

Monthly Town Board Meeting  
November 5, 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.

<b>PRESENT:</b>	Richard Shea	Supervisor
	Nancy Montgomery	Councilwoman
	John Van Tassel	Councilman
	Michael Leonard	Councilman
	Robert Flaherty	Councilman

### **REVIEW OF MINUTES**

The Minutes of Special Meeting of September 2, 2015 – Executive Session, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilman Flaherty and unanimously carried, that the Minutes of the Special Meeting of September 2, 2015 – Executive Session, are hereby approved as presented.

The Minutes of the Special Meeting of September 9, 2015 – Executive Session, were reviewed.

Councilwoman Montgomery made a motion, seconded by Councilman Leonard and unanimously carried, that the Minutes of the Special Meeting of September 9, 2015 – Executive Session, are hereby approved as presented.

The Minutes of the Continuation of the Public Hearing of September 9, 2015, were reviewed.

Councilman Van Tassel made a motion, seconded by Councilman Leonard and unanimously carried, that the Minutes of the Continuation of the Public Hearing of September 9, 2015, are hereby approved as presented.

The Minutes of the Weekly Town Board Meeting of September 9, 2015, were reviewed.

Councilwoman Montgomery made a motion, seconded by Councilman Leonard and unanimously carried, that the Minutes of the Weekly Town Board Meeting of September 9, 2015, are hereby approved as presented.

The Minutes of the Special Meeting of September 16, 2015 – Executive Session, were reviewed.

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Councilman Van Tassel made a motion, seconded by Councilman Leonard, with Councilwoman Montgomery abstaining, that the Minutes of the Special Meeting of September 16, 2015 – Executive Session, are hereby approved as presented.

The Minutes of Monthly Town Board Meeting of October 1, 2015, were reviewed.

Councilwoman Montgomery made a motion, seconded by Councilman Flaherty and unanimously carried, that the Minutes of the Monthly Town Board Meeting of October 1, 2015, are hereby approved as presented.

### **COMMITTEE REPORTS**

**CB** – Councilman Leonard reported that the Board met on October 13, 2015. There was one application on the agenda; Sheeran - 3 Peppergrass Lane. The Conservation Board discussed putting an educational material document together concerning fresh meadow wetlands. They also discussed the ideal cutting time, disturbing of wild life and removing invasive plants. The next meeting will be held on November 10, 2015.

**RECREATION** – Councilman Van Tassel reported that neither he nor Councilwoman Montgomery attended this months meeting. He proceeded to read the report from Amber Stickle, Recreation Director. Winter registration opened on October 26, 2015 for residents and November 2, 2015 for non-residents. The senior Thanksgiving luncheon is scheduled for November 18, 2015, and the winter carnival is scheduled for February 6, 2016. The first delivery of block for the pavilion at the Town park was delivered. Interested volunteers are needed for the assembly of the skating rink on November 11, 2015 and maintaining the ice during the season. Call the Recreation Department at 845-424-4618. The next meeting is scheduled for December 15, 2015 at 7:30 pm.

**RECYCLING** – Councilwoman Montgomery said that things are moving along more smoothly, but they are still waiting to hear from the County with regard to the contract with Vintage Tech.

**PLANNING BOARD** - Councilman Flaherty reported that they met on October 7, 2015 and there were 3 items on the agenda: 1) 24 Hummingbird Lane 2) Hudson Highlands (cancelled) 3) Olspan LLC and 4) John & Kimberly Sabatini. The next meeting is November 19, 2015 @7:30pm at Butterfield Library.

**ZONING** – Councilman Van Tassel attended the meeting on October 26, 2015 with 2 items on the agenda: 1) 201 Moog Road 2) Public Hearing – Verizon Wireless. The next meeting is November 9, 2015.

**HIGHWAY** – Councilman Van Tassel did not receive a report from Highway this month.

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**BUILDING & LAND ACQUISITION** – Councilmen Van Tassel and Flaherty met with Kevin Donohue and Bob Emerick of the Code Enforcement/Building Department to discuss the proposed floor plan for their space, as well as access and ADA compliance for the building. Councilmen Van Tassel and Flaherty are working on a budget for the work to be done. The Town Board will hold a workshop in December to further discuss.

