

**Village of Walden Board of Trustees  
Regular Meeting  
September 14, 2010  
Motions and Resolutions**

**Public Hearing – Introductory Local Law I-5 of “Appearance Tickets”**

Trustee Rumbold moved to open public hearing. Seconded by Trustee Bowen. All ayes. Motion carried.

Trustee Hurd moved to close public hearing. Trustee Norman seconded. All ayes. Public hearing closed.

Trustee Hurd move to declare the Board of Trustees lead agency and to declare negative declaration with regard to SEQRA. Seconded by Trustee Leonard. All ayes. Motion carried.

Trustee Hurd moved to adopt I-5 as Local Law #6 of 2010. Seconded by Trustee Rumbold. All ayes. Motion carried.

**Walden Women’s Club**

Trustee Norman made a motion to approve the Walden Women’s Club proposal for fundraiser for Sept. 26, 2010 at Bradley Park. Trustee Bowen seconded. All ayes. Motion carried.

**Appointment of Registrar**

Trustee Norman made a motion to approve Victoria Kurtz as Registrar. Trustee Penney seconded. All ayes. Motion carried.

**Delaware Engineering**

Trustee Hurd made a motion to authorize manager to sign contract for services for inspection work with Delaware Engineering. Trustee Leonard seconded. All ayes. Motion carried.

**State Comptroller Audit**

Trustee Bowen made a motion to write letter for State Comptroller Audit. Trustee Leonard seconded. Trustee Hurd recommended notifying Nugent & Haeussler. All ayes. Motion carried.

**Parks Comprehensive Plan Committee**

Trustee Rumbold made a motion that the Committee is made up of: John Stabner, Mike Ciardullo, Marianne Landolina, Midge Norman, Randi Lee Penney and non-voting chair Mike Bliss. Seconded by Trustee Hurd. All ayes. Motion carried.

**Resolution to Approve Retiree Payouts**

Trustee Norman made a motion to approve retiree payouts. Trustee Bowen seconded. All ayes. Motion carried.

Nancy Mitchell	\$ 21,901.83
Jan Weiner	\$ up to \$73,000 (actual -TBD)
Judy Byington	\$ 42,069.78
Scott Snyder	\$ 2791.83

### **Approval of Minutes**

Trustee Norman moved to adopt the minutes of Aug 10, Aug 26, Sept 7, and Sept 13, 2010. Seconded by Trustee Norman. All ayes. Minutes adopted.

### **Correspondence**

None

### **Comments from the Board**

Trustee Norman asked about replacing many stops signs in the village. Possibility of a village wide yard sale prior to bulk pick up in October. In addition, the responsibility of removing yard sale signs.

Trustee Rumbold stated that the Teen Center could use a new pool table if someone could possibly donate on; current one is in poor condition. Also, there is a hole in the floor of the Center that needs to be fixed.

Trustee Bowen mentioned that the forest across the street needs to be cut.

Trustee Leonard stated there was an increase in tickets for July and August.

### **Executive Session**

Mayor Maher moved to hold an Executive Session to discuss Village Clerk interviews, Village Treasurer and 105 h Property Purchase. All ayes. Motion carried.

Trustee Leonard moved to reconvene the regular meeting. Trustee Norman seconded. All ayes. Meeting convened.

### **Adjournment**

Trustee Penney moved to adjourn. Seconded by Trustee Bowen. All ayes. Meeting adjourned.

**Village of Walden  
Board of Trustees Meeting  
September 14, 2010**

Mayor Brian Maher 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	Brian Maher
	Deputy Mayor	Sue Rumbold
	Trustees	Midge Norman
		Richard Hurd
		Edmund Leonard
		Bernard Bowen
		Randi Lee Penney

Absent:

Also Present:	John Revella, Village Manager
	Nancy Mitchell, Village Clerk
	Kevin Dowd, Village Attorney

**Public Hearing – Introductory Local Law I-5 of “Appearance Tickets”**

Mayor Maher read the Notice of Hearing and presented the consideration of adoption of Local Law I-5 which amends Chapter 9 of the Village of Walden entitled “appearance tickets” to authorize the Chief of Police to issue and serve appearance tickets in connection with violations of designated fire lanes in the Village of Walden.

Trustee Rumbold moved to open public hearing. Seconded by Trustee Bowen. All ayes. Motion carried.

