

**Village of Walden
Board of Trustees Meeting
October 12, 2004**

Mayor Rocco Pellegrino called the regular meeting of the Village of Walden Board of Trustees to order at 6:30pm.

On roll call the following were:

Present:	Mayor	Rocco Pellegrino
	Deputy Mayor	Roy Wynkoop
	Trustees	Mary Jean Norman
		Richard Hurd
		Lauren Keator
		Jose DeJesus
		Greg Raymondo

Also Present:	James Politi, Village Manager
	Nancy Mitchell, Village Clerk
	Kevin Dowd, Village Attorney

Public Hearing – Introductory Local Law No. I-3 of 2004, “Dogs and Other Animals

Mayor Pellegrino presented the Affidavit of Publication, Affidavit of Posting, and Notice of Hearing, which was read by the Mayor.

Deputy Mayor Wynkoop asked if the law should say private property.

Mr. Dowd stated that’s just the notice and it doesn’t have to recite every single thing.

Manager Politi stated that the law itself does.

Becky Pearson asked about enforcement of the law.

Mayor Pellegrino advised her that an officer would have to see it.

Deputy Mayor Wynkoop stated that if you see someone disobeying the law call the police and let them try to catch them. That’s why the village didn’t do a law before, because it’s so hard to enforce.

Trustee Keator stated that they are hoping that the people who abuse the law all the time the police will know who they are and it might make a difference.

Ken Charles, 158 West Main Street asked about private property. He owns a little parcel and people walk their dogs there and don’t clean up after them. He would like to

be able to mow his lawn without stepping in waste. He would like private property clarified.

Mr. Dowd stated on private property without the owners consent.

Mr. Charles indicated that if the law is adopted he could make a copy and drop it off at the building where they know the people live.

Althea Mullarky asked if the village would be posting signs in the parks.

Manager Politi stated they can change the signs and cite the law on the sign.

Mrs. Mullarky asked about video taping.

Manager Politi stated that would be up to the court.

Mayor Pellegrino stated that the best thing to do is to call the police.

Mr. Charles asked if the law is adopted can they request a sign by their property.

Mr. Dowd advised Mr. Charles that he could put up his own sign, because it's private property.

Trustee DeJesus stated that there are particular areas that are public areas where people have the habit, for example there is an area in Walden Estates and there are a couple people who walk their dogs there.

Trustee Keator asked that a copy of the law be put at the bottom of the November calendar

Mrs. Mullarky asked if this law would pertain to cats.

Mr. Dowd stated no.

Trustee Keator moved to close the public hearing. Seconded by Trustee Norman. All ayes. Public hearing closed.

Trustee Raymondo moved to declare the Board of Trustees lead agency and declared a negative declaration under SEQRA. Seconded by Trustee Hurd. All ayes. Motion carried.

Trustee Keator moved to adopt Introductory Local Law No. I-3 of 2004, "Dogs and Other Animals" as Local Law No. 3 of 2004. Seconded by Trustee DeJesus. All ayes. Motion carried.

Approval of Minutes

Trustee Hurd moved to adopt the minutes of September 28, 2004. Seconded by Trustee Keator. All ayes. Motion carried.

Audited Bills

Trustee Keator moved to pay the audited bills of October 12, 2004. Seconded by Trustee DeJesus. All ayes. Motion carried.

Resolution No. 3-04-05, Request for Real Property Tax Exemption of the Village Owned Property Devoted to Water Supply Facilities

Deputy Mayor Wynkoop moved to adopt Resolution No. 3-04-05, Request for Real Property Tax Exemption of the Village Owned Property Devoted to Water Supply Facilities, (attached). Seconded by Trustee Raymondo. All ayes. Resolution adopted.

Enterprise Steamer-Firemen's Fair Request

Mayor Pellegrino stated that Enterprise Steamer Co. No. 2 wants exclusive use of Bradley Field for their annual fireman's fair to be held July 13, 14, 15 and 16, 2005.

Mr. Dowd stated that the board usually gives them permission to be there. He doesn't know how they are going to arrange the schedule because of the Little League conflicts.

Trustee Keator stated that the only thing that has changed is the sole exclusiveness. There was a problem last year with baseballs hitting the firemen's vehicles.

Tabled until the board gets clarification.

Public Comments

No one from the public spoke.

Friends of Olley Park Presentation

Mr. Alleyne stated that he was under the impression that it would be October 26, 2004.

Tabled until October 26, 2004.

158 West Main Street

Ken Charles, 158 West Main Street indicated that he understood that when the project was approved for the bridge reconstruction it would disrupt his building and

tenants. Where their building is it's the main construction site of the entire project. They were made aware of the fact that they wouldn't get new sidewalks. They are right where all the heavy equipment is. Their curbs were damaged, and they did all the blasting on their side. His insurance company advised him to put the village on notice of the sidewalk situation. He presented the village with the notice and pictures of the area.

Manager Politi stated that he can't ask the state to do anything; it wasn't part of their project.

Mr. Charles requested that he be put on the agenda a month from now so they can get an update. He also asked the manager for a street light, which the manager indicated that wouldn't be a problem.

Trustee Raymondo stated that some of the damage could be attributed to the trucks that were there. Any state work they have contingency money for field orders. The village might want to find out what's in their contingency fund.

Manager Politi stated that he will follow up with the state.

Deputy Mayor Wynkoop asked if the sidewalks were damaged before the construction started.

Mr. Charles stated that it was nowhere near as bad as it is now.

Mayor Pellegrino asked Mr. Charles to bring his complaints to this office. He shouldn't have to deal with those people.

Trustee DeJesus asked about the two letters that were received from the businesses on South Montgomery Street. He asked if this was the first time the village heard from them.

Manager Politi stated yes, October 4, 2004.

Trustee DeJesus stated that he feels they should go on record that this is the first time the village has heard these two business people. If the village had heard of the subjects and accusations made in the letter, which he takes offence to, if it had come early on the village would have addressed their concerns.

Manager Politi stated that their sidewalks are in good shape. There is the one spot that they will investigate.

Mr. Charles stated that Cianbro is going to replace the sidewalks in front of Mr. Broas's property.

Manager Politi stated that was the staging area which was part of the contract.

Informational & Village Manager's Report

Manager Politi informed the board that the Ulster Avenue project will move forward. It's a grant to replace sidewalks and curbs beginning at Bank Street to a minimum of Albany Avenue. We will keep or reset what slate they can.

Manager Politi stated that the Main Street parking discussion is continuing.

Manager Politi stated that two trees will be taken down on Oakland Avenue. All Tree will be doing some of the trimming.

Trustee DeJesus asked if this was the only tree surgeon they contacted.

Manager Politi stated it was the only person they could get. Everyone else is busy.

Trustee DeJesus stated that he would like to see other bids.

Deputy Mayor Wynkoop stated that All Tree is very good.

Trustee Raymondo stated that he doesn't think Trustee DeJesus is disputing that, he's concerned about the bids.

Board Comments

Trustee Raymondo asked if there was any news on the foot bridge.

Manager Politi stated that they will begin on November 4th. He's coordinating the crane with the delivery.

Trustee DeJesus asked about the follow-up the manager was to do with the engineer regarding the concrete plant on Stone Castle.

Manager Politi stated that he did request it and has not received it yet.

Trustee DeJesus stated that he wants this board to be able to say this is what we have, the engineer report, and put it to rest from our point of view.

Adjournment

Trustee Keator moved to adjourn. Seconded by Trustee Raymondo. All ayes. Motion carried.

Respectfully submitted,

Nancy Mitchell
Village Clerk