

**Village of Walden
Board of Trustees Meeting
July 24, 2007**

Mayor Becky Pearson called the meeting of the Village of Walden Board of Trustees to order at 6:30pm.

On roll call the following were:

Present:	Mayor	Becky Pearson
	Deputy Mayor	Mary Ellen Matisé
	Trustees	Mary Jean Norman
		Roy Wynkoop
		Richard Hurd
		Jose DeJesus
		Edmond Leonard

Also Present:	Nancy Mitchell, Village Clerk
	Dean Stickles, Building Inspector

Absent:	Kevin Dowd, Village Attorney
	James C. Politi, Village Manager, later present

The Board observed a moment of silence for the passing of Ken Rose.

Public Hearing-Introductory Local Law I-5 of 207-Demolition of Buildings & Structures

Mayor Pearson opened up the public hearing to the public and explained the changes.

There were no comments from the public.

Trustee Hurd stated that 15 days is for a building that is safe and they will be tearing it down for economic reasons, does the board still retain the right if a property has to be condemned because of a fire.

Dean Stickles stated that if a property is condemned because of a fire it no longer has any historical significance. The intent of the law was that there was a delay put on the demolition of a building so that a representative of the village or Historical Society could do an inventory of it.

Trustee Hurd moved to close the public hearing. Seconded by Deputy Mayor Matisé. All ayes. Public hearing closed.

Deputy Mayor Matise moved to declare the Board of Trustees lead agency and to declare a negative declaration with regards to SEQRA. Seconded by Trustee DeJesus. All ayes. Motion carried.

Deputy Mayor Matise moved to adopt Introductory Local Law I-5 of 2007, "Demotion of Buildings and Structures" as Local Law No. 5 of 2007. Seconded by Trustee Leonard. All ayes. Local law adopted.

Approval of Minutes

Trustee Leonard moved to adopt the minutes of July 10th, 2007 with the following corrections:

Page 11, First paragraph, change to: Trustee DeJesus asked if the meeting with the Department of Labor is causing the issue of prevailing wages, was there a meeting, how did that go, what happened, what was the outcome, was there an impact already.

Page 8, First paragraph, change to: It was the consensus of the board to have the projector on the side wall.

Seconded by Trustee Hurd. All ayes. Minutes adopted.

Public Comments

Russell Budd, Consultant for the Town of Montgomery stated that he is working with the town to develop an economic growth plan. The supervisor sent a letter to the villages asking if they would be interested in joining the town in putting together a joint economic development plan with the town and the three villages within the town. The town board has passed a resolution authorizing the work. They are in the process of negotiating with a planner and a second planner who specializes in economic plans.

Mayor Pearson stated that this is the same grant that the village is looking at for their parks. The decision the board has to make is to do this intermunicipally or on our own.

Mr. Budd stated that the town is putting together an economic development committee and it's offering each village a voting seat on that committee.

Mayor Person stated that she also heard that they are applying for the Orange County Planning Grant to make this a program itself.

Mr. Budd stated that they are looking for funding from a variety of sources. They have the Orange County Planning Grant 2007 that was just announced by David Church. You can submit an individual application or a joint application. All the work that will be generated by the town's economic development plan will fold into the larger plan to be paid for by the county. They are looking for some kind of commitment from the village

regarding the county grant. It is due August 15th. The village can still be part of the committee without being intermunicipal on the grant.

Trustee Hurd asked that the board get more information on this before they act.

Mayor Person explained that the village can apply for both, but if they don't get funding and we do we can still use our money. If we both get funding we have to pick which one we want to be a part of.

Audited Bills

Trustee Hurd moved to pay the audited bills of July 24th, 2007. Seconded by Trustee Norman.

Mayor Pearson questioned the wage schedules not attached to the Winum bill.

Manager Politi advised her that the bill will not be paid until the village gets that schedule.

All ayes. Motion carried.

Harvard Estates Road Phase I Bond Reduction Request

Mayor Pearson stated that the planning board on July 18th recommended the performance bond posted by Schoonmaker Homes be reduced from \$42,000 to zero, accept the public improvements installed in First Street, and have a maintenance bond posted for the public improvements done on First Street for a one year period, subject to the Village Attorney's review. She asked about the cuts in the street.

Mr. Stickles stated that the bond mentioned here and the bond for the road cuts are two different things. They are responsible to fix those cuts.

Mayor Pearson asked about the pipe that comes out of the ground.