No public comments or comments from the Board of Trustees

Trustee Hurd moved to close public hearing. Trustee Norman seconded. All ayes. Public hearing closed.

Trustee Hurd moved to adopt I-5 as Local Law I-6 of 2010. Trustee Rumbold seconded. All ayes. Motion carried.

**Presentation – Lanc & Tully – Sunset Drive Drainage**

John O’Rourke of Lanc & Tully Engineering – Board asked them to look into Drainage concerns on Gracewood Court. – Aerial Photos were presented from 2004 (before) and 2007 (after) with elevations.

The house with the extended driveway – it's drainage is directed toward the homes on Sunset Drive. There was nothing designed to take care of that flow or reduce it. A catch basin was installed on Glass property with a drain line going toward basin. A 4" under-drain was also installed by the Village. Gracewood Court is not owned by the Village. Now all private property. Can be resolved with drainage swale, catch basin or under drains, but it's all private property.

Pat Glass – property owner - has the drain on her property and it's never worked properly, water is stationary and breeds mosquitoes. She's called the Village office, DPW supervisor checked it out and said nothing was wrong with it. Who authorized the drainage?

O'Rourke stated he wasn't here at the time and he doesn't know who authorized it.

Pat Glass indicated she has no problem with the drain if it worked properly.

Jessica Metzger – property owner with the extended driveway. What is suggested to alleviate the slope on the hill behind her property.

O'Rourke recommended to build a swale and curb drain; a ditch with stone.

Jessica Metzger stated the first 50 feet of driveway coming in from Gracewood had been a paper road, it is now deeded to Uri Gehkt.

O'Rourke stated that it is not a Village matter to take care of; it is not a Village street.

Trustee Rumbold asked if O'Rourke looked at the planning board documentation that addressed this drainage problem.

O'Rourke firm did do a drainage report and submitted it to the planning board.

Trustee Hurd stated he's been out there to look at properties and there was a drainage swale.

Pat Glass indicated that prior to the new road/development; she'd never had a problem.

Trustee Rumbold stated the answer is a swale, but the issue is that there are different property owners with a common border.

O'Rourke stated that it is not Village owned property.

Eric Metzger – first 50 feet off cul-de-sac is not his, since it was a paper street, maybe the Village can take it back and do what they need to do.

Kevin Dowd indicated that the street never belonged to the Village.

Jessica Metzger – homeowners behind them, the Calvatoro's have a retaining wall because they've always had a problem.

Trustee Rumbold indicated that the Calvatoro's have been invited to the Board meeting and they have not come. She also asked how much space is needed for this Swale.

O'Rourke stated a survey would be needed because there are trees, typically a swale is 5 feet wide; the swale would be using private property, but the property owners can still use own property.

Mayor Maher asked about cost.

Kevin Dowd stated the Village did not create this problem and it would be considered a private solution. Is the problem being caused by Gracewood Court or is it from beyond Gracewood?

O'Rourke indicated that all the drainage from Gracewood Court and the houses are being funneled into the detention basin. The drainage in the back of these homes would come from Gracewood Court – it's all from the uphill and private property owners.

Mayor Maher asked Pat Glass if she had this issue before Gracewood Court.

Pat Glass indicated she's never had a problem.

Mayor Maher asked Kevin Dowd what can the Village do? Was the developer at fault?

Kevin Dowd stated that according to the engineer, the developer is not at fault. If there is a problem and the Village wants to correct it, then they would have to get easements from all property owners and install a swale or drainage pipe.

Trustee Rumbold asked that this is merely a coincidence that there's never been an issue, a development gets put in and all of sudden we have this drainage issue.

O'Rourke indicated he doesn't believe it is a coincidence. The developer of Gracewood Ct built the development in accordance with the plans that were approved by the Village Planning Board.

Trustee Hurd asked about the Detention Pond on Pat Glass' property. According to O'Rourke, the detention pond fills up and is piped into the underground collection system. There's no chance that it is leaking into groundwater. This is surface water. 95% sure it has nothing to do with the Detention Basin that was installed. Pipes look like they are draining properly.

Trustee Leonard asked if the Village can file a quick claim on paper street.

