

**Village of Walden
Board of Trustees Meeting
June 22, 2010
Motions & Resolutions**

Introductory Local Law No. 1 of 2010, “Fire Lanes”

Mayor Maher moved to introduce Introductory Local Law No. 1 of 2010, “Fire Lanes” and scheduled a public hearing for July 13th, 2010 at 6:30pm. Seconded by Trustee Bowen. All ayes. Motion carried.

Introductory Local Law No. 2 of 2010, “Retirement Incentive”

Mayor Maher moved to introduce Introductory Local Law No. 2 of 2010, “Retirement Incentive” and to schedule a public hearing on July 13th, 2010 at 7:00pm. Seconded by Deputy Mayor Rumbold. All ayes. Motion carried.

Soap Box Derby

Trustee Hurd moved to defray the expenses for the Soap Box Derby winners up to \$1000 for each family plus the cost of shipping the vehicles. Seconded by Mayor Maher. All ayes with the exception of Trustee Bowen abstaining because he wanted to see numbers. He further stated that the board knew they were coming here tonight to discuss this and the people that were involved should have been here and they should have had the documentation to tell the board exactly what they needed in order to go. Motion carried.

Comprehensive Plan Committee Membership - Parks

Mayor Maher moved to set the parks comprehensive plan committee membership as Michael Ciardullo, David Green, Cindy Rometto, Randi Penney, Midge Norman, Bernard Bowen and Michael Bliss. Seconded by Deputy Mayor Rumbold. All ayes. Motion carried.

Comprehensive Plan Committee Membership - Parks

Mayor Maher moved to set the parks comprehensive plan committee membership as Michael Ciardullo, David Green, Cindy Rometto, Randi Penney, Midge Norman, Bernard Bowen and Michael Bliss. Seconded by Deputy Mayor Rumbold. All ayes with the exception of Trustee Bowen not present. Motion carried.

Approval of the Minutes - June 8th, 2010

Mayor Maher moved to adopt the minutes of June 8th, 2010. Seconded by Trustee Hurd. All ayes. Minutes adopted.

Payment of Audited Bills

Trustee Hurd moved to pay the audited bills of June 22nd, 2010. Seconded by Trustee Bowen. All ayes. Motion carried.

Executive Session

Mayor Maher moved to hold an Executive Session pursuant to 105-(d), Litigation, 105-(f), DPW and Parks and Police Personnel. Seconded by Deputy Mayor Rumbold. All ayes. Motion carried.

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

Adjournment

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

**Village of Walden
Board of Trustees Meeting
June 22, 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 Richard Hurd
Edmund Leonard
Bernard Bowen

Absent: Trustees Mary Jean Norman
Randi-Lee Penney

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

Certificate of Appreciation for Sister Margaret and Sister Patricia

Mayor Maher presented Sister Margaret and Sister Patricia with a certificate of appreciation and recognition for their service as teacher and administrator at Most Precious Blood School.

Village Manager's Report

Manager Revella stated that DPW is replacing the drainage before the big projects come up. They are replacing missing signs and potholes. They are getting on the county bid schedule. The Westwood Drive drainage project will take two weeks. The parks are being maintained, getting them cleared out. He made a few visits to the Olley Park house. They will be talking about the parks committee and their role. There have been some issues regarding the removal of sludge from the sewer plant, which will be discussed during executive session. Delaware Engineering has given a proposal for the cost estimate for the rehab work at the sewer plant to meet the consent order. With labor and materials it's around \$660,000. We should be a little under what was bonded. The neighborhood watch meeting went well and was very well attended. There are subsequent meetings scheduled in various areas of the village. They will be painting stop bars on the streets. Wooster Grove parking was lined and the basketball courts were resealed. Also, Police have been making quick arrests.

Mayor Maher stated that the manager and he had a meeting with Risa of Liberty Mutual, he asked Mr. Dowd if he's received any follow up information.

Mr. Dowd indicated that he hasn't.

