

Monthly Town Board Meeting
August 13, 2015

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
	Michael Leonard	Councilman
	Robert Flaherty	Councilman

ABSENT:	John Van Tassel	Councilman
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Supervisor Shea opened the meeting with a Salute to the Flag.

REVIEW OF MINUTES

The Minutes of the Public Hearing of July 9, 2015, on Chapter 89, Mass Gatherings, were reviewed.

Councilwoman Montgomery made a motion, seconded by Councilman Leonard and unanimously carried that the Minutes of the Public Hearing of July 9, 2015, on Chapter 89, Mass Gatherings, are hereby approved as presented.

The Minutes of the Monthly Town Board Meeting of July 9, 2015, were reviewed.

Councilman Leonard made a motion, seconded by Councilman Flaherty and unanimously carried that the Minutes of the Monthly Town Board Meeting of July 9, 2015, are hereby approved as presented.

The Minutes of the Weekly Town Board Meeting of July 14, 2015, were reviewed.

Councilman Leonard made a motion, seconded by Councilman Flaherty and unanimously carried that the Minutes of the Weekly Town Board Meeting of July 14, 2015, are hereby approved as presented.

The Minutes of the Public Hearing of July 29, 2015, on Wood-Fired Furnaces, were reviewed.

Councilman Leonard made a motion, seconded by Councilwoman Montgomery and unanimously carried that the Minutes of the Public Hearing of July 29, 2015, on Wood-Fired Furnaces, are hereby approved as presented.

The Minutes of the Weekly Town Board Meeting of July 29, 2015, were reviewed.

Councilman Flaherty made a motion, seconded by Councilman Leonard and unanimously carried that the Minutes of the Weekly Town Board Meeting of July 29, 2015, are hereby approved as presented.

COMMITTEE REPORTS

Conservation Board – Councilman Leonard reported the board met twice, July 14 and August 11, 2015. The Morrison application appeared at both meetings, with regard to the construction of a pole barn and a gravel entryway. Glenn Watson presented new information on the Horton Road Conservation Subdivision, noting that there is newly acquired 50 acres for that project. He also reported that six American chestnut trees were discovered on the property and would not be disturbed. The Conservation Board conducted two site visits in July and August on the Banker Property located at King's Dock Road in Garrison and reported on the plantings at that site. There was also a discussion with regard to the Garrison Café and the stream that runs along the property.

Recreation – Councilwoman Montgomery reported that the summer programs were running smoothly and was a success.

Recycling – No report.

Planning Board – Councilman Flaherty reported on the Planning Board meeting of July 30, 2015. He gave an overview of some of the items discussed. There was a Public Hearing on the Garrison Café, the Gex property and the Special Use Permit for Manitoga. The next meeting is scheduled for September 17, 2015.

Highway – Supervisor Shea read the report submitted by Roger Chirico, Highway Superintendent, a copy of which is on file in the Town Clerk's Office.

Zoning – No report.

Building & Land Acquisition – Supervisor Shea stated that he would like to set up a workshop in September to discuss the renovations to the Town Hall, and the Dahlia House. He noted that one of the bonds would be paid off, therefore, if the Town Board decides to move forward and needs to bond out part of the project, it would not affect the budget. He stated that the elevator is a priority as well as window replacement at the Town Hall and the renovations to the Dahlia House.

Julia L. Butterfield Library – No report.

County Legislator's Report – County Legislator Scuccimarra spoke of the opium addiction that has taken a toll on the young people in Putnam County. She reported that in partnership with the County's Community Coalition and the local coalition a survey is now circulating for young adults between the ages of 18 and 25 to gather information on what they perceive as alcohol and drug problems in our county. The Town Clerk has information on this, and the survey will be posted on the town's website. People are also encouraged to contact Christen McConnell, Director of National Council on Alcoholism & Drugs @ 845-225-4646 for additional information.

Monthly Town Board Meeting
August 13, 2015

She then reported on the Medication Take-back Program. There have been some days set aside for this program, however, due to Federal regulations they cannot be conducted in the same manner. Putnam Hospital offers this service now, other avenues are being looked out here locally. One of the requirements is that the site would have to be manned 24 hours a day, or have surveillance in the form of a camera. She is still looking at some local sites, in an effort to continue this service.

Legislator Scuccimarra then reported that the Legislature has approved the school resource officer for Haldane. She spoke with the Under-Sheriff and he has a candidate in mind and thinks it is going to be great for Haldane.

