

Town Board Monthly Meeting

June 2, 2022 7:30 pm

**Philipstown Town Hall
238 Main Street, Cold Spring, NY**

7:00 PM – Ribbon Cutting for EV Charger

SALUTE TO THE FLAG

APPROVAL OF MINUTES

- **Monthly Meeting – May 5, 2022**
- **Philipstown Depot Theater Meeting – May 5, 2022**
- **Workshop Meeting – May 25, 2022**

COMMITTEE REPORTS

- 1) Conservation Board 2) Recreation 3) The Philipstown Hub 4) Planning Board
5) Zoning 6) Highway 7) Building & Land Acquisition 8) Cemetery Committee
9) Putnam County Legislator

AGENDA

- 1. Discussion with Neal Zuckerman, Heidi Wendel & members of the planning board regarding traffic/development on Route 9.**
- 2. Resolution authorizing the Supervisor to sign the contract with Philipstown Volunteer Ambulance Corp. for 2022. (Roll Call Vote)**
- 3. Resolution authorizing the Supervisor to sign the contract with Garrison Volunteer Ambulance Corp. for 2022. (Roll Call Vote)**
- 4. Resolution authorizing the Supervisor to sign the HVAC Maintenance Agreement with Air Professional Associates, LLC beginning 6/1/2022 – 5/31/2023.**
- 5. Resolution approving the Length Of Service Award Program submission from Philipstown Volunteer Ambulance Corp for 2021 and authorizing the Supervisor to sign all necessary paperwork associated with such.**
- 6. Resolution accepting resignation of Krystal Ford as Climate Smart Coordinator and as a member of the Conservation Board effective July 29, 2022.**

7. **Resolution authorizing the Town Clerk to advertise for the open positions of Climate Smart Coordinator and Conservation Board member.**
8. **Resolution authorizing the purchase of a 2022 Miller Curber MC550 for the Highway Department in the amount of \$10,600.00 through Hoffman Equipment. (Roll Call Vote)**
9. **Resolution supporting the proposed statute that would amend the general municipal law, the civil service law, the retirement and social security law and the public health law in relation to Emergency Medical Services. (Roll Call Vote)**
10. **Danielle Pack-McCarthy to introduce her successor Laurie Sigalos as Executive Director at Philipstown Hub.**
11. **Schedule Workshops/Meetings.**
 - **Regular Monthly Meeting – July 7, 2022**
 - **Workshop Request – June 15, 2022 – Cindy Trimble & Gail Silke – presentation on Veterans recognition**
12. **Code Enforcement Monthly Report**
13. **Any other business that may come before the Town Board.**

AUDIENCE

VACANCIES - 0

APPROVAL OF VOUCHERS

General Highway CVPD CVWD

ADJOURNMENT

The Town Board held their Monthly Meeting on the above date at 7:34 p.m. at the Philipstown Town Hall, 238 Main Street, Cold Spring, NY.

PRESENT:	John Van Tassel	Supervisor
	Robert Flaherty	Councilman
	Megan Cotter	Councilwoman
	Judith Farrell	Councilwoman
	Jason Angell	Councilman

ABSENT:

Supervisor Van Tassel opened the meeting with the Salute to the Flag. He apologized for not having an April meeting due to the fact that 2 members were COVID positive and another was traveling therefore there was no quorum.

APPROVAL OF MINUTES

Minutes of the Regular Monthly meeting of March 3, 2022.

Councilman Flaherty made a motion, seconded by Councilman Angell, that the Minutes of the Regular Monthly meeting are hereby approved as presented.

Minutes of the Public Hearing of March 3, 2022.

Councilman Flaherty made a motion, seconded by Councilwoman Farrell, that the Minutes of the Public Hearing are hereby approved as presented.

Minutes of the Workshop Meeting of March 23, 2022.

Councilman Flaherty made a motion, seconded by Councilwoman Cotter that the Minutes of the Workshop Meeting are hereby approved as presented.

Minutes of the Workshop Meeting of April 20, 2022.

Councilman Angell made a motion, seconded by Councilwoman Cotter that the Minutes of the Workshop Meeting are hereby approved as presented.

COMMITTEE REPORTS

CONSERVATION BOARD – Councilman Angell reported the board met on April 12th with the following items on the agenda:

- 11 La Shinju
- 15 King’s Dock Road
- Garrison Golf Club PDD/HVSF, 2015 Route 9

The next Conservation Board meeting is scheduled for May 10th.

RECREATION – Councilwoman Farrell reported that she attended the meeting on March 29th and registration for Summer Camp is full and there is a waiting list. There are still spots available in the theater and sports camps. She reported that the Middle School night that was held was very successful with 108 children participating. Philipstown Park opened April 23rd. The next meeting is scheduled for May 10th.

PHILIPSTOWN HUB – Councilwoman Farrell reported that a Community Conversation was held on April 20th where a Narcan training was held. The 3rd annual Virtual Marathon is currently taking place. On June 8th at Dutchess Stadium will be ‘Philipstown Hub Day’. For more information on these events please visit the Philipstown Hub website at Philipstownhub.org.

PLANNING BOARD - Councilman Flaherty reported the Planning Board met on April 21st.

- Correspondence – Ward/O’Neill letter – 28-30 Hudson River Lane
- Old Business:
 - o Sandlon & Wenske, 825 Route 9D
 - o Cedar Hill Landscaping, Depaolis, 18 East Mtn Rd N
 - o Hudson Highland Reserve, Route 9 & Horton Road
 - o Garrison Golf Club PDD/HVSF, 2015 Route 9
- New Business:
 - o Hunt-Potter, 201 Moog Road

The next meeting is scheduled for May 19th at 7:30 pm.

ZONING BOARD – Councilwoman Cotter reported the board met on April 7th and approved an application for 4 variances for a residence in Garrison.

The next meeting is scheduled for May 9th.

HIGHWAY – Councilman Flaherty read the report submitted by Adam Hotaling, Highway Superintendent which is on file in the Town Clerks Office.

BUILDING & LAND ACQUISITION – Supervisor Van Tassel reported there would be discussion about the new Highway Garage further along in the agenda as there are some change orders that need approval.

CEMETERY COMMITTEE – Councilwoman Cotter reported that she met with Taggart Lake who is in the process of refurbishing some of the headstones.

PC LEGISLATOR – Legislator Montgomery thanked the board for their letter regarding the ARPA proposal and share the growth funding. She stated they have received several from various towns and community-based organizations in the county and she is just waiting for those to come before the legislature. She informed the board that the County received \$706,000 in opioid

settlement money and is curious to see what the administration is going to do with that. Legislator Montgomery reported that Philipstown resident Ben Chia has been appointed to the Industrial Development Agency and she is very happy about that. She reported that round seven of consolidated funding applications have been announced May 2nd and there is over 150 million dollars available for economic development initiatives. Legislator Montgomery stated that she was aware that there is a lot of upset about the Sprout Brook Road bridge project and she has been hearing a lot from constituents down there. She stated there was an open public process with a public hearing and there was an HOA meeting. Anyone with questions can call her at 845-808-1020. It's a project that been engineered and will be an improvement. The supervisor explained that overall, the deck of the bridge is 10 feet wider than the original.

Councilwoman Farrell requested the Legislator give an update on the gas tax because it is her understanding that Putnam is lifting it partially. Legislator Montgomery responded that they did that and it will start the first of June. Between the NYS tax and the County tax being lifted it will make a difference, even if small.

Councilman Angell asked if there has been any update on the 'Share the Growth', actually putting it into law and making sure that that's part of County law going forward. Legislator Montgomery responded that she was not aware that that was what was intended but she would be happy to work with the Councilman on initiating that before the Legislature. Legislator Montgomery stated she thought it was more of a 'gentleman's agreement' for this round of handing out the ARPA funding and handing out the sales tax which was higher than expected again this month and has been higher than expected for the past 3 years.

