

Weekly Town Board Meeting
April 10, 2013

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

PRESENT:

Richard Shea	Supervisor
Betty Budney	Councilwoman
Nancy Montgomery	Councilwoman
John Van Tassel	Councilman
David Merandy	Councilman

AGENDA

1. Authorize the Town Clerk to advertise for bidders for the Spring Town Wide Cleanup scheduled for May 4, 2013. (Nunc Pro Tunc)

RESOLUTION #76-2013

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

RESOLVED, that the Town Board hereby authorizes the Town Clerk to advertise for bidders for the Spring Town Wide Cleanup scheduled for May 4, 2013 to be held at the Garrison Fire Department, Route 9, Garrison, New York.

2. Resolution authorizing Supervisor Shea to sign the contract between the Town and the County of Putnam Office of the Aging for the Outreach Worker.

RESOLUTION#77-2013

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

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to sign the contract between the Town and the County of Putnam Office of the Aging for the Outreach worker in an amount not to exceed fifteen thousand dollars (\$15,000).

Councilwoman Montgomery stated that she has been reviewing the County budget and asked the Town Board's approval to request a breakdown of monies spent in Philipstown on senior programs from the County. The Town Board suggested that Councilwoman Montgomery draft a letter to the County asking for the breakdown.

3. Resolution advocating the establishment of a program for equitable sharing of sales tax revenue with local municipalities in Putnam County.

Supervisor Shea stated that Putnam County is one of only five counties in the state that doesn't receive shared sales tax revenue. He noted that presently the sales tax to the county has increased substantially. Each year the county estimates it's revenue in their budget with regard to sales tax, he believes that it's not unreasonable to ask that when the projected revenue has been reached, they should share a percentage of that with the towns. He hopes that talks between the town and the county will be productive, and any monies that the towns could receive would be an asset to the taxpayers.

Councilwoman Montgomery added that her perception of this is that Philipstown is subsidizing programs in other towns. The Town Board concurred. Discussion continued with regard to excess revenues and possible formulas.

RESOLUTION #78-2013

WHEREAS, equitable sharing of sales tax revenue among county government and local municipalities eases the financial burden of local municipalities and benefits county residents by providing funds for local improvements, programs and services; and

WHEREAS, Putnam County is one of the few counties in New York State which does not have a program for sharing sales tax revenue with its towns and villages; and

WHEREAS, neighboring counties such as Dutchess, Orange, Westchester and Rockland counties currently share their sales tax dollars with local municipalities; and

WHEREAS, it appears that Putnam County will collect sales taxes this year which are substantially in excess of the County government's budgetary requirements; and

WHEREAS, it is in the best interests of the Town of Philipstown to propose to the County a program initiating sales tax revenue sharing in Putnam County, which program would include a threshold amount to initiate the distribution of funds and an equitable basis for such distribution;

NOW, THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

1. **THAT** the Town of Philipstown Town Board supports and actively advocates establishment of a program for equitable sharing of sales tax revenue with local municipalities in Putnam County and
2. **THAT** the Town Supervisor is requested and directed to prepare a written proposal for a sales tax revenue sharing program to be initiated in Putnam County; and

3. **THAT** a copy of the said proposal, along with a certified copy of this resolution shall be forwarded to the Putnam County Legislature, County Legislator Barbara J. Scuccimarra and County Executive Mary Ellen Odell.

Councilwoman Budney presented the foregoing resolution, which was seconded by Councilman Merandy,

The vote on the foregoing resolution was as follows:

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

Resolution unanimously passed.

4. Resolution referring six local laws to Putnam County Division of Planning and the Philipstown Planning Board:

- A Law Amending the Town Code of the Town of Philipstown to Revise Chapter 93. **(Wetlands)**
- A Law Amending the Town Code of the Town of Philipstown to implement the revised Zoning Law and designation of the Conservation Board.
- A Law Amending Chapter 159 of the Town Code of the Town of Philipstown. **(to implement the Natural Resource and Open Space Plan)**
- A Law Amending Chapter 112 of the Town Code of the Town of Philipstown with respect to Open Development Area subdivisions.
- A Law Amending the Town Code of the Town of Philipstown to make clarifications and technical corrections to Chapter 175.
- A Local Law Amending the Town Code of the Town of Philipstown to prohibit hydraulic fracturing.

RESOLUTION #79-2013

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

RESOLVED, that the Town Board hereby refers the following Local Laws to the Philipstown Planning Board and the Putnam County Division of Planning for their review and comment:

- A Law Amending the Town Code of the Town of Philipstown to Revise Chapter 93. **(Wetlands)**

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- A Law Amending the Town Code of the Town of Philipstown to implement the revised Zoning Law and designation of the Conservation Board.
- A Law Amending Chapter 159 of the Town Code of the Town of Philipstown. (*to implement the Natural Resource and Open Space Plan*)
- A Law Amending Chapter 112 of the Town Code of the Town of Philipstown with respect to Open Development Area subdivisions.
- A Law Amending the Town Code of the Town of Philipstown to make clarifications and technical corrections to Chapter 175.
- A Law Amending the Town Code of the Town of Philipstown to prohibit hydraulic fracturing.

5. Friends of Philipstown to appoint Joel Conybear as a board member.

Claudio Marzollo called the meeting to order.

RESOLUTION #80-2013

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

RESOLVED, that the Friends of Philipstown hereby appoints Joel Conybear to serve as a board member.

Claudio Marzollo made a motion, seconded by Councilwoman Montgomery to adjourn the Friends of Philipstown meeting.

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

There was some discussion with regard to scheduling a workshop with Garrison Fire Department as well as the other three fire companies. Councilman Van Tassel suggested that the town meet with Mark Butler to better explain the Town Board's role with the fire companies, Councilman Merandy agreed. Discussion continued at length with regard to the Garrison Fire Company.

Councilwoman Budney announced that the work crew from the Putnam County Correctional Facility would be cleaning the Cedar Street Cemetery in the future. Supervisor Shea acknowledged Councilwoman Budney for her outstanding efforts to maintain all the cemeteries in Philipstown.

Dave Vickery thanked Councilman Van Tassel on his work on the Putnam County Traffic Board and went on to say that the traffic light by the Dutchess Mall is triggering without any cars egressing and asked if Councilman Van Tassel could look into it.

Andy Chmar asked if the ESP site was going to be discussed, Supervisor Shea explained that the Town Board did conduct a site visit this afternoon. Supervisor

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Shea stated that historically, ESP has been in violation of its original site plan because they can't meet the bulk standard. ESP owns a piece of property in the back of that site; however, it is not zoned commercial, but is zoned residential. They are asking the town to change the current zoning from residential to commercial. The town is concerned with the neighboring properties, as they are all residential. There was a lengthy conversation about the possibilities for that site. Andy Chmar suggested a lot line change with conservation agreement.

There being no further business to discuss, Councilman Van Tassel made a motion, seconded by Councilwoman Montgomery to close the Weekly Workshop at 8:40 p.m.

Respectfully submitted by,

Tina M. Merando
Town Clerk