**BUTTERFIELD LIBRARY** - Councilwoman Montgomery read the report submitted.

**COUNTY LEGISLATOR'S REPORT** – Legislator Scuccimarra was not in attendance this evening.

**TOWN OF PHILIPSTOWN  
MONTHLY REPORT OF TOWN SUPERVISOR  
MONIES RECEIVED AS OF NOVEMBER 5, 2015**

**GENERAL & PART-TOWN FUNDS**

CTV Senior Computers	5,000.00
AW Scrap	345.00
Gerelli Ins. Credit	244.02
T.C. Fees 9/30	749.99
T.C. Fees 9/30 Dogs	348.00
Re Community Paper	72.00
Justice Fees 9/30	4,597.00
Justice Fees 9/30	5,663.50
Rec. Fees 9/15	45,600.31
Gannett Credit	3.68
Bldg. Fees 10/15	14,856.00
Town Justice Fees	8,505.00
T.C. Fees 10/15	1,302.74
T.C. Fees Dogs 10/15	437.50

**HIGHWAY FUND**

Put. Co. Gas	401.86
Gen. Funds Gas	210.24
Put. Co. Gas	1,050.43
NYS FEMA	3,738.53
Put. Co. Gas	378.43
NYS FEMA	479.58
Gen. Funds Gas/Salt	1,110.85

**CONTINENTAL VILLAGE WATER DISTRICT**

**CONTINENTAL VILLAGE PARK DISTRICT**

Put. Valley Taxes	13,175.00
Town of Cortlandt Taxes	40,926.00

**AGENDA**

**1. The following Resolutions are needed for the dissolution/formation of the Garrison Fire District.**

- **Resolution of Finding & Determination relating to the dissolution of the Garrison Fire Protection District.**
- **Resolution dissolving the Garrison Fire Protection District.**
- **Negative Declaration for the creation of the Garrison Fire District and authorizing Supervisor Shea to sign the Short Environmental Assessment Form.**
- **Resolution of Approval for the Creation of the Garrison Fire District.**

Supervisor Shea said that this is a necessity for the dissolution and proceeded to read the Findings and Determinations Relating to the Dissolution of the Garrison Fire Protection District of the Town of Philipstown resolution.

**RESOLUTION #165-2015**

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

**WHEREAS**, pursuant to General Municipal Law §773, the Town Board of the Town of Philipstown (the "Town Board"), as the governing body of the Garrison Fire Protection District of the Town of Philipstown, a local government entity pursuant to General Municipal Law §750, previously received and considered a proposed Dissolution Plan for the Garrison Fire Protection District of the Town of Philipstown, for the purpose of commencing dissolution proceedings under Article 17A of the General Municipal Law; and

**WHEREAS**, that the Town Board convened and conducted a public hearing on August 19, 2015 at 7:00 p.m. at the Philipstown Town Hall in the Town of Philipstown for the purpose of considering the proposed Dissolution Plan of the Philipstown Fire Protection District and that notice thereof was given by the Town Clerk as required by law which public hearing was commenced and thereafter adjourned and continued on September 9, 2015 at 7:00 p.m. at the Garrison Firehouse, 1616 Route 9, Garrison, New York in the Town of Philipstown for the purpose of considering the proposed Dissolution Plan of the Philipstown Fire Protection District.

**NOW, THEREFORE**, Town Board of the Town of Philipstown hereby **FINDS AND DETERMINES** as follows:

1. That a proceeding for the dissolution of the Garrison Fire Protection District of the Town of Philipstown to GML§773(2)(a) was commenced on July 9, 2015 by resolution of the Town Board, that being the governing body of the Garrison Fire Protection District of the Town of Philipstown, a local government entity as defined by GML 750(13).