**TOWN OF PHILIPSTOWN
MONTHLY REPORT OF TOWN SUPERVISOR
MONIES RECEIVED AS OF MARCH 3, 2021**

GENERAL & PART-TOWN FUNDS

Tax Coll. CVFC	287,500.13
Tax Coll. Phil #1 (CS)	55,571.02
Tax Coll. Gen A Pro Rata	508.52
Town Justice fees 1/22	4,108.00
Tax Coll. Bank Int.	11.22
Town Justice fees 1/22	2,756.00
Bldg Fees 1/22	26,105.50
TC Fees 1/22	894.38
TC Fees Dogs 1/22	212.00
Tax Coll. Gen A final pay	2,050,280.48

HIGHWAY

PC Gas	3,911.52
Gen Gas	598.12
Tax Coll. Partial pay	500,000.00
Tax Coll. Final pay	1,956,793.00

CONTINENTAL VILLAGE WATER DISTRICT

Tax Coll. Full pay	129,187.81
Tax Coll. Unpaid Water	34,987.50

CONTINENTAL VILLAGE PARK DISTRICT

Tax Coll. Full pay	123,659.99
--------------------	------------

AGENDA

- 1. Resolution adopting LL #1-2022 – “A Local Law To Amend Town of Philipstown Town Code Chapter 82, entitled ‘Energy Conservation’ to update the provisions thereof regarding the State Energy Conservation Code”. (Roll Call Vote)**

RESOLUTION # -2022
RESOLUTION ADOPTING LOCAL LAW UPDATING THE STATE ENERGY CONSERVATION CONSTRUCTION CODE

WHEREAS, the Town Board of the Town of Philipstown has considered the adoption of a local law entitled: “A Local Law To Amend Town of Philipstown Town Code Chapter 82, entitled ‘Energy Conservation’ to update the provisions thereof regarding the State Energy Conservation Construction Code,” and

WHEREAS, following due notice the Town Board held a public hearing on the proposed local law,

NOW, THEREFORE, BE IT RESOLVED as follows:

That the Town Board does hereby adopt the above local law which said local law shall be effective upon referral to and approval from the State Fire Prevention and Building Code Council, after which the publication, posting and filing in the Office of the Secretary of State in Albany.

Councilman Flaherty presented the foregoing resolution which was seconded by Councilwoman Cotter,

The vote on the foregoing resolution was as follows:

The vote on the foregoing resolution was as follows

Robert Flaherty, Councilman, voting _____ AYE _____

Judith Farrell, Councilwoman, voting _____ AYE _____

Jason Angell, Councilman, voting _____ AYE _____

Megan Cotter, Councilwoman, voting _____ AYE _____

John Van Tassel, Supervisor, voting _____ AYE _____

2. Resolution authorizing the purchase of a Kubota KX080-4S2R3A Excavator in the amount of \$117,841.72 off the public bid contract awarded to Westchester Tractor, Inc. for the Highway Department. (Roll Call Vote)

**RESOLUTION # -2022
RESOLUTION APPROVING PURCHASE OF
HIGHWAY DEPARTMENT EXCAVATOR**

WHEREAS, the Town of Philipstown wishes to purchase a Kubota KX080-4S2R3A Excavator (“the Excavator”) for the Town Highway Department for \$117,841.72 off of the public bid contract awarded to Westchester Tractor, Inc.; and

WHEREAS, the Town Board has investigated the cost of borrowing the funds for purchase of the excavator as an alternative to the proposed installment purchase agreement and, further, the Town has completed an “Evaluation of Financing Alternatives” (“EFA”) Form, a copy of which is attached hereto; and

WHEREAS, the Town Board has determined that the borrowing funds for the purchase of the Excavator does not offer any advantages over the proposed installment purchase agreement; and

WHEREAS, the Town Board finds that the proposed installment purchase agreement with KS State Bank complies with the requirements of General Municipal Law § 109-b;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Town Board hereby approves the proposed purchase of the Excavator subject to the submission of a contract in a form acceptable to the Attorney for the Town; and
2. That the Town Board hereby determines and finds that the execution and delivery of the proposed installment purchase agreement with KS State Bank is in the best financial interests of the Town based on due consideration of the other available acquisition and financing alternatives as set forth in the EFA form and on other administrative and management considerations with respect to the acquisition of the excavator; and
3. That the Town Board hereby authorizes the Town Supervisor to execute the said contract, installment purchase agreement and such other and further documents as may be necessary to carry out the terms and conditions thereof.

Councilman Flaherty presented the foregoing resolution which was seconded by Councilwoman Cotter,

The vote on the foregoing resolution was as follows:

Judith Farrell, Councilwoman, voting _____ AYE _____

Jason Angell, Councilman, voting _____ AYE _____

Robert Flaherty, Councilman, voting _____ AYE _____

Megan Cotter, Councilwoman, voting _____ AYE _____

John Van Tassel, Supervisor, voting _____ AYE _____

3. Resolution authorizing the purchase of a 2022 Miller Curber MC550 for the Highway Department in the amount of \$10,600.00 through Hoffman Equipment. (Roll Call Vote)

Supervisor Van Tassel stated he would like to speak with the Highway Superintendent before approving this purchase as we are not doing any paving right now.

Councilman Flaherty made a motion, seconded by Councilwoman Farrell and unanimously carried, to table the item for further discussion.

4. Resolution appointing Adam Hotaling as Acting Highway Superintendent to serve the remainder of the term which expires 12/31/2023. (Roll Call Vote)

**RESOLUTION # -2022
RESOLUTION APPOINTING ADAM HOTALING AS ACTING
HIGHWAY SUPERINENDENT**

WHEREAS, the office of Highway Superintendent is an elected position in the Town of Philipstown; and

WHEREAS, in 2019 Carl Frisenda was elected to the position of Town Highway Superintendent with a term of office expiring on December 31, 2023; and

WHEREAS, Carl Frisenda has resigned from the office of Town Highway Superintendent effective March 31, 2022, as a result of which the office of Town Highway Superintendent is currently vacant;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Town Board hereby appoints Adam Hotaling to the position of Town Highway Superintendent to serve the existing term of office until such time as a new Highway Superintendent is elected; and

2. The Town Clerk is requested and directed to inform the County Board of Elections of the vacancy in the office of Town Highway Superintendent and to make arrangements for said elected position to appear on the ballot in the November of 2022 elections.

Councilman Flaherty presented the foregoing resolution which was seconded by Councilwoman Cotter,

The vote on the foregoing resolution was as follows:

Judith Farrell, Councilwoman, voting _____ AYE _____

Jason Angell, Councilman, voting _____ AYE _____

Robert Flaherty, Councilman, voting _____ AYE _____

Megan Cotter, Councilwoman, voting _____ AYE _____

John Van Tassel, Supervisor, voting _____ AYE _____

5. Resolution authorizing the purchase of a diagnostic computer system from MATCO Tools for the Highway Department in the amount of \$8999.95.

RESOLUTION # -2022

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

RESOLVED, that the Town Board hereby approves the purchase of a diagnostic computer system from MATCO Tools for the Highway Department in the amount of \$8999.95.

6. Resolution authorizing the Supervisor to sign the Elevator Service Agreement from TK Elevator Corporation for the elevator in the Town Hall.

RESOLUTION # -2022

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

RESOLVED, that the Town Board hereby authorizes the Supervisor to sign the Elevator Service Agreement from TK Elevator Corporation for the elevator in the Town Hall.

7. Resolution approving the following one (1) Change Order for the proposed Highway Department Headquarters in the amount of \$10,955.62:

- **Additional electrical work required for Radio Communication Equipment – EC-CO-01 – E-J Electric Installation Co. - \$10955.62**

RESOLUTION # -2022

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

RESOLVED, that the Town Board hereby approves the following one (1) proposed change orders for the New Highway Department Headquarters in the total amount of \$10,955.62:

- **Additional electrical work required for Radio Communication Equipment – EC-CO-01 – E-J Electric Installation Co. - \$10955.62**

8. Resolution approving the following one (1) Change Order for the proposed Highway Department Headquarters in the amount of \$1,615.75:

- **Additional electrical work required for Entry Card Reader – EC-CO-02 – E-J Electric Installation Co. - \$1615.75**

RESOLUTION # -2022

The following Resolution was presented by Councilwoman Farrell, seconded by Councilwoman Cotter and unanimously carried;

RESOLVED, that the Town Board hereby approves the following one (1) proposed change orders for the New Highway Department Headquarters in the total amount of \$1,615.75:

- **Additional electrical work required for Entry Card Reader – EC-CO-02 – E-J Electric Installation Co. - \$1615.75**

9. Resolution approving the following one (1) Change Order for the proposed Highway Department Headquarters in the amount of \$16,108.26:

- **Additional fire alarm equipment – EC-CO-03 – E-J Electric Installation Co. - \$16108.26**

RESOLUTION # -2022

The following Resolution was presented by Councilman Angell, seconded by Councilwoman Cotter and unanimously carried;

RESOLVED, that the Town Board hereby approves the following one (1) proposed change orders for the New Highway Department Headquarters in the total amount of \$16,108.26:

- **Additional fire alarm equipment – EC-CO-03 – E-J Electric Installation Co. - \$16108.26**

10. Resolution approving the following one (1) Change Order for the proposed Highway Department Headquarters in the amount of \$28,479.38:

- **Additional Excavation for Foundations – GC-CO-02 – ML, Inc. - \$28479.38**

RESOLUTION # -2022

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

RESOLVED, that the Town Board hereby approves the following one (1) proposed change orders for the New Highway Department Headquarters in the total amount of \$28,479.38:

- **Additional Excavation for Foundation – GC-CO-02 – ML, Inc. - \$28479.38**

11. Resolution approving the following one (1) Change Order for the proposed Highway Department Headquarters for a credit in the amount of \$14,414.95:

- **Elimination of Jib Crane – GC-CO-03 – ML, Inc. - \$14414.95**

RESOLUTION # -2022

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

RESOLVED, that the Town Board hereby approves the following one (1) proposed change orders for the New Highway Department Headquarters for a credit in the total amount of \$14,414.95:

- **Elimination of Jib Crane – GC-CO-03 – ML, Inc. - \$14414.95**

12. Resolution authorizing the Supervisor to sign the 2021 Sponsor Authorization Form for the Service Award Program for the Garrison Volunteer Ambulance Corps.