Legislator Scuccimarra then stated that the Town Board was going to adopt the "Healthy Yard Project," which she supports. She added that pesticides and fertilizers seep into our drinking water when used on lawns, and pharmaceuticals also contaminate. Legislator Scuccimarra remarked that even small amounts are not acceptable, adding that it is very disturbing to read all the information she has read on Roundup. She added that people use Roundup so easily to get rid of weeds and it really does affect everything around us from the frogs, mammals and birds, and now they are linking it with a lot of problems in humans. Legislator Scuccimarra added that people could acquire information on line or through Town Clerk Merando's office. She also left hand outs regarding "Healthy Yard Project."

Legislator Scuccimarra reported that the new schedule for the "trolley" came out on Saturday, August 8th for Philipstown and Beacon. Her thoughts are that it's going to open a lot of doors between one Main Street and the other Main Street. Not only that – it's going to help with the traffic on 9D where the trolley will be picking up hikers at the train station and dropping them off at various places to hike. She added that when a rider gets to Mt. Beacon, they could pick up the B Line in Dutchess and go wherever.

Legislator Scuccimarra reported that the drainage project on 9D is almost completed – that Putnam Highway Department is currently replacing the drainage pipes and catch basins as part of an inter-municipal agreement with the Village of Cold Spring. She stated that this has been a project that started with Anthony Phillips (she believed), and then the project became stagnant for many years because the village didn't have enough money to do the project. Legislator Scuccimarra added that she encouraged the County to step in and now they've done the labor. The village had the plans and some of the money for the piping, so the County stepped in and did the rest.

With regard to the Post Office, there are still some problems with the Garrison Post Office. Legislator Scuccimarra reported that she spoke with someone in the Post Office and they were going to put a fence up which will alleviate a lot of the problems with lighting and the issue of seeing the trucks. She knows that people have been through so much right now. She, Supervisor Shea and councilman Flaherty, are still trying to contact a few other people and sit down and have a face-to-face with Post Office officials, which is not an easy thing. Legislator Scuccimarra stated that a representative from Congressman Maloney's office was very helpful, she was happy to have him involved. She added that it looks like the Post Office trailer is going to go into Butterfield when the project is completed. Signing of a lease is very close,

Monthly Town Board Meeting
August 13, 2015

so this will alleviate some of the problems in the Foodtown area. Councilman Flaherty asked if they were going to take space or just move the trailer? Legislator Scuccimarra responded, "they are going to take space, they are in negotiations with Paul Guillaro now and hopefully, by the next meeting she will be able to tell the Town Board that the lease is signed."

Last and final subject was the Board of Elections search for poll workers. Legislator Scuccimarra reported that the Board of Elections are still seeking pole workers for the Philipstown area and if anyone was interested, to call 845-808-1300 or contact Town Clerk Merando. Councilman Leonard asked if there was any thought of splitting up the time – that people have said they wouldn't mind doing it if it was ½ day.

Regarding the alcohol/drug survey, Councilman Flaherty asked Legislator Scuccimarra if there was any thought about changing the age to kids that are a little younger, because it's younger kids that are drinking and that's how it starts. Legislator Scuccimarra responded that they have done some surveys in high schools, including Haldane and Garrison, and 18 to 25 years of age is a real problematic age, and we have lost many young lives. Councilwoman Montgomery interjected that the schools have targeted children younger, however, this affects the 18-25 year old group much more. She remarked that anyone in this age group should be encouraged to go on-line and take the survey. The survey will also be set up on the Town's website.

Supervisor Shea stated that he would like to balance this out with some positive things. He added that he knows there is a problem, but by and large the majority of children at Haldane and this town are just great kids – you see it all over the place – there are so many outlets and we need more – we always need more. He stated that the school has the theatre program, athletics, clubs in which he sees so many great, happy kids. Legislator Scuccimarra agreed that they are all great kids, but it just takes one indiscretion. Supervisor Shea agreed but feels that there are a lot of positive things.

Councilwoman Montgomery remarked that she felt the most positive thing that has come out of this is the school's response, for what she's seen in comparing it to what she's seen in other areas, Haldane is at the forefront of addressing this problem within the school and Brian Alm was the facilitator to get this coalition going in Philipstown. We have administrators at every meeting – they really care and they are really involved in establishing the coalition to include the whole community and they are at the forefront of it.

Supervisor Shea started to say, if the kids get the feeling that somebody does care about them ... then you have Brian Alm outside that school every single day greeting every single student that walks in. Legislator Scuccimarra added that it was all about education, good choices and positive choices. Supervisor Shea added that knowing that you have a bigger community and people care about you. Legislator Scuccimarra stated that we are behind educating and the coalition is just a wonderful organization. Supervisor Shea responded, "Yes, it certainly is." Legislator Scuccimarra stated that with the School Resource Officer it would go a long way.