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2. That a copy of the proposed Dissolution Plan, along with a descriptive summary thereof, was displayed and readily accessible to the public for inspection in a public place within the Garrison Fire Protection District of the Town of Philipstown as required by General Municipal Law.
3. That the proposed Dissolution Plan, along with a descriptive summary thereof and a reference to the public place or places within the Garrison Fire Protection District of the Town of Philipstown where a copy thereof may be examined, was displayed on the website maintained by the Town of Philipstown.
4. That a descriptive summary of the proposed Dissolution Plan and a reference to the public place or places within the Garrison Fire Protection District of the Town of Philipstown where a copy of the Proposed Dissolution Plan could be examined, was published at least once each week for four successive weeks in a newspaper having a general circulation within the Garrison Fire Protection District of the Town of Philipstown.
5. That, pursuant to notice, the Town Board convened and conducted a public hearing on August 19, 2015 at 7:00 p.m. at the Philipstown Town Hall in the Town of Philipstown for the purpose of considering the proposed Dissolution Plan of the Garrison Fire Protection District of the Town of Philipstown and that notice thereof was given by the Town Clerk as required by law was commenced and thereafter adjourned and continued on September 9, 2015 at 7:00 p.m. at the Garrison Firehouse, 1616 Route 9, Garrison, New York in the Town of Philipstown for the purpose of considering the proposed Dissolution Plan of the Philipstown Fire Protection District.
6. That public hearing was held not less than thirty-five days and not more than ninety days after commencement of dissolution proceedings pursuant to GML§774.
7. That all interested persons were given a reasonable opportunity to be heard on any aspect of the proposed dissolution.
8. That the proposed Plan of Dissolution was considered by the Town Board after all persons were heard at the Public Hearing as aforesaid.
9. That the Garrison Fire Protection District of the Town of Philipstown upon its dissolution shall continue to be governed as before dissolution until the effective date of the dissolution specified in the dissolution plan, pursuant to GML§778.
10. That upon the successful completion of these dissolution proceedings, the Town Board shall wind-down the affairs thereof, dispose of its property as provided by law, make provisions for the payment of all indebtedness thereof and for the performance of its contracts and obligations, if any, and if applicable and appropriate under law, levy taxes and assessments as necessary to accomplish the dissolution, pursuant to GML§787(1).
11. That in furtherance of its duty to wind down the affairs of the local government entity, the Town Board shall cause notice to be given, in the same manner as notice for a

proposed dissolution plan pursuant to GML§775, requiring all claims against the dissolving local government entity, excluding any of its outstanding securities, to be filed within three months of the date of such notice and all claims not so filed shall be forever barred, pursuant to GML§787(2).

12. That, no action for or against the Garrison Fire Protection District of the Town of Philipstown shall abate, nor shall any claim for or against it be affected by reason of its dissolution, pursuant to GML§788(1).

13. That upon the dissolution of the Garrison Fire Protection District of the Town of Philipstown, all its records, books and papers, if any, shall be deposited with the Town Clerk of the Town of Philipstown, being the town in which such entity is wholly situated, and that such records, books and papers shall thereupon become a part of the records of the Town of Philipstown, pursuant to GML§788(2).

14. That upon dissolution of the Garrison Fire Protection District of the Town of Philipstown the outstanding debts, liabilities and obligations of the Garrison Fire Protection District of the Town of Philipstown, if any, shall be assumed by the Town of Philipstown, being the town in which the dissolved entity was situated and shall be a charge upon the taxable property within the limits of the dissolved entity, collected in the same manner as town taxes. The Town Board shall have all powers with respect to the debts, liabilities and obligations as the governing body of the dissolved entity possessed prior to its dissolution, including the power to issue town bonds to redeem bond anticipation notes issued by the dissolved entity, pursuant to GML§790.

#### **ROLL CALL VOTE**

Supervisor Shea	AYE
Councilwoman Montgomery	AYE
Councilman Van Tassel	AYE
Councilman Leonard	AYE
Councilman Flaherty	AYE

The Findings and Determinations were thereupon duly adopted.

Town Clerk Merando read the Resolutions Dissolving the Garrison Fire Protection District of the Town of Philipstown.