RESOLUTION # -2022

The following Resolution was presented by Councilwoman Farrell, seconded by Councilman Angell and unanimously carried;

RESOLVED, that the Town Board hereby authorizes the Supervisor to sign the 2021 Sponsor Authorization Form for the Service Award Program for the Garrison Volunteer Ambulance Corps.

13. Resolution accepting the Tax Collection System Upgrade proposal in the amount of \$5800.00 from Software Consulting Associates.

RESOLUTION # -2022

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

RESOLVED, that the Town Board hereby accepts the Tax Collection System Upgrade proposal in the amount of \$5800.00 from Software Consulting Associates.

14. Resolution authorizing the purchase of a 3D Bas-Relief Carved, Bronze or Brass-Plated Town of Philipstown Seal in the amount of \$2250.00.

Supervisor Van Tassel explained that we did have a painted seal that hung on the wall behind the bench and it will now be mounted downstairs. This resolution is for a more official looking seal that would be placed on the wall behind the bench. In order for them to release a proof they want a contract signed stating we will pay for it. Once the agreement is made, they will provide a proof that we can modify.

Councilman Flaherty made a motion, seconded by Councilwoman Cotter and unanimously carried, to table the item for further discussion.

15. Resolution approving the proposed contract with Curbside Compost, LLC and authorizing the Supervisor to execute said contract and any documents necessary to carry out the terms and provisions thereof. (Roll Call Vote)

RESOLUTION # -2022

WHEREAS, the Town Board has before it a proposed contract with Curbside Compost, LLC, for provision of compost carting services on the Town's program of public recycling/composting of Food Waste; and

WHEREAS, the Town Board is willing to enter the said contract under the terms and conditions set forth therein;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Town Board hereby approves the proposed contract with Curbside Compost, LLC, for provision of compost carting services; and
2. That the Town Supervisor is authorized to execute the said contract and any documents necessary to carry out the terms and provisions thereof.

Councilwoman Farrell presented the foregoing resolution which was seconded by Councilman Angell,

The vote on the foregoing resolution was as follows:

Judith Farrell, Councilwoman, voting _____ AYE _____

Jason Angell, Councilman, voting _____ AYE _____

Robert Flaherty, Councilman, voting _____ AYE _____

Megan Cotter, Councilwoman, voting _____ AYE _____

John Van Tassel, Supervisor, voting _____ AYE _____

16. Resolution authorizing the Supervisor to sign the Memorandum of Agreement between the Town of Philipstown and the CSEA, Local 1000 AFSCME, AFL-CIO for the extension of the collective bargaining agreement through December 31, 2026. (Nunc Pro Tunc)

RESOLUTION # -2022

The following Resolution was presented by Councilwoman Cotter, seconded by Councilwoman Farrell and unanimously carried;

RESOLVED, that the Town Board hereby authorizes the Supervisor to sign the Memorandum of Agreement between the Town of Philipstown and the CSEA, Local 1000 AFSCME, AFL-CIO for the extension of the collective bargaining agreement through December 31, 2026.

17. Sean Conway to discuss his proposal to display a Progress Pride flag at Town Hall.

Sean Conway stated that he had previously sent 2 letters to the Town Board requesting their support to fly a pride flag at the Town Hall. He stated he had also made the request to the Village of Cold Spring who agreed to fly the flag at the Village office as well as the Gazebo at the riverfront and at McConville Park. Mr. Conway stated that the flags were donated to the Village by 4 local businesses and could also be donated to the Town if the board agrees to allow it. Mr. Conway offered to speak on the specifics of flag code if the board would like.

Supervisor Van Tassel stated that his feeling is that the pole is limited to begin with. We did display the Ukrainian Flag in the window and he would certainly be in support of hanging the pride flag in the front window for the month of June.

Mr. Conway stated that the current flag has fixings for a second flag under the US flag that aren't being used right now. Supervisor Van Tassel stated the POW flag was there and Councilman Flaherty added that he believes it was damaged in one of the storms. Mr. Conway explained that when it comes to using a single flag pole with an American flag, any flag that is not representative of another nation can fly on the same pole as long as it's below the US flag and it's a smaller proportion and as it appears outside now there are fittings for an additional flag that's not being used. He stated he can order an appropriately sized flag to meet those fittings. He continued, state flags, corporate flags or other flags of any other organization can fly on the same pole as long as they're below the US flag.

Supervisor Van Tassel explained that his honest gut feeling is that he has a problem with any other flag being on the flag pole, other than the POW flag which has traditionally always been

there. He stated he has absolutely no problem with any flag representing this movement but he believes that the flag pole is specifically meant for the American Flag.

Councilwoman Farrell stated that, as June is Gay Pride month, she has no problem with flying the gay pride flag but she defers to tradition.

Councilwoman Cotter explained that she fully supports the LGBTQ community but agrees with the Supervisor that putting any other flag on the flagpole would be wrong; it is there for the American flag and she also has to go with her gut feeling that it is not appropriate for the Town Hall. She explained that this building is not just a building for the Town Hall but also function as a courthouse and therefore any special interest groups or any other political persuasions should not really be represented.

Councilwoman Farrell added that towns across the country do fly the gay pride flag because it is representative of a community and we do have many residents here who support and are a part of the community. Sean Conway stated that the County courthouse does hang flags and light the courthouse during June.

Councilman Angell stated his personal feeling is that he definitely supports what the flag stands for and it's important for our community to show support for that. He continued that he had honestly never considered what flag code is and there should be a discussion on what the policy is around what other flags can fly on the flagpole.

Councilwoman Farrell reported there was a decision recently, maybe Boston, on flags that could fly.

Steve Gaba explained that once you allow one non-governmental flag to be displayed you have an obligation, because you make it an open forum under the first amendment, to display other flags. What happened in the Boston instance is they allowed other flags to be flown and it was a Christian group who wanted to fly a flag with Christian symbolism on it and the court said that if you're going to allow flags to be flown that's not government speech, first amendment protected speech, you have to allow it to be flown. He continued that he believes there is now a group of satanists who want to have their flag flown, so you can really open up quite a can of worms when you start flying other flags on your flagpole, unless you have other flagpoles designated for that purpose and that's what you want to do.

Councilman Flaherty explained that when the Town Hall was under renovation, he had gotten a temporary pole and flag and put it up. He suggested that as a possibility.

Councilwoman Cotter asked Mr. Gaba, if we were to put up a pole flag as he just mentioned, would that open the door for more flags to be requested to be flown? He answered yes. He also stated that he believes there's precedent for the town for a long time; it's never been anything but the American flag and the POW flag, which is government sponsored speech. He stated that he thinks you could certainly distinguish that.

Councilman Flaherty questioned that, say the board has five other groups that come to the board over the next several months with requests, do they have to be flown at the same time? Mr. Gaba responded that no, they do not have to be flown at the same time. You must make reasonable accommodation to allow that.

Supervisor Van Tassel suggested that a policy will certainly be in order at some point going forward. He reiterated that he has nothing against the community and that to him the symbolism of the American flag with the POW flag is unique. He again stated he would certainly support hanging it in the window.

Councilman Flaherty was in agreement for hanging it in the window or erecting another pole.

Councilman Angell stated that on a personal level he has no problem with the flag. He stated that this conversation, and the advice from Stee Gaba, shows that we need to have some sort of policy in place.

Supervisor Van Tassel again suggested erecting another pole for flying of the pride flag.

Councilwoman Cotter requested that the conversation about another pole continued and again stated she is in full support of the community. However, her concern is that there is going to be other communities that are going to want to hang their flag that we may not be in support of.

Supervisor Van Tassel stated they will have to get a policy in place going forward as to what would be allowable.

Sean Conway asked who made the request to hang the Ukrainian flag. The board explained that it was a conversation amongst the board and a decision made in light of what is going on there right now.

Councilman Angell explained that this request is not the issue. Everyone is in support of the gay community and showing that support. The issue is future requests that may be more controversial and the need for a policy in place going forward.

Steve Gaba explained that just because we don't have a policy right now doesn't mean we can't adopt one going forward. We have hung the Ukrainian flag and can certainly hang the Pride flag and then in the upcoming weeks and months formulate a policy what will be the Town's going forward and then avoid any problems that way.

