

RESOLUTIONS AND MOTIONS
JUNE 10, 2008

Public Hearing-Introductory Local Law No. I-1 of 2208-“Vehicles and Traffic”

Deputy Mayor Matise moved to open the public hearing. Seconded by Trustee Hurd. All ayes. Motion carried.

Trustee Rumbold moved to hold a special meeting on June 26, 2008 at 6:30 P.M. at the intersection of Bergen Avenue and Albany Avenue. Seconded by Deputy Mayor Matise. All ayes. Motion carried.

Deputy Mayor Matise moved to adjourn the public hearing until July 8, 2008. Seconded by Trustee Rumbold. All ayes. Motion carried.

Public Hearing – Introductory Local Law No. I-2 of 2008-“Landlord Registry”

Deputy Mayor Matise moved to open the public hearing. Seconded by Trustee Rumbold. All ayes. Motion carried.

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

Public Hearing-Community Development Block Grant

Deputy Mayor Matise moved to open the public hearing. Seconded by Trustee Wynkoop. All ayes. Public hearing opened.

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

Approval of Minutes

Trustee Hurd moved to adopt the minutes of May 27th, 2008 with the following corrections: Page 9, fifteenth paragraph, omit Ridge Avenue and; Page 17, ninth paragraph change market prices to market pressures. Seconded by Trustee Wynkoop. All ayes. Minutes adopted.

Trustee Millspaugh moved to adopt the minutes of June 2nd, 2008. Seconded by Trustee Norman. All ayes with the exception of Trustee Wynkoop abstaining. Minutes adopted.

Audited Bills

Trustee Rumbold moved to pay the audited bills of June 10th, 2008. Seconded by Trustee Norman. All ayes with the exception of the Mayor voting no. Motion carried.

Mayor Pearson moved that bills are not to come into the meeting room they are to remain in the office. Seconded by Trustee Rumbold. On roll call Trustee Rumbold, Millspaugh, Deputy Mayor Matise and Mayor Pearson voted yes. Trustees Wynkoop, Norman and Hurd voted no. Motion carried.

Introductory Local Law I-3 – Annexation

Trustee Hurd moved to declare the Board of Trustees lead agency and to declare a negative declaration with regard to SEQRA. All ayes. Motion carried.

Trustee Hurd moved to adopt Introductory Local Law I-3 of 2008, “A Local Law Annexing The Lands of Oak Street Management, Inc. From the Town of Montgomery to the Village of Walden” as Local Law No. 1 of 2008. Seconded by Trustee Norman. All ayes with the exception of Deputy Mayor Matise voting no. Motion carried.

Welcome Center Bid Acceptance

Deputy Mayor Matise moved to accept the bids for the Rail Trail Welcome Center, Contract No. 1 from Tuscan Construction & Consultants LLC for \$57,952.00, Contract No. 2 from Mid-Orange Mechanical \$12,402.00 and Contract No. 3 from \$16,685.00. Seconded by Trustee Wynkoop. All ayes. Motion carried.

Resolution No. 1-08-09-CDBG Application Approval

Deputy Mayor Matise moved to adopt Resolution No. 1-08-09, CDBG Application Approval. Seconded by Trustee Wynkoop. All ayes. Resolution adopted.

Set Date for a Joint Board Hearing

Trustee Rumbold moved to hold a joint board meeting on June 30th, 2008 at 7pm pm the third floor of the Municipal Building. Seconded by Deputy Mayor Matise. All ayes. Motion carried.

Set Date for a 2008-2009 Action Plan-Trustees/Manager

Mayor Pearson moved to hold the Trustees/Manager Action Plan meeting on June 30th, 2008 following the joint board meeting. Seconded by Trustee Norman. All ayes. Motion carried.

Small Cities Application Approval Request

Deputy Mayor Matise moved to approve the Small Cities application that exceeds \$20,000.00, zero interest and repayment upon transferring of deed. Seconded by Trustee Millspaugh.

Employee Handbook

Deputy Mayor Matisse moved to approve the proposal from Public Sector HR to do the Employee Handbook. Seconded by Trustee Rumbold. All ayes with the exception of Mayor Pearson voting no. Motion carried.

Correspondence

Trustee Norman moved to move forward with the Orange County Planning Grant for well head protection plan. Seconded by Deputy Mayor Matisse. All ayes. Motion carried.

Whispering Pines

Trustee Hurd moved to pay Whispering Pines \$25,610.85. Seconded by Trustee Wynkoop. All ayes. Motion carried.

Attorney Retainer

Trustee Hurd moved to approve the attorney's retainer increase. Seconded by Trustee Wynkoop. All ayes. Motion carried.

Executive Session-PBA Negotiations

Trustee Rumbold moved to hold an Executive Session pursuant to 105-(e), Police Negotiations, of the Public Officers Law. Seconded by Trustee Wynkoop. All ayes. Motion carried.

Trustee Hurd moved to reconvene the regular meeting. Seconded by Deputy Mayor Matisse. All ayes. Meeting reconvened.

Adjournment

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

**Village of Walden
Board of Trustees Meeting
June 10th, 2008**

Mayor Becky Pearson 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	Becky Pearson
	Deputy Mayor	Mary Ellen Matise
	Trustees	Roy Wynkoop
		Mary Jean Norman
		Richard Hurd
		Susan Rumbold
		Marcus Millspaugh Jr.

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

**Public Hearing – Introductory Local Law No. I-1 of 2008-“Vehicles & Traffic”-
Albany Avenue**

Mayor Pearson presented the Affidavit of Publication, Affidavit of Posting Notice and Notice of Hearing which the Mayor read.

Manager Politi indicated that everyone on that street received a letter and the local law map.

There were no written comments.

Mayor Pearson stated that the Board of Trustees has been informed by the Walden Fire District that the parking situation on the north side of Albany Avenue presents problems with the maneuvering of fire trucks when they are attempting to turn into Albany Avenue from Bergen and Pleasant Avenues.

Deputy Mayor Matise moved to open the public hearing. Seconded by Trustee Hurd. All ayes. Motion carried.

Patrick Collins, 52 Albany Avenue stated that his main concern is speeders after the parking is taken away.

Paul Pullar, Fire Chief stated that this process has been going on for quite a while now. With their new apparatus they are having problems getting through the streets. The Village has done a lot of research on this and put in a lot of time and effort.

Trustee Hurd asked if the fire trucks could take Ulster Avenue if there is a fire on Albany Avenue.

Mr. Puller stated that at times they wouldn't be able to do that. By limiting them to one entrance could be a potential problem.

