

A full audio/video recording of this meeting is available at www.townofcortlandt.com

A **Regular Meeting** of the Town Board of the Town of Cortlandt was conducted on September 25, 2018 in the Vincent F. Nyberg Meeting Room of the Cortlandt Town Hall located at One Heady Street, Cortlandt Manor, NY (10567) with the following elected officials and appointed staff in attendance:

LINDA D. PUGLISI	Supervisor
FRANCIS X. FARRELL	Councilmember
DEBRA COSTELLO	Councilmember
RICHARD BECKER	Councilmember
JAMES CREIGHTON	Councilmember

Also present:

TOM WOOD	Town Attorney
LAROUÉ ROSE SHATZKIN	Town Clerk
CHRISTINE COTHREN	Deputy Town Clerk
PATRICIA ROBCKE	Comptroller
MICHAEL PREZIOSI	Director, DOTS
CLAUDIA VAHEY	Human Resources Coordinator
JEFFREY COLEMAN	Director, DES

MEETING CALLED TO ORDER

Supervisor Puglisi called the meeting to order at 7:00 p.m.

PLEDGE TO THE FLAG

Supervisor Puglisi led all in attendance in a Pledge to the Flag

SUPERVISOR’S PROCLAMATIONS & REPORTS

Supervisor Puglisi gave her report.

OF NOTE:

- This year’s Town of Cortlandt Annual Golf Outing proceeds will benefit those affected by the hurricanes in North and South Carolina
- There will be 3 Halloween parades, one at the dog park. All info will be on the Town’s website..
- Shoprite will be moving to the new Cortlandt Crossing location on November 4th, 2018. It will be a Super Shoprite. Another new store, Homesense, will also be opening, along with a restaurant and other smaller stores, offering many new job opportunities.

SUPERVISOR’S REPORTS, (cont.)

- 200th year anniversary of the death of John Paulding, one of 3 American Revolutionary soldiers who captured the British Major John Andre who had the plans of West Point that the traitor, Benedict Arnold had given to him.
- Many attended the 9/11 memorial in Croton-on-Hudson at Croton Point Park.
- Pool at the VA Hospital is now open for the Veterans

* * * * *

ROLL CALL

On a roll call attendance taken by Town Clerk Shatzkin all Town Board members indicated their presence.

* * * * *

TOWN BOARD REPORTS

Councilmember Costello gave her report

OF NOTE:

- Explained the history and the progression of the Croton Arboretum Sanctuary of which Councilmember Costello is the liaison for the Town of Cortlandt

Councilmember Becker gave his report

OF NOTE:

- Discussed Indian Point making the following points:
 1. There are 2 Indian Point task forces, one created statewide by the Governor, and one local task force both of which meet regularly regarding the pending closure.
 2. There are 2 areas of impact, public safety and economic. Councilmember Becker stated that Entergy feel secure with the storage of the rods and the occurrence of the pipeline affecting Indian Point but took no stand with Indian Point affecting the pipeline, a gas and pressurized large pipe. With the issue of economic, the Board wants to be clear that the Town itself will be very viable and don't anticipate much of a Town tax change. The school budget will be affected and school taxes will go up significantly. The School Board has to deal with and prepare for this.
 3. Councilmember Becker commented that the State has a responsibility and we must implore them and convince them to assume that financial liability. The State must compensate the Town and the Federal government must also take responsibility for the rod storage and the loss of revenue.

TOWN BOARD REPORTS, (cont.)

Councilmember Creighton gave his report

OF NOTE:

- Discussed letter drafted by the Town with a resolution opposing anything that would stop the free flow of the Hudson River. Councilmember Creighton urged residents to write their concerns.
- Film companies have come to Cortlandt and there is a public hearing tonight to enact a film law to not impact the neighbors. There is a video made at the Town about Veterans being shown in Time Square.