Mayor Maher stated that he met with the Oakland Avenue residents and their concerns about the trees, along with the arborist. There was another tree the arborist recommended for removal. It was a very good meeting.

Manager Revella stated that the residents around the Alfred Place Park voiced concerns

about putting the basketball courts there. They are not in favor of basketball courts.

Manager Revella stated that the Farmers' Market starts on Thursday in the square.

Deputy Mayor Rumbold asked what the amount of the original bond was for the sewer.

Manager Revella stated that they raised it to \$850,000. We have spent some and there are outstanding bills that they are working on. They should be within the bond.

Deputy Mayor Rumbold asked if they were going to get a list of inventory from DPW.

Manager Revella stated that he has preliminary inventory from them. He has inventory from all other departments as well.

Deputy Mayor Rumbold asked about the Beazer punch list.

Manager Revella stated that it was in the packet from the last meeting.

Deputy Mayor Rumbold asked if the catch basins on there.

Manager Revella stated that there might be one specific one. They haven't checked the drainage yet.

Trustee Leonard asked why the catch basins have failed.

Manager Revella stated that it has to do with overweight vehicles and wash outs, defective material they used too.

Trustee Leonard stated that the blacktop on South Montgomery is breaking up.

Public Comment

James Walker stated that he received a bill for cutting the grass on the hill in front of his house. It's only four feet by twenty five feet. The bill was \$376.00. That is a lot of money. It would have been done, but there were cars parked there.

Mayor Maher asked if there was a reason why the price is so high.

Manager Revella stated that previously it was done by DPW and was not historically that way. The equipment was not kept up with for DPW to do it and they had to go with outside vendors and had to pay prevailing wages and have insurance. He's not sure if the board at that time or code enforcement along with the village manager at the time felt that it would be an incentive for people to maintain their property.

Mayor Maher stated that there are cases where it's incentives to be used for people to maintain it and there's cases where people have come to him stating that they don't want to get

fined, I don't want to pay for this. He's gone out of his way and they've had people from the community cut and maintain lawns. There are some homes they keep track of. He asked Mr. Walker if he wants to be put on that list.

Mr. Walker stated that he has someone that does it, but he couldn't do it because of the cars parked there.

Mayor Maher asked what the time line was.

Mr. Walker didn't know.

Mayor Maher asked Mr. Walker to meet with him after the meeting to go over it and figure out if there is anything the board can do.

Manager Revella indicated that if there is something the board would like to address with that issue he will put it on the agenda for the next meeting.

Mayor Maher stated yes, maybe they can invest in a piece of equipment and do it ourselves.

Manager Revella stated that the code enforcer and building inspector indicated that they are willing to work with people if they get a letter or a phone call.

Deputy Mayor Rumbold asked if there is a warning letter first.

Manager Revella stated yes.

Stephen Flickenschild, 6 Linden Drive stated that the fence post is broken off at the Alfred Place Park.

Jessica Metzger, 4 Gracewood Court stated that she lives within a two minute walk from the Alfred Place playground and she is in favor of putting the basketball court back. It's always been a basketball court until it got dilapidated. There are plenty of good people that would use that park. Someone mentioned to her that he didn't want the court back because of the element that goes there. We have a police department and patrolling needs to be there. If they are not going to do that they have to take out what is there and plant grass. She also asked about the civil service hearings for the two department heads that have been suspended, are they complete.

Manager Revella stated that they are not complete. The next date for DPW Supervisor is June 28th at 1:30pm at the same location, it's on going and the Parks and Recreation Coordinator there is no date, they are negotiating at this time. He indicated that the hearing is public.

Ms. Metzger asked if there was any reason it's taking so long.

Manager Revella stated that it's only been two afternoons so far. It shouldn't take more than two full days.

Ms. Metzger asked if they are being paid while they are suspended.

Manager Revella stated that the 30 days is unpaid.

Ms. Metzger stated at the last meeting she mentioned about the village hiring Jacobowitz and Gubits, special council which again, out of no where. At the last meeting the board hired them without having their pay scale.

