# The Village of Nelsonville Board of Trustees Meeting Minutes

**Tuesday, January 17, 2023**

The Village of Nelsonville Board of Trustees, met at 7:30pm, on Tuesday, January 17, 2023, for their regular meeting, with Mayor Winward presiding, Trustees Campanile, Maloney, Moroney and Zhynovitch present.

# Pledge to the Flag

Mayor Winward opened the meeting with the Pledge of Allegiance.

# Approval of Vouchers

Abstract #8, in the amount of $14,004.88 was audited and ordered paid by a motion from Trustee Campanile, seconded by Trustee Moroney, enacted all in favor.

# Approval of Minutes

The minutes of the December, 19, 2022 meeting were approved by a motion from Trustee Zhynovitch, seconded by Trustee Moroney, enacted all in favor.

# Correspondence

The mayor summarized a letter from the NYS Department of Transportation, regarding CHIPS reimbursement.

# Reports

Clerk Harris

Clerk Harris read the Treasurers’ Report. Mayor Winward

The mayor gave a brief timeline and update on the Kushner Lawsuit.

1. Beginning in April of 2022, resident Marc Kushner filed a lawsuit against the Village and Mr. Duggan regarding the building of a home on a formerly offered piece of land from 1987. In December, that lawsuit was dismissed in its entirety by a state judge. Mr. Kushner had 30 days to appeal that decision, and he has.
2. Mr. Kushner has also now filed an Article 78 against the Village Board for passing a resolution to decline the offer of dedication.

1. Mr. Kushner has also filed an Article 78 against the Village ZBA for denying his appeal of the renewal of the building permit on the related property.

The Village insurance will continue to cover the cost of defending these lawsuits, and it has been assigned to the same attorney who is defending the original, related lawsuit.

Mayor Winward also reported that the storm water drains on Pine Street were cleaned out by Fred Cook, Jr. Inc., right before Christmas.

Trustee Moroney

Trustee Moroney reported that a tree was taken down directly over the Secor Street trail foot bridge. Also, due to a draft, the old heat return in Village Hall will be closed off, with the grate being removed and covered up, but the duct work staying in place in case there is a need to return to the use of the oil furnace in the future.

Trustee Campanile

Trustee Campanile reported that the wooden bridge in the woods has been moved to what he hopes will be its permanent home. His son helped him move the bridge on New Year’s Day. In spring it can be straightened or adjusted, if need be. He suggested to Trustee Zhynovitch that the Trail Committee possibly take on the cleanup and resetting of the various brook crossings in the spring.

**New Business**

Delinquent Taxes to County

Upon motion from Trustee Moroney, seconded by Trustee Maloney, enacted all in favor, the delinquent tax roll was approved to be sent to the county in the amount of $9,855.82.

# Election Registration Resolution

WHEREAS, the intent of the Election Law and of this Board is to enable all qualified persons to vote in the general election of the Village of Nelsonville, which will be held at the Municipal Building, 260 Main Street, on March 21, 2023, between the hours of Noon and 9pm; and,

WHEREAS, a Registration Day is required to accomplish this action; and,

NOW, THEREFORE, BE IT RESOLVED, that Registration Day will be held for the Village of Nelsonville's General Election as follows;

March 11, 2023, Noon to 5pm, at the Municipal Building, 260 Main Street.

I, **Melissa Harris**, the duly qualified and acting Village Clerk of the Village of Nelsonville, Putnam County, New York do hereby certify that the above hereto is a true and correct copy of an extract from the minutes of a Regular Meeting of the Village Board of the Village of Nelsonville held on Tuesday, January 17, 2023 and that the resolution set forth herein is a true and correct copy of the resolution of the Village Board of said Village adopted at said meeting.

**I FURTHER CERTIFY** that pursuant to section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the said Village, 17th day of January, 2023.

The Board members voted on the Resolution by roll call, and the resulting votes of the board members were as follows:

# Member of Board Voting

Mayor Winward Aye

Trustee Campanile Aye

Trustee Maloney Aye

Trustee Moroney Aye

Trustee Zhynovitch Aye

# Total Ayes and Nays Five Ayes

# Appoint Election Inspectors

# Upon motion by Trustee Zhynovitch, seconded by Trustee Campanile, enacted all in favor, Kelly House, David Limburg, and Donna Duncan were appointed as Election Inspectors.

# Cold Spring Water Meters

Mayor Winward stated that Cold Spring has been upgrading the water system meters in user properties for a few months now. In late December, some Nelsonville residents brought it to her attention that they received a letter, that they were going to be required to change out their pipes if they were leaking and/or galvanized or lead. When the mayor asked about it, Mayor Foley and CS Water Super Matt Kroog, scheduled a meeting with her to discuss the issue, and they were able to talk to the metering company and allow the five residents whose pipes weren’t leaking, to not be required to replace them. New letters should be mailed clarifying that to those residents soon. About another five will still have to remedy leaking pipes before the new meter may be installed. Another five or so residents had access issues. Mayor Winward has been informed that about another 30 still must schedule availability to have the metering company change and/or inspect the meter. The initial letters were unclear what pipe had to be changed or fixed -- it is the water service line only, not the entire house. The asked that Cold Spring water users who have any questions about this, to please contact the water super or the Cold Spring Village Clerk.

# Old Business

Sewer Feasibility Study

Mayor Winward stated that she and Trusteed Moroney met with Joe Fusillo of La Bella, the full-

service planning, engineering, and construction management firm that the Village hopes to

partner with to do the feasibility study.

*The study would include:* analysis of existing sewage containment conditions and alternatives, cost estimates for engineering, construction, and legal work, and the grant writing for funding. Engineering for the project would not be included in the study, but La Bella would seek grant funding for the work, likely at no additional cost to the Village.

* It takes about 45 days to complete the study after the Village Board approve the proposal. We will have a proposal to review by the next Board meeting.
* The engineering, final design, regulatory review processes, construction bidding and fund seeking can take 9-12 mos. If all went well, construction could be ready by March 2024.
* Construction would take 4-6 months.
* Very rough estimate of total costs before a full study is done is $2.5-3 M. La Bella was confident at least 60% could be grant funded, and they would shoot to have 100% grant funded, leaving a worse case of about $1 million unfunded.
* High estimate costs for residents to connect to the main would be about $1,500, but La Bella would seek funding to cover resident’s costs as well.

Mayor Winward stated that the Village attorney would review the proposal. There was some discussion among board members regarding estimates and final pricing, government loans and bonding through the Town of Philipstown, and representation with the Village of Cold Spring. All agreed it was an excellent allocation of funding resources.

Potential ARPA Projects

Mayor Winward shared the list of potential ARPA funding projects below.

Projects

* Village-Wide Sewer Feasibility Study
* HVAC System - Village Hall

Potential Projects

* Solar panels - Village Hall
* Staircase - Sheriff’s Substation
* 2 Radar speed signs
* Flashing crosswalk signs
* Village Code codification
* Technology for hybrid meetings

# Open to Floor

There were no comments from the floor.

# Adjournment

Upon motion of Trustee Moroney, seconded by Trustee Maloney, enacted all in favor, the meeting was adjourned at 8:03pm.

Respectfully presented,

Melissa Harris Village Clerk