Councilmember Farrell gave his report

OF NOTE:

- Regarding Cortlandt Crossing, Councilmember Farrell stated he was impressed with the care and effort that went into addressing the concerns that were raised by the Town and Planning Boards in addressing the impact of a project this size. Many problems in this area were solved by this project also at the builder’s expense and many job opportunities.
- There will be a “Meet and Greet” open house for senior citizens at the Community Center for newcomers. There are many programs available for seniors and Councilmember Farrell urged residents to call the Director of the Senior Citizens.
- Cortlandt Rowing Club is training for upcoming races and it is a very successful program. Councilmember Farrell thanked everyone for their support.
- Councilmember Farrell acknowledged the frustration residents feel regarding traveling on Route 9A with the new gas line being installed by Con Edison and the lengthy clean up of the gas station. He hopes to persuade NY State to implement some traffic improvement when the repaving begins.

APPROVAL OF THE MINUTES

Councilmember Costello moved to approve the Minutes for the August 7, 2018 Regular Meeting, seconded by Councilmember Becker.

PUBLIC HEARINGS

1. **RE: Public Hearing to consider adopting a Film Law in the Town of Cortlandt**

(A complete transcript of this Public Hearing is on file in the Office of the Town Clerk.)

PUBLIC HEARING, (cont.)

The Town Clerk read the Notice of Hearing and presented its Affidavit of Publication from the official Town newspaper.

Supervisor Puglisi called the hearing to order at 7:41 p.m.

Tom Wood stated that from time to time companies contact the Town and indicate they want to film in some part of the Town, sometimes its in private homes, sometimes they request the use of a Town road or park, etc. By this Local Law, the Town Board is going to formalize the policy for regulating it within the Town. It will be known what is occurring and will explain it to the neighbors and will require insurance to be in affect It also helps us enforce a NY State building code which requires the Town to insure any Department of Labor inspection or any electrical inspection is conducted. Most instances the permits will be handled administratively and it also provides that if a film company seeks to use one of our parks or roadways, the Town Board would set certain conditions or standards on it including compensation to the taxpayer for being excluded from the use of that road or park for a period of time. If any town personnel or police services were required that would be fully recouped

Supervisor Puglisi added that anything for Veterans and Scouts, the fees would be waived.

A motion to close the Public Hearing at 7:45 p.m., adopt a Negative Declaration and Adopt Resolutions was made by Councilmember Becker and seconded by Councilmember Creighton.

All voted **AYE**

RESOLUTION NO.234-18 RE: Adopt a Negative Resolution regarding a Local Law with respect to regulating filming in the Town of Cortlandt

RESOLUTION NO.235-18 RE: Adopt a Local Law regarding Filming

LOCAL LAW #7-18 RE: Regulation of Filming within the Town of Cortlandt

2. **RE: Dangerous Building Proceedings: Public Hearing to consider evidence that 9 South Mountain Pass Road is a dangerous building.**

Supervisor Puglisi called the hearing to order at 7:45 p.m.

Tom Wood explained that under the Town Code, when a building is left derelict by an owner or becomes a dangerous building, the Town Board has the right to commence proceedings wherein the Town Board has the right to either order the building be completely demolished or secure or partially demolish in order to secure

PUBLIC HEARING, (cont.)

it and to make it safe. This property is located on 9 South Mt. Pass Road. Notices have been sent since January 2016. The last notice of this hearing was returned as the property owner is no longer accepting or receiving mail.. The Town engineer has submitted to the Town Board a report indicating that it is in his opinion that the structure is unsound and by this proceeding the property owner will then be given 10 days within which to assure us by coming in with commitments to remedy the situation themselves. If not, then the Town will secure a contract to enter the property, demolish the structure that is unsound and then lien back on the property on the next tax bill.

Supervisor Puglisi commented that the Town doesn't do this lightly

A motion to close the Public Hearing at 7:48 p.m. and Adopt a Resolution was made by Councilmember Creighton and seconded by Councilmember Farrell

All voted **AYE**

RESOLUTION NO.236-18 RE: Adopt an Order to Demolish Pursuant to Chapter 135-5 BID REPORTS

HEARING OF CITIZENS – AGENDA ITEMS ONLY

Councilmember Farrell moved that the following Reports be received and ordered filed. Councilmember Costello seconded the motion.