TOWN OF PHILIPSTOWN

MONTHLY REPORT OF TOWN SUPERVISOR

MONIES RECEIVED AS OF AUGUST 13, 2015

GENERAL & PART-TOWN FUNDS

Town Clerk Fees – 6/15	\$ 1,750.45
Town Clerk Fees – Dogs – 6/15	317.50
Justice Fees – 6/15	10,022.00
Recreation Community Recycling	59.25
Recreation Fees – 6/15	70,367.19
Building Fees – 7/15	10,293.00
Recreation Community Recycling	92.40
Town Clerk Fees – 7/15	1,422.94
Town Clerk Fees – Dogs – 7/15	291.50
Justice Fees – 7/15	6,383.00
Justice Fees – 7/15	6,120.50

HIGHWAY FUND

General Fund – Gas	\$ 130.09
Putnam County – Gas	582.98
General Fund – Gas	404.27
Putnam County – Gas	1,641.84
General Fund – Gas	113.16
General Fund – Gas	814.96

CONTINENTAL VILLAGE WATER DISTRICT

Water Collection	\$ 85,000.00
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CONTINENTAL VILLAGE PARK DISTRICT

Clubhouse Fees	\$ 350.00
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AGENDA

1. Honorary Resolution for Marlene Bowman.

Supervisor Shea read the Honorary Resolution and presented it to Michael Bowman, son of Marlene Bowman. Supervisor Shea then stated that anyone who knew Marlene knew that she was a real great community member and she had a terrific sense of humor. He then related a little story to the audience.

RESOLUTION #138-2015

WHEREAS, on behalf of the Town of Philipstown, we wish to extend our sincere condolences over the passing of Marlene Bowman; and

WHEREAS, Marlene's death leaves our community with a deep feeling of sorrow for the loss of such an honored and respected citizen; and

WHEREAS, Marlene served this community as Philipstown Court Clerk since 1982 and retired on March 23, 2007; and

WHEREAS, Marlene earned the respect, admiration and high regard of all with whom she came into contact, and our community has sustained a great loss in her death; and

WHEREAS, Marlene was a shining example of a person who demonstrated how much she cared for her community;

NOW, THEREFORE, BE IT RESOLVED, in recognition of Marlene's contributions to our community and its citizens, we hereby express our deep appreciation for her service to our community and extend to her family our sincere sympathy upon her passing.

Supervisor Shea noted that Town Clerk Merando was not present, as she was not feeling well.

2. Discussion regarding the purchase of a new vehicle for Kevin Donohue, Code Enforcement Officer.

Supervisor Shea stated that this would also be a broader discussion to include the Recreation Department. Supervisor Shea then went on to explain that the vehicle that the Building Department is using now was handed down by the Highway Department and it has definitely run its course. He has driven it, it is shot, and is not worth putting \$2,000.00 in, so the Code Enforcement Officer is going to go on the State bid and search around for a vehicle that will fit within the Town's budget. Supervisor Shea remarked that the Board had seen this coming and did put a line item in the 2015 budget for a vehicle for both Code Enforcement and Recreation. He added that the Town would look for a lease-to-own, probably a 5-year lease-to-own, and get two (2) moderately priced vehicles. He stated that a truck is probably the best vehicle for recreation since they are towing mowers around in the bus, which was not appropriate. The building department needs to have an all-wheel drive to get up into the places they have to go for inspections. Supervisor Shea stated that once Code Enforcement Officer Kevin Donohue

comes up with something, the Town Board will review and make a purchase soon, because, currently, CEO Donohue has been using his own vehicle, which the Town is reimbursing him for mileage. However, the Town shouldn't ask people to use their own vehicles.

Councilman Flaherty asked if the Town was going to have to go through the same process that was done when Highway got a new truck? Supervisor Shea answered that it was his feeling that it will go quicker because it is something that could be readily available and if it can be gotten on State bid, then the Town doesn't have to go out to bid for it. The vehicles are needed.

Supervisor Shea then reported that he expects a recommendation from CEO Donohue within the next week or so. Councilman Flaherty asked if the CEO was giving recommendations for both? Supervisor Shea responded that the CEO was going to look for something for Recreation also and would keep the Town Board apprised and then the recommendations can be approved.

3. Discussion with regard to allowing the Town Clerk's Office to distribute KI Potassium Iodide Tablets.

Supervisor Shea read a letter dated July 2015 from Anthony Sutton, Acting Commissioner of Bureau of Emergency Services regarding the availability of KI Potassium Iodide to residents of Philipstown. Supervisor Shea stated that this should be available to residents if they want it. Councilman Leonard agreed that it should be available here in Philipstown. Supervisor Shea added that the likelihood of anyone using this is extremely low. He then directed the Town Clerk to sign up for the program, for which the rest of the Town Board members agreed.