Mike Lynch, 54 Albany Avenue asked when the last fire was on Albany Avenue.

Mr. Puller stated that he was.

Mr. Lynch stated that the fire trucks were at his house in a reasonable amount of time. They never had a problem getting there. The Police Department, Fire Department and DPW use the no through street. Someone is going to get killed if they take the parking away. He suggested they suspend parking on all streets.

Frank Mami, 50 Albany Avenue stated that he doesn't understand why they are trying to prohibit parking on their street. Put the police on the corner and he's sure they will get 50 people every day that don't stop at the stop sign.

Mayor Pearson explained that the parking is not the issue for speeders and people speeding and going through stop signs, its for the fire department to get their apparatus around the corners when they are coming from a side street.

Mr. Mami stated that he doesn't park on the street so they wouldn't have a problem. They could move the cars down. The problem is by the Scout Cabin.

Trustee Hurd asked if there was another way to get the equipment in there other than taking away their parking.

Mr. Pullar stated that it's not critical until something happens. There are other streets in the Village that he discussed with the manager and he would like to see them done too.

Deputy Mayor Matise indicated that the schematic doesn't indicate where the driveways are.

Manager Politi stated that coming out of Bergen would have the most significant impact on parking.

Deputy Mayor Matise stated that section should be reviewed and the driveways should be reviewed. She also asked the fire chief if the parking on the end of Bergen and

Pleasant affect their maneuver ability. Also, would that cut down on the swing on Albany Avenue?

Mr. Pullar stated that if you stay back the minimum required from the intersection they wouldn't have a problem.

Trustee Wynkoop stated that a lot of the peoples concerns are the speeders once that street is opened up. That is just as dangerous as a fire. They need to crack down on the speeders.

Trustee Rumbold suggested speed bumps.

Deputy Mayor Matise stated that you can't have speed bumps, but she suggested narrowing the street at intersections. She further stated that when they did the counts on the street the bulk of the traffic was after 9pm.

Manager Politi stated that they put the counter on the Ulster Avenue and then did the end by Mr. Lynch's property to see where the flow is coming from and obviously it's coming from the Thruway. The times were really unusual, later in the evening, not so much during the day.

Mike Lynch stated that people go through there to avoid Main Street when they've been drinking.

Debbie Lynch stated that the counter by her house was disconnected at least three times.

Manager Politi stated that someone kept pulling the tubes out and they did have a Friday and a weekend day that they had complete reports from.

Mr. Collins asked if the count was done during the time that Little League was on.

Mayor Pearson stated yes.

Trustee Rumbold asked if the fire trucks were coming down Route 208 and they couldn't get down Albany Avenue, how they would turn around.

Mr. Pullar stated that they would have to back down Ulster Avenue and go down Bank Street.

Deputy Mayor Matise asked how many fire hydrants are on Albany Avenue.

Manager Politi stated that he didn't know, but that is a good area for function so they are there.

Mr. Pullar stated two or three.

Trustee Rumbold asked how many other streets are there that have the same issue.

Mr. Pullar stated that he doesn't have a list.

Manager Politi stated that it's the streets that T and the ability to swing.

Mayor Pearson asked to see how many parking spaces it will be taking away and how many driveways are affected. A more defined map.

Mr. Pullar stated that the department is in favor of taking the trucks out again to show the board members the turning radius.

Trustee Rumbold suggested they stagger the parking to allow apparatus to get through and to discourage speeding. If you knew where the driveways were you could figure out how to stagger that parking.

Mayor Pearson asked Mr. Pullar to meet with the manager to look at the turns and see about the parking issues.

Manager Politi stated that he will work with the diagram to see what will work.

Trustee Rumbold moved to hold a special meeting on June 26, 2008 at 6:30 P.M. at the intersection of Bergen Avenue and Albany Avenue. Seconded by Deputy Mayor Maise. All ayes. Motion carried.

Deputy Mayor Maise moved to adjourn the public hearing until July 8, 2008. Seconded by Trustee Rumbold. All ayes. Motion carried.

Public Hearing – Introductory Local Law No. I-2 of 2008-“Landlord Registry”

Mayor Pearson presented the Affidavit of Publication, Affidavit of Posting Notice and Notice of Hearing which she read.

Deputy Mayor Maise moved to open the public hearing. Seconded by Trustee Rumbold. All ayes. Motion carried.

Mayor Pearson explained that the main purpose of this law is to have a way to get in touch with who is responsible for that property if there is a problem. There is a \$50.00 per unit fee.

Eileen Brickner, Bank Street stated that she is a landlord who lives on her property and if the point of this is to know who your absentee landlords are, why not just have them register. If the point is for safety isn't that the same for private homeowners. She is totally against this.

Mayor Pearson stated that the inspection is a State law.

Ms. Brickner stated that she feels the inspections are an invasion of privacy. She is also against the \$50.00 fee.

John Muehlen, Orchard Street stated that he is also against the fee.

John Revella, 16 Church Street stated that one section of the law states that the person receiving the information, he doesn't know why it can't be 18 years old. He also suggested a fee charged every time the property changes ownership.

Mike Ciardullo, 92 Main Street stated that he is in favor of the registry. He'd like to see the absentee landlords start to take an interest in the Village and make it look presentable. He wanted to know why the fee is \$50.00 per unit, per landlord. What is the money for?

Mayor Pearson stated that it's to keep the registry up.

Mr. Ciardullo stated that having the owners name on the building with a no trespassing should be part of the registry. There has to be a little more homework on this law.

David Lustig, 54 Oakland Avenue stated that he owns the building on the corner of Bank and Main Street and he is in favor of the registry, but against the fee.

Brenda Adams, 31 Valley Avenue stated that she is okay with the registry, but she is opposed to the fee. She asked if this includes single family homes that are rented or leased.

Ed Leonard 130 S. Montgomery Street stated that at the last meeting Trustee Millsbaugh raised the issue of the fee being too high. The bulk of the law is still up in the air. He doesn't feel owner occupied properties should be included in the law.

Mike Lynch stated that the Village knows where the problem areas are. You should know through the tax roll who to contact.

Mr. Dowd indicated that sometimes they are corporate entities and you can't get in touch with anyone to respond to water leaks or gas leaks or whatever it may be.

Ray Lustig, 128 Ulster Avenue stated that he finds the law unfair and he doesn't see the basis for charging \$50.00 per apartment. He doesn't understand why the village has a problem getting in touch with people.