#### **RESOLUTION #166-2015**

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

**WHEREAS**, pursuant to General Municipal Law §773, by resolutions of the Town Board of the Town of Philipstown, as the governing body of the Garrison Fire Protection District of the Town of Philipstown, a local government entity pursuant to General Municipal Law §750, previously endorsed a proposed Dissolution Plan for the purpose of commencing

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dissolution proceedings under Article 17A of the General Municipal Law on July 9, 2015;  
and

**WHEREAS**, the Town Board of the Town of Philipstown, as the governing body of the Garrison Fire Protection District of the Town of Philipstown, has previously received and considered a proposed Dissolution Plan for the Garrison Fire Protection District of the Town of Philipstown, for the purpose of commencing dissolution proceedings under Article 17A of the General Municipal Law; and

**WHEREAS**, the Town Board of the Town of Philipstown convened and conducted a public hearing on August 19, 2015 at 7:00 p.m. at the Philipstown Town Hall in the Town of Philipstown for the purpose of considering the proposed Dissolution Plan of the Garrison Fire Protection District of the Town of Philipstown and that notice thereof was given by the Town Clerk as required by law which public hearing was commenced and thereafter adjourned and continued on September 9, 2015 at 7:00 p.m. at the Garrison Firehouse, 1616 Route 9, Garrison, New York in the Town of Philipstown for the purpose of considering the proposed Dissolution Plan of the Philipstown Fire Protection District; and

**WHEREAS**, that the Town Board of the Town of Philipstown, following such Public Hearing adopted certain Findings and Determinations Relating to the Dissolution of the Garrison Fire Protection District of the Town of Philipstown; and

**NOW, THEREFORE**, be it

**RESOLVED**, that the proposed Plan of Dissolution dated July 29, 2015 is hereby adopted as the Plan of Dissolution for the Garrison Fire Protection District of the Town of Philipstown, and is attached hereto as Exhibit A, and it is further

**RESOLVED**, that the Garrison Fire Protection District of the Town of Philipstown is hereby dissolved upon the formation of the Garrison Fire District and the formation of such Fire District is a condition precedent to the within dissolution, all pursuant to the Plan of Dissolution so made and adopted, and it is further

**RESOLVED**, that the Clerk of this Municipality is authorized and directed to cause a certified copy of these Resolutions to be duly recorded in the office of the Clerk of Putnam County and shall further, within 10 days cause a certified copy of these Resolutions to be filed with the state department of audit and control at Albany, New York, all pursuant to Town Law 173(1).

**ROLL CALL VOTE**

Supervisor Shea	AYE
Councilwoman Montgomery	AYE
Councilman Van Tassel	AYE
Councilman Leonard	AYE
Councilman Flaherty	AYE



The Findings and Determinations were thereupon duly adopted.

Town Clerk Merando read the following Resolution.

**RESOLUTION #167-2015**

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

**WHEREAS**, the Town Board of the Town of Philipstown having duly considered the short form EAF presented to it in connection with the creation of a proposed fire district within a portion of the Town of Philipstown,

**NOW, THEREFORE IT IS**

**RESOLVED**, that the said short EAF with both part 1 and 2 filled out be attached to this resolution for inclusion in the Town's Records, and it is further

**RESOLVED**, that the proposed creation of a fire district could not create any diverse effects as described in Part 2 section C of the EAF because the proposal entails no new construction or activity and is simply a change in the method of delivering fire protection and emergency services which is already being provided, and it is further

**RESOLVED**, that the Town hereby issues a negative declaration in connection with the SEQRA review of this project, and it is further

**RESOLVED**, that the Supervisor is authorized and directed to endorse the said negative declaration on Part 3 of the Short EAF attached hereto.

**ROLL CALL VOTE**

Supervisor Shea	AYE
Councilwoman Montgomery	AYE
Councilman Van Tassel	AYE
Councilman Leonard	AYE
Councilman Flaherty	AYE

The resolution was thereupon declared duly adopted.

Supervisor Shea read the Resolutions of Approval of Creation of Garrison Fire District.