4 .Resolution adopting the "Great Healthy Yard Project."

Supervisor Shea noted that this matter was addressed earlier and believes it is a great initiative. He is a strong advocate for organic uses whenever possible.

RESOLUTION #139-2015

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

WHEREAS, the chemicals that we use on our yards and put down our drains migrate into both our surface and groundwater; and

WHEREAS, many of these chemicals are harmful to our health, with new evidence showing that even at very small amounts they cause an increase in the population of a number of significant diseases; and

WHEREAS, preventing these chemicals from entering the water helps the Town meet its environmental goals and objectives, especially protection water quality and meeting MS4 compliance; and

Monthly Town Board Meeting
August 13, 2015

WHEREAS, water is a shared resource and getting as many people as possible to understand the problem and take this simple action is the way to make the biggest improvement in water quality; and

WHEREAS, the Great Healthy Yard project educates people about how the chemicals we put on our yards and gardens wash into our drinking water; explains how these chemicals are harmful, and how even at very small amounts they cause an increase in population of a number of significant diseases; and provides us a way to move forward together and make a big change by educating a large number of people to change their behavior; and

WHEREAS, the Great Healthy Yard Project is an educational tool both for the Town to educate residents, and for residents to educate their neighbors who share their watershed; and

WHEREAS, participation of individuals in the Great Healthy Yard Project is entirely voluntary; and;

WHEREAS, there is no cost entailed to the Town of Philipstown in supporting the Great Healthy Yard Project;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Philipstown hereby endorses the Great Healthy Yard Project and is committed to promoting its success.

5. Resolution authorizing Supervisor Shea to sign the contract with Putnam County Office for Senior Resources for the Outreach Worker in the amount of \$15,000.00.

RESOLUTION #140-2015

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

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to sign the contract between the Town of Philipstown and the Putnam County Office for Senior Resources for the Outreach Worker in a amount not to exceed \$15,000.00

6.A Resolution authorizing the transfer of funds.

Supervisor Shea gave a brief explanation stating that the funds are available as per the 2015, however, they are just being moved around, which is a common practice.

RESOLUTION #141-2015

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

RESOLVED, that the General Townwide Funds to transfer funds to cover over expenditures for the year 2015

BE IT RESOLVED that the following transfer of funds be made FROM

A960 Appropriations	\$45,618.00
TO	
A960 Appropriations	\$45,618.00

6.B Resolution authorizing the transfer of funds.

RESOLUTION #142-2015

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

RESOLVED, that the General Outside Village Funds to transfer funds to cover over expenditures for the year 2015;

BE IT RESOLVED that the following transfer of funds be made FROM

B960 Appropriations	\$4,896.00
TO	
B960 Appropriations	\$4,896.00

7. Code Enforcement Monthly Report.

Supervisor Shea read the Monthly Report. He then reported that the Village of Cold Spring would need assistance with inspections during the construction phases on the Butterfield project. The Mayor of Cold Spring would like to enter into an inter-municipal agreement with the town to have Kevin Donohue perform those inspections. The Town Board agreed this would help save monies for the Village. There is \$100,000.00 set aside for this, however, for them to contract out would probably diminish all of those funds. Supervisor Shea stated the Village Building Inspector is already over tasked. Supervisor Shea reported that he has met with the Town's Comptroller, and the cost for the Village for these services would breakdown to \$50.00 per hour, including Workers' Comp, Retirement, etc.

Councilman Flaherty stated that Kevin Donohue has the qualifications for this project. He also wanted to confirm that Paul Guillaro has already paid for those fees. Supervisor Shea responded saying yes. Supervisor Shea will contact Mayor Merandy and get thing together so we can move forward on this.

Councilwoman Montgomery added that having a first-hand account of what's happening in the building that we may potentially use is great to know.

8. Schedule Workshops/Meetings.

Supervisor Shea announced that he was going to hold off scheduling anything until Councilman Van Tassel returns from vacation. Items that will be scheduled would be the vehicle purchase and the inter-municipal agreement between the Village of Cold Spring and

Monthly Town Board Meeting
August 13, 2015

the Town of Philipstown's Building Department. Supervisor Shea added that a public hearing is already scheduled regarding the Garrison Fire District.

9. Letter endorsing plan put forth by Douglas Budney.

Supervisor Shea read the letter addressed to Kevin Donohue with regard to Douglas Budney's runoff onto a town road. There was a brief discussion with regard to the specifics of the project. Following that discussion, the Town Board agreed to forward the letter to Mr. Donohue. It was also noted that Mr. Budney would fund the work that needs to be completed.