Paul Pullar stated that he is in favor of the registry; the fee is up to the board. We have some decent landlords here tonight and he's never had to deal with them at 2am. He

has dealt with a lot of landlords at 2am and had a hard time trying to get in touch with them because they had to shut the building down.

Trustee Rumbold stated that she feels the registry is needed. We have good landlords here tonight and she thinks if there needs to be any money paid it should be from the people who don't register their apartments. She asked how the fees were arrived at.

Mr. Dowd stated that it comes from the State Penal Law.

Trustee Rumbold stated that she doesn't see the reason to charge anything for landlords to register anything. There is an issue in the village with absentee landlords. You can't limit it to absentee landlords because that can be seen as discriminatory. If you're going to charge money anywhere charge it to the people who don't follow the law.

Trustee Millspaugh stated that the fee is too high. Also, the law is over structured. Illegal units could be found without making a federal case out of it.

Trustee Hurd stated that this is a registry, not an inspection. Since it's going to be a data base for apartment, rather than charging a fee for units charge per landlord one time, it could be done only with the change of ownership. He thinks the fee should be \$5.00 or \$10.00.

Deputy Mayor Matise stated that the inspection is going to happen anyway because the New York State Building Code has changed and our code has also changed. This is a knowing tool. She suggested forget about a fee.

Trustee Norman stated that she is not for the fee at all, she doesn't even know about the registry. She feels it's overrated. Its time we did something about the illegal apartments in the village.

Trustee Wynkoop stated that he's against the fee, maybe a fee as minimal as you can make it. He does believe in the registry.

Deputy Mayor Matise stated that the problem with per unit fees is you're encouraging people to try and hide facts from the building inspector.

Mayor Pearson stated that there should be a second person on the registry so if you're away on vacation.

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

Public Hearing-Community Development Block Grant

Mayor Pearson stated that at the last meeting they were looking at possibilities for the block grant and it came down to painting and fencing of the water towers, sidewalks, and cameras.

Manager Politi stated that the original project that was brought forward was to paint the water tank on Gladstone. The initial cost was between \$30,000 and \$40,000 and we didn't realize the prevailing rates kick in. The cost now is \$83,000 for just the painting of the tank. The fence is \$18,000 and there is a contingency in there, so it's for around \$50,000. That project you're in the \$130,000 range. You cannot ask for engineering, surveying or legal fees in the request from the county. The tank proposal is coming in at \$110,000 if you back out the engineering survey. The security cameras are at \$18,155. So between those two its \$130,000 and to add in the other \$40,000 you're now pushing yourself over that \$200,000 mark. You want to make it marketable to the county so you might want to just stay with the tank and security cameras.

Deputy Mayor Matise asked if there was a match to the grant.

Manager Politi stated no. He asked if the Board wanted to take out the security cameras. The cameras were for Olley Park because of the vandalism that's occurring.

Deputy Mayor Matise stated that she feels it's a constitutional violation of privacy.

Manager Politi indicated that there are no homes there.

Trustees Norman and Wynkoop stated that they would like to see the tank and fencing done.

Trustee Rumbold asked if the fencing could be done in house.

Manager Politi stated no.

It was the consensus of the Board to just do the tank painting and fencing of the Gladstone Avenue water tank.

Mayor Pearson asked where the legal assistance comes in.

Manager Politi stated that it's a standard format. In the case of the fencing it's a survey. In the case of the painting you would have the engineer there because of the bid spec which will be more detailed.

Deputy Mayor Matise moved to open the public hearing. Seconded by Trustee Wynkoop. All ayes. Public hearing opened.

There were no public comments.

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

Public Comment

Diane Sandbothe, 90 Liberty Street stated that she wrote to the property owners whose trees fell down and copied the village. The manager was to get in touch with the owner whose dead trees are overhanging her property.

Manager Politi stated that a letter was sent to the property owner and it's between the two of them.

Mrs. Sandbothe asked now what do you do, wait a week or two.

Manager Politi stated, let's see if we get a response.

Mrs. Sandbothe stated that in the Wallkill Valley Times there was mention of health insurance for trustees and the Trustee Hurd had made the comment that it only costs \$.45 per family.

Trustee Hurd stated that what was reported was what was written and that is not what he said.

Eric James, 19 Elberton Street stated that he has been going through therapy from working at Ground Zero and in the past 60 days he's made a break through because he started working with his hands and planting trees. He made planter boxes for the trees and they are located in the Village's right of way. He would like to purchase the land that the planters are on. He really needs these trees for the emotional well being.

Manager Politi explained that there is Mr. James house, then there is sidewalk, but there is no defining curb. It is the village's right of way. The planter boxes are quite large and he can't have them in the right of way. That area will be resurfaced and they will place curbs so Mr. James will know there is a defend space that he can work in. This is the first time he's hearing Mr. James offer to buy the property.

Mayor Pearson asked if the planters can be moved to Mr. James property.

Manager Politi stated no.

Deputy Mayor Matise suggested the planter be moved to one of the parks and he could dedicate them to whom ever he'd like.

Trustee Norman suggested it be moved to Volunteer Park.

Reverend VanHouten thanked the Board for being so nice to Mr. James.

Mr. Muehlen stated that Roy's tree in front of his shop was run over. Last Saturday he observed three drunks get into their car and drive off from the Orchard Street parking lot. This Saturday an officer went by and looked into the alley. This goes on constantly. They sit in the alley.

Trustee Wynkoop asked to have the police watch that area.

John Revella, 16 Church Street stated that he has an issue with his neighbor at 20 Church Street. He has a sewage pipe that is leaking sewage into his property. DEC was aware of this and he contacted the county health department who referred it back to Mr. Stickle.

Mayor Pearson asked that an inspection be done to see if the pipe was installed correctly.

Manager Politi stated that he will find out tomorrow.

Mr. Pullar stated that the Walden Fire Department applied to Senator Larkin for \$30,000 for an ATV to help the Walden Fire Department patrol the Rail Trail. They received \$15,000 and the department will pick up the rest of the money.

Mr. Raymondo stated that there is a television in the municipal parking lot.

Approval of Minutes

Trustee Hurd moved to adopt the minutes of May 27th, 2008 with the following corrections: Page 9, fifteenth paragraph, omit Ridge Avenue and; Page 17, ninth paragraph change market prices to market pressures. Seconded by Trustee Wynkoop. All ayes. Minutes adopted.

Trustee Millspaugh moved to adopt the minutes of June 2nd, 2008. Seconded by Trustee Norman. All ayes with the exception of Trustee Wynkoop abstaining. Minutes adopted.