Mayor Maher stated that is not accurate. He said they would use them as special council pending their retainer agreement received and if that was within the desired price they would then hire them. The pay scale is available.

Ms. Metzger asked if the board was going to make a motion tonight to hire them.

Mayor Maher indicated that they already did after the executive session of May 8, 2010.

Ms. Metzger stated that the minutes are still not updated on the internet.

Mayor Maher stated that he and the manager will be meeting next week to discuss other internet options that could save money and give them a little more access to the internet. That will be on the next agenda.

Ms. Metzger asked if the fee schedule for Jacobowitz and Gubits was comparable to what the village is paying Jackson and Lewis.

Mayor Maher stated that it was much less.

Ms. Metzger stated that as to the retirement incentive that is being offered by the state, she was wondering how many and what positions are they looking at.

Manager Revella stated that it will be offered to all eligible employees.

Mr. Dowd stated that the board authorizes there to be a retirement incentive that the state adopted, but it is up to the employees to sign up for it within the 90 days that will be set up by local law.

Ms. Metzger asked how many positions.

Manager Revella stated that the board will be discussing this in the regular part of the meeting.

Anita Vandermark, 76 Highland Avenue stated that Trustee Penney isn't here tonight, but she would like to compliment her on her work for Relay for Life. They raised over \$3000 and that will go to cancer research.

Marcus Millspaugh, 10 Jessup Street stated that he was very pleased to see the work that has been done at Wooster Grove. Also, he voted for a new sound system, we had proposals and accepted a proposal and he is still trying to hear.

Dave Sperry, Overlook Terrace stated that the little park by the bridge came out fantastic. He also asked about the park at the bottom of Highland.

Manager Revella stated that is private property.

Mr. Sperry asked if ornamental grass is allowed or not allowed. If it is allowed he would like the law to reflect that. If they are not allowed then the village will have to start enforcing the law. He would like them to be allowed. He asked if the village solicits bids for the contractors work to mow.

Mr. Dowd stated that years ago the village received quotes from different companies that were interested in cutting for the village.

Manager Revella stated that the same company has been doing it for five years.

Deputy Mayor Rumbold stated that she was told that a lot of the companies backed out after they found out they had to pay prevailing wages and insurance.

Mayor Maher stated that he feels it would be a lot easier if the village could do it in house. They will discuss that at the next meeting. He asked Mr. Dowd if the law states that you cannot have ornamental grass.

Mr. Dowd stated that general landscaping is allowed and ornamental grass is part of a garden you can have it. It's not meant to have ornamental grass be your entire lawn.

Mr. Sperry stated that he would like to use it as a hedge. He has a problem with keeping dogs off his property. As far as the village cutting you have to find out about law suits if someone gets hurt. If someone gets hurt on his property can they sue him.

Mayor Maher stated that you can sue anybody for anything, but it doesn't mean you're going to win.

Mr. Sperry stated that he would like to see it in writing if ornamental grass is or isn't allowed and he would like to see it in the law.

Trustee Hurd stated that in his opinion ornamental grass should be within an easily defined planting bed.

Mr. Dowd stated that if you take ornamental grass and use it along the property line like a hedge he doesn't think that would be an issue.

Mayor Maher suggested Mr. Sperry have a conversation with the code enforcement

officer to see what's allowed and what isn't.

Manager Revella stated that Mr. Sperry met with him and the building inspector and they discussed that issue. He would like the law amended to be a little clearer for the populous in general.

Mayor Maher asked what the building inspector is recommending to the board.

Manager Revella stated that they can put grass cutting on the agenda for the next meeting and have him up here and talk about it.

Becky Pearson stated that she always felt the grass cutting should be bid out. She also questioned that at snow removal time why do we have the same people removing snow. When they bid out the garbage they saved \$100,000. Also, about the basketball court, it's been an issue for years. There were many concerns about the Alfred Place Park with the older kids swearing and not letting the younger kids play. It may happen again. She also sees the Veterans Memorial Park on the agenda and she's not sure what designation means.