Councilman Flaherty stated he would be happy to go purchase another flagpole, similar to the one that was here a few years ago during construction. The board discussed with Mr. Conway what size flag.

The board agreed to fly the pride flag on a separate pole in front of Town Hall for the month of June. The board further agreed that a policy needs to be put in place to address these requests.

18. Discussion of the proposed statute that would amend the general municipal law, the civil service law, the retirement and social security law and the public health law in relation to emergency medical services.

Supervisor Van Tassel explained he is a product of the emergency services; he was an EMS professional that couldn't afford to say an EMS professional so this issue is important to him. It was presented by a former EMS director from Putnam County, Anthony Sutton, who is now in Westchester County. He presented it in Westchester and it is getting some traction. It is a proposal to NYS for a number of changes to make EMS services a mandatory service. He asked Steve Gaba do explain a little more.

Steve Gaba explained that there is a huge problem statewide, really nationwide, as far as emergency medical service, ambulance service, goes. If a private company undertakes it they face all the problems that private companies undertake plus there are limits on how much you can collect against Medicare and Medicaid so it's very difficult to stay afloat as an individual company. Volunteer ambulance companies have to rely on contractual contributions from municipalities in order to stay afloat. Pretty much every time they go out to provide service, they're losing money and in fact, if they don't actually provide transportation service they don't get paid for the run at all. So, there are a lot of areas in the state where there's no ambulance service at all. There are many many other ones where ambulance service is shared. We are fortunate in Philipstown in that we have a contractual ambulance service to cover the municipality but a lot of places don't have that. Even in places like Philipstown where you do, the costs of it are very substantial and the ambulance companies have great difficulty in attracting and maintaining qualified staff to provide their services; pay is not great. So, people in New York are trying to think of ways, and really nationwide, to better work ambulance service so that it's financially viable and everybody has what is a very important service available to them. Right now ambulance service is not considered an essential service in New York State; essential services are things like police and fire and other municipal services that would qualify the people who work in them to participate in the state's health benefit and retirement system. There is a proposed bill now in the New York State senate which would make ambulance service an essential service which would qualify the workers for those benefits. It would also require that every municipality provide EMS service in one form or another. The state however is not proposing to give you any money to do that, so it's a bit of a problem there but it's a sentiment moving forward because once municipalities are required to do this then obviously people will look for solutions as to how to do it. He explained there are a couple other provisions in the bill that regard establishing a statewide emergency medical services program which may or may not eventually turn out to be something as far as the state getting involved in providing emergency medical service. At this point in the bill, it really is just establishing a program to come up with a plan for that, whether or not the state adopts it or not is another matter. The Municipal Administrators Association, which Supervisor Van Tassel referred to, has a number of other

proposals for moving forward with coming up with plans for providing emergency medical service but they're just discussion points at this stage. What they are asking for is for the Town Board to adopt a resolution stating that it is in favor of the bill that is in the senate to make emergency medical services an essential service and the items that go with that.

Supervisor Van Tassel reported that in Philipstown we have robustly supported out ambulances and we have fully paid staff on both Garrison & Philipstown. There are volunteers that step up and respond but we do have ambulance service here and we have been paying for it for a long time. It is a great investment to have; when you need an ambulance you get one. He suggested that he would like to present this to our local EMS workers and see if they have any comment and would also like to invite Kenny Barton, who presented this to us, to a workshop and allow him to share his thoughts on this as well and go from there.

19. Discussion regarding ARPA funding & proposed community-based projects.

Supervisor Van Tassel explained that we do have ARPA funds and we have a consultant on staff that is assisting us with spending it appropriately and tracking it. He reported we did have a request from the board at the Philipstown Hub for additional funding. Danielle Pack-McCarthy was in attendance. She will be resigning and the hub has had some trouble finding someone to replace here and are requesting additional funding of \$10,000, which this board has supported, so we are going to distribute an additional \$10,000 to the hub for the director's salary for this year. As has been explained, this is not an ongoing thing. The Supervisor stated the board is waiting for a formal request in writing as to exactly what this money will be used for and then we can release that money to the hub. Ms. Pack-McCarthy stated they had submitted a larger proposal for \$50,000 and asked if this is in addition to that proposal. Supervisor Van Tassel explained that the plan was to do \$50,000 but we are currently still waiting to see whether or not we will get money from Putnam County for the Garrison Landing Water District project, which seems likely, then we would be able to release another \$40,000 to the hub.

Supervisor Van Tassel explained that Councilwoman Farrell and Councilman Angell have put together a presentation for some additional requests. Councilwoman Farrell expressed her hope that some other community needs might be met with ARPA funding. She stated there is a request from Philipstown Aging at Home for \$35,516 in assistance, with an immediate request for the release of \$15,000 from what the Town has already received. The Supervisor reported that we have received \$340,000 currently and expect another payment this summer for a similar amount.

Councilwoman Farrell stated they have also recommended using some of the funds for a Town grant writer. Legislator Montgomery has mentioned the millions of dollars in economic development funding that's going to be available but we don't have a grant writer. In the long run they pay for themselves so if we could invest perhaps \$10,000 to get someone on board to help write grants for some of this funding that could come into Philipstown directly that would be helpful. We are missing out on grants and opportunities because we don't currently have someone to do this.

Councilman Angell explained that these are all proposals that we received from local non-profit and community-based organizations and the last is a food security proposal. He stated he has been working with Putnam County Cornell Cooperative Extension, Second Chance Foods & the Philipstown Food Pantry regarding food insecurity in Philipstown. The food pantry saw their cases double during the pandemic. \$15,000 towards this group of non-profits would be a huge help. Councilman Angell thanked Legislator Montgomery for advocating for all of these proposals and supporting Philipstown residents.

Supervisor Van Tassel explained his thought would be to support all of these as they are all reasonable amounts and requests, keeping in mind that ultimately, we need to fix the Garrison Landing Water District issue. He stated we would contact the consultants and forward them these proposals and they will identify a description as to the use of the money as well as track the spending of that money.

The Town Clerk reminded the board that there has to be money put towards the website. Supervisor Van Tassel asked that she submit a proposal for review.

20. Schedule Workshops/Meetings.

- **Workshop – May 25, 2022 @ 7:30pm**
- **Regular Monthly Meeting – June 2, 2022**

21. Code Enforcement Monthly Report

The Town Clerk read the report, which is on file in the Town Clerks office.

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

Supervisor Van Tassel explained that if anyone has traveled route 9 in the past couple of days you may have notices a huge traffic issue. DOT closed one lane on route 9 just adjacent to the Countryside Motel just south of the Dutchess/Putnam border and installed a redlight. Tuesday was the first day it went into effect and Tuesday evening traffic was backed up all the way to the Westchester County line, an estimated 13-mile traffic jam. Wednesday morning it was backed up all the way north of 84. The Supervisor spoke to NYSDOT on Wednesday along with Senator Skoufis and Sheriff McConville and during the day we did get the Sheriff's Department to put 2 units out there at rush hour and opened the northbound lane and sent southbound traffic, which is minimal in the evening, through Old Albany Post Road. This morning the contractor provided flaggers to do what the sheriff's had done the night before and they had no issue. So, the Supervisor is confident that people are learning to stay away from route 9 and taking alternative routes. He stated he knows 9d was backed up this morning as the Town Clerk coming from 9d in Garrison stated there was some construction in a few different spots, but the bottom line is that this bridge on route 9 has to be replaced and it requires one lane being closed. This evening the Sheriff's Department was there along with the flaggers but the Supervisor was to be notified if there was a traffic issue this evening and has not been so between people learning to take alternate routes and the sequencing of the light being changed, it seems to be bringing some

relief. Plan B would be to utilize Old Albany Post Road which goes behind the motel which was route 9 at one point, but we would really like to resist doing that to the residents of that road. Councilman Flaherty mentioned that he also suggested the possibility of doing some of the work at night. They are going to sit down and come up with some options and present them to the town.

Supervisor Van Tassel reported that the Highway Grant that we submitted for was removed from the Town because the per capita income in Philipstown was too high. They did offer us a 30-year half percent loan which may help us out in the long run. In the meantime, the Congressman's office stated they are not going to give up on this. Apparently, there are hundreds of communities in the same situation as we are, so there's a billion dollars that's been approved that can't be released because of this per capita income requirement. They are looking to create a waiver to allow this money to come down to the communities. If that happens, we will be receiving the 1.78 million dollars towards our new Highway Garage. The Supervisor continued, if the waiver doesn't work, they are going to seek legislation to get the money released.