Audited Bills

Trustee Rumbold moved to pay the audited bills of June 10th, 2008. Seconded by Trustee Norman.

Mayor Pearson indicated that she didn't sign the bills, they weren't signed by the manager yet. She would like to make a motion that these bills do not come to this table that they are signed in the office.

Manager Politi stated that reason he hadn't signed the bills yet is because this is the closeout of the year, the accounting department is overloaded and trying to get that

done. They were signed today, but they were not ready as the closeout of the year and the beginning of the New Year, they have to make sure where the bills go.

All ayes with the exception of the Mayor voting no. Motion carried.

Mayor Pearson moved that bills are not to come into the meeting room they are to remain in the office. Seconded by Trustee Rumbold.

Trustee Hurd stated that its up to each individual trustee as to when and where they look at the bills.

Trustee Wynkoop stated that he agrees with Trustee Hurd 100%.

Trustee Norman stated that some trustees come to the meeting early to sign the bills.

On roll call Trustee Rumbold, Millspaugh, Deputy Mayor Matise and Mayor Pearson voted yes. Trustees Wynkoop, Norman and Hurd voted no. Motion carried.

Trustee Hurd asked, when money is spent for an item does it require that a majority of the board discuss it and authorize the purchase.

Mr. Dowd stated that it depends on whether the money is actually budgeted and what it's budgeted for. If it's an additional expense then it should be authorized by the Board.

Trustee Hurd asked if any individual Board member can authorize money to be spent.

Mr. Dowd stated that they shouldn't.

Mayor Pearson asked what Trustee Hurd was talking about.

Trustee Hurd stated that there was a certain item purchased without any knowledge of the Board. It was the badges.

Deputy Mayor Matise asked if it was a request out of a meeting.

Trustee Norman stated no.

Mayor Pearson stated that she made the request to get herself a badge and Nancy asked if she should also order them for the trustees and she said why not.

Trustee Rumbold asked how much they were.

Mayor Pearson stated \$35.00 each.

Trustee Rumbold indicated that she will pay for hers.

Mayor Pearson stated that she will pay for hers too.

Introductory Local Law I-3 – Annexation

Trustee Hurd moved to declare the Board of Trustees lead agency and to declare a negative declaration with regard to SEQRA.

Mayor Pearson stated that she has a problem with the property description. How does she know this is exactly where this piece of property is?

Mr. Dowd stated that it's a survey description of the deed parcel. The final step of the process would be a complete survey of the town/village boundary line. Those maps will be filed in the Town Clerk's office, Village Clerk's office, County Clerk's office and the State of New York. If there are any discrepancies that final mapping will pick it up.

Mayor Pearson asked if they could do the survey first. She still has a problem of not having the survey done and knowing exactly where the markers are on the property. She asked the attorney if he's studied all that and does he know exactly where it is.

Mr. Dowd stated that he followed the bearings on the map that was given as part of the petition, on the survey that was given at the beginning of the process. He further stated that if you took the map of the parcel that was given to the board as part of the petition and followed these coordinates you would be able to trace that triangular piece of property that we're annexing. The variation on that would be slight because of magnetic north changes. Some of the bearings would change fractions of degrees. The parcel is not going to grow exponentially, the parcel is what it is and other than minor, minor changes, if there are any, will be picked up in the final survey.

Deputy Mayor Matise stated that Mr. Dowd stated at the last meeting that if it didn't match up we would have to draft another law.

Mr. Dowd stated that is something we might have to do. They don't know if that's the case. It is procedure that is designated as state law. Its local law, final mapping, file the maps. Any variation would be extremely minor.

Trustee Millspaugh stated that he has a problem with that. He assumes this is the same description given at the public hearing.

Mr. Dowd stated yes.

Trustee Millspaugh stated at that time it was said the distances came from scaling the tax map. He would be more comfortable if there was no description at all and the

final survey to be done certified by a land surveyor. He fooled around with the numbers and it looks more like three acres.

Mr. Dowd stated that the actual parcel in the petition was approximately two acres in size. If the Board wants to add at the end of the description; two acres, more or less, he can do that now.

Trustee Millspaugh stated that he objects to plus or minus on all the distances.

Mr. Jacobowitz stated that he understands the common sense approach which is not what the statute says. He can't testify what the statute says. The description in there is the description from the historic deed. It can't be more than that because the owner doesn't own it and if he doesn't own it he can't petition to annex something he doesn't own. What will happen if the Board adopts the annexation law is that there is a field survey done and they will have to establish a monumentation of the village/town line because that is where it will start. Where you start from is crucial. When they get in the field and do the actual survey establishing a beginning point based on the historic records and what is in the field then that map will be prepared. That map isn't going to be anything different than this description other than that the metes and bounds may be different because it's a different magnetic north.

Trustee Millspaugh stated that there was a metes and bounds description of that portion of the village line which does not correspond with the metes and bounds of his course, which is understandable. It's totally vague with no bearings for distances.

Mr. Jacobowitz stated that they took the village boundary and they can only approximate the length of that diagonal line, but the exterior boundary of the property can't be bigger than what the property owner owns.

Deputy Mayor Matise also questioned the property description.

Mr. Jacobowitz stated that he had the historic maps here of 1875 and 1907 and the description of filed with the Secretary of State in 1925.

Deputy Mayor Matise indicated that those maps are too late to establish a historic comparative because the 1860 or 1862 map the village line was where the railroad track is now.

Mr. Jacobowitz stated that's not true. He further stated that they are passed those issues and the only issue now you've already passed a resolution approving the annexation and the Town has done it, you must adopt a local law to actually affect the inclusion of that land into the Village of Walden. The Village approves the map before it gets filed. If you don't like the map, tell them why and they will straighten what ever the issue is with the map. He stated that if you added something at the end of the description that would be more generic it can't hurt.

Trustee Millspaugh stated that there is no mention of acreage in there.

Mr. Dowd stated that they can add it to the description.

Trustee Millspaugh stated that he wants to make sure that the final map has a true description of that land tied to the village line.

Mr. Jacobowitz stated that they will get that as part of the field survey certified to the Village and that will generate the description which is significantly different.

Mayor Pearson stated that she is just looking at numbers. So unless there is a survey along with that would she feel comfortable with that? That is her point.

All ayes. Motion carried.

Trustee Hurd moved to adopt Introductory Local Law I-3 of 2008, "A Local Law Annexing The Lands of Oak Street Management, Inc. From the Town of Montgomery to the Village of Walden" as Local Law No. 1 of 2008. Seconded by Trustee Norman. All ayes with the exception of Deputy Mayor Matisse voting no. Motion carried.