Kevin Dowd indicated Mr. Gehkt already did that but doesn't know if he did that properly. The Village would have to file a competing quick claim deed. The village has no intention of taking responsibility of that portion of Center Street.

Trustee Hurd stated it is not Village property and we can't ask the tax payers to pick it up if it's on private property.

Mayor Maher asked if there is an agency that can put together a cost estimate of what the solution could be for this problem and see if the property owners could cooperate.

Kevin Dowd recommended the engineer can come up with cost estimate.

Trustee Bowen asked if the individual homeowners can use their homeowners insurance.

Trustee Rumbold asked Pat Glass if she received a bill from the Village and she indicated no and that she did not know it was being put in and who authorized it.

Mickey Millspaugh looked at drainage and noted a problem exists that wasn't there before and someone has a legal obligation to take care of it. The catch basin is an admission by someone that there was a problem. Whoever put it in should be responsible for a full-fledged catch basin. He asked if the new road been profiled and does the profile today match the approved profile.

O'Rourke indicated yes.

Millspaugh inquired if the sub-division plan showed the site grading around the houses, could the site grading between the house and the retention pond in effect form a dam.

O'Rourke there was no grading plan, and nothing on sub-division plot that showed grading. The problem comes from the back yards. It does not form a dam.

Millspaugh asked what would be the effect of putting in a full-sized catch basin instead of what's there now, would it relieve the problem

O'Rourke stated no, it would be better than what's there, but Ms. Glass' problem is occurring further up in her back yard.

Kevin Dowd stated if the Village did put the drain in, then maybe we need to take the drain out and restore the properties to the way they were. The Village would have asked permission of the property owners before doing this work.

Mayor Maher stated that more research needs to be done.

Becky Pearson asked what the role of the planning board is, and shouldn't it protect the residents of the Village.

Kevin Dowd indicated that he heard John O'Rourke say that the Village Engineers at the time, reviewed the storm water drainage plan and made the applicant revise the plans, did a plan that was based on the standards at the time and there is nothing that indicates our Engineers were at fault in the design of the drainage of Gracewood Court and Gracewood Court is not causing this problem. Need to determine who put in the catch basin.

Mayor Maher asked Ms. Glass if she knew when the drain went in.

Pat Glass indicated 2007.

Kevin Dowd stated that if the Village put it in, then we should take it out and fix the property with reseeding/grass.

O'Rourke stated his firm will help out with cost estimate.

**Presentation by UR Energy** - regarding Energy Audit  
Tabled

**Presentation by Chief Holmes** - regarding police overtime and scheduling  
Chief Holmes presented a handout to discuss overtime of police officers for June, July and August. That handout is not available, contains confidential information.

Expected reimbursements from grants for seatbelt safety, traffic enforcement program, STEP, Stop DWI. Reimbursements not complete yet, have to be in by October.

Chief Holmes' handout showed a breakdown per month of where overtime was spent per officer and dispatcher. He reviewed several officers' sick time, vacation time, holiday time and personal time and the coverage needed for these officers.

Chief Holmes indicated the Village Manager gets the part-time officers information weekly or bi-weekly. In addition, part-time officers can file for unemployment after they reach their maximum hours. He is working on hiring more part-time dispatchers; received over 40 applications.

Chief Holmes discussed several different incidents that occurred and the costs associated with those incidents.

Chief Holmes presented a plan to address upcoming issues with overtime and scheduling for officers and dispatchers.

Trustee Rumbold asked about the re-training for part-time officers after they've not been working for awhile...

Chief Holmes indicated no, but that it does depend on how long that officer has been out. Sometimes they do require a field training exercise, but usually no.

Trustee Rumbold asked if the new hires are asked how many hours they are available to work.

Chief Holmes indicated yes, and what positions they are hired for part-time or foot patrol.

Trustee Rumbold asked if when we have issues with part-time officers calling in does it seem to be the same officers.

Chief Holmes indicated yes, and three part-time officers have been counseled on that in the last three months. Same process as full-time officers. If no improvement, we take it to the next step which depends on number of years of service.

Mayor Maher inquired if we have 13 part-officers.

Chief Holmes went through the officers by number and went through each one's availability to work.

Mayor Maher asked the average cost of field training that is not budgeted for part time officers.

Chief Holmes stated it's based on 40 hours per week, 15 weeks, times the \$22 per hour.