Mr. Stickles indicated that is a footing drain and it has been addressed with the developer.

Trustee Hurd moved to reduce the performance bond for Harvard Estates Road Phase I from \$42,000 to zero and to accept the public improvements installed in First Street, and have a maintenance bond posted for the public improvements done on First Street for a period of one year. Contingent upon the attorney's review of the maintenance bond. Seconded by Trustee Norman. All ayes. Motion carried.

Proposed Storm water, Soil Erosion & Sediment Control

Mayor Pearson asked Mr. Fitzsimmons about the blue book.

Mr. Fitzsimmons stated that the blue book is the DEC standard specifications and designed requirements.

Mayor Pearson asked if the village has to appoint a storm water management officer or would it be the building inspector.

Mr. Fitzsimmons stated that it would be the building inspector unless other wise designated and that person would be administering land disturbance permits.

Mayor Pearson stated that she was at a development last December and the building inspector said he didn't have authority to do certain things because of the storm water run off. Would this give him the authority to do what he needed to do to protect that area and tell them what to do or do they still have to come to the engineering firm.

Mr. Fitzsimmons stated this would require the developer to have a permit from the village and having the permit from the village for the storm water gives the code enforcement officer storm management certification.

Trustee DeJesus asked how much more can you put on the building inspector. This is a more specialized area. He's sure he is capable of doing it. His concern is this is really specialized and he does every new thing that has to do with code enforcement and now they say Dean is going to do it, how many hours are there in a day for Dean to do this. At what point do we say we need someone who specializes.

Mayor Pearson stated that way back the town said they were willing to utilize between the two villages a storm water officer, which would cut our cost.

Trustee Hurd asked the building inspector how much time we are talking about.

Mr. Stickles stated that usually the time is when the development is going on.

Mayor Pearson stated that if you use Beazer Homes for an example they still have disturbed dirt which is still running into that sewer system which still needs to be looked at.

Trustee Hurd stated that once the project is finished, the ground has been seeded and the retention ponds are working, all the drains are replaced then it isn't quite the same issue, correct?

Trustee DeJesus indicated that would be for that part of the development and then you have the illicit discharges and so on.

Trustee Hurd asked how many hours is this going to be.

Mr. Fitzsimmons stated that on projects like that you still wind up having your professional engineer working with the building inspector. As a consultant you don't have the authority to write violations. The building inspector would have that authority. On the big projects where he needs help you would have it through the regular construction inspection operations. Things they point out he can take and issue the violations.

Trustee Hurd asked if Mr. Fitzsimmons was thinking that it would be more efficient if he could find the time for him to do what he could and then consult the engineers when he needs to.

Mr. Stickles stated that they tried to gear this to our community because we do not have acreage, we have square footage. Right now our consultants take care of the improvements that are going into a project that will ultimately be given to the village, to make sure everything is in properly. The larger developments, he is there every day and he made sure that the concerns the board had in the spring and last winter were addressed. The Hidden View items were taken care of the next day. The engineering firm is on these projects every day. If one of them had the authority to stop a project when they are in violation of the storm water management you wouldn't have to wait to call an agency, you would be the agency. He also stated that the village has a very good engineering firm that helps him whenever he needs them.

Deputy Mayor Matise asked for a definition of day. She also stated that in Article 2, Section 4, under C it says, except as provided in 30-6 below, is the 30-6 or 30-5. Is that a typo?

Mr. Fitzsimmons stated that is referring to 6. He further stated that particular section there, Item C needs village board discussion.

Mayor Pearson asked if Mr. Fitzsimmons had any recommendations.

Mr. Fitzsimmons stated that he put a couple ranges in the highlighting there, but he thinks its something that is up for discussion. If you wind up with two types of development projects, a major land disturbance project or a minor land disturbance project. In the major type project you're going to want the developer to provide a plan that addresses the storm water quality and storm water quality efforts according to the DEC's latest manual. In the minor projects you're looking more for making sure they are controlling the erosion currents.

Mayor Pearson asked if fines need to be included.

Mr. Fitzsimmons indicated that there are fines in the back of the book. The state says and the village has municipal rules that say you can be more restrictive if you want.

Trustee Hurd stated that what it amounts to is we did change the law somewhat which might just be the runoff during the construction phase. He asked if that is what Mr. Fitzsimmons is saying.

Mr. Fitzsimmons stated that with 3 or less your focus could be on protection during construction and 3 or more you might want them to start building filter strips in infiltration areas to treat storm water. It's his opinion that there seems to be a mismatch between the states emission and their law. They've picked regulated municipal storm sewers based on population density. That is for small sites, small projects. They want you to make improvements but their model law is for bigger things.