REPORTS

Receive and File the following:

For the month of August from the Office of the Aging, Receiver of Taxes, Purchasing Department and the Town Clerk.

OLD BUSINESS:

Receive and File the following:

1. Adopt the Lock Out Tag Out Policy.

RESOLUTION NO.237-18 RE: Adopt Lock Out Tag Out Policy

2. Furnace Brook Drive speeding issue report from Director of DES.

NEW BUSINESS

Receive and File the following:

1. Letter from East Main 16, LLC requesting reinstatement into sewer district.
2. Letter from Director of Cortlandt Regional Paramedics.
3. Letter from Mike Miner requesting to re-open agreement regarding "Taking Care of Business" monthly show to promote local businesses.
4. Letter from Tom Keesler Sr. regarding license agreement; refer to DES, DOTS and Legal.
5. Letter from Snyder & Snyder, LLP regarding the lease of Town Property.
6. 2018 Drug and Alcohol Policy; Adopt Same.

RESOLUTION NO.238-18 RE: Adopt Updated Drug and Alcohol Policy for the Town of Cortlandt

Discussion: Councilmember Becker explained "Taking Care of Business", a Town Board initiative in which the Town Board members went out and interviewed local business owners to introduce them to the Town.

All Voted **AYE**

RESOLUTIONS

(All resolutions adopted at this meeting are to be found attached to the end of the original document.)

Councilmember Costello moved that the following resolutions be adopted, seconded by Councilmember Becker

RESOLUTION NO.239-18 RE: Authorize a contract with respect to the Affordable Care Act

RESOLUTION NO.240-18 RE: Authorize a contract with respect to the Town's General Liability Insurance

RESOLUTION NO.241-18 RE: Authorize a contract with respect to emergency equipment rental

All voted **AYE**

RESOLUTIONS, (cont.)

Councilmember Farrell moved that the Board be Polled, seconded by Councilmember Becker

RESOLUTION NO.242-18 RE: Authorize the settlement of a tax certiorari with Croton Properties Inc.

The Board was Polled:

Councilmember Becker:	Yes
Councilmember Costello:	No
Supervisor Puglisi:	Yes
Councilmember Creighton:	Yes
Councilmember Farrell:	Yes

The motion Passed

Councilmember Costello moved that the following resolutions be adopted, seconded by Councilmember Becker:

RESOLUTION NO.243-18 RE: Authorize a License Agreement with 3120 Lexington Ave

RESOLUTION NO.244-18 RE: Adopt Filming Fees.

RESOLUTION NO.245-18 RE: Appoint Mr. Frank Franco to the ZBA to fill a vacancy.

RESOLUTION NO.246-18 RE: Authorize renewal of DARE contract with Peekskill Police Department.

RESOLUTION NO.247-18 RE: Authorize repairs of 9/11 Flag Mosaic at Blue Mountain Middle School.

Discussion: **Supervisor Puglisi** introduced Frank Franco and also thanked the Peekskill Police Department for sponsoring the DARE program again.

All Voted **AYE**

Agenda Items for DOTS:

Councilmember Costello moved that the Board be Polled, seconded by Councilmember Creighton

RESOLUTIONS, (cont.)

RESOLUTION NO.248-18 RE: Authorize a reduction of security for the property known as Valeria/Toll Brothers.

The Board was Polled:

Councilmember Becker:	Yes
Councilmember Costello:	Yes
Supervisor Puglisi:	Abstain
Councilmember Creighton:	Yes
Councilmember Farrell:	Yes

The motion Passed

Councilmember Costello moved that the following resolutions be adopted, seconded by Councilmember Becker:

RESOLUTION NO.249-18 RE: Authorize a reduction of security for the property known as Hudson National Golf Course.

RESOLUTION NO.250-18 RE: Authorize an agreement for a Technical Safety Inspection of Furnace Brook Lake Dam.