Mayor Maher stated that he's been working with the police department on enforcement and designating the McKinley monument and the Veterans Memorial Park as Walden Village Parks which means they can enforce people not being there from dusk to dawn.

Ms. Pearson stated that they had to have an agreement with the state so she doesn't know if they are duplicating their work.

Manager Revella stated that as far as the police are concerned they need the village board to say this is designated as an official Village of Walden park.

Ms. Pearson stated that there was a big meeting with Beazer Homes, the engineer and the manager and there was to be a list with the residents concerns and what they were expecting before that project got finalized and the dedication was brought up. There is a list somewhere. Beazer promised them a light by the pump station.

Trustee Leonard stated that it is all on the approved site plan, what was to be done through Beazer Homes.

Ms. Pearson stated that these were extra issues that were promised at that meeting.

Mayor Maher stated that everyone has been pretty happy with the list of what was promised and what is going to be done. There were a couple that were promised but not put in writing that are issues. They are in direct contact with the residents.

Trustee Leonard stated that they have been working there all week.

Ms. Pearson stated that she hopes due diligence happens on Grace Court, because some of the residents in that area have major issues.

Mayor Maher stated that the drainage issues and the Grace Court dedication will be discussed within the next few weeks before they even think of dedicating it. They will be dealing with the drainage issue with the engineer and the individuals. The engineer is going to say, this is the problem, this is who is responsible and this is how you fix it.

Ms. Pearson stated that if the engineering firm that was working for us before were not doing what they were supposed to be doing, she hopes the village board takes that up. We spent money on the training and we paid them for all kinds of plans for that project that should be finalized.

Mayor Maher stated that they will definitely look into that.

Ms. Pearson asked where the village is on the appeal for the Harrison case.

Manager Revella stated that they are still in the appeal process. He further stated that the village is waiting for the bucket truck from Montgomery to replace the lights on the bridge. The lights are the village's lights. The electricity under ground is a different issue.

Ms. Pearson stated that in April the village hired a new web site people.

Manager Revella stated that it was for the computer server.

Mary Ellen Matisse asked if the work on the Tin Brook Pump Station was finished.

Manager Revella stated that they just redid one of the pumps and put it back on. They haven't tested it yet.

Ms. Matisse stated that the board did dedicate the pump station to Tom Murray and the plaque hasn't been ordered and the dedication ceremony hasn't been planned. In regard to the McKinley monument it was accepted as a park in 1904.

Mayor Maher stated that it's not in our code.

Ms. Matisse stated there are sight distance problems at the intersection of Church Street and Scofield Street, intersection of Ridge Avenue and Scofield Street and Maple Street and Scofield Street.

Mr. Sperry asked about the Rail Trail and the part that was washed out. He asked if the county was responsible for that.

Manager Revella stated that Mr. Dowd is working with the Town Attorney trying to get the town to fix it.

Mr. Sperry asked if they could get Orange County to take the trail over.

Mr. Revella stated that it's worth looking into.

Ms. Pearson stated that she did speak to Jan Ool regarding the trail. You would think you would have had a year before you had to worry about that. You should have bonding from the people who did the work.

Mr. Dowd indicated that the information he received from the town was that year was from the time the work was completed and that time has expired.

Mr. Flickenschild stated that he noticed the School of Music has a new roof. He was at the Planning Board meeting when they approved that. He is concerned with the snow build up. If ice gets built up on the roof in the winter time, who's responsibility is that.

Mr. Revella indicated that it's the property owners responsibility.

Mr. Flickenschild stated that there is no snow guard.

Introductory Local Law No. 1 of 2010, "Fire Lanes"

Mr. Dowd explained that this is what the building inspector has requested and has the concurrence of the Fire Chief as well as the Police Chief that this is fire lanes behind the building on Main Street that the actual fire lanes are on village property.