Trustee Hurd asked if we currently have rules and regulations to handle these small one, two or three family homes.

Mr. Fitzsimmons stated that they do during constructions to provide seeding and silt fence.

Trustee Hurd asked if they need to go any further to have multiple layers of regulations. Right now we do not have MS4 regulations and we've lived with that for how long. What he is asking is if we go down too low are we creating a double jeopardy kind of situation where we will have two sets of enforcement criteria.

Trustee DeJesus stated that this will give the village enforcement powers and also. **INTERRUPTION.**

Mr. Fitzsimmons stated that it has a catch basin site, change of use in standing and parking, right now all you have is control during controls during construction but nothing that really maintains water quality. A parking lot would have oil, sand and salt in it and there is no approved structure device to treat the run off. We have control during construction but when it's all said and done it might be 15 feet from the Tinbrook and the storm water will run in there. This would provide the ability to have them have a rain garden or some kind of structure that would filter out some of the pollutants.

Deputy Mayor Matise stated that there are quite a few references to reporting and maintaining the reports, which would be doing that.

Mr. Fitzsimmons stated that it would be done by the village.

Mayor Pearson stated that a rain of a half an inch, when you have to do the inspection, would that be done by the storm water officer or engineering firm or do you guys figure that out on your own. Then there has to be logs kept.

Mr. Fitzsimmons stated that on the larger projects the developer is always still required to do inspections and keep a log.

Mayor Pearson also asked about the damage fees and penalties, did the engineer just come up with numbers or are they standard numbers.

Mr. Fitzsimmons stated that is up to the municipality. He doesn't remember if he got them from the state law or if he borrowed them from the town's law.

Mayor Pearson stated that in 3029-Section B that is where those violations were, it really didn't say per day. She asked if they would have to have written notice first in order to fine people.

Mr. Fitzsimmons stated yes.

Mayor Pearson asked if they can give notice on a Saturday.

Mr. Stickles stated that if you give a permit out there would be a contact person for that project at all times.

Mayor Pearson stated that she didn't see that in there.

Trustee Leonard stated that some of these questions are for the attorney.

Manager Politi stated that he had requested the questions be forwarded so they could work on them. We would have had answers tonight.

Deputy Mayor Matise stated that some of these questions are for the attorney, such as Chapter 30, Section 29, where it says if there is any damage due to violation of this chapter or if the damage is to the adjacent properties.

Mr. Fitzsimmons stated that the violation goes through the judges and that is for the developer to plead his case.

Deputy Mayor Matise asked about the illicit discharges, Section 6 where it says we need to see what we want to keep, who goes through that list.

Mr. Fitzsimmons stated that the village should look through it to see if there is anything they need to be concerned about.

Deputy Mayor Matise asked about individual residential car washing.

Mr. Fitzsimmons stated that this would allow that. If you don't want people to wash their cars in their driveways you would have to take it out.

Deputy Mayor Matise stated that some people do it as a side business.

Mr. Fitzsimmons stated that is not a permitted exemption.

Deputy Mayor Matisse asked about Section 18.1.3, environmental damage was minimal, how do we determine that.

Mr. Fitzsimmons stated that was in the model law the state provided. He advised the board that they need to get through this process and have the law adopted by the end of the year.

Manager Politi asked the board if they wanted legal opinion.

Mayor Pearson stated that there were questions for the manager, reporting who and when, define a day, and contact person for fines.

Manager Politi asked that the questions be forwarded to Mr. Fitzsimmons or him.

Mayor Pearson stated that the other thing was the sampling of the projects, whether they feel we want to do what they are saying.

Deputy Mayor Matisse stated that the building inspector can give the board input when he finishes reading it.

Mayor Pearson asked that it also go to the attorney. She also requested the board get a copy after the changes have been made.

Village Law Review-Section 148-72, Control of Trees in Land Development

Trustee Leonard stated that the planning board and developer has requested a review of the tree law as it pertains to subdivisions because Mr. Steinberg's second phase on First Street has run into issues with trees up that weren't addressed in the law.

Stan Plato, Planning Board Chairman stated that Mr. Steinberg has done a lot on that property.