Welcome Center Bid Acceptance

Deputy Mayor Matisse moved to accept the bids for the Rail Trail Welcome Center, Contract No. 1 from Tuscan Construction & Consultants LLC for \$57,952.00, Contract No. 2 from Mid-Orange Mechanical \$12,402.00 and Contract No. 3 from \$16,685.00. Seconded by Trustee Wynkoop. All ayes. Motion carried.

Resolution No. 1-08-09-CDBG Application Approval

Deputy Mayor Matisse moved to adopt Resolution No. 1-08-09, CDBG Application Approval. Seconded by Trustee Wynkoop. All ayes. Resolution adopted.

NYSERDA – Energy Audit Program

Deputy Mayor Matisse stated that the Village can do an energy audit for this building and also our water and sewer system.

Trustee Rumbold asked if the audit fee was per building.

Mr. Barnes stated yes.

Deputy Mayor Matisse stated that she asked if the water and sewer system would qualify and he said yes. He also gave her the name of the technician and she would like the manger to contact him and find out.

The manager indicated that he will get more information.

Set Date for a Joint Board Hearing

Trustee Rumbold moved to hold a joint board meeting on June 30th, 2008 at 7pm pm the third floor of the Municipal Building. Seconded by Deputy Mayor Matise. All ayes. Motion carried.

Set Date for a 2008-2009 Action Plan-Trustees/Manager

Mayor Pearson moved to hold the Trustees/Manager Action Plan meeting on June 30th, 2008 following the joint board meeting. Seconded by Trustee Norman. All ayes. Motion carried.

Small Cities Application Approval Request

Deputy Mayor Matise moved to approve the Small Cities application that exceeds \$20,000.00, zero interest and repayment upon transferring of deed. Seconded by Trustee Millspaugh.

Sewer Backup

Manager Politi explained to the board that a homeowner had sewer backup into her home. She had Rotor Router come in and snake it out. They had a tough time getting through so they called the Village and we checked the manholes and jetted the line. Our line was open. She believes we blocked her line. Before the Village jetted the line they popped the manholes and looked at our flow. We were open. They put dye in the line and the dye didn't come out until we jetted our line, but it could have taken that long for the dye to get through what little she has left to her sewer lateral. The sewer lateral is in complete control of the homeowner.

Mayor Pearson asked if there was a written report for this.

Manager Politi stated yes.

Deputy Mayor Matise asked if the sewer main on that street was in the middle of the street.

Manager Politi stated that generally its in the middle of the street.

Deputy Mayor Matise asked if heavy traffic on that street could have affected that lateral and would the homeowner be responsible for that.

Manager Politi stated that he can't answer that. He further stated that he is letting the Board know that the Village's main was open.

Board of Trustees Health Insurance

Mayor Pearson stated that the Board received a letter from the Village Attorney two weeks ago. The question was what is considered a fringe benefit.

Mr. Dowd stated that if you read his letter that isn't an issue. The focus should be on what the Board is trying to do. Buy outs have to be done by local law and that has not been done. Also, the Board has to discuss what the buy out should be. The buy out is a fringe benefits. The Board also has to discuss what they will offer as far as the insurance. At the time buy outs were suggested he informed the board that it was not a good thing. He was not asked to research it and he was not involved in any discussion after that and he wasn't aware there were buy outs until this topic came out.

Deputy Mayor Matise asked how buy outs got established for employees.

Mr. Dowd stated by contract.

Deputy Mayor Matise stated that there are employees that are not contractual.

Mr. Dowd stated that he was not aware of it. Monies were budgeted to pay these buy outs and someone administratively said pay out the buy out.

Trustee Hurd stated that there's always been money set aside and the Board received differential for extra duties. That fixed salary runs with the elected office. Going way back trustees didn't have health insurance. In the 80's they had trouble getting people to run for the board and thought maybe if we offered health insurance, which at that time was very inexpensive, so they offered it to board members that wanted it. The cost of health insurance has gone up dramatically. What we have now is fairly substantial disparity between total compensation of a single board member that takes single health insurance. He gets salary plus current family plan so the total compensation plan is \$19,000 whereas someone who takes single coverage is \$11,000, so there is an \$8,000 difference. Board members who take the buy out get there salary plus a \$6,000 buy out or \$3500 single.

Deputy Mayor Matise indicated that we are coming into some pretty tough times are we going to become team players are our we just out for ourselves.

Trustee Hurd stated that the Board of Trustees of the Village of Walden is the only elected board and the only compensated board in our village. The total compensation for the Board during the current budget year is \$91,000, which is comprised of \$27,150 ----- and \$60,850 of that insurance is insurance buy outs and other miscellaneous expenses, a small amount goes into retirement. A business person might be able to spend time away from their business to devote time to the Village if it was justified time spent away from their business. There might be a young family out there who might want to serve on the board but they are working a part time job because they need to, but maybe the benefit package might allow them to run for the board. Some

board members are proposing that the Board of Trustees compensation be reduced by requiring members to pay 20% of their insurance and by reducing the buy outs.

Trustee Rumbold stated that the proposal was if someone took a buy out, even though you were married and entitled to a buy out for family that you only take buy out for single.

Trustee Hurd indicated that his position is to reject the proposal for the following reasons; it's a simple fact that we do not balance the budget based on compensation of the board members. Four point three million is the amount raised from the 2200 residential properties in the village. The Board's present compensation plays an important role in getting candidates who might otherwise not run because of the time and effort spent. Of the six villages Walden had the largest population. The present proposal amounts to nothing but political pandering. Residents should consider the present full board cost each of you approximately \$40.44 per year. That's total cost of salaries and benefits. The proposal of 20% reduction to the trustees who get health insurance, plus 3% reduction in the total buy out amounts to \$13,600 a year. That's a savings of \$5.40 per year.