In regard to the Garrison Landing Water District, the Supervisor reported we now have five wells in total and we do not have enough water to supply Garrison landing with water. We got a recommendation from the Town Engineer to hire a hydrogeologist to go out and assess the five wells we have, the terrain, and the property that we own in that community to seek another location to drill a well. Supervisor Van Tassel stated he is not in favor of drilling another well at this point unless the hydrogeologist thinks it's a good idea. The proposal is \$4,600 to come out and do that assessment and make a suggestion as to the best route to get more water out of these wells or to possibly drill another well. The Supervisor stated he is in support of this proposal.

Councilman Flaherty stated he thinks it will be well worth it. The Town has already spent thousands and thousands of dollars trucking in water so \$4600 is a drop in the bucket compared to what we have been spending.

Legislator Montgomery asked how much has been spent on trucking in water. Supervisor Van Tassel stated we have spent \$800,000 since we have started trucking in water. He stated that we have also met with the tenants for the Highlands Country Club and exploring hooking into their well. The water quality is not the best but Ron Gainer is looking into that as well. They are also open to us going through their property directly to our water tower at the Recreation Center so those are all the possibilities. That was ultimately what was presented to Putnam County but that route was lower towards the railroad tracks directly, this would be right across Highlands Country club; there is an access road behind it which would go behind the building, the tennis courts and the golf course and come much more direct. It's roughly 3,000 feet instead of 5,000 feet.

Councilwoman Farrell asked if there was any response to the letter to Metro North regarding the Breakneck Station remaining closed. The Supervisor responded that we have not gotten a response yet. They have acknowledged that they have received it but no decision has been made. It will be closed until Memorial Day weekend at this point which is a two-month extension from what they wanted; they wanted it open in March.

Councilman Flaherty reported that we are really ready to start the E-Waste program up again but he would like to wait a few weeks and start on June 1 because it is going to be a six-month pilot program and, in the meantime, we need a little bit of space to get ready for the Food Scrap recycling.

Councilman Flaherty is also calling on local artists in our community who may want to donate paintings or photographs to hang in the newly renovated Town Hall.

Councilwoman Farrell wished all mothers a Happy Mother's Day.

AUDIENCE

Maggie Valentine stated she is a Philipstown Little League board member and is just here to underscore the importance of building new fields for the Little League program. She stated she was told to go to the Rec. Commission meetings but they have been cancelled recently. She stated they are in the middle of their season and don't have enough field space, especially for softball. She explained that the program has grown 600% over the last 2 years and they have no field; there is no softball field. She requested any direction or support from the board to get that discussion going. She stated she is aware that there is space at the Rec. Center and its becoming an equity issue since softball is all girls and baseball is predominantly boys. Through the Little League's partnership with North Highlands, they've got 2 beautiful fields that they use up there and are maintained and they're wonderful, and softball has no fields. Ms. Valentine also gave her support for the grant writer position discussed earlier in the evening.

Supervisor Van Tassel reported there is a Rec. Commission meeting on May 10th and that's where the process starts.

Ms. Valentine stated there is a lot of organizations that want to support it.

The Supervisor explained that there is a baseball diamond approved on the Rec. Center master plan for the Garrison site.

Danielle Pack-McCarthy explained that she is a runner and there are a lot of people in the community who bike. She stated people speeding has gotten out of control, coming from route 9 into the village. As someone who is out there 5 days a week for roughly 12 years now, it has gotten much worse. She stated she has addressed it with the Sheriff's department who said they will put more patrol in the area, but she always sees one just sitting at the Nelsonville substation where nothing's really happening, when they could be maybe at the bottom of 301/Fishkill Road stopping people speeding into the village. Supervisor Van Tassel stated he would reach out to Captain Junjulas tomorrow.

VACANCIES

There are currently no vacancies.

APPROVAL OF VOUCHERS

Councilman Flaherty made a motion, seconded by Councilwoman Cotter and unanimously carried that the General Vouchers in the amount of \$ _____ are hereby approved as set forth in Abstract _____.

Councilwoman Farrell made a motion, seconded by Councilman Flaherty and unanimously carried that the Highway Vouchers in the amount of \$ _____ are hereby approved as set forth in Abstract _____.

Councilman Angell made a motion, seconded by Councilwoman Farrell and unanimously carried that the CVPD Vouchers in the amount of \$ _____ are hereby approved as set forth in Abstract _____.

Councilwoman Cotter made a motion, seconded by Councilman Flaherty and unanimously carried that the CVWD Vouchers in the amount of \$ _____ are hereby approved as set forth in Abstract _____.

ADJOURNMENT

There being no further business to discuss, Councilwoman Farrell made a motion, seconded by Councilman Angell, to close the monthly meeting at 9:11 pm.

Respectfully submitted by,

Tara K. Percacciolo
Town Clerk

SPECIAL MEETING

Supervisor Van Tassel called the meeting to order at 7:31 pm.

Presence of a quorum was established.

RESOLUTION # - 2022

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

RESOLVED, that the following person(s) are elected directors of the corporation, each to serve for a term of three years; Damian McDonald.

There being no further business to discuss, Claudio Marzollo made a motion, seconded by Supervisor Van Tassel to close the meeting at 7:34 pm.

Respectfully submitted by,

Tara Percacciolo
Town Clerk

The Town Board of the Town of Philipstown held a Workshop Meeting on the above date at 7:33 p.m. at the Philipstown Town Hall, 238 Main Street, Cold Spring, New York.

PRESENT:

John Van Tassel	Supervisor
Robert Flaherty	Councilman
Judy Farrell	Councilwoman
Jason Angell	Councilman
Megan Cotter	Councilwoman

ABSENT:

Supervisor Van Tassel opened the meeting with the Salute to the Flag. He asked that everyone remain standing for a moment of silence to honor the victims of the horrific shootings in Buffalo and Texas.

The Supervisor stated that he would be rearranging the agenda to allow for the discussion on Emergency Medical Services to take place first.

AGENDA

1. Discussion regarding proposed state legislation that would amend the general municipal law, the civil service law, the retirement and social security law and the public health law in relation to emergency medical services.

Supervisor Van Tassel stated that Ken Barton was in attendance to explain a little bit about this proposed legislation. He asked Mr. Barton to offer a brief description of what this entails, what this board needs to do and where it is headed.

Ken Barton introduced himself as a lifelong resident of Cold Spring and administrator of Portchester, Rye & Rye Brook EMS in Westchester County. He explained that the former administrator in Westchester went to the Town Board and expressed the need for change explaining that there is a mass exodus of both EMT & paramedic staffing, the pool of providers is shrinking, the educational opportunities are shrinking, and the pool of volunteers has depleted to almost nothing in most areas. So, he went and plead their case to the local municipalities down there and the Village administrator for Rye Brook decided to take up the cause and got the attention of County Executive Latimer as well as the Commissioner of Emergency Services. It started picking up some steam and has led to both a proposal in the Senate and the Assembly for New York State to really change the face of what is going on and try to salvage what's left of the industry. Mr. Barton stated this is a local and statewide problem and is evolving into a nationwide problem that hasn't gotten enough attention and is really past it's tipping point.

Mr. Barton explained that the legislation is geared at assisting recruitment and retention efforts by achieving some pay parity with the other divisions of emergency services, fire & police. The purpose of the legislation is multifaceted; the first thing it does is it is going to potentially create access to the NYS health insurance program for paid non-profits and for volunteer agencies that have paid staff. It will grant access to the NYS retirement system. It restructures the oversight for

what's happening in NYS. Right now, what exists is a combination of regional EMS Councils and regional Emergency Medical Advisory committees that are truly advisory in nature only; they don't have strong enforcement capability and there's not a lot they can do other than make recommendations. Another avenue it creates is the potential for allowing municipalities to somewhat create their own rules which is an effort to promote consolidation services for communities that are struggling to keep up with their volume and with paying for staff. Basically, it works on developing a very standardized recruitment and retention campaign including educational opportunities across the entire state. The main component is the legitimate establishment of EMS as an essential service in New York state. Currently, fire and police have that designation but EMS does not.

Supervisor Van Tassel suggested that people don't realize that it is not a mandatory service; the only time people really think about ambulances is when they need one. The Supervisor explained that he is a by-product of the lack of money that is provided to EMS providers; you can't make a living and need to work multiple jobs. He reported that when he was working in Patterson, the garbage men were making twice what the medics were making.