Mr. Steinberg stated that he has worked hard to try to comply with the law that was passed. He ran into some problems that he thinks existed for him because he has a site with a lot of trees on it. Three lots has 108 trees that are eight inches or larger and a whole bunch of larger trees. His response to the law was pretty logical. He looked at what the law asked him to do and he looked at the trees he was leaving, because out of 108 trees they were able to save 68. The rest had to be removed because they were in the street right of way and in the house foot print. As to the specifics of the law he feels it would help if the law provided for the removal of unsightly trees, diseased or dying trees or useless varieties. The second problem the village should consider is there is no distinction in the law as to what the homeowner is going to do with his land and it happened on the lots where there were very few trees in the recreation area of the back yard, so he didn't have to worry about cutting trees down. If there had been a lot there then he would do a two edged sword between following the law and trying to preserve a

lot. He thinks the law should be tweaked a little bit to let people do some things in their lots that they would want to do.

Trustee Hurd stated that once the developer has left the property owner can cut the tree down if they want to.

Chairman Plato stated that they thought about putting a restrictive covenant in the deed that would prevent that.

Trustee Hurd stated that wasn't the intent of the law. The intent was to protect trees during the development.

Chairman Plato stated that you then have developers protecting all his trees and then someone comes in and cuts them all down. He asked if that is the intent.

Trustee Hurd stated that was the intent. What the board did want to do was prevent the clear cutting of trees so they asked the developer to preserve as many trees as possible and that way the new homeowner didn't have a choice.

Deputy Mayor Matisse stated that you can cut four trees a year. That law is still in affect.

Mr. Steinberg stated that he feels it's unfair through the approval process to ask a homeowner to be more restraining than any other homeowner in the village. Through the approval process the planning board wants him to pass along a restrictive covenant that is more restrictive than four trees a year.

Chairman Plato stated that he felt the purpose of the new law is to preserve trees. Not just for the developer. Some places they put in buffer zones. They are looking for direction.

Trustee Leonard stated that this piece of property is on a very steep slope, the buffer and restricting the cutting of trees makes a lot of sense.

Trustee Hurd asked if the planning board was thinking of a restrictive covenant primarily because they felt the buffer zone was absolutely critical to these lots.

Chairman Plato stated that he didn't feel it was critical for this one, but for others it may be. They are asking for the intent.

Trustee Hurd stated that in certain circumstances where the planning board is involved with a project and if they need a buffer zone that would be a restrictive covenant.

Trustee DeJesus stated that there were issues of soil stability.

Trustee Hurd stated that on that maybe the planning board should have some legal action. A law can be changed.

Chairman Plato stated that even on the replacement of trees, if you look at this lot and you have to take down some of those trees and replace them, there should be a density, so many trees per a square.

Trustee DeJesus stated take Jacobs Ridge where we didn't have soil stability, so the planning board should have the ability, when they look at the plans, for stability and run off purposes. **INTERRUPTION.**

Chairman Plato stated that the big thing here is the intent.

Deputy Mayor Matisse stated that once the village has the storm water law it will tie into this.

Mr. Steinberg stated that if a restrictive covenant is created on these lots that says you never cut an 8" tree, to him that is more restrictive than the regular law. He feels the regular law should be applied universally.

Mayor Pearson stated that she is in favor of changing the regular law.

Trustee Wynkoop indicated that he feels the planning board should have the leeway to make that judgment.

Trustee Leonard stated that he's been on this property and there are trees that are leaning over on the neighbors property, there are trees that are diseased that are over eight inches.

Mayor Pearson stated that she doesn't have a problem with diseased trees but it should be done by someone who says they are diseased and not saying it might be diseased. She wants proof they are diseased.

Trustee Leonard asked the board members to go and look at the property.

Mr. Steinberg stated that he feels it's important to consider the economics of a regulation. If he has to cut down three trees and replace three trees that is pretty affordable. But if he has to cut down 15 trees and replace 15 trees and do all the work associated with that it's a burden to the home buyer of \$10,000, \$12,000, \$15,000 a lot. If you were that home buyer wouldn't you rather have an extra bedroom and a bathroom or would you rather have 15 extra trees.

Trustee Hurd asked Mr. Steinberg if he's saying that he doesn't want to plant them ever or only because there are plenty of trees.

Mr. Steinberg stated that he doesn't want to plant them because there are plenty of trees, but more importantly he wants the village board to consider when they are creating this law, gee that is a \$10,000 impact on this specific lot.

Trustee Hurd stated that, not this particular instance we're talking about right now, because Mr. Steinberg has more trees than he knows what to do with, but let's say you had to cut 15 trees to do your project and there were only 15 trees on that lot. What the board is saying they want 15 trees put back.