Trustee Rumbold stated that she really takes umbrage to a trustee saying what is attempted here is political pandering. Political pandering is done by politicians who tell people what they want to hear but generally do not believe it themselves. They talked about this during the election because when she went around with her petition she had a taxpayer ask her about trustee benefits, she did not know they existed, so she came to the village office and got a budget and there they were. She also had no idea what they cost. When she looked at them she felt they were excessive. She talked about this during the election and after the election. If she didn't really mean what she said then you might be able to say its political pandering. She also attended budget hearings on this current budget and this item was brought up for discussion. The first trustee said absolutely not, do not change our benefits when the question was asked by the mayor if they wanted to discuss that line item and that was Trustee Hurd. Trustee Leonard was at the meeting then stated that he was more than willing to discuss not taking any kind of adjustment to the base pay and the first trustee to say something was Trustee Hurd who said to Trustee Leonard that's just pandering to the voters. So evidently any attempt to do anything for the taxpayers of this village ask far as any kind of trustee benefits is viewed by Trustee Hurd as political pandering. She calls it leading by example. We ask people in this village to pay for taxes, pay for higher water bills, and pay higher garbage bills. If we're going to ask them to dig deeper into their pockets the first line of defense, the first people in this village that should sacrifice are the ones sitting at this table. That is why she suggested that it might not be a bad idea for trustees to consider paying a portion of their free medical benefits. She didn't do it to be punitive. She did it because she thought it was fair to the taxpayers of this village. The other issue she has is the buy out. She did research and she researched the trustee benefits to begin with and once again in the Village of Walden there is no public record of village benefits, health benefits for trustees or is there any public record for the buy out. Either these benefits were discussed in a budget hearing, which there are no minutes recorded or it was discussed in executive

session. 2003-2004 the question was asked by Andrew Uszenski to Mayor Pellegrino, “are you considering giving buy outs to trustees and Mayor Pellegrino said yes and there was no further discussion in those minutes and no board members objected to this. It did not appear in the 2003-2004 budget. If you look in the 2004-2005 budget buy outs appear and there was no discussion at the public hearing, so somewhere along the line these were discussed at a budget session. No where is it pointed out to the public that this has now become a line item? The attorney said that at the time he was asked he advised the board that he didn’t feel it was a good idea and he wasn’t directed by the board to do any kind of research to find out if this was something the village could do without enacting municipal law. Now we know that is the case, you have to have municipal law. To say her efforts are political pandering is not only ridiculous, but its childish. It’s a good thing we had this discussion. Her motivation was clear and it is still clear.

Trustee Millspaugh stated that he didn’t know about the compensation package until he decided to run. He was surprised when he heard about the buy out.

Trustee Hurd suggested giving the board members a higher salary and if they wanted to apply it to health insurance. He also suggestioned at a work session to start working towards elimination of buy outs, but compensate board members equally.

Deputy Mayor Matise stated that the drawback to that is another board coming in and put health insurance back in.

Trustees Norman and Wynkoop suggested a work session to talk about health insurance for board members.

Trustee Rumbold asked what civil service says about municipal law.

Mr. Dowd stated that he did speak to NYSHIP regarding the qualifications for the insurance and they talked about if you offer health benefits to what ever class and each class has to be treated exactly the same. In that sense there was a question he raised about the differential between making what family coverage paid 35% of the premium and people taking single coverage paying 20% is a differential between the same class that he doesn’t think NYSHIP would approve. As far as the buy out, there is nothing in his discussions with general council, there would be nothing to stop them or prevent them legally from enacting a local law to provide buy outs. It has to be done.

Deputy Mayor Matise stated that if all trustees receive one level of buy out then it isn’t viewed as an unequal gift.

Mr. Dowd suggested if they want to enact a local law as a buy out he thinks they should come up with a figure and cap it so it doesn’t go up every year.

Mayor Pearson asked who knew about the buy out and when did it happen.

Mr. Dowd stated that they could figure out by the year it appeared in the budget.

Trustee Rumbold stated that when they discussed the 2003-2004 budget it did not appear. It wasn't discussed in 2004-2005, but it appears in that budget.

Mr. Raymondo stated that it was when Mayor Pellegrino came on the board. It was a discussion between the mayor and trustees. The attorney advised them that they should not do that. He came to a meeting and he was told he was getting a buy out at which time he said he didn't want it and he was told he had to take it. He said he would give it back to the village, but he was told he couldn't do that. That buy out was something that was decided by a selected few board members because one member was a CSEA member and they knew that CSEA was entitled to buy outs. He was forced to take the buy out.

Trustee Norman asked how anyone was forced to take the buy out.

Mr. Raymondo said they did.

Mayor Pearson stated that if they have a work session on this she would like Ray Ozman included.

Trustee Rumbold asked what if the board isn't smart enough to direct the attorney to do some kind of research. If you had a bad feeling about it why didn't you do some research.

Mr. Dowd stated that clearly they did not ask him to do research. It was a general conversation about overall compensation fairness. It might have been executive session. At the time that buy outs came up he said to the board yes buy outs are offered to employees, but it's not a good idea for an official to take a buy out. If the benefit is there you either take it or you don't take it, you don't take a cash buy out. That was the last he heard of it.

Trustee Rumbold asked why they need to direct the attorney to research something when they may not know it needs to be researched.

Deputy Mayor Matise stated that he did offer them advise. They should have said what you mean.

Mr. Dowd stated that he can not anticipate or be expected to research every potential issue that may come up in a conversation. You may not know if the conversation is going to go anywhere.

Trustee Rumbold stated that cash payments are not considered a gift, it would be considered a favor to the village to take the cash entitlement rather than the insurance because it's less of a financial burden on the municipality.

Deputy Mayor Matisse stated that Mr. Dowd does not review the budget, so how would he have known, once he gave that advice, that they continued down that road and put it in the budget. He wouldn't of.

Mayor Pearson stated that this topic will be a work session item at the next meeting.

Single Family Zoning

Deputy Mayor Matisse asked if Mr. Dowd had a chance to look into this.

Mr. Dowd stated no.

Tabled until June 24, 2008.

Curfew

Mayor Pearson stated that she put this on the agenda to see if the Board has changed their mind.

Trustee Norman stated that she's changed her mind. She is for the curfew.

Mr. Dowd stated that it's not unconstitutional to pass the law, but the law has to be very carefully written to avoid problems.

Mayor Pearson suggested that the law be written from opinions that have been won and we could look at both the negative and the positive.

Mr. Dowd stated then it's the issue of enforcement and is sometimes where the problem comes.

Trustee Wynkoop stated that he has been told by several lawyers that it's in violation of the first amendment of our Constitution, the right to assemble.

Mr. Dowd stated that there are restrictions on what you can do and how you do it. When there are other laws in place in the State of New York under the Family Court Act, persons in need of supervision, juvenile delinquency, the neglected children, there are other mechanisms under State law without going into the local realm of passing a local law and how you enforce some of these issues with these young children on the street. You can actually have proceedings against the parents in family court as being neglected parents. That's without the curfew.

Mayor Pearson asked why they don't do that now.

Mr. Dowd stated that he doesn't know.