RESOLUTION NO.251-18 RE: Authorize a service agreement with EFPR Group, CPA, PLLC to perform auditing services for the Cortlandt Crossing Central and West Sewer Improvement Area.

Discussion: none

All Voted **AYE**

Councilmember Becker moved that the following resolutions be adopted, seconded by Councilmember Creighton:

Agenda Items for DES:

RESOLUTION NO.252-18 RE: Authorize purchase of replacement valves for Charles J. Cook Pool filtration system.

RESOLUTION NO.253-18 RE: Authorize the replacement of HVAC RTU at the Cue.

RESOLUTION NO.254-18 RE: Authorize emergency replacement of diesel fuel tank at Roa Hook Road.

RESOLUTIONS, (cont.)

RESOLUTION NO.255-18 RE: Authorize 2018/2019 Snow and Ice Agreement with NYSDOT.

RESOLUTION NO.256-18 RE: Authorize purchase of two portable lifts for Roa Hook DES Operations.

RESOLUTION NO.257-18 RE: Appoint Seasonal for DES

RESOLUTION NO.258-18 RE: Renew online training contract with GNC

Discussion: Supervisor Puglisi stated that they have to authorize the snow and ice agreement.

All Voted **AYE**

* * * * *

ADDITIONS TO THE AGENDA

Councilmember Creighton moved that the following Reports be received and ordered filed and resolutions be adopted. Councilmember Farrell seconded the motion.

NEW BUSINESS

Receive and File the following:

1. Memorandum and recommendations from the Director of DES regarding traffic on Laurie Road: Authorize same

RESOLUTION NO.259-18 RE: Amend the Vehicle and Traffic Code to provide for "STOP" sign along Renee Gate and Weight Restrictions on Renee Gate and Cynthia Road.

2. Letter from Resident regarding Auditory Traffic Signal; Refer to DES

RESOLUTIONS

RESOLUTION NO.260-18 RE: Authorize the Receiver of Taxes to place liens on Zombie properties.

Discussion: Tom Wood explained what Zombie properties are and the process by which they are dealt with by the Town of Cortlandt.

All Voted **AYE**

BUDGET TRANSFERS

Councilmember Farrell moved that the following resolution be adopted, seconded by Councilmember Costello

Discussion: **Patty Robcke**, Town Comptroller, explained the difference between a budget amendment and a budget transfer.

All Voted **AYE**

:RESOLUTION NO.261-18 RE: Authorize budget transfers and Amendments

* * * * *

REPORTS FROM VARIOUS DEPARTMENTS

* * * * *

REPORTS FROM STANDING & SPECIAL COMMITTEES

* * * * *

SECOND HEARING OF CITIZENS

Srinibasin Ramswamy
5 Lakeview Ave

Spoke regarding the road conditions in his location and the need for paving and repairs. Jeff Coleman responded with what has been done and the process for future paving. Mr. Ramswamy also commented on a water bill adjustment issue to which Jeff Coleman responded that he would address.

Marc Lawrence
1 Campus Rd, apt. 6
Peekskill

Spoke regarding the cost of the Ron Terley Fleet Management software in 2011 and the non use of the system. Tom Wood answered that it is being used. Mr. Lawrence questioned tree trimming in the Town to which Mr. Wood responded that there was a contract to bring in extra help for tree trimming.

Furniture moving by Town employees was also questioned by Mr. Lawrence and the rental of \$5600 per month.

Mr. Lawrence was asked if he is a resident in the Town and was told this was a hearing of citizens of the Town of Cortlandt. At that time there was motion to adjourn the meeting.

* * * * *

September 25, 2018

Town Board Meeting

ADJOURNMENT

The meeting was adjourned at 8:10 p.m. on a motion by Councilmember Becker, seconded by Councilmember Farrell in memory of Edward T. Carter.

All voted **AYE**

Respectfully submitted,

**Laroue Rose Shatzkin
Town Clerk**

NEXT TOWN BOARD MEETING

October 23, 2018 at 7:00 pm

Town Hall website address: www.townofcortlandt.com