Mr. Steinberg stated that makes more sense. On this site it's not practical. The law doesn't define stands of trees or groups of trees and that is a little awkward because he didn't have a problem because he had enough big trees. He interprets a stand of trees to mean a cluster. If you look at his plan you will see where he has one, two or three trees and they are identified. He didn't have a clump. If you have a lot with groups of trees fewer than 8 inches it's a very gray area.

Mayor Pearson indicated that if they are less than 8 inches you can cut them.

Trustee Hurd stated that stands of trees needs to be addressed.

Chairman Plato stated that Mr. Steinberg has gone above and beyond with this project to educate all of us.

Trustee DeJesus stated that this law has to be looked at again.

Mayor Pearson stated that in 148-74-6 of the law states that the planning board has the right to do what they want to do.

Chairman Plato stated that to take trees down and plant them that makes no sense, but Mr. Steinberg has offered to donate 10 trees.

Trustee Hurd stated that he shouldn't be made to feel that he has to do that.

Mr. Steinberg thanked the board for their contribution and their work for the village and the country and asked them to nurture their free enterprise system.

Trustee DeJesus stated that if you don't have regulations then people can go rent and it would cost more in the long run. There has to be a balance.

Central Hudson Right of Way

Chairman Plato stated that there is 16 acres that Central Hudson is going to clear cut and he thinks there are other alternatives.

Trustee Hurd stated that they said they would work with us.

Mayor Pearson asked if he would like the board to be involved with them. She asked the manager to set up a special meeting.

Walden Day Care

Jessica Filangeri-Parashar stated that Walden Day Care is requesting a grant for \$20,000 for closing cost to purchase the property at 2 South Montgomery Street. In addition to the \$20,000 for closing cost they are asking for approximately \$2500 towards their property insurance for the first year as well as an additional \$10,000 for a new alarm system, a fire safety system and fencing to secure the property. They are still waiting for estimates for carpentry and plumbing. They will need to install a handicap accessible bathroom which may cost up to \$15,000. The Walden Day Care Center has been operating at the same location for the past 35 years, and will most likely close its doors in the fall of this year if they are not able to relocate to this property. They applied for the community development grant for phase II of this building and if they get the grant they will get the money in May and they can start working in the middle of May. They have to buy this building in the fall or it won't be available. That is why they are asking the village for the \$50,000 so they can move into the building. When they first started this project they were given a commitment letter for a participation loan from three banks that would finance this entire project. That fell through when they didn't have money for their closing. At this time they only have one bank to participate in the loan. Walden Savings is not sure they want to finance the whole project. A year ago they had enough money to do this project and after a whole year of failing to do this project they are \$15,000 short. They are trying to convince the bank that they will be able to make that up in the second year after they apply for tax breaks and once they start their program they will have enough money to cover their cost, mortgage and utilities. They can't start until they get money from the grant from the county. They could ask for another \$15,000 to cover their cost to satisfy the bank for the first year. Or is there some sort of financing available through the village that might cover that huge gap.

Mayor Pearson asked, when they get into the new building they can't start any new programs until the grant comes through because you can't fix up the rest.

Ms. Parashar stated that they can move into the first building in October and be ready. That will maintain the number of students they presently have. They can't increase it until they get the grant money to fix the second building.

Deputy Mayor Matise asked if they would still be renting out the house. So there would be income from that.

Ms. Parashar that when they first started the project they were lead to believe that they could have two apartment rentals coming from that house. It turned out that they can't legally have two apartments. So they can only get one income.

Deputy Mayor Matise asked what the rent was at the church.

Ms. Parashar stated that its \$1100.00 per month and during the winter they pay an additional \$360.00 per month for snow plowing.

Deputy Mayor Matisse asked, when everything has been done and they can increase the number of families they are serving will the day care try to achieve a better balance in terms of subsidized and full paying families.

Ms. Parashar stated that they can't deny people.

Trustee DeJesus stated that it is \$60,000 they are talking about. He asked what the amount through the county was.

Mayor Pearson stated that has been done.

Trustee DeJesus asked the manager if there was any other funding the village could do.

Manager Politi stated that this changed from \$30,000 to \$65,000. He would have to look at the balances. He asked the board if the village will be loaning the money or granting the money.

Mayor Pearson stated that it would be both depending on the amount.

Ms. Parashar asked if there could be some kind of deferment.