**RESOLUTION #168-2015**

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

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**WHEREAS**, the Town Board of the Town of Philipstown, following a public hearing commenced on August 19, 2015 and adjourned and continued on September 9, 2015 regarding the establishment of fire district encompassing a portion of the Town of Philipstown, hereby adopts the following resolutions:

**RESOLVED**, that the Town Board of the Town of Philipstown (the "Town") determines that the notice of public hearing on the formation of proposed Garrison Fire District has been properly published, posted and served, and it is further

**RESOLVED**, that such public hearing was duly held, and it is further

**RESOLVED**, that the Town has complied with the provisions of the State Environmental Quality Review Act, and has duly issued its Negative Declaration, and it is further

**RESOLVED**, that all property and owners in the proposed district are benefited, and it is further

**RESOLVED**, that all benefited property and owners are located within the proposed district, and it is further

**RESOLVED**, that formation of proposed Garrison Fire District is in the public interest, and it is further

**RESOLVED**, that the creation of Garrison Fire District is approved, subject to permissive referendum as provided by law, and it is further

**RESOLVED**, that the creation of Garrison Fire District is approved, subject to the dissolution of the Garrison Fire Protection District of the Town of Philipstown as provided by law and the conditions precedent contained herein, and it is further

**RESOLVED**, that the boundaries of the said Garrison Fire District shall be as set forth in the attached Schedule A, and it is further

**RESOLVED**, that the said Garrison Fire District shall be governed by a Board of Fire Commissioners to be five (5) in number, and it is further

**RESOLVED**, that upon the dissolution of the Garrison Fire Protection District of the Town of Philipstown the Fire District shall become effective and operational as of 12:01 a.m. January 2, 2016, and it is further

**RESOLVED**, that as a condition precedent to the formation of the Garrison Fire District that upon the dissolution of the Garrison Fire Protection District of the Town of Philipstown that the balance of any tax revenues assessed by the Town as and on behalf of Garrison Fire Protection District of the Town of Philipstown for the calendar year 2016, that 364/365ths of such tax revenues for 2016 for the Garrison Fire Protection District of the Town of Philipstown shall be transferred immediately upon collection by the Town of

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Philipstown to the Treasurer of the Garrison Fire District for operations of such Fire District for the balance of 2016, notwithstanding any other source of operating funds available to the Garrison Fire District; and it is further

**RESOLVED**, that the Clerk of this Municipality is authorized and directed to publish and post a notice of adoption of this resolution subject to permissive referendum, and it is further

**RESOLVED**, that the following residents of the Garrison Fire District are hereby appointed by the Town Board of the Town of Philipstown as the Board of Fire Commissioners of the Garrison Fire District, with such appointments effective immediately upon the dissolution of the Garrison Fire Protection District and effective January 2, 2016, for the term expiring on December 31, 2016:

Sandy Bohl  
David Brower  
Joe Mercurio  
Nat Prentice  
Rodney Tudor

and it is further

**RESOLVED**, that the following resident of the Garrison Fire District is hereby appointed by the Town Board of the Town of Philipstown as the Treasurer of the Garrison Fire District, with such appointment effective immediately upon the dissolution of the Garrison Fire Protection District and effective January 2, 2016, for the term expiring on December 31, 2016:

John Greener

and it is further

**RESOLVED**, that the Town Clerk is directed to notify each of the appointees of their respective appointments to such Board of Fire Commissioners and as Treasurer, and that the Board of Fire Commissioners shall conduct its First Organizational Meeting within ten (10) days of the effective date of their appointments at the Garrison Fire Station, 1616 Route 9, in the Town of Philipstown, New York on such date and time as the Town Clerk shall so designate, and it is further

**RESOLVED**, that the Town Clerk is authorized and directed and shall cause to be recorded a certified copy of these resolutions establishing the Garrison Fire District with the Putnam County Clerk within ten (10) days hereof and that when so recorded it shall be presumptive evidence of the regularity and validity of the creation of the Garrison Fire District and of the acts of the Town Board related thereto, and the Town Clerk is further authorized and directed and shall cause to be filed a certified copy of these resolutions establishing the Garrison Fire District with the office of the State Comptroller department of

audit and control in Albany, New York within ten (10) days of the dissolution of the Garrison Fire Protection District.