Trustee Hurd indicated that when you bring the juveniles to the police station you have to have someone stay with them.

Manager Politi suggested they discuss this further when the chief can be present.

Tabled until June 24, 2008.

Meeting Agenda Format

Trustee Millspaugh stated that it seems the meeting gets late and the items on the end of the agenda get swept away. He would like to see the agenda streamlined. He suggested correspondence and managers report be put towards the top of the agenda.

Trustee Hurd suggested discussion items be one meeting and action items another meeting.

Mayor Pearson suggested a work session.

Trustee Rumbold stated that local laws should not be brought to a public hearing until it's the way the Board wants it written.

Mayor Pearson stated that she didn't feel the local law for landlord registry was ready for public hearing. The Board still had to discuss this.

Trustee Rumbold stated that a work session is discussion only, there is no action taken.

Mayor Pearson stated that the next meeting is a work session.

Manager Politi stated that he will get other formats.

Trustee Rumbold suggested that if there are a lot of things that need to be discussed to have an extra meeting that is just a work session.

Mayor Pearson stated that the next meeting will be a work session and see how many action items need to be taken care of.

Employee Handbook

Manager Politi stated that the employee handbook hasn't been updated since 1989 and he has received a proposal from Public Sector HR and he'd like to use them to do the Employee Handbook.

Deputy Mayor Matise asked if they will set up an employee evaluation.

Deputy Mayor Matise moved to approve the proposal from Public Sector HR to do the Employee Handbook. Seconded by Trustee Rumbold.

Mayor Pearson stated that she would like to see other numbers.

All ayes with the exception of Mayor Pearson voting no. Motion carried.

Status of Trustee Reports

Deputy Mayor Matise stated that she attended Jim Taylor's presentation.

Trustee Norman stated that the Recreation Committee is moving along with the houses at Olley Park. They also got the volunteer sign up. She doesn't feel the posts should be painted.

Trustee Rumbold asked how long before the houses will be done.

Manager Politi stated that the bids have been awarded.

Trustee Norman stated that the committee will paint the houses.

Trustee Rumbold asked before they pay the bill make sure it's what the committee wanted.

Trustee Norman stated yes.

Deputy Mayor Matise stated that she attended the Jim Taylor presentation and she asked him about selling the village low cost electricity and they will not be doing that. He will be offering to buy the garbage from the transfer station at a lower cost than the tipping fee. He's saying we're going to have a \$30.00 per ton savings in tipping fees.

Mayor Pearson stated that she went to the Central Hudson line meeting. People were complaining about the fifty foot right of way, cutting down trees, some of the power lines are cutting through peoples property, over ponds, over houses. Bailey Road is being affected.

Trustee Hurd stated that he went to the Library Board meeting in May and the meeting was cancelled.

Trustee Millspaugh stated that he went to the Zoning Board meeting and the discussion was regarding the illegal apartment on Maple Street and the Catholic Church parking lot. Also, the body shop on North Montgomery Street was also on the agenda because used car sales are not a permitted use in that zone. The body shop is legal.

Deputy Mayor Matise stated that she attended the Planning Board work session and there weren't supposed to have action items, but they voted not to wait for a letter

from the Village Board, they recommended to the Village Board that the two acres to be annexed be zoned townhouse. The meeting before that the chairman said they were waiting for a letter from the Village Board. The Village Board never sent a letter but they went ahead and acted at the work session.

Mr. Dowd stated that the fact that it's called a work session does not prevent them from taking action. It's a publicly noticed meeting

Deputy Mayor Matise asked if they record that meeting.

Mr. Dowd stated if they take action the do.

Deputy Mayor Matise stated that they were also given an informal presentation of the parcel next to it and the Taminini property and the applicant was there saying to them you know we really want you to consider this whole thing as one project. The Planning Board was upset because they felt they were being pressured.

Mr. Dowd stated that is what they would normally have on a work session.

Mayor Pearson stated that she's heard the Planning Board tell people numerous times that they can't take action on items because it's a work session. All of a sudden they can make a change for someone and that's not fair. She doesn't like the pressure.

Trustee Millspaugh stated that he went to the Planning Federation sessions for Planning and Zoning Board members and there was no one from Walden. He asked if the Village is encouraging further education for those members.

Mr. Dowd indicated that he provided the Zoning Board with four hours of training and the Planning Board with two hours of training, in house.

Trustee Rumbold stated that there was a presentation at the Town to the public to see where the whole process is and a municipality can control very little, but one thing they can control is what happens to the land within their borders. A lot of people like to believe, bring more houses in because they share the cost of taxes and in actuality houses cost you money. You should balance it out with light manufacturing. When we rezone things we have to think about what we want to attract and what you want to contribute to the Village. You have to balance those two.

Deputy Mayor Matise stated that in the Town of Montgomery a house has to have a market value of \$440,000 to carry its own weight.

Public Comment on Discussion Items

Lucille Raymondo, 200 Orange Avenue thanked the Board and Manager for the speed monitor outside her house. She further stated that in regard to the health insurance, we all pay for our contributions to health insurance, even her being on disability she pays

a portion. She was wondering why they can't put this out to a public vote. She also stated that she takes exception to the fact that Trustee Hurd stated that the only reason people will go on this board is because between insurance and pay they are being offered \$19,000. Many people run for this board with no financial consideration. He also stated that it will save her three dollars and change a month for him to give up his insurance, in this day and age where oil is going to be \$5.00 a gallon and gasoline will be \$5.25 and milk is \$4.75 a gallon, that \$3.00 can buy her a loaf of bread.

Trustee Hurd stated that its \$3.00 a year. He also explained the statement he made. He didn't try to imply that we get a better class of people. He apologized if he offended anyone.

John Muehlen thanked Trustee Rumbold and stated that the attorney should have advised the Board that he should look into this, yet he said nothing.

John Revella asked, if you now know the buy outs are illegal what are they going to do with the money, will that go back into the budget. Also, there is Parental Responsibility on the books now.

Mayor Pearson stated that they can't use it.

Mr. Revella stated that its good that the Employee Handbook is going to be revised.

Correspondence

Mayor Pearson stated that the Board has to decide on the Orange County grant. She spoke to Mike Hayes and the Town had no decision. She will ask him one more time if we want to do well head protection.

Trustee Norman moved to move forward with the Orange County Planning Grant for well head protection plan. Seconded by Deputy Mayor Matisse. All ayes. Motion carried.

Mayor Pearson asked about the Jewish Community Center's sign.

Manager Politi stated that he hasn't heard back from them.