Mayor Maher moved to introduce Introductory Local Law No. 1 of 2010, "Fire Lanes" and scheduled a public hearing for July 13th, 2010 at 6:30pm. Seconded by Trustee Bowen.

Deputy Mayor Rumbold asked if the owners of the buildings were notified.

Mr. Dowd stated that the actual fire lane is on village property. It will effect the people who park behind those buildings. He doesn't know if he's been in contact with them.

Deputy Mayor Rumbold asked if they will be notified.

Mayor Maher asked that the building inspector give them a personal notice.

Deputy Mayor Rumbold asked that a notice be dropped off at the businesses as well.

Trustee Leonard asked if that will be striped.

Mr. Revella stated yes.

All ayes. Motion carried.

Introductory Local Law No. 2 of 2010, "Retirement Incentive"

Mayor Maher stated that they approved one position during executive session and this will be for several others.

Mr. Dowd stated that the state has enacted a law that is an option for local municipalities to set up a retirement incentive for eligible employees. There are two parts to the plan and the one that was suggested the village go to is Part A which is for employees who are 50 years of age or older and who have at least 10 years of service and those who are 55 years of age with at least 5 years of service. You have to authorize you're going to market this incentive, it's a 90 day window for the employee who is eligible to opt in. If you were to adopt this on the 13th, after you adopt it it has to go to the Secretary of State's Office to be filed before it's effective and at is usually 10 days, that would take you to the 23 or 24 of July. He set the date as July 26th which would run for 90 days until October 24 through 25th. Anyone who wants to opt in must give ample notice that the law requires, that they are going to take the incentive and if they miss the 90 day period, they lose it. That is the maximum you can offer to anybody, it's a state law.

Manager Revella stated that there are two eligible employees who are with the library which the board would not be voting on. The positions that are effected by the village are DPW Mechanic, Village Clerk, Village Treasurer, Parks and Recreation Coordinator, Building Inspector, Deputy Village Treasurer, DPW Laborer, Court Clerk, Cleaner, Senior Wastewater/Water Maintenance Worker and Account Clerk.

Mayor Maher asked if they had the total cost as opposed to what it would save the village.

Mr. Dowd stated that if the village offers this incentive to these positions that the manager said and that individual takes the incentive, over a two year period starting 2012 the village must show that they are saving 50% of the base salary of that employee or that position. If you can't show that or you can't find someone to replace the people that are going at 50% of their base salary then that person can't take the incentive.

Manager Revella stated that he has the base information.

Mayor Maher stated that by setting the public hearing they are saying they are going to collect a lot more information, but they would like to make this available to the employees.

Deputy Mayor Rumbold asked if the provision prohibits the village from eliminating a position.

Mr. Dowd stated by eliminating the position it would be more than a 50% savings. With school districts the position has to be done away with. In this law the position doesn't have to be done away with, you just have to show a 50% savings. The job title you do away with and the job title you create cannot have the same duties.

Trustee Bowen asked, if you leave it vacant for two years and come back in the third year, you can come back at the original salary.

Mr. Dowd stated yes. He also stated that if the board is not comfortable with the July 26, 2010 date they can change it now.

Mayor Maher stated that he feels it's a good time line.

Deputy Mayor Rumbold asked that they look into what would happen if they eliminated positions.

Trustee Leonard asked that the board receive the information before the next meeting.

Trustee Hurd asked, in order to replace the treasurer we have to hire a treasurer at 50% of her salary. How are we going to replace a professional with a professional at half the rate.

Mayor Maher stated that it would be tough, but in this job market it is the job market to find someone who is qualified at \$35,000.

Trustee Leonard stated that you can tell them that after two years they will get a substantial raise.

Manager Revella stated that you can give dual positions to them.

Mayor Maher moved to introduce Introductory Local Law No. 2 of 2010, "Retirement Incentive" and to schedule a public hearing on July 13th, 2010 at 7:00pm. Seconded by Deputy Mayor Rumbold. All ayes. Motion carried.