Trustee Rumbold stated that municipalities have their fiscal year as July 1st through June 30, why is it the time you are using is the calendar year.

Chief Holmes indicated it was for Civil Service purposes. Court time can't be penalized.

Mayor Maher asked about some of the part-timers that don't show a lot of hours being used. What's the point of having so many part-timers if we can't use them?

Chief Holmes stated part time officers do have full time jobs, we work on December schedule in October and they have to give us their availability Nov 1<sup>st</sup>. Schedule is worked out from there.

Mayor Maher asked if field training at 40 hours per week is part of the contract.

Chief Holmes indicated yes, but when there is a part-time officer there is a minimum of six weeks based on evaluation from field training officer.

Mayor Maher asked if the Chief could walk through what happens when someone does an emergency call out.

Chief Holmes indicated it was called short-notice call out (sick time, personal day). A shift coverage sheet is pulled out and the part-timers are called first and have 5 minutes to respond.

Trustee Bowen asked if there was a stand-by list.

Chief Holmes indicated there is no stand-by list, it's contractual that part timers are called first, the shift before and the shift after are then called and the full timers are called next, and then everyone gets called.

Mayor Maher asked if it was in the contract that you can't have a stand-by list.

Chief Holmes stated we have to call them contractually. The minimum call in time changed from 2 hour to 2 ½ hours. Also, every police officer that works the A-line (midnight to eight shift) gets a 2% differential increase in pay.

### **Village Manager's Report**

Started work on 5 roads in the village; Old Orange, John St., Pine Street, McKinley, Donna Christie. Paving company is scheduled for Thursday.

The tennis courts are being rehabilitated starting today.

The municipal roof will be started on Monday; no parking behind the building.

Starting on the 20<sup>th</sup>, the telemetry system order will be put in.

We've had a lot of water breaks.

The sewer plant rehabilitation is starting next month, the first week in October. Preparing for install approximately January.

Met with Engineers from Delaware. Working out the budget lines to alleviate some costs and expenses. Trying to figure out what lines the bond was supposed to be paid from, going back to November 2008.

The Village took out a \$600,000 bond for a sewer plant upgrade. .

Mayor Maher asked why we are another \$600,000 - \$700,000 short.

Manager Revella - Some bills were being paid from the bond account that shouldn't have been, the bills were related to the sewer plant, but not related to the upgrade.

Mayor Maher asked how long this had been going on.

Manager Revella stated they started paying out from the bond fund since November 2008.

Installed the playground equipment at Olley Park that was donated by the Friends of Walden Youth. There has been a lot of cleanup around the Village and still ongoing.

Trustee Leonard asked about the I & I study.

Manager Revella stated it was completed and would have a report at the end of the month. That's where some of the money was paid from for I & I work. Completed in May.

Trustee Leonard asked about sludge removal.

Manager Revella commented it was sludge removal because we are not allowed to use our press.

Trustee Rumbold asked how we are doing with water meters.

Manager Revella indicated we are doing well. Need to draft a letter with Kevin for the large meters. The large meters that will be installed, the owners are responsible for part of the cost. AMPAC will be installed on Saturday.

Trustee Rumbold asked about Thruway meter.

Manager Revella indicated the Thruway puts it in, we provide material and Squire Village as well is a pit meter, we don't go into the pit, they do. That's their cost, not ours. Working on a schedule now.

We sold surplus vehicles for more than anticipated, approximately \$10,000. The money goes into general fund. We also received about \$1000 for scrap metal this past week.

### **Public Comment**

Eric Metzger called the builder (Kennedy) of Gracewood Court, the work on the retention pond was done at the request of his engineer, and the drainage on Ms. Glass' backyard he said he was requested to assist the Village to do that. He and the Village worked on it together; somewhere around 2007.

Jessica Metzger thanked the retiree's (Byington, Weiner and Mitchell) for their exceptional work. Asked Mayor Maher about a quote in the Times Herald Record, from 9/9/2010 - "windfall".

Mayor Maher indicated the windfall comment was not said. He does not take shots at people. He did say mess after mess and will write letter of apology.

Jessica Metzger asked about a responsible budget.

Michael from Beazer development off S. Montgomery St. Been in Village for 3 years. Would like update on dedication of road. Revoke letter of credit.

Manager Revella stated they are updating the punch list and continuing to go through dedication process.