Mayor Pearson asked if the manager ever wrote back to the Hechts.

Manager Politi stated yes.

Village Manager's Report

Manager Politi stated that he researched whether Whispering Pines Development Corp. has completed the work on Bank Street. They have completed what they've been

asked to do from the engineer's perspective and the contractor's perspective. They are submitting for payment as is.

Mayor Pearson indicated that we have engineers to make sure projects are done correctly.

Manager Politi stated that the engineers were there when they did it and they went out and inspected it.

Mayor Pearson stated that it was done wrong.

Deputy Mayor Matisse stated that the water still sheets out into the intersection.

Manager Politi stated that it did before because the road pitches, it didn't have a crown. There isn't an icing problem. You still have a retainer and performance bond. You owe him \$25,610.85.

Trustee Hurd moved to pay Whispering Pines \$25,610.85. Seconded by Trustee Wynkoop. All ayes. Motion carried.

Manager Politi stated that he received a letter from Mr. and Mrs. Green of Center Street who state they are having a problem with the people who work at the ambulance corp. He will follow up on it.

Manager Politi stated that you can donate cell phones to the soldiers.

The manager also advised the Board that Mr. Pursutti has met with Mr. Melnic on Oakland Avenue regarding the acorns falling on his cars and there is a way to shoot the tree and stop production of the acorns. It can only be done in the spring. Mr. Melnic is comfortable with the process.

Manager Politi stated that he met with five of the Ulster Avenue residents regarding the retaining walls which went well and he will have one more meeting next Thursday night. He has to get four more of the ten.

The Manager went to DOT this morning with Supervisor Valk and Jan Ool. She had all the paperwork completed and ready. It will take about a week for DOT to review everything to make sure everything is in place so they can say go to bid. When we received the grant from Representative Hinchey through Member Item the one thing they didn't tell the Village is there is a 20% required match. There is work that they will be continuing to do to chip away at that number. It was a very good meeting and very positive feedback that they are moving forward.

Manager Politi also presented the department head reports.

Deputy Mayor Matisse asked how they would know what Truck #1, Truck #2, etc. is.

Manager Politi stated that he will get her that information.

Deputy Mayor Matisse asked what the diesel usage is.

Manager Politi stated that it's for the bigger trucks.

Mayor Pearson stated that the Walden Wellness is a very good idea.

Mayor Pearson stated that in regard to the building inspector's letters to the people on LaFayette Street, it's not necessary to mention that a complaint came in to the Village Board.

Manager Politi stated that it's public knowledge. He's responding to a complaint.

Mayor Pearson asked about the purchase of a new police car, she thought they were getting a Crown Victoria. She asked if the gas mileage between the two is different. She also asked if the new car goes to the chief.

Manager Politi stated that the new car goes to the Sergeants. He's trying to get more four wheel drives.

Mayor Pearson indicated that the line item in the budget says Crown Victoria, they didn't vote on the Durango. She asked if one has better gas mileage.

Manager Politi stated that the Crown Vic is a very heavy car.

Mayor Pearson asked about a hybrid.

Manager Politi stated that they don't last. You only have one four wheel drive.

Trustee Rumbold asked if the number of dog bites was normal.

Mayor Pearson stated no.

Manager Politi stated that Lori Keator is resigning from the Zoning Board as of June 30th.

The manager also stated that the draft emergency management program is in the Board's packet.

Trustee Rumbold stated that under purpose, add, Village Manager his or her appointed deputies.

Deputy Mayor Matise asked that the no parking in front of the Walden Savings Bank be put back.

Deputy Mayor Matise also stated that Walden Housing Association, they still can't use the balconies.

Trustee Norman stated that they don't have balconies. They did replace some.

Manager Politi stated that he will find out.

Board Comments

Trustee Rumbold asked if the village was ever reimbursed for the spill at the intersection of Main Street and Orchard Street.

Manager Politi stated that he did send a letter and he will send it again.

Trustee Millspaugh stated that there was always no parking on the right side of Bank Street.

Trustee Millspaugh stated that the urgent alert for smoke detectors be put on the calendar for next month.

Deputy Mayor Matise asked the attorney if he's heard anything about the ambulance corp., the Medicare.

Mr. Dowd stated that he doesn't know what the status is. They're still negotiating.

Deputy Mayor Matise stated that the letters that go out for violations are they given a fix by date. If the letter doesn't then they should.

Trustee Wynkoop stated that Mr. Mann hasn't done anything with his building on West Main Street.

Trustee Norman stated that the Town of Montgomery Police Department needs to be notified, they need to slow down when they come into the Village of Walden.

Mayor Pearson asked where the Village stands with DARE next year.

Trustee Norman stated that they had a Crime Night Out meeting. They are looking for more help. It will be at Bradley Field and they will have fire works. The next meeting is the 19th of June.

Manager Politi stated that with regard to DARE if they can make it happen they will make it happen.

Mayor Pearson asked about the swale on Liberty Street.

Manager Politi stated that he doesn't know how it works and he doesn't know what they can do. He was there when it rained and when it was dry and he didn't see anything.

Mayor Pearson asked when the flowers were going up on Main Street.

Manager Politi stated that they are getting a water pump first.

Mayor Pearson asked about the digester.

Manager Politi stated that it's still in design.

Mayor Pearson stated that blacktop is going up this year.

Manager Politi stated that the state and county bids are still good.

Mayor Pearson asked if you could use concrete.

Manager Politi stated that would be more money and very hard to fix.

Mayor Pearson stated that she got good comments on the Soap Box Derby, but Scofield Street residents were not happy with the kids tearing up there trees and leaving garbage on their lawn. She also asked the attorney where he was with the codification.

Mr. Dowd stated that there will be a special meeting with the department heads very soon.

Mayor Pearson asked about Time Warner.

Mr. Dowd stated that he has to send out a letter.

Attorney Retainer

Mr. Dowd asked if the Board would act upon his request for the retainer increase. He did send the board a letter with a break down of his time.

Trustee Hurd moved to approve the attorney's retainer increase. Seconded by Trustee Wynkoop. All ayes. Motion carried.

Executive Session-PBA Negotiations

Trustee Rumbold moved to hold an Executive Session pursuant to 105-(e), Police Negotiations, of the Public Officers Law. Seconded by Trustee Wynkoop. All ayes. Motion carried.

Trustee Hurd moved to reconvene the regular meeting. Seconded by Deputy Mayor Matisse. All ayes. Meeting reconvened.

Adjournment

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

Respectfully submitted,

Nancy Mitchell
Village Clerk