Soap Box Derby Travel Expenses

Mayor Maher stated that this has to do with clearing up a matter of whether or not the Soap Box Derby paid for itself, how much was allocated for it in the budget, it is really a wash and we have to send these kids to Akron and historically in the past the village did pay for it, but did that come after the amount of money that was raised or before it. He asked the manager if he had those answers.

Manager Revella stated that the amount that was raised was \$2,590.

Mayor Maher asked if he was sure because he got a different number. He asked how much money was spent on the Soap Box Derby.

Manager Revella stated that it was a little over that.

Mayor Maher indicated that there is \$6000 in the budget, \$2590 was raised and we spent a little over \$2590 with \$2000 more in expenses to go.

Manager Revella indicated that they had to spend \$1500 off the top to the National Program, there were trophies and the employees time and overtime.

Mayor Maher stated that without employee time and overtime, it looks like the village will be putting out money for the Soap Box Derby where in the past the board was told they didn't. Their decision will be based on the village spending money when they are on record for when they were approving this during the budget they were told at a certain point that historically this event is a wash and it's not.

Trustee Hurd stated that it depends on the number of sponsors they have had and their generosity. In the first several races they received significant contributions from the local banks. This year the economy is such that it fell off.

Mr. Revella stated that in the past a large contributor was Jim Smith Chevrolet and we didn't get that this year.

Trustee Leonard stated that the number of entries has dropped off.

Trustee Hurd stated that he doesn't think they've ever claimed it was 100%. It's like all the other events, close.

Mayor Maher stated that going in they thought they weren't going to spend any out of the \$6000, they will be spending much less than the allocated \$6000. They are not saying no to send these kids to Soap Box Derby.

Trustee Leonard stated that next year they are going to promote it outside the village.

Mayor Maher stated that it is a great event and it does pay for itself if you work hard as a community.

Trustee Leonard stated that while it's not in writing it is implied that the village would help to sponsor the runners to Akron.

Deputy Mayor Rumbold stated that the \$6000 has always been seed money. It was their understanding that certain expenses had to be paid prior to any money being taken in from the registration fees. So the money we put in the budget so that there was funds to be expended for that and they were told in the past, very strongly, that Soap Box Derby was a wash. It paid for itself and did not cost the taxpayers any money.

Mayor Maher stated that he agrees and by allocating \$6000 that you are taking a chance.

Trustee Bowen stated that if they collected \$2590, now we're going to \$8500. Why are we going up.

Mayor Maher stated that they already spent more than they have taken in. You expect to get back the \$6000 after all the expenses. You're not going to do that this year.

Trustee Bowen asked what the total cost was.

Mayor Maher stated that the overtime comes from a different line. \$6000 is for what goes in to the Soap Box Derby, not including overtime.

Manager Revella stated that they can do a budget transfer into payroll, if it gets to that.

Deputy Mayor Rumbold stated that everyone in this village gets a budget and it seems to her that whoever the committee was for the Soap Box Derby should have been aware of how much money was raised and that they didn't have carte blanc and maybe you need to go out and do some fund-raising to make up the difference. She can't believe that things were purchased, things were done and anyone she spoke to had no clue how much money was collected and how much money they were entitled to spend. Next year the committee needs to be told what they will be able to spend.

Mayor Maher asked the manager to figure out the cost including the overtime, everything.

Deputy Mayor Rumbold stated that there is also the cost for shipping the cars out to Akron. In 2008 it was \$500 to ship the cars and families were given a gas card and hotel accommodations.

Mr. Bliss stated that he was told that they received a gas card, hotel accommodations and \$200 spending money.

Deputy Mayor Rumbold stated absolutely not, there was nothing on the sheet she has that stated \$200 in spending money.

Trustee Bowen stated that there should be an invoice stating what they need to get in order to be registered.

Trustee Hurd suggested \$1000 per family.

Mr. Bliss asked if that included the cars.

Trustee Hurd stated no.

