011**

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

**RESOLVED**, that a Public Hearing for a proposed Local Law to amend the Code by adding a new Chapter 130 to be entitled Philipstown Park Rules is scheduled for July 20, 2011 at 7:30 pm.

Supervisor Shea said that both Public Hearings could be done on the same day and scheduled the Public Hearing for a proposed Local Law amending Chapter 7 of the Town Code to abolish the offices of the three (3) elected Town Assessor's and create the office of a single appointed Assessor per the resolution below:

- **RESOLUTION #156-2011**

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

**RESOLVED**, that a Public Hearing for a proposed Local Law amending Chapter 7 of the Town Code to abolish the offices of the three (3) elected Town Assessor's and create the office of a single appointed Assessor is scheduled for July 20, 2011 at 7:45 pm.

- Workshop with Kevin Donohue to discuss proposed changes to Chapter 62, Chapter 71 – fees, Chapter 78 and Chapter 112 scheduled for July 27, 2011 at 7:30pm.

## **12. Any other Business that may come before the Town Board.**

Supervisor Shea received a notice from the NYS DOT to inform the Town of Philipstown that the state plans to resurface a portion of Route 9 from the Westchester County line to Route 301. He had contacted them several months ago with regard to the condition of this road and this is good news for us.

Supervisor Shea received another notice with regard to the light on Route 9. He said that Councilman Van Tassel spoke with Rich Dillon from DOT with regard to the traffic light. It looks like they got started – they did pour the concrete base for the poles. It takes approximately 28 days to cure. In the interim they cannot do anything. As soon as they are cured it should be underway.

Supervisor Shea also read a notice from Putnam County Housing Corp. about a program to help struggling homeowners.

Monthly Town Board Meeting  
July 7, 2011

Councilman Van Tassel attended the first meeting of the Fire Departments to present a plan for the Ron Graner report. He said that it started out a little rough, but as the evening progressed, and with the assistance of Joe Hines it improved and became cooperative. All agencies had representation and they are working together to present a plan or draft plan to the Town. He is confident that they will come up with some future plans to address the safety issues. An issue that came up at the meeting was that the Town has never stepped up and he said that these guys need help. The departments are reaching out to the public for assistance - looking for any expertise that can be offered. The Town website has links to all of the Fire Departments. Councilman Van Tassel said that they work their tails off and they need our support.

Supervisor Shea stated, he had a conversation with Tony Bardes, President of Citizens of Philipstown, with regard to information going out to the public. He Village of Cold Spring has contracted with a company called Virtual Town Hall; they do web hosting and manage websites. It is a subscriber-based service where people can sign up and they can get e-mail blast, minutes, and agendas. The Village of Cold Spring is very happy with it. They host 350 communities and the NYS Town Clerks Association. Supervisor Shea said that as we want to improve getting information out to the people he plans on having a meeting with them in the near future.

Councilman Van Tassel said the Fields Committee met on June 23, 2011 to continue to progress this "field of dreams" athletic fields. They interviewed three Landscaping Engineering firms that responded to the RFP. They have not yet decided which firm to go with. They are checking their references to make sure they get the best bang for their buck. They have gathered information as to the needs of the Town so that we can get a class "A" field. This will probably be a ten-year plan. Councilman Van Tassel said that they are looking for donations. If you are interested in donating toward this project you can contact Amber Stickle and she will connect you with the Friends of Philipstown. He then noted that it is a 501C3 so it will be a tax write-off.

Councilman Van Tassel wanted to mention that the Town Attorney Doyle has reviewed the SOP's for the Emergency Coordination Center, which had been discussed a few months ago, and made a couple of suggestions; and also suggested contacting our insurance company to see if we are covered under our Liability. Gerelli Insurance agency has sent a letter confirming that we are covered under our General Liability and that we are able to operate an emergency center. They now plan on meeting with all the agencies involved.

Councilwoman Montgomery said that they are waiting for a generator at the Recreation center and that the county has everything they need. This is needed for when power is lost so that it can be used as an emergency center.

## **AUDIENCE**

An audience member asked about the garbage being dumped around town. Councilwoman Budney said that someone is dumping garbage; tires, mattresses, etc. which is expensive to the town. Supervisor Shea said that the town is considering putting up cameras to catch these people.

Jay Vitale addressed the Town Board with regard to a program called "Guinan's Aurora". This program collects bikes, which he will repair and then they will be given to disadvantaged children with cancer. He will ask the schools to distribute the bikes to children who meet a certain criteria – good grades, attendance. He has now collected quite a number of bikes and needs a place to store them. Supervisor Shea said that we could make some space available at the Recycling Center and give him access to that. Councilman Van Tassel asked Mr. Vitale if he had contacted the Garrison Fire Dept. and he responded that he had.

## **VACANCIES**

Recreation Commission (1)  
CV Park District Advisory (1)  
CV Park District Advisory (2)  
CV Water District Advisory (3)

## **APPROVAL OF VOUCHERS**

Councilman Van Tassel made a motion, seconded by Councilwoman Montgomery unanimously carried that the General Vouchers in the amount of \$149,459.010 are hereby approved as set forth in Abstracts 6A & 7

Councilwoman Scuccimarra made a motion, seconded by Councilman Van Tassel and unanimously carried that the Highway Vouchers in the amount of \$76,423.22 are hereby approved as set forth in Abstract 6A & 7.

Councilman Van Tassel made a motion, seconded by Councilwoman Montgomery and unanimously carried that the CV Park District Vouchers in the amount of \$4,679.12 are hereby approved as set forth in Abstracts 7.

Councilwoman Budney made a motion, seconded by Councilwoman Scuccimarra and unanimously carried that the CV Water District Vouchers in the amount of \$9,113.10 are hereby approved as presented in Abstracts 7.

Monthly Town Board Meeting  
July 7, 2011

**ADJOURNMENT**

There being no further business to discuss, Councilwoman Budney made a motion, seconded by Councilwoman Montgomery to close the Monthly Meeting at 8:55 p.m.

Respectfully submitted by,

Theresa Crawley  
Deputy Town Clerk