**ROLL CALL VOTE**

Supervisor Shea	AYE
Councilwoman Montgomery	AYE
Councilman Van Tassel	AYE
Councilman Leonard	AYE
Councilman Flaherty	AYE

The Resolutions were thereupon duly adopted.

**2. Ilka Marquardt to discuss a petition for Eagles Nest Road to become a Town Road.**

Ms. Ilka Marquardt addressed the Town Board with regard to a petition from the residents of Eagles Nest Road to become a town road. She explained that they extended the road, did the blacktop however they cannot meet the 49.16' right-of-way and is asking that requirement be waived. Supervisor Shea said that this would be the least of their concerns. She asked if they proceed could the Town Board recommend an Engineer. Supervisor Shea said that he does not see this happening and advises that she not go forward with this request. Councilman Van Tassel said that he has been up there with emergency equipment and this road is very tight. Councilwoman Montgomery asked why the residents want to do this. Ms. Marquardt explained that the residents are getting old and it will be hard for them to maintain. She went on to say that they have tried to get some one to maintain it, but because it is very steep they have had difficulty in getting anyone to do the job. Supervisor Shea said he was sorry, but he does not see this happening.

**3. Discussion with regard to the Medication Take Back Drop Box.**

Councilwoman Montgomery explained that this is a great initiative presented by the Philipstown Cares Coalition. There is a need for it in our community and other communities do have it. The Coalition has been trying to figure out how to do it the right way. She noted that there have been a lot of misconceptions about what needs to happen. It turns out that we can have the medication drop box right here in the Town Hall and when the Town Hall is open it will be accessible to everyone. All we need to do is to have the Coalition provide the drop box and get a surveillance camera. Councilwoman Montgomery is asking that the Town Board pass a resolution to authorize up to \$1,000 for the surveillance camera.

**RESOLUTION #169-2015**

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

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**WHEREAS**, the Town Board wishes to partner with the Philipstown Communities that Care fight against the “Drug Crisis” in the Town of Philipstown:

**NOW THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes the expenditure of up to \$1,000 for the installation of a security camera and a medication take back receptacle to be located at the Town Hall, 238 Main Street, Cold Spring, New York.

**4. Resolution accepting the resignation of Tina Andress-Landolfi as Conservation Board Secretary, Zoning Board Secretary and Code Enforcement Deputy Clerk.**

Supervisor Shea read the letter from Tina Andress-Landolfi. He thanked her for all her service over the years.

**RESOLUTION #170-2015**

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

**RESOLVED**, that the Town Board hereby accepts the resignation of Tina Andress-Landolfi as Conservation Board, Zoning Board Secretary and Code Enforcement Deputy Town Clerk.

**5. Resolution authorizing Town Clerk Merando to advertise for a position available for a Conservation Board, Zoning Board Secretary and Code Enforcement Deputy Clerk.**

**RESOLUTION #171-2015**

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

**RESOLVED**, that the Town Board hereby authorizes Town Clerk Merando to advertise for the position of Conservation Board, Zoning Board Secretary and Code Enforcement Deputy Clerk.

**6. Resolution adopting the Comprehensive Environmental Policy – “How Green is my Town.”**

Councilman Leonard recapped; the Philipstown Garden Club came before the Town Board in July and made a presentation on the possibility of the Town adopting a written comprehensive environmental policy, and his recommendations would be to accept it entirely. He said quite a few towns adopted this policy, but so far none in Putnam County.

Mr. Erickson asked about water conservation and offered his service to help in this area.