Elm Street Sidewalk Discussion

Jonathan stated that they have been before the planning board for the past three years regarding their sub division on Elm Street. They have received their approvals from the outside agencies and the final planning issue is the requirements of sidewalks along the property frontage. Due to the fact that it is a dead end road they were hoping to have that requirement waived. The planning board is asking for the board's decision. There are no sidewalks from Coldenham Road to their property and from their property line to the end of Elm Street. They have 300 feet of frontage and they hope to have the sidewalks waived. They are only required to have sidewalks along their frontage.

Trustee Leonard stated that the board has waived sidewalks before, Overlook Terrace and First Street. The county has recommended sidewalks on Edmunds Lane as part of the approval for the townhouses.

Trustee DeJesus stated that the thing is that normally, we waived it on First Street, we went from two and then there were three and so on and so forth. There is nothing else to be built here but one more house. He can deal with it, after looking at this, with the intention of saying build the thing, but then going back to First Street which is a major street, we said we waived it and now he doesn't feel comfortable saying to these people built it, to be honest, because First Street is a major street.

Deputy Mayor Matise asked who will build sidewalks on Coldenham Road.

Trustee Hurd stated that he understands what is being said, that maybe in the future if you connect one on each side now you have that street, it will go to Coldenham Road and then it goes no where.

Trustee Wynkoop stated that the village would have to put the two ends of sidewalk in, the homeowners are existing.

Trustee DeJesus moved to waive the sidewalk requirement for the subdivision on Elm Street. Seconded by Trustee Wynkoop. All ayes. Motion carried.

Trustee Norman stated that she is not in favor of waiving it at all.

Trustee Hurd asked if this is a dramatic hardship.

The property owner stated that it is a hardship because it is costing them quite a bit of money to bring in the water and sewer.

All ayes with the exception of Trustee Leonard voting no. Motion carried.

Nugent & Haessler, P.C., CPA Audit Proposal

Manager Politi stated that at the last meeting there were several questions regarding Nugent and Haeussler. One question was to compare costs which the manager did do with the results being; Walden \$21,000, Goshen \$23,500, Washingtonville \$19,500 all being done by Nugent and Haeussler, Monroe, Freed, Maxick & Battaglia \$7,650; Warwick, Michael Vernirie, CPA \$28,000 and Port Jervis, Bennett-Kielson \$55,000.

Trustee Hurd stated that every community in the State of New York audit procedures vary dramatically.

Manager Politi stated that we always do the full audit.

Mayor Pearson asked if the manager asked for full audits when he asked for the prices.

Manager Politi stated yes.

Deputy Mayor Matise asked why Nugent and Haeussler charge Washingtonville less.

Manager Politi stated that they might not have all the accounts Walden has.

Deputy Mayor Matisse asked, don't they charge Walden for the IDA audit.

Manager Politi stated yes, because that is separate. He did Port Jervis because they have a lot of things going on. The board asked for a delivery date and Nugent and Haeussler agreed to have the audit done by the beginning of December. GASB 45 is not required until 2009.

Mayor Pearson stated that the board also asked how often does the village get audited by the state and if we haven't been audited in a long time what is the procedure to be audited by the state.

Manager Politi stated that they might be on a four or five year cycle. He doesn't know if the board would want to request that. He's had no indication that they will be doing an audit.

Deputy Mayor Matisse stated that on last year's recommendations from the auditors how many things have we actually done.

Manager Politi stated that he couldn't tell them right now.

Deputy Mayor Matisse stated that she would like to see the auditors down to \$19,500.

Trustee Hurd stated that he knows for a fact we have worked with Nugent and Haeussler and they've done our audit services for us every year he can remember. They've done a good job with the exception of one time. Their cost estimate seems to be in line with the other villages they are doing.

Mayor Pearson stated that she agrees with the deputy mayor.

Manager Politi stated that he did advise the auditor that we are looking at the numbers.

Trustee Norman stated that she has no problem with the fee.

Trustee Wynkoop stated that he doesn't have a problem, go with the \$21,000.

Trustee Hurd stated take them and take them up to \$21,000. He has confidence in them.

Mayor Pearson stated that we can spend \$2,000 somewhere else. It's nothing more than a phone call.

Trustee Leonard stated that he would like to negotiate.

Trustee DeJesus asked how much the village was charged when they were late.

Manager Politi stated that it was \$19,000 and then it was knocked down.

Mayor Pearson stated that it was \$18,000.

