

VILLAGE OF CORNWALL-ON-HUDSON BOARD OF TRUSTEES

May 12, 2008

The Special Meeting of the Board of Trustees was called to order at 7:00 P.M., at 325 Hudson St., Cornwall-on-Hudson, N.Y.

The following Board Members were in attendance:

Mayor Joseph J. Gross
Trustee Mark J. Edsall
Trustee William T. Fogarty
Trustee Barbara J. Gosda
Trustee Richard Gioia

Also present was: Mark Taylor, Esq. – Interim Deputy Village Attorney

Mayor Gross introduced the Trustees to Mark Taylor, Esq. who will be representing the Village on an interim basis.

Mayor Gross informed the Board that Barbara Corwin will be resigning from the Planning Board.

LEGACY RIDGE

Mayor Gross stated that he would like the Village Board to authorize payment of \$1,500 toward litigation costs against the proposed Legacy Ridge Development project. This project will consist of over 280 homes in the Town of Woodbury and within the Cornwall Central School District.

Trustee Edsall stated that he doesn't feel Village money should be used to fund litigation unless the project will have a direct impact on our residents and the Village infrastructure. Discussion. Discussion followed.

Trustee Gioia made a motion authorizing the Village of Cornwall-on-Hudson to enter into the Article 78 proceedings against Legacy Ridge with a \$1,500.00 contribution cap to show solidarity with other communities and environmental groups. The motion was seconded by Trustee Fogarty and opened for comment.

Trustee Edsall asked that the motion be amended to include the potential impact the Legacy Ridge Building Project will have on Village infrastructure, (i.e. the water system if a new school is needed). Trustee Edsall noted there are already difficulties in pressure at the Lee Road complex. Trustee Edsall asked the Village Attorney to verify that the expenditure was justified given the specific concerns noted. Mr. Taylor indicated it was his opinion that it was justified.

Trustee Gioia amended his motion to include Trustee Edsall's comments which was seconded by Trustee Fogarty and carried by a vote of 5 Ayes and 0 Nays.

Mayor Gross stated at the May 19th meeting of the Village Board, he will poll the Board for their opinions on the issue of consolidation of services with the Town of Cornwall.

Mayor Gross is in receipt of a letter from Furman Baldwin dated May 2, 2008 regarding a past due tax bill owed on his vacant lot in the Village. He and his wife now live in California and did not receive the original bill until after the due date. He is asking the Village Board to remove the penalties assessed for late payment.

After some discussion, Trustee Fogarty made a motion to deny the request in accordance with past Village policy and because the check was non-negotiable which was seconded by Trustee Gosda and carried by a vote of 5 ayes and 0 nays.

Mayor Gross is in receipt of a letter from Marie-Elise Pearson regarding an embankment that borders her property located at corner of Stillman Avenue and Meadow Avenue. She is requesting the Village clean the embankment of old bottles, branches, leaves and rocks. After some discussion with the DPW Superintendent, the Board authorized the Department of Public Works to clean the embankment and remove a tree stump.

BANDSTAND COMMITTEE

Trustee Edsall made a motion to transfer monies (approximately \$440.00) donated to the bandstand committee into their expense line which had been deposited into the general fund at the end of the last fiscal year. The motion was seconded by Trustee Fogarty and carried by a vote of 5 ayes and 0 nays.

PRE-OWNED STREET SWEEPER

DPW Superintendent Halvorsen stated that a bid opening was held on May 9th with two (2) bids received. The bid from American Hose & Hydraulics Co. does not meet specifications because it does not have a catch basin cleaner. The bid from Gannon Municipal Equipment, Inc. in the amount of \$17,000.00, for a 1995 Johnson Sweeper 605 series, meets our specifications and he recommends the Village Board award the bid to Gannon. He will use money in the current budget to pay for this sweeper.

Trustee Gosda stated that she has concerns about purchasing a non budgeted item so early in the fiscal year. DPW Halvorsen replied that he will forgo purchasing other items in his budget in order to cover this expense. He further explained that under our SPDES General Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4's) we are required to routinely sweep all Village streets and keep catch basins cleaned.

Upon his recommendation, Trustee Fogarty made a motion to accept the bid from Gannon Municipal Equipment, Inc. of \$17,000.00 for a 1995 Johnson Sweeper 605 series, which was seconded by Trustee Edsall and carried by a vote of 5 ayes and 0 nays.

Having concluded the business set before them, Trustee Edsall moved to adjourn the meeting into Executive Session to discuss legal matters pertaining to the Foster Litigation, sale of Maple Avenue property, the Cornwall Commons water study, CSEA communication regarding an employee, a memo from the Police Chief regarding enforcement, and pending litigation relative to an injury. The motion was seconded by Trustee Fogarty and upon a vote of 5 Ayes and 0 Nays the meeting was adjourned at 8:25 PM.