Supervisor Van Tassel reported that Philipstown is ahead of the curve but the problem is that the surrounding communities are not. If there were a state, uniform, mandatory need or demand for providing EMS, it would alleviate a lot of the demand on our service because we're going all over. Mr. Barton explained that the response standards are one of the keys, an entity that can actually enforce a reasonably, reliable delivery of service. He stated he worked in Peekskill for 20 years and has waited on scene for an ambulance for 45 minutes to an hour; he's been 8 minutes from a hospital but physically didn't have transport capability. This is not a rural issue. He explained one of their biggest problems in Westchester County right now is that Empress EMS, which is the biggest commercial provider in the area, has a staffing issue; they can not put their ambulances on the road reliably. He stated he regularly gets calls to go to Mount Vernon from Portchester, even though they do not respond to Mount Vernon from Portchester, but they're reaching out to ambulance services as far north as Peekskill for a 911 ambulance call in the city of Mount Vernon. He noted, that is a 45-minute ride, lights and sirens, if you're sitting in the vehicle ready to respond when the call comes in. The Supervisor added, that is not mutual aid; mutual aid is reciprocal and needs to be returned. Supervisor Van Tassel expressed his full support for this legislation.

Councilwoman Cotter expressed that she is also in full support. She explained that she works down in Tarrytown for an agency that homes the developmentally disabled and they have a lot of homes in Mount Vernon, Tarrytown and Sleepy Hollow, along with others down in the Bronx, and they tend to call 911 for very minor things. Recently, there was a call made and the resident had to wait for an ambulance to come down from Croton. This is a public health issue as well.

Councilwoman Farrell stated there is no doubt that EMS is an essential service.

Supervisor Van Tassel expressed his desire to pass a support resolution on this matter at the June meeting.

The board thanked Mr. Barton for his time this evening.

2. Resolution approving the contract for telephone and internet services with Granite Telecommunications, LLC and authorizing the Supervisor to execute the same along with any documents necessary to effectuate it. (Roll Call Vote)

RESOLUTION # -2022

RESOLUTION APPROVING CONTRACT FOR
TELEPHONE AND INTERNET SERVICES

WHEREAS, the Town of Philipstown utilizes telephone and internet services for Town facilities; and

WHEREAS, Granite Telecommunications, LLC provides voice, data and other products and services to multi-site businesses and governmental agencies; and

WHEREAS, the Town has received a proposed contract from Granite Telecommunications, LLC to provide telephone and internet services to the Town, a copy of which is annexed hereto; and

WHEREAS, the Town wishes to enter into the said contract;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Town Board hereby approves the proposed contract received from Granite Telecommunications, LLC; and
2. That the Town Supervisor is authorized to execute the same along with any documents necessary to effectuate it.

Councilwoman Cotter presented the foregoing resolution which was seconded by Councilman Flaherty,

The vote on the foregoing resolution was as follows:

Judith Farrell, Councilwoman, voting _____ AYE _____

Jason Angell, Councilman, voting _____ AYE _____

Robert Flaherty, Councilman, voting _____ AYE _____

Megan Cotter, Councilwoman, voting _____ AYE _____

John Van Tassel, Supervisor, voting _____ AYE _____

3. Resolution enacting a Moratorium on accepting any requests for display of flags at Town Hall or displaying any private flags at Town Hall in order to allow the Town time to develop and approve a uniform policy regarding display of flags for private groups. (Roll Call Vote)

RESOLUTION # -2022

WHEREAS, the Town of Philipstown maintains a Town Hall at 238 Main Street, Cold Spring, New York 10516; and

WHEREAS, the Town maintains a flag pole at Town Hall on which it flies the United States "Stars and Stripes" flag as well as the POW/MIA Flag; and

WHEREAS, the Town Board recently permitted display of the Ukrainian National flag at Town Hall and authorized display of the Pride Flag for Pride Month of 2022; and

WHEREAS, the Town Board's recent authorization of display of flags for private groups at Town Hall has led the Town Board to recognize the need for a uniform Town policy and procedure governing private requests for displays of flags at Town Hall; and

WHEREAS, it is necessary and appropriate for the Town Board to enact a moratorium on all display of private flags at Town Hall while it prepares and adopts a policy and procedure for said displays;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Town Board hereby declares a six-month moratorium on accepting any requests for display of flags at Town Hall or displaying any private flags at Town Hall in order to allow the Town time to develop and approve a uniform policy regarding display of flags for private groups; and

2. That this moratorium shall not apply to the United States' Stars and Stripes flag, the POW/MIA Flag, or the previously approved Pride Flag display for Pride Month of 2022; and.

3. That this moratorium shall become effective immediately, and shall apply to all pending requests for display of private flags, except as provided herein; and

3. That this moratorium may be extended by two (2) additional periods of up to six (6) months each by resolution of the Town Board upon a finding of need for such extension(s).

4. That this moratorium, and any extensions thereof, may be terminated at any time by resolution of the Town Board.

Councilman Flaherty presented the foregoing resolution which was seconded by Councilman Angell,

The vote on the foregoing resolution was as follows:

Judith Farrell, Councilwoman, voting _____ AYE _____

Jason Angell, Councilman, voting _____ AYE _____

Robert Flaherty, Councilman, voting _____ AYE _____

Megan Cotter, Councilwoman, voting _____ NAY _____

John Van Tassel, Supervisor, voting _____ AYE _____

4. Resolution authorizing the purchase of a 3D Bas-Relief Carved, Bronze or Brass-Plated Town of Philipstown Seal in an amount not to exceed \$2591.00.

RESOLUTION # -2022

The following Resolution was presented by Councilwoman Cotter, seconded by Councilwoman Farrell and unanimously carried;

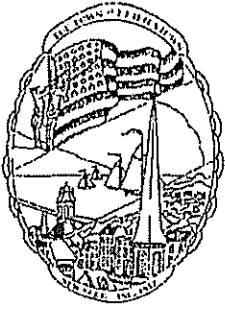
RESOLVED, that the Town Board hereby authorizes the purchase of a 3D Bas-Relief Carved, Bronze or Brass-Plated Town of Philipstown Seal in an amount not to exceed \$2591.00.

Town Clerk Percacciolo was excused from the meeting at 8:04 p.m.

Respectfully submitted by,

Town Board Workshop Meeting
May 25, 2022

Tara K. Percacciolo
Town Clerk



HIGHWAY DEPARTMENT
Town of Philipstown

50 Fishkill Road, Cold Spring, NY 10516
(845) 265-3530
Fax (845) 265-7886

Adam Hotaling
Highway Superintendent

MEMORANDUM

June 2, 2022

TO: Philipstown Town Board Members

FROM: Adam Hotaling

SUBJECT: Work performed by the Philipstown Highway Department for the month of May

- Crews have been busy with filling potholes and beginning to grade the roads. As warmer weather approaches, our crews will be out daily keeping the roads in shape.
- Crews have also started mowing for the summer season. Residents can do their part by trimming hedges and brush along property lines that obstruct a drivers view or encroach on the Town Roads. Also, remove any dead trees or branches on your property that could fall onto the roads or electric lines. Raking of leaves or debris onto the Town Roads is against the law and can ultimately become a safety hazard to motorists and pedestrians.
- Prep work for paving Manitou Station Road has begun.
- A resolution was passed for a new Kubota Excavator to be paid for out of budget. It has been ordered but most likely will not be here till later in the year.
- The town board was in touch with the Highway Department about the new Food Scrap Recycling Program. In preparation for the program, crews helped out by cleaning and put materials down at the Landfill.
- The Highway Department received approximately 25 phone calls/emails regarding road complaints and issues for the month of May.
- The Highway Department spent approximately \$35,200.00 in vehicle maintenance and repairs in May. The majority of this cost came from Arkel's labor and part costs to fix Truck #15.

Above monthly account submitted by:

Adam Hotaling
Highway Superintendent

RESOLUTION # -2022

The following Resolution was presented by _____, seconded by _____ and unanimously carried;

RESOLVED, that the Town Board hereby authorizes the Supervisor to sign the HVAC Maintenance Agreement with Air Professional Associates, LLC beginning 6/1/2022 through 5/31/2023.

Customer: Town of Philipstown – Town Hall Date: 03/15/2022
P.O. Box 155 EFFECTIVE DATES
238 Main Street From: 6/1/2022 To: 5/31/2023
Cold Spring, NY 10516

Maintenance Agreement

Allowing APA to maintain your equipment will insure the uninterrupted comfort of your facility by decreasing component failure and at the same time, lowering operating costs; as well as around-the-clock service. Our Maintenance Agreement includes all the steps required by the manufacturer to keep factory warranties in place.

Twice a year service

- Filters
- Belts
- Internal controls inspection
- Major component inspection

Once a year service

- Outdoor Coil Cleaning
- Indoor Coil Cleaning
- Gas pressure tested
- Heat exchanger inspection
- Refrigerant charge tested*

COVERED EQUIPMENT

One (1) AC/Heat Hydro Systems
Twelve (12) Ductless Units
One (1) ERV
One (1) Oil Boiler (optional)

A Maintenance Agreement entitles you to:

- ✓ *PRIORITY CUSTOMER status for Emergency Service Calls.*
- ✓ *A 10% discount on "Quality Service Pricing" not covered under the Maintenance Agreement.*
- ✓ *All work will be done during our regular working hours. Calls received by 3:00 PM will be charged at regular time. Needed repairs discovered during the seasonal service appointments will be done only upon signed authorization for said repairs and costs by the customer.*

- Note: This contract becomes null and void, without refund if any other individual and/or other HVAC company makes any service repairs and/or alteration to the system.
- This agreement shall commence on the date accepted by the customer and shall be subject to revision upon renewal as deemed appropriate by Air Professional Associates LLC. Either party may terminate this agreement by giving 30 days written notice to the other party.
- To insure no lapse of service, this agreement shall renew automatically at the end of each period for the term unless written notice is given at least thirty (30) days before the expiration date by customer.