Trustee DeJesus asked who you are going to get. Then you have to go through the whole interview process. He suggested the board give the approval to go ahead, but the manager should try to negotiate.

Trustee DeJesus moved to approve the contract with Nugent and Haeussler contingent upon the manager negotiating a lower fee. Seconded by Trustee Leonard. All ayes. Motion carried.

Proposed “Standard Workday for Elected Officials” Resolution

Manager Politi asked if any of the board members have kept track of the time they put in.

Trustee Norman stated that she has and she will give them to the manager.

Orange County Planning Grant Application

- a. Parks Master Plan**
- b. Gating Park Entrance**

Mayor Pearson stated that this needs to be done by August 15th. It was talked about and the deputy mayor had a wonderful idea with the park master plan and getting funding for that. Kerron Barnes and John Howland are willing to work together on the grant.

It was the consensus of the board to have Kerron Barnes and John Howland work on the grant for the park master plan.

Mayor Pearson stated that Mr. Budd came in for the economic development part of it for the grant to be intermunicipal.

Trustee Hurd stated that we know we want to do the park master plan. All this is how we pay for it and if we get free money that would be great.

Deputy Mayor Matisse stated that there is strength to our application because it means implementation of our comprehensive plan and the county has supported our comprehensive plan all the way down the line. We can't really fulfill our comprehensive plan unless we start doing a park master plan. She did clear this with David Church and said it was a fine application for it.

It was the consensus of the board to have Mr. Barnes and Mr. Howland work on the grant for parks master plan.

Mayor Pearson stated that she would like to get a downtown business association up and running again. Part of the economic would be part of this whole picture. Having a sitting member on that would be good.

Trustee DeJesus stated you should have someone on that committee. The issue is that you may, in applying, if you do both it will be very unlikely that this will be selected, because when you have an application going in for three for the economic development you are going to be reducing your chances to get this.

Trustee Hurd stated that he would take park planning over the economic development.

Mayor Pearson asked the board if they wanted to be involved in the grant for the Town of Montgomery, intermunicipal grant.

Deputy Mayor Matisse moved to apply for the grant for the parks master plan. Seconded by Trustee Norman. All ayes. Motion carried.

Mayor Pearson asked the board if they wanted to be on the committee for the economic development without the grant proceeding, is the board interested in being a voting member, are we interested in being involved in that process.

Trustee Hurd indicated that he would like more information.

Manager Politi stated that if you look at the villages' downtown strategy and the comprehensive plan the lacking part is the interaction with the business community.

Deputy Mayor Matisse stated that it is always going to come down to parking.

Mayor Pearson stated that there should be a business breakfast to get something started again.

Trustee Hurd stated that the board already approved to go for the grant for the park master plan. He feels the village should be involved with the town but he doesn't feel they should go on for the grant. There are really two issues. If we apply for the grant for the consulting we might jeopardize the other grant.

Deputy Mayor Matisse stated that we might not.

Trustee Hurd stated that he thought there was only one pool of money.

Deputy Mayor Matisse stated that if the village puts their name on both grants we could only win. If we get the park grant we can drop off the other one.

Trustee Hurd asked if someone can tell him that we don't lose.

Mayor Pearson stated that we might not get either one.

Trustee Hurd stated that if we apply and we get the planning grant and not the park grant then at least we get something. In applying for both he's asking do we harm....
INTERRUPTION.

Mayor Pearson stated that we don't know that.

Trustee Hurd asked that someone find out because we are having an emergency meeting for the day care anyway.

Mayor Pearson stated that they may grant both.

Trustee Leonard asked that they hold off anything until the special meeting so he can do a little soliciting of opinion.

Mayor Pearson stated that she would like to still start on our grant. We are doing the park grant. We are talking about saying yes to being a voting member on the committee. Trustee Leonard will be doing research on the grant as to what would be more viable to go for or not go for.

Trustee Hurd moved to hold a special meeting on Thursday, July 26, 2007 at 6:30pm to discuss the day care and the economic development committee. Seconded by Deputy Mayor Matisse. All ayes. Motion carried.

Manager Politi stated that the board wanted to discuss gating park entrances.

Trustee DeJesus stated that there are issues that people are complaining about.

Mayor Pearson stated that all you need are two poles with a chain across. What parks are we talking about?

Manager Politi stated that parks close at dusk, but Wooster Grove would close after an event is done.

Mayor Pearson asked if they are talking about all the parks.

Manager Politi stated yes.