Mayor Maher stated the Village was going to invoke this letter of credit. He's heard they've been in there and getting things done.

Inspector Stickle stated they received three quotes and are close to awarding all of the drainage to be fixed and sewer fixed. If not done by Oct 31<sup>st</sup>, do not take dedication.

Trustee Bowen asked if anyone has followed up.

Inspector Stickle did last week.

Michael feels six weeks is a fairly short period of time to complete punch list. Request a meeting to see what the residents can do to work with the Village.

Rick Penney, 52 Capron Street, issue with 34 Capron Street. It's a nuisance property, furniture out back, garbage, rats, retaining wall is collapsing. Absentee landlord. The property is just as bad as Ronk. There is a health issue for small children in the neighborhood.

Inspector Stickle stated the landlord was in court, was fined and paid half, he's being brought back to court.

Kevin Dowd agreed to sit down and see if there is a violation as such that there is an unsafe building.

Trustee Leonard asked Inspector Stickle when was the last time there was a regular inspection of that property.

Inspector Stickle indicated he was in there about 2 years ago. I can bring it in front of the Village Board ask that the house be condemned temporarily until violations are taken care of.

Trustee Norman stated that's been done, not too long ago.

Mayor Maher stated let's have a meeting.

Trustee Leonard states there are 2 gentlemen that own a property on Route 52 that is now for sale. There are 3-4 apartments in it.

Trustee Rumbold lets get it done

Inspector Stickle stated if we bring it in front of the board and clean it up, we are incurring costs.

Mayor Maher stated let's have a meeting and bring it in front of the board for discussion.

Trustee Rumbold asked if any of the repairs are done, do we get reimbursed.

Kevin Dowd stated after the work is done, a bill is sent and if not paid then it gets rolled onto tax bill.

Helen Schoonmaker, 7 Westwood Dr. stated she's concerned with the seniors in our Village. 55 Main Street was to get a new elevator and we were told it would take only 6 weeks. It is now after 6 weeks and the Village has not taken any action to get the elevator fixed. Some people have not been out of their apartment since 8/5. I would like to see another elevator put in so that there are 2. She's talked to Inspector Stickle and the Town of Montgomery and they feel it's a Village problem.

Mayor Maher was there yesterday and was told the elevator will be up shortly, possibly today. Inspector Stickle stated the elevator was replaced because it was over 30 yrs old. It was done by the Board of the people that own the building. It was old and they did a 6 week reconstruction. At the time the building was built in 1976/1977 only required one elevator.

There was a 2.5 hour inspection on that elevator today and it passed. It should be up and running tonight or tomorrow.

Mayor Maher stated the Village has done whatever we could do and what can the Village do now.

Kevin Dowd stated there is no requirement that we can make them put in a second elevator. The Village went as far as we could go.

Mayor Maher stated there was a letter that mentioned how long the elevator would be out, was it six weeks and how long has it actually been.

Inspector Stickle stated the initial letter stated it would be about six weeks with an interim period between 6-10 days where there would be no elevator at all. It was 12 days.

Becky Pearson, Walnut Street, stated she read on the website that there were water restrictions and is there any other way of knowing this. She wanted to know how the wells are.

Manager Revella stated the wells are not fluctuating much; pretty steady and the restrictions are voluntary.

Becky inquired about how much spent on sewer plant that has to be replaced.

Manager Revella answered we don't exactly we have to replace, of 600, 000 and 500,000 was spent.

Becky recalled questioning previous manager about spending that money and if he spent on certain things he wanted to spend it on. Should counsel been questioning that. She also wanted to know the price of national night out.

Manager Revella stated it was \$1944 and it was much less than last year's of \$3800.

Becky asked about the new hires and no mention of salaries for those positions and how many positions and if these decisions were made, when was it made.

Mayor Maher stated salaries have not been attached to the positions; this has been discussed by himself, John, Kevin and Jan. This has not been discussed at a meeting, only in executive session and going through interviews. No number has been given yet, but we have an idea.

Becky inquired about the positions - One full time treasurer, one full time deputy treasurer and a part time clerk/part time... 4 positions.

Mayor Maher clarified there are 2 part time, 2 full time positions. This has only been discussed and not voted on.

Becky stated these other positions need to be voted on in public before you can hire.