**RESOLUTION #172-2015**

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

**RESOLVED**, that the Town Board hereby adopts the Comprehensive Environmental Policy as follows:

1. **ENERGY:** We endeavor to reduce our use of non-renewable energy sources through conservation, and to utilize renewable energy sources when practical.
2. **PROCUREMENT:** We seek to purchase goods or services that reduce the use of energy and pollution in their manufacture, use and disposal; have lower transportation costs; contain sustainable and/or bio-based ingredients; do not contain ingredients known to be harmful to humans; and that are shipped in biodegradable or recycling packaging.
3. **GREEN CLEANING:** We endeavor to clean and maintain town facilities with products that are free from known or suspected toxins.
4. **SUSTAINABLE BUILDING AND DEVELOPMENT:** We encourage the preservation of open space, the renovation of existing structures over virgin development, and the construction of residential, commercial and institutional structures, which reduce their impact on the environment.
5. **LAND MANAGEMENT:** We endeavor to manage our town-owned land so as to maximize the natural recycling of materials and minimize environmental pollution.
6. **WATER CONSERVATION:** We encourage the careful conservation and protection of our water supply.
7. **TRANSPORTATION:** We seek ways to minimize the environmental impact of our transportation system, encourage the use of alternative transportation modes and sustainable fuels, reduce or eliminate pollution from town-owned vehicles and reduce idling of all motor vehicles.
8. **RECYCLING:** We seek to encourage and support recycling of materials at town facilities and among our residents.
9. **ENVIRONMENTAL TOXINS:** We endeavor to reduce exposure to environmental toxins through the collection and proper disposal of hazardous material, and through similar measures.
10. **COMMUNICATIONS:** We seek to inform our residents of this and all other environmental policies and programs through written and electronic communications.

**7. Resolution authorizing Supervisor Shea to sign the Lead Agency Notice for Scenic Hudson Project located at 20 The Boulevard, Cold Spring, NY.**

Supervisor Shea said that he has complete faith in the Cold Spring Planning Board and he is sure they will do a terrific job with this.

**RESOLUTION #173-2015**

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

**RESOLVED**, that the Town Board hereby authorizes Supervisor Shea to sign the Lead Agency form for the SEQRA Review of the Scenic Hudson Project located at 20 The

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Boulevard, Cold Spring, New York 10516 for a two lot minor subdivision, indicating that the Town has no objection to the Village of Cold Spring's Planning Board assuming Lead Agency for this project.

- 8. Resolution declaring the 2004 Ford Explorer as surplus property and authorize Supervisor Shea to dispose of the surplus property in accordance with the Town's administrative procedures.**

**RESOLUTION #174-2015**

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

**RESOLVED**, that the Town Board hereby declares the 2004 Ford Explorer as surplus property and authorizes the Town Supervisor to dispose of the surplus property in accordance with Town administrative procedures.

- 9. Resolution changing the membership requirement of the Continental Village Water District Advisory Committee from five (5) members to one (1) member.**

Supervisor Shea explained that they have been advertising for years but people have not stepped up. He does encourage people to get involved.

**RESOLUTION #175-2015**

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

**WHEREAS**, on January 8, 1971 the Continental Village Water District Advisory Committee was established; and

**WHEREAS**, the Committee consisted of five (5) members serving from January 1, through December 31 in each year;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Philipstown hereby changes the required number of members from five (5) to one (1) effective immediately.

- 10. Resolution authorizing Supervisor Shea to sign a letter of interest in support of Community Choice Aggregation.**

Supervisor Shea said that this is an effort to "green" our town. He asked Mr. Michael Rauch to review what had been presented at the last meeting.

**RESOLUTION #176-2015**

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

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**WHEREAS**, New York State is currently considering actions that will enable municipalities to introduce Community Choice Aggregation (CCA); and

**WHEREAS**, enabling a strong version of CCA in New York will position communities to achieve local, regional and state energy goals to the benefit of our electricity consumers and our local economy;

**NOW, THEREFORE, BE IT RESOLVED**, by the Town Board of the Town of Philipstown, New York, as follows;

**SECTION 1.** That the Town Board of the Town of Philipstown hereby authorizes a letter of interest to be signed by the Supervisor and sent to the NYS Public Service Commission in support of their study to bring Community Choice Aggregation (CCA) as a viable energy distribution option to New York State.