The cost of the service with (2) Inspections is \$2,700.00 plus tax. Please submit payment upon acceptance.

The cost of the service with (2) Inspections with the oil boiler is \$3,000.00 plus tax. Please submit payment upon acceptance.

I have read this agreement and understand and agree with the terms and conditions listed within:

Approved by Air Professional Associates, LLC upon customer signature and receipt of payment in full:

Date: _____

Date: _____



RESOLUTION # -2022

The following Resolution was presented by _____, seconded by _____ and unanimously carried;

RESOLVED, that the Town Board hereby approves the Length of Service Award Program submission from Philipstown Volunteer Ambulance Corp for 2021 and authorizes the Supervisor to sign all necessary paperwork associated with such.

**2021 AMBULANCE COMPANY POSTING CERTIFICATION FORM
SERVICE AWARD PROGRAM**

**Town of Philipstown
Philipstown Volunteer Ambulance Corps.**

NOTICE TO VOLUNTEERS

You have 30 days from the date on which the approved listing was posted (noted below) to review your points and service information. In the event that the information on the listing does not match your records, first notify the person noted below. If your appeal is not satisfactorily resolved, you must send a written appeal to the Sponsoring Board.

To comply with New York State Law, after the 2021 points listing has been approved by the governing board of the Town of Philipstown, it must be posted in the Ambulance Company's principal headquarters for a period of at least 30 days. Please have the person responsible for compiling the points and/or prior service enter their name and contact information on the form below, and enter the date on which the listing and this form were first posted. When the 30-day posting period is complete, please sign the bottom section of this form and enter the date the list was removed. Then please return the entire Data Request Package to the Town of Philipstown for final authorization.

This section must be completed by the person responsible for compiling the points:

<u>Christopher Tobin</u>	<u>President</u>
Name	Title
<u>pracboard@philipstownvac.org</u>	<u>845-265-2103</u>
E-mail address	Phone number
Date the approved listing was posted: <u>03.08.2022</u>	
Date the approved listing was removed: <u>04.08.2022</u>	

POSTING CERTIFICATION

When the 30-day posting period is complete, please enter the date on which the listing was removed (above) and sign (below). Please forward the entire 2021 Data Request Package to the Town Board for final approval.

I hereby certify that the approved listing was posted for no less than 30 days.

No changes were made to the listing.

Changes have been made to the listing and an explanation is attached.

<u>Chris Tobin</u>	<u>5.13.2022</u>
Signature	Date

**2021 SPONSOR APPROVAL FORM
SERVICE AWARD PROGRAM**

**Town of Philipstown
Philipstown Volunteer Ambulance Corps.**

DEADLINE: MARCH 1, 2021

This form is to be signed by either the clerk (along with a copy of the certified resolution) or by all members of the Town of Philipstown governing board once the certified points listing has been reviewed and approved by the Board. Once this form has been completed, the entire Data Request Package should be returned to the Ambulance Company so that the list can be posted for at least 30 days as required by New York State Law.

APPROVAL

By resolution of the Town of Philipstown governing board, the 2021 points listing of all volunteer ambulance workers of the Philipstown Volunteer Ambulance Corps. has been approved. Attached is a copy of the certified board resolution approving the listing.

Clerk

Date

If a copy of the certified resolution is not available, please have all members of the governing board sign below. The Town of Philipstown herein approves the volunteer ambulance worker Service Award Program list of all 2021 active volunteer ambulance workers of the Ambulance Company.

Governing Board Member

Date

Governing Board Member

Date

Governing Board Member

Date

Governing Board Member

Date

Governing Board Member

Date

**2021 AMBULANCE COMPANY SERVICE CERTIFICATION FORM
SERVICE AWARD PROGRAM**

**Town of Philipstown
Philipstown Volunteer Ambulance Corps.**

DEADLINE: FEBRUARY 1, 2021

INSTRUCTIONS

New York State General Municipal Law requires that the list of members of the Ambulance Company indicating those who earned a year of Service Credit during 2021, those who did not earn a year of Service Credit in 2021, those who were granted Prior Service Credit (years of Service Credit earned prior to the program's effective date) in 2021, and those who waived participation must be certified under oath by the President, Secretary and Chief (or comparable officers). Once complete, the entire 2021 Data Request Package should be sent to the Town of Philipstown for approval.

CERTIFICATION

We certify under oath that the attached list includes all Active Members of the Ambulance Company during the 2021 calendar year and indicates the points earned by each volunteer in accordance with the Service Award Program Point System which will be used to determine who will be credited with a year of service. We further certify that any prior service credit reported on the listing was earned during 2021 in accordance with the provisions of the Service Award Program.

Chris Sobci 5-13-2022
Ambulance Company President Date

Nicholas Filler 5-13-2022
Ambulance Company Secretary Date

Nicholas Filler 5-13-2022
Ambulance Company Chief Date

2021 SPONSOR AUTHORIZATION FORM
SERVICE AWARD PROGRAM

Town of Philipstown
Philipstown Volunteer Ambulance Corps.

DEADLINE: MAY 1, 2021

This form is to be signed by the Supervisor of the Town of Philipstown after the 2021 listing has been posted for at least 30 days, as certified by the completion of the 2021 Ambulance Company Posting Certification Form. Please sign and return the entire Data Request Package to:

Penflex Actuarial Services, LLC.
50 Century Hill Drive, Suite 3
Latham, NY 12110

AUTHORIZATION

I hereby authorize Penflex Actuarial Services, LLC. to use the data submitted herein for the active volunteer ambulance worker Service Award Program 2021 records. I understand this data will be used to determine the funding requirements of the Service Award Program, the eligibility of participants to be paid Service Award Program benefits and the amount of benefits to be paid to such persons. I understand that if any of the 2021 administrative services provided by Penflex Actuarial Services, LLC. must be redone due to errors in the data submitted herein, there may be an additional charge payable by the Program Sponsor. I further understand that Penflex Actuarial Services, LLC. will not be liable for any errors in the calculation of the amounts due or payable from the Service Award Program Trust Fund which are the direct result of an error(s) in the data

Signature

Supervisor

Town of Philipstown

Date

2021 Service Award Program Ambulance Records
 Town of Philipstown - Philipstown Emergency Medical Services Vol. Ambulance Corps, Inc. Service Award Program

Last Name	First Name	MI	Date of Birth	Gender	Accrued Service Points	2021 Service Points Earned	Mailing Address	City, State & Zip Code	Status
1	Bohl					0			Active
2	Buland		8/22/1971			1	38 Kevin Heights	Poughkeepsie, NY 12603	Active
3	Egger					0			Active
4	Falcone		8/6/1989			4	47 McKeown Ter	Hopewell Junction, NY 12533	Active
5	Fry					0			Active
6	Hyatt					0			Active
7	Kavaler	A.	2/21/1986			11	5 Parsonage Street	Cold Spring, NY 10516	Active
8	Lyons	C.	8/31/1993			3	20 Lyons Road	Cold Spring, NY 10516	Active
9	Lyons					0			Active
10	Markey		2/5/1998			1	17 Perks Blvd	Cold Spring, NY 10516	Active
11	O'Dell	J.	10/26/1982			10	55 Prospect Street	Beacon, NY 12508	Active
12	O'Neill	T.	10/21/1986			3	135 Moffet Road	Cold Spring, NY 10516	Active
13	Phillips	G.	2/22/1967			1	10 New Street	Cold Spring, NY 10516	Active
14	Pidala Jr.					0			Active
15	Pidala, III	J.	5/18/1983			2	2 Depot Square	Cold Spring, NY 10516	Active
16	Pidala, Sr.	J.	1/19/1955			3	35 Gatehouse Road	Cold Spring, NY 10516	Active
17	Rizzo	W.	2/25/1962			3	4 North Drive	Poughkeepsie, NY 12603	Active

Please reference the *Instructions* before completing the listing. All blank entries must be completed prior to certification.