Mayor Maher agreed. Only the deputy treasurer was voted on and only the treasurer has been interviewed.

Becky asked where the money will come from to pay for these positions.

Mayor Maher stated they've been working on that.

Becky asked about Executive Session and a property purchase. Is there a decision tonight to stay and listen to that?

Manager Revella stated no.

Becky asked about the Landlord Registry and where are we.

Inspector Stickles indicated we are about 99% done, and when properties change we do get the updates.

Becky commented on the role of the Planning Board and their role in protecting the residents of the Village. What is the recourse from that Planning Board to go back to the Engineering firm that represented us at that time with respect to the drainage issue?

David Sperry, 12 Overlook, indicated there are several lights out on Main Street.

Manager Revella indicated they are putting it off until the Energy Audit.

David is also concerned with the retaining walls falling down on Ulster Avenue. Is that a Village responsibility to repair them or the homeowners?

Mayor Maher indicated there is currently a project with the state of New York which will improve sidewalks and will include fixing the retaining walls.

David wanted to know who is responsible for those retaining walls.

Mayor Maher stated the homeowners are responsible.

David wanted to know why action has not been taken for that person to fix it.

Kevin Dowd indicated the Betterment Program which will replace retaining walls.

David Sperry stated if the Village cleaned the debris that was on the sidewalk, who is paying for it.

Mayor Maher stated they don't think the Village sent anyone a bill.

David asked why are we replacing retaining walls, why can't we just cut the bank back and re-grade.

Kevin Dowd stated the property behind the retaining walls is private and the owner would have to consent to take out the walls and cut back the bank and they would lose property. The idea would be just to replace the retaining walls using the Betterment Program.

David Sperry asked that once the Village replaces the walls are they then responsible for maintaining the walls.

Kevin Dowd stated that part of the project would be the walls would be replaced and the owners have the obligation to maintain them.

David Sperry asked when this will be done.

Mayor Maher stated it will not be done before this winter.

David Sperry also indicated concern with the bus stop on Highland Ave and Route 52. Recommend possibly changing the bus stop to back by Dunkin Donuts.

Mayor Maher indicated they would look into it.

David asked if there is a bulk pickup this fall and asked if Anthony and DPW is case over.

Mayor Maher said bulk pickup is on calendar and Anthony case is not over.

David Sperry asked about the minutes posted on the website, only goes back to 2006 and supposed to be 2000.

Village Clerk, Nancy Mitchell, will check tomorrow.

David Sperry asked about the Recreational Supervisor and why wasn't the position posted and what's the salary.

Manager Revella stated it was not required. It's a Civil Service Title. Salary is \$50,500.

David asked where the \$50,000 salary came from.

Mayor Maher indicated that's the number the Board decided on.

David Sperry asked the Mayor if he asked for a credit card for expenses.

Mayor Maher stated he did not ask for a credit card, but it will be looked into for future for the Village to use. A credit card would be more convenient for employees instead of giving reimbursements.

Trustee Leonard commented that he is pushing for a credit card for mail-order purchasing.

David Sperry asked what about the other messes are we cleaning up from Jim Politi and what's it costing.

Mayor Maher stated there are a lot of issues and they will be solved as a Board and a team.

David Sperry asked about the Crossing Guards directing traffic. Can we have a central pickup point? Crossing guards stopping traffic for children not to stop traffic for cars. The problem is Pine Street.

Chief Holmes stated there is no parking at the back of the school to encourage pickups there, but there seems to be more walkers.

Becky Pearson asked about standard workweek, made a comment that it would be nice to have hours until 4:30.

Mayor Maher stated we are hoping to have the Village open from 7 - 4:30.

Becky asked about the revised sign law, is there a committee being set up for it.

Mayor Maher stated the committee is the Walden Business Association.

Becky Pearson asked about the Skateboard Park and what are it's hours.

Manager Revella stated it is open from after school (3:00) to dusk (7:30).

### **Proposal for Fundraiser for Walden's Women Club**

Handout provided by Walden Women's Club

Causes:

Marianne Landolina - a Walden business owner's daughter has cancer and needs a prosthetic leg.

Steve Nicoli - handles an Adopt-a-soldier program; sending care packages to troops.