**SECTION 2.** That this resolution shall take effect immediately.

#### **11. Code Enforcement Monthly Report.**

Town Clerk Merando read the Code Enforcement report submitted, which is on file in the Town Clerk's office.

#### **12. Schedule Workshop/Meetings.**

Supervisor Shea explained that the levy would be a 1/3 of 1% increase noting that the town is well within the cap. The budget is in excellent condition and he went on to report that this year we are getting more in mortgage rebate taxes, revenue sources are slightly up, and we have lowered health care and retirement costs.

- Adopt Final Budget – November 19, 2015 @7:30 pm

#### **13. Any other business that may come before the Town Board.**

Councilman Van Tassel said they took another big step toward the Town's emergency preparedness. The Red Cross delivered an emergency preparedness trailer to the Recreation Center and we now have a Red Cross shelter designation. There are 160 beds and blankets in the trailer. There is no food there now, but food can be obtained from an office in Middletown, which can be requested in advance. The Town is looking to train some residents to staff the shelter. There will be a training class on December 5, 2015 (of about 2-3 hours) for anyone looking to volunteer. If interested call 845-424-4618.

Town Clerk Merando announced that Highway Superintendent Chirico was at the County Division of Planning today with regard to a grant. The County is looking for a resolution authorizing them to write a grant in partnership with the Town of Philipstown for the 2015 Hudson River Estuary Grants. She said that the Town falls right in line for the Manitou Station area. The County will do the writing of the grant; the Town will do everything that



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is needed to assist. This needs to be done quickly as the grant is due by November 13, 2015. Town Clerk Merando went on to say that there is a 25% match but that this could be in kind and reported that the maximum amount for the grant is \$630,000.

### **RESOLUTION #177-2015**

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

**WHEREAS**, the 2015 Hudson River Estuary Grants for Tributary Restoration and Resiliency are available for a minimum award amount of \$10,500 and the maximum award amount of \$630,000; and

**WHEREAS**, the Town Board wishes to partner with Putnam County in submitting a grant for the Manitou Station Road improvements;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Philipstown authorizes Putnam County Division of Planning to write a grant in partnership with the Town of Philipstown for said grant.

Councilwoman Montgomery reported that there would be a "Medication Take Back Day" tomorrow at the Nelsonville Sheriff's sub-station from 10:00 am to 12:00 pm. There is also a "Medication Take Back Day" at the Putnam Hospital Center on Saturday from 9:00 am to 2:00 pm.

Councilman Leonard announced that the first Philipstown Cemetery Committee meeting would be held on Tuesday, November 10, 2015 at 6:00 pm at the Town Hall.

### **AUDIENCE**

David Brower wanted to remind people that there would be a "Blood Drive" at the Garrison Fire House tomorrow. One other thing he wanted to mention was the he hopes the Putnam County realizes that the only access to the river in Putnam County was the Cold Spring Boat Club, which is now closed. The only access now would be Peekskill or across the river.

### **VACANCIES**

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

### **APPROVAL OF VOUCHERS**

Councilwoman Montgomery made a motion, seconded by Councilman Leonard and unanimously carried that the General Vouchers in the amount of \$172,738.38 are hereby approved as set forth in Abstract 10A & 11.

Monthly Town Board Meeting  
November 5, 2015

Councilwoman Montgomery made a motion, seconded by Councilman Flaherty and unanimously carried that the Highway Vouchers in the amount of \$105,847.69 are hereby approved as set forth in Abstract 10A & 11.

Councilman Leonard made a motion, seconded by Councilwoman Montgomery and unanimously carried that the CVPD Vouchers in the amount of \$2,513.00 are hereby approved as set forth in Abstract 11.

Councilwoman Montgomery made a motion, seconded by Councilman Leonard and unanimously carried that the CVWD Vouchers in the amount of \$16,359.47 are hereby approved as set forth in Abstract 11.

There being no further business to discuss, Councilwoman Montgomery made a motion, seconded by Councilman Flaherty to close the Town Board Monthly Meeting at 9:00 pm.

Respectfully submitted by,

Theresa Crawley  
Deputy Town Clerk