Jessup Street Block Party Date Change Request

Manager Politi stated that he received a letter from Mr. Beaumont asking that the date for the Jessup Street block party be changed to August 12th.

It was the consensus of the board to allow the change of date for the Jessup Street block party.

General Code

Manager Politi stated that there is an additional charge of \$1,000 for the e-code.

Deputy Mayor Matisse moved to approve the \$1,000 for the e-code. Seconded by Trustee DeJesus. All ayes. Motion carried.

Public Comments on Discussion Items

No comments.

Correspondence

There was a letter from Rudy Travali expressing her pleasure with the garbage company.

Information Items – Village Manager’s Report

Manager Politi stated that Well No. 8 is out to bid. Whispering Pines has sent their notice of award for the Bank Street project. He also presented the department reports. The family movie night is Saturday.

Mayor Pearson stated that on the DPW report there are five items for two weeks worth of work. The last report was nice because it described what they did. She asked what is happening with Mr. Schufa and the garbage collection.

Manager Politi stated that he has been given time.

Deputy Mayor Matisse stated that Brenda Adams told her today that everyone on Valley Avenue is happy because the street got swept.

Board Comments

Trustee Norman stated that she would like to see the tree planted on Sunset Drive. Mr. Kennedy has taken the initiative to replace the tree he damaged on someone’s property. He has been told about it. She also stated that if you ride around the village it looks like its bulk pick up. On Main Street the kids are throwing their jackets on the signs. The police should do something with the skateboarders. Maybe if the police do something the kids will use the skate park. First Street has ramps out every night. She has called the police to go there.

Trustee Hurd stated that he prefers the kids skateboarding in front of their homes because the parents are watching them.

Mayor Pearson stated that she has talked to a parent where there are ramps and there is foul language and they have called the police. They are not happy. You have the park and the parents can watch them at the park.

Trustee Norman stated that if there is foul language at the park the person in charge should do something about it.

Trustee Wynkoop stated that there was a parent there saying they didn't need to wear the pads.

Deputy Mayor Matise stated that Keith Hunter said he was going to do some kind of event.

Deputy Mayor Matise asked for a consensus regarding the New York State Council in the Arts grant. As a village board we cannot apply directly but we can apply in conjunction with the library because under the education law they can apply. Part of the motivation to do this is if we do an exhibit with them to get art on display and then as part of the grant money the awards would be to purchase some of the art and put it here in our building and library.

It was the consensus of the board to go ahead with the New York State Council in the Arts grant.

Change Date of Meeting

Trustee DeJesus moved to change the board meeting from August 14th, 2007 to August 28th, 2007. Seconded by Trustee Leonard. All ayes. Motion carried.

Board Comments Continued

Deputy Mayor Matise stated that there is a dead tree in the Orchard Street parking lot. She also asked if the manager ever sent letters to the Walden Estate residents regarding the village's purchase of the property.

Manager Politi stated that he would like to leave it as is.

Deputy Mayor Matise stated that Mr. Dowd never worked on the active duty loan extension forms.

Trustee Hurd stated that there are lights out on the bridge.

Trustee Wynkoop stated that there is a lot of lights out on Main Street.

Trustee DeJesus asked if we can apply for the park grant.

Deputy Mayor Matisse stated yes.

Trustee Leonard stated that he needs to know who will be riding on the float in General Montgomery Day.

Mayor Pearson stated about beautification money is it in the recreation budget.

Manager Politi stated that it's in the manager's budget.

Mayor Pearson asked if Mike Bliss was just here for the summer.

Manager Politi stated that he is seasonal.

Deputy Mayor Matisse asked if they are looking at him being here beyond the summer.

Manager Politi stated not at this time.

Mayor Pearson stated that the land trust called her about Pine Street. They are concerned about the monies.

Manager Politi stated they pledged \$6,000 and it's a 250 foot by 5 foot walk. They are doing the estimate. They are pledging that for materials.

Mayor Pearson stated that there are no bus signs.

Deputy Mayor Matisse stated that the older folks want the chain removed at Pine Street.

Manager Politi stated that he would not like to see them towing boats. He will bring it up at a board meeting to change that.

Mayor Pearson stated that they are not putting in motor boats. They are putting in canoes, row boats and things that they can't carry.

Trustee Wynkoop stated you need a ramp there.

Adjournment

Trustee Hurd moved to adjourn. Seconded by Trustee Leonard. All ayes.
Meeting adjourned.

Respectfully submitted,

Nancy Mitchell
Village Clerk