RESOLUTION #143-2015

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

RESOLVED, that the Town Board hereby authorizes the Town Clerk's office to forward the letter to Mr. Donohue allowing Mr. Douglas Budney to proceed with the remediation of his runoff onto town property.

Supervisor Shea requested that Deputy Town Clerk Crawley make copies of the letter and give to the Building Department the next morning, (Friday, August 14, 2015).

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

Councilman Leonard reported that he attended a meeting of the Nuclear Regulatory Commission regarding a proposed 45" gas line, which would run south of Indian Point. There are many concerns over this proposal. One of his concerns is that monitoring of that line is in Texas.

Councilman Leonard then commented that he was unable to attend a meeting on the Lakeland School District taxes for residents in Continental Village; however, he will still follow up on this matter.

He also reported that some trees in the Cedar Street Cemetery have been cut down. He went on to say, that there are four individuals that are interested in serving on a Cemetery Committee, and they would take on the task of identifying the graves, and ask the Town Board if they would allow him to move forward on this.

Supervisor Shea addressed the Lakeland School District taxes, noting that the Town did give the residents a 7% reduction in their assessed value, which the following year was eaten right up. Supervisor Shea asked Councilman Leonard to follow up on other communities getting sales tax from the county to lower their tax burden. If that were the case, it would answer why the residents in Philipstown are paying such a higher rate per thousand.

Councilman Flaherty stated that he sent paper work to the Town Board for the Betty Budney Memorial and is looking for comments as he hopes to have a resolution in a month or so to

Monthly Town Board Meeting
August 13, 2015

move forward. Councilman Flaherty announced that he will put information in the paper and on the Town's website, and his plan is to make enough money from the pavers to offset the entire project. He is anxious to see how much participation the Town receives. Supervisor Shea stated that the Town would go ahead with the memorial either way.

AUDIENCE:

Paula Clair reiterated her concerns on the proposed gas line at Indian Point, one being the amount of time that would lapse before the line could be shut down. She submitted a letter to the Town Board that addresses some of the issues.

Cold Spring resident, Robert Juby, addressed the blocked culverts on East Mountain Road South. Mr. Juby stated that he has been addressing the culvert issue since April/May timeframe and then presented pictures showing the problem. Mr. Juby has spoken to the Highway Superintendent's office staff and some of the workers who were on the site digging out the culverts. They really need to be cleaned with the machine. The pictures show what happened after the heavy rains last week.

PCNR reporter, Kimberly Hyatt, gave an update on a debate that is planned for October 5, inviting each candidate running in the November 3rd election. Councilman Flaherty asked if it was an actual debate? Ms. Hyatt responded, "yes." Councilwoman Montgomery questions if this was an invite for the candidates here and asked if she was actually inviting council people at their place of work for a campaign debate? Councilwoman Montgomery asked that the invite be sent to the private e-mails of the candidates, as this is not a place for talking about the campaign. Councilwoman Montgomery, referring to Ms. Hyatt's announcement, asked if this was the invite that the candidates were going to get. Ms. Hyatt responded that any questions should be e-mailed to Doug Cunningham. Councilwoman Montgomery explained that anything regarding an election should be e-mailed to her private e-mail, that it is an ethical issue and campaigns in places of government work are separate.

Supervisor Shea stated that he appreciated Councilwoman Montgomery's position, as there is a level of discomfort there, but duly noted.

VACANCIES

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

APPROVAL OF VOUCHERS

Councilman Leonard made a motion, seconded by Councilwoman Montgomery and unanimously carried that the General Vouchers in the amount of \$106,787.81 are hereby approved as set forth in Abstracts 7A & 8.

Monthly Town Board Meeting
August 13, 2015

Councilman Leonard made a motion, seconded by Councilwoman Montgomery and unanimously carried that the Highway Vouchers in the amount of \$316,923.43 are hereby approved as set forth in Abstracts 7A & 8.

Councilwoman Montgomery made a motion, seconded by Councilman Leonard and unanimously carried that the CVPD Vouchers in the amount of \$5,877.99 are hereby approved as set forth in Abstract 8.

Councilman Leonard made a motion, seconded by Councilwoman Montgomery and unanimously carried that the CVWD Vouchers in the amount of \$6,931.13 are hereby approved as set forth in Abstract 8.

There being no further business to discuss, Councilman made a motion, seconded by Councilman to close the Town Board Monthly Meeting at 8:45 pm.

Respectfully submitted by,

Joan B. Clauss
Deputy Town Clerk