2021 Service Award Program Ambulance Records

Town of Philipstown - Philipstown Emergency Medical Services Vol. Ambulance Corps, Inc. Service Award Program

Last Name	First Name	MI	Date of Birth	Gender	Accrued Service Credit	2021 Points Earned	Mailing Address	City, State & Zip Code	Status
18 Tobin	Christina	D.	8/25/1979		7	37	17 Fenichel Road	Cold Spring, NY 10516	Active
19 Tobin	Christopher	J.	11/2/1982		16	67	17 Fenichel Road	Cold Spring, NY 10516	Active
20 Spear	Stephanie	A.	3/16/1984		8	0	66 Paulding Avenue	Cold Spring, NY 10516	Vested/Left 2012
21 Terio	Russell		11/6/1969		11	0	26 Verplank Avenue	Beacon, NY 12508	Vested/Left 2019
22 Valentini	Daniel	A.	11/17/1975		10	0	6 Garden Street	Cold Spring, NY 10516	Vested/Left 2014

Please reference the *Instructions* before completing the listing. All blank entries must be completed prior to certification.

RESOLUTION # -2022

The following Resolution was presented by _____, seconded by _____ and unanimously carried;

RESOLVED, that the Town Board hereby accepts the resignation of Krystal Ford as Climate Smart Coordinator and as a member of the Conservation Board effective July 29, 2022.



Town Clerk <townclerk@philipstown.com>

Resignation

1 message

Climate Smart Philipstown <csphilipstown@gmail.com>

Tue, May 24, 2022 at 10:00 AM

To: j farrell <jfarrell@philipstown.com>, jason angell <jangell@philipstown.com>, Town Supervisor <supervisor@philipstown.com>, megan cotter <mcotter@philipstown.com>, Robert Flaherty <rflaherty@philipstown.com>, Town Clerk <townclerk@philipstown.com>

Dear Philipstown Board,

I am sad to announce that I must submit my resignation. Our family has decided to try living in the Adirondacks for a year.

I can help transition the new coordinator but I would like to be finished by end of July, as I have a lot of stuff to do to great ready for our move.

The good news, I know of one person who is qualified and interested in the position.

I am so proud of everything we accomplished as a climate smart community.

Best,

Krystal Ford

--

Climate Smart Coordinator
Town of Philipstown
Philipstown.com | ClimateSmartPhilipstown.org



Town Clerk <townclerk@philipstown.com>

Fwd: Resignation

1 message

Krystal V [REDACTED]
To: Town Clerk <townclerk@philipstown.com>

Tue, May 24, 2022 at 10:41 AM

----- Forwarded message -----

From: **Krystal V [REDACTED]**
Date: Tue, May 24, 2022 at 10:04 AM
Subject: Resignation
To: CHERYL ROCKETT <crockett@philipstown.com>, Max Garfinkle <mgarfinkle@philipstown.com>, Andy Galler <AGaller@philipstown.com>, MJ Martin <MJMartin@philipstown.com>, jan baker <jbaker@philipstown.com>, Bob Repetto <BRepetto@philipstown.com>, scott silver <ssilver@philipstown.com>

Hi Everyone,

I am sad to announce that my family and I are going to be moving to the Adirondacks, so I need to tender my resignation.

It's been great serving on the board with you all for the past three years.

Best,

Krystal Ford

--

Krystal Valiquette Ford

"If you ever think you're too small to be effective, you've never been in bed with a mosquito!" -Wendy Lesko

RESOLUTION # -2022

The following Resolution was presented by _____, seconded by _____ and unanimously carried;

RESOLVED, that the Town Board hereby authorizes the Town Clerk to advertise for the positions of Climate Smart Coordinator and Conservation Board member to fill the vacancy of Krystal Ford.

RESOLUTION APPROVING PURCHASE OF
HIGHWAY DEPARTMENT CURB MACHINE

WHEREAS, the Town of Philipstown wishes to purchase a new curb machine for the Town Highway Department; and

WHEREAS, the Town investigated the cost of purchasing a new curb machine by requesting proposals from Hoffman Equipment, Salsco, Inc. and John Deere; and

WHEREAS, the Town Board finds that Hoffman Equipment submitted the lowest proposal; and

WHEREAS, the Town Board wishes to purchase a 2022 Miller Curber MC550 ("the Miller Curber") for the Town Highway Department at a total price of \$10,600.00 through Hoffman Equipment; and

WHEREAS, the Town has sufficient funds in the 2022 Highway Department budget for the cost of the said purchase;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Town Board hereby approves the proposed purchase of the Miller Curber subject to the submission of a contract in a form acceptable to the Attorney for the Town; and
2. That the Town Board hereby determines and finds that execution and delivery of the proposed Contract with Hoffman Equipment is in the best financial interests of the Town based on due consideration of the other vendors; and
3. That the Town Board hereby authorizes the Highway Superintendent to proceed with the purchase of the above machine and authorizes the Supervisor to execute any and all documents necessary to complete the purchase.

_____ presented the foregoing resolution which was
seconded by _____,

The vote on the foregoing resolution was as follows

- Judith Farrell, Councilwoman, voting _____
- Robert Flaherty, Councilman, voting _____
- Jason Angell, Councilman , voting _____
- Megan Cotter, Councilwoman, voting _____
- John Van Tassel, Supervisor, voting _____

RESOLUTION # -2022

Resolution supporting the proposed statute that would amend the general municipal law, the civil service law, the retirement and social security law and the public health law in relation to emergency medical services

WHEREAS, proposed state legislation S.8432 entitled “An act to amend the general municipal law, the civil service law, the retirement and social security law and the public health law, in relation to emergency medical services” has been introduced that would require emergency medical service, define emergency medical services as essential services, expand the benefits available to emergency medical services personnel and set standards for emergency medical services, and

WHEREAS, the legislation amends the general municipal law to require that emergency medical services are provided in some form by all municipalities throughout the state, and

WHEREAS, the legislation amends the general municipal law to allow for fees to be charged by governmental providers for emergency medical providers creating parity with not-for-profit emergency medical providers, and

WHEREAS, the legislation amends section 3000 of the public health law to clarify that emergency medical services are essential services, and

WHEREAS, the Philipstown Town Board recognizes the many concerns related to the service delivery of emergency medical services throughout the county, state, and nation involving such issues as staff recruitment and retention and the lack of access to alternative revenues such as grants and adequate insurance payments, training opportunities, and clear standards for EMS agencies; and

WHEREAS, emergency medical service agencies provide an essential service that should provide equal access to those in need of their services, and also provide essential early intervention health care to their patients; and;

WHEREAS, the Philipstown Town Board considers that this legislation is a good first step to resolving the crisis currently facing the emergency medical service community;

NOW, THEREFORE BE IT RESOLVED, that the Philipstown Town Board is in support of the passage of the proposed legislation S.8432 and

BE IT FURTHER RESOLVED, that the Philipstown Town Clerk distributes copies of this resolution to the Governor and to Philipstown's representatives in the State Assembly and the State Senate.

_____ presented the foregoing resolution which was seconded by _____,

The vote on the foregoing resolution was as follows:

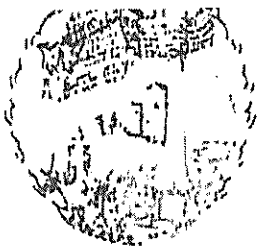
Judith Farrell, Councilwoman, voting _____

Jason Angell, Councilman, voting _____

Robert Flaherty, Councilman, voting _____

Megan Cotter, Councilwoman, voting _____

John Van Tassel, Supervisor, voting _____



Town of Philipstown

Code Enforcement Office
238 Main Street, PO Box 155
Cold Spring, NY 10516

12

Office (845) 265- 5202 Fax (845) 265-2687

MONTHLY REPORT for May 2022

1. Fees Collected	<u>35788.60</u>
2. Total Number of Permits Issued	<u>34</u>
3. New One- or Two-family dwellings:	<u>1</u>
4. New Commercial/Industrial buildings:	<u>0</u>
5. New Hazardous (H) occupancies:	<u>0</u>
6. New Multi family occupancies:	<u>0</u>
7. Additions, alterations or repairs residential buildings	<u>7</u>
8. Additions, alterations or repairs commercial buildings:	<u>0</u>
9. All other permits (pools, sheds, decks, plumbing, HVAC, etc.)	<u>26</u>
10. Number of Certificates of Occupancy :	<u>24</u>
11. Number of Stop Work Orders issued:	<u>2</u>
12. Operating permits issued	<u>-</u>
13. Operating permits issued hazardous materials	<u>-</u>
14. Operating permits Hazardous processes and activities	<u>-</u>
15. Permits Issued for the Use of pyrotechnic devices:	<u>-</u>
16. Inspection of public assembly :	<u>2</u>
17. Inspection of commercial occupancies	<u>-</u>
18. Inspection of buildings with 3 or more dwelling units:	<u>-</u>

Projects of Significance: PLEASE TAKE TIME TO
CHECK YOUR POOL FOR
SAFETY COMPLIANCE.