### **Contract for Services with Delaware Engineering**

Kevin Dowd stated the Engineer is proposing a contract for inspection work on sewer plant with a max cost of \$47,500 on a weekly basis. Contract has been reviewed. There's nothing in it that is objectionable.

### **State Comptroller Audit**

Mayor Maher indicated a letter needs to be written for state audit.

Trustee Hurd asked if we talked to regular accounting firm, Nugent & Haeussler. Should we advise them what we are doing?

Trustee Bowen indicated that would be a courtesy

### **Parks Committee**

Mayor Maher stated committee consists of: John Stabner, Mike Ciardullo, Marianne Landolina, Midge Norman, Randi Lee Penney and non-voting chair Mike Bliss.

### **Approval of Retiree Payouts**

Village Treasurer requested a reduction in her retirement payout.

Trustee Bowen indicated she should get her full amount.

Trustee Hurd indicated she should get full amount.

Trustee Bowen indicated she could donate it back if so desires. We should not change policy.

Scott Snyder: \$2791.83

Jan Weiner: up to \$73,000

Judy Byington: \$42,069.78

Nancy Mitchell: \$21,901.83

### **Sunset Drive Drainage**

Mayor Maher commented that we want them to come back to us with a cost estimate to fix the problem if the village was at fault...

Kevin Dowd commented the standards in 2003 were different from standards now in 2010.

Trustee Rumbold commented that once you changed the geography of that piece of property by cutting the trees and brush, it was not addressed in the planning board or the project that addressed this issue. There was never an issue before that development was put in. Now there are houses and nobody knows who is responsible. The water comes from the hill and there is nothing in place to address it.

### **Village Policy - Accrued Time**

See CSEA Agreement

### **Village Policy - Employee Contribution of Medical Benefits**

Kevin Dowd commented that the Employee pays nothing for Individual coverage and they pay 25% of the difference between the Family and Individual coverage. Need to determine what to do with new hires, should they pay a % of Individual coverage and on Family coverage, should it be a % of the coverage or % of the difference between Individual and Family. There is also a max of about 30% of their salary.

Mayor Maher stated we will meet again to appoint someone and to put these policies in place.

### **Public Comments**

Helen Schoonmaker commented that she works at school district; their employee policy is use vacation time in the year or lose it. You can accumulate up to 200 sick days and then you receive a % on those sick days.

Mary Ellen Matise, Clinton Street, commented on Sunset drainage issue. She stated that the Village has shown a precedent, not a liability, by the work that's already been done there. As an example of precedent, she mentioned Harrison Street; money was given out to those homeowners as grants to fix their homes. In regards to employee contributions, NYSHIP has contributory guidelines that you cannot exceed.

Mickey Millspaugh commented Jessup Street; the Engineer price is an upset price. Regarding accrued time, in his job, you could only accrue 30 days vacation, but no more. He agrees that the Village admitted liability with sunset drainage. There were approved plans for the subdivision submitted to our Planning Board; our engineer said those plans would work. Who supervises our subdivision work? Village was remiss on following up on project and should fix the problem.

Becky Pearson commented on new policies regarding new hires. Need to come up with own policy for new hires, not all rules and regulations need to be followed.

### **Payment of the Audited Bills**

Approved

### **Minutes**

Minutes from 8/10, 8/26, 9/7 & 9/13 were approved.

### **Correspondence**

None

### **Miscellaneous Comments from the Board of Trustees**

Trustee Norman commented on stop signs that need to be replaced. She recommended a Village Wide Yard Sale on October 16<sup>th</sup>, prior to bulk pickup. She also wants the Yard Sale signs to be removed.

Trustee Rumbold commented that the pool table at the Teen Center needs to be replaced, the current one is in rough condition. In addition, there is a large hold in the floor that needs to be fixed.

Trustee Bowen commented that the forest across the street from him needs to be cut.

Trustee Leonard commented about the increase in tickets for July and August.

### **Executive Session**

Mayor Maher moved to hold an Executive Session to discuss Village Clerk interviews, Village Treasurer discussion and 105 h Property Purchase. All ayes. Motion carried.

Trustee Leonard moved to reconvene the regular meeting. Trustee Norman seconded. All ayes. Meeting convened.

**Adjournment**

Trustee Penney moved to adjourn. Seconded by Trustee Bowen. All ayes. Meeting adjourned.