Trustee Hurd moved to defray the expenses for the Soap Box Derby winners up to \$1000 for each family plus the cost of shipping the vehicles. Seconded by Mayor Maher.

All ayes with the exception of Trustee Bowen abstaining because he wanted to see numbers. He further stated that the board knew they were coming here tonight to discuss this and the people that were involved should have been here and they should have had the documentation to tell the board exactly what they needed in order to go. Motion carried.

Comprehensive Plan Committee Membership - Parks

Mayor Maher stated that he needs a motion to solidify the parks comprehensive plan

committee.

Mr. Bliss indicated that the following were picked for the committee; Michael Ciardullo, David Green, Cindy Rometto, Randi Penney, Bernard Bowen, Midge Norman and himself a chair. The meeting is tomorrow at 7:00pm.

Mary Ellen Matisse, Historian asked if she could attend.

Mayor Maher moved to set the parks comprehensive plan committee membership as Michael Ciardullo, David Green, Cindy Rometto, Randi Penney, Midge Norman, Bernard Bowen and Michael Bliss. Seconded by Deputy Mayor Rumbold. All ayes with the exception of Trustee Bowen not present. Motion carried.

Four Way Stop - Alfred Place - Linden Drive

Manager Revella stated that when Mr. Bliss met with the families on the Alfred Place Park issue they expressed an interest in having something to alleviate the speeders that go up and down the road. He suggested they put stop signs on the corner of Alfred and Linden to make a four way stop.

Mr. Dowd stated that you don't need a local law. Right now you have east and west on Linden and Alfred Place. There is a provision in the code called through highway establish and in 1994 Linden Avenue was termed to be a through highway and that section says that all through highways stop signs shall be erected at the intersection. So you have the ability to put stop signs up now without a local law.

Alfred Place Playground - Park Committee

Mayor Maher stated that Mr. Bliss met with the residents who spoke about concerns they have with the Alfred Place Playground.

Manager Revella asked if the board wanted the parks committee to give a recommendation on the Alfred Place Park.

Mayor Maher stated that he would like their recommendation.

Manager Revella stated that some of the residents expressed concern about putting the basketball court back. One resident said they wanted it back. Does the board want the parks committee to give the board a recommendation.

Trustee Hurd stated that this is not the first time this has happened. They were having van loads of kids and older kids come in to use the basketball court and they would force the younger kids off the courts. They were also using foul language. That upset some of the residents.

Mayor Maher stated that it will be important to get feed back from the community. There

was the idea of gearing it towards a younger crowd.

Manager Revella stated that he and Mr. Bliss met with the gentleman who paints the lines in the village who measured the court to tell them how much it would be to reseal the court and line it for basketball again. The residents saw the gentleman out there and called up concerned. He asked Mr. Bliss to get a meeting together and he did.

Mayor Maher suggested this be given to the parks committee to make a recommendation.

Trustee Hurd stated that the board has to make the final decision. The people in that neighborhood should be involved because they have to live with it. He would hope that they could come up with a plan to have a nice usable park including a basketball hoop.

It was the consensus of the board to have the parks committee make a recommendation to the board.

Designation of McKinley Monument & Veterans Memorial Park as Parks

Mr. Dowd stated that the actual designation of an area as park is just a simple resolution by the board. You would then like to amend your code to include it, so it falls under the area from dawn to dusk that the police can patrol and enforce.

Trustee Hurd asked about the McKinley Monument Park enforcement.

Mayor Maher stated that they would be enforcing the grassy area.

Trustee Hurd stated that they could sit on the curbing or steps and they would not be in the park. You would not be solving the loitering problem.

Mayor Maher stated that would give them a little bit of leeway.

Mr. Dowd stated that you have to remember when you designate anything park it's park now and forever. You have to get state approval to alienate the park which takes a full legislative session to get everyone to sponsor it. Then you have to come up with alternative parkland equal to what you are alienating. Also, the Besdesky Pond Road Park is not designated in the code, but they did do that by resolution.

Mayor Maher stated that if they can't enforce the steps by the McKinley Monument they should make an action later down the road. He asked how much the signage would cost.

Mayor Maher asked that Besdesky Pond Road Park and the Veterans Memorial Park be on the next agenda, get information on how much it would cost for the signage. Take McKinley Monument out and add Besdesky Pone Road Park.

Public Comment on Business of the Board

Mike Bliss, Chair of the Parks and Recreation Committee stated that he is moving the meeting to Wooster Grove.

Jessica Metzger, 4 Gracewood Court asked that when the information is brought back to the board regarding the incentive include the people who have health benefits after retirement and what that will cost. In regard to the Alfred Place Park, it would be discriminatory for anyone to suggest the park be used for any age bracket. That park was designed for everyone. That is the only park on the west side. She begs to differ that van loads of kids come to the park. She doesn't doubt that bad language was used. Pick up the phone and call the police department. She would love to live by the park. She also commented on the stop sign at the intersection of Alfred Place and Linden Drive. She suggested a three way stop, not four. She would like to know when they have a meeting regarding the park.

Steve Flickenschild, Linden Drive stated that he agrees with Jessica about the park. He grew up there and played basketball all the time. There are kids that come from all over, but it is a park.

Becky Pearson, 167 Walnut Street stated that the incentive is for communities to save money, she doesn't understand circumventing it coming up with new titles. If you don't think you should offer the incentive you shouldn't. If you think you do, you should. The incentive to her is saving the village money, bringing people in at a lower rate of pay. You may get some great applications for the jobs if you chose to go in that direction. In regard to the Soap Box Derby, for years she and Mary Ellen were always yelled at because they didn't want the Soap Box Derby, that wasn't true. They were always concerned with the monies that were going in and out of the Soap Box Derby line. They always felt that it should be an outside community project as opposed to a village project. At one time it was five hundred dollars plus a gas card. They paid for the hotel room. They were concerned about tax payers money being used for a limited number of children. This is a select group of people who can afford the cars.

Mary Ellen Matisse stated that with regard to the sponsorship, if you go online and go to city after city after city who sponsor Soap Box Derby, over 90% of them are Rotary, Lions Club, Jaycees, etc. It's always a service organization, not a municipality.

Approval of the Minutes - June 8th, 2010

Mayor Maher moved to adopt the minutes of June 8th, 2010. Seconded by Trustee Hurd. All ayes. Minutes adopted.

Payment of Audited Bills

Trustee Hurd moved to pay the audited bills of June 22nd, 2010. Seconded by Trustee Bowen.

Deputy Mayor Rumbold asked about the hydrant on Linden Drive.

Manager Revella stated that they don't know who hit it.

All ayes. Motion carried.

Correspondence

No correspondence.

Miscellaneous Comments from the Board of Trustees

Deputy Mayor Rumbold asked about the grassy area by the Highland Avenue bridge.

Manager Revella stated that is the state's responsibility. He called the comptroller about having it cut and send the state the bill. If it's not done the village will knock it down.

Mr. Bliss stated that he and the building inspector have called them several times.

Manager Revella stated that the state is on notice.

Trustee Bowen stated that the property across from him the lawn needs mowing.

Manager Revella stated that notices have gone out.

Trustee Leonard commended Mr. Bliss and the recreation department for the hand out they did. He also asked if the manager has looked into HMO's for the police contract in September.

Mayor Maher stated that the Farmers' Market starts on Thursday. The first fluoride meeting is Tuesday, July 6th at 6:30pm. This Thursday Rotary is having an installation dinner for their new president, Michael Bliss. He's doing a great job in the village and we are all very proud of him.

Executive Session

Mayor Maher moved to hold an Executive Session pursuant to 105-(d), Litigation, 105-(f), DPW and Parks and Police Personnel. Seconded by Deputy Mayor Rumbold. All ayes. Motion carried.

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

Adjournment

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

Respectfully submitted,

Nancy Mitchell
Village Clerk