

**Village of Walden  
Board of Trustees Regular Meeting  
May 24, 2011**

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

On roll call the following were:

Present:	Mayor	Brian Maher
	Deputy Mayor	Sue Rumbold
	Trustees	Edmond Leonard
		Bernard Bowen
		Randi Lee Penney
		Tara Lown

Absent Midge Norman

Also Present: John Revella, Village Manager  
Lori Pinckney, Village Clerk  
Kevin Dowd, Village Attorney

Mayor Maher asked for a moment of silence for the passing of Trustee Norman.

**Village Manager's Report**

- reported on the status of insurance coverage for the Village's public official's liability insurance and the police professional liability insurance. The previous carrier decided not to renew our insurance. We've solicited, gone through questionnaires and confirmed we have policies and procedures in place for risk management. During the process, we found out that the hydroelectric dam on the Wallkill River has not been insured. It's definitely village property and has been included in the policy. Last year the premium was \$168,000, the quote we received from US Specialty Insurance which is a subsidiary of Houston Casualty Corp was \$147,000; more than \$20,000 less. Coverage will lapse on June 1<sup>st</sup>; Board approval is needed to accept the lowest quote.

Trustee Rumbold moved to accept insurance quote for the Village's liability coverage. Seconded by Trustee Lown. All ayes. Motion carried.

- discussed redoing painting on crosswalks and parking stripes
- interior lighting has been getting worked on; they are halfway done
- renovations at sewer plant, only the blowers and digester need to be done
- met with Delaware Engineering & VRI about funding and timeline for future projects
- Olley Park Comfort Station has been started, footings poured, footing drains in, should be ready in 3 weeks according to contractor.
- Met with Buddhist Temple regarding the upcoming event, toured the facility and timelines. Received word today that they will not have fireworks and the events will be concluded around 6:30pm each night.
- Had a water main break that's been fixed, replaced some valves. Still have 2 other leaks to fix.

- Met with NYSEG representative for gas line to Wooster's Grove. Due to the long distance from Rt 52, the cost would be exorbitant. We have agreed the line installation would be free if the Village dug the trench.
- Continuing CSEA negotiations; draft proposal by Trustee Rumbold and Manager will be looking over to provide to the representatives
- Ragnar Relay went well.
- Spoke with Mr. Rollins from Taylor Biomass regarding possible agreement for garbage disposal
- Meeting with Orange County Transportation Council Technical Committee to discuss Newburgh Area Transportation Study, went over the draft and the draft TIP as well. The Rt 52/Rt 208 intersection is in that plan.
- Working with insurance agent about the proposal we finalized.

Trustee Rumbold asked if we have an intermunicipal agreement with the Village of Maybrook for shared services DPW work.

Kevin responded we have a proposed agreement for DPW, but it's not signed. Their attorney will review it. The idea is we send our personnel over there, so we keep responsibility of how the equipment is used since we are operating it, under the direction of their superintendent or foreperson, and the reverse as well. We maintain all the requirements that we do if they were working in the Village of Walden.

Manager Revella responded he would like to do it with the Village of Montgomery. He confirmed that's how it's been working. The agreement hasn't been sent yet to Maybrook.

Trustee Leonard asked Manager Revella to go over the sewer digester.

Manager Revella responded all the equipment is in place, pumps, piping, panels and safety rails are done. Blowers should be here this week.

Trustee Leonard commented that means no more sludge bills. There was a problem with more water coming in than the separator could handle causing water to back up in the line, those screws will alleviate that problem. He asked how much water is still being lost.

Manager Revella responded 760,000 gallons lost per day, which is around average. We've been shutting down different areas to determine where the losses are.

Mayor Maher asked if Manager Revella was contacted about the maintenance at the Veterans Memorial Park.

Manager Revella responded yes, they have asked to have water to water the plants. The DPW has two water tanks that can be possibly camouflaged for that purpose.

Mayor Maher commented the committee has received an estimate for \$150 - \$200.

Manager Revella responded the estimate is for a tank, which we already have, but funding is available to assist with any maintenance.

## **Trustee's Committee Reports**

### **Energy Efficiency Committee/DPW liaison – Trustee Leonard**

Trustee Leonard commented he has another board member and a meeting will be set up in early June.

**Liaison Treasurer/Clerk – Trustee Bowen**

Trustee Bowen commented he spoke with Peter and the office is running well. Paperwork is all together for the taxes to go out at the end of the month.

**Economic & Community Development Committee – Trustee Lown**

Trustee Lown commented she has flushed out specifics for what the committees goals will be; concentrating on three separate areas. In the midst of contacting some people to be on the committee.

**Youth & Senior’s Initiatives Committee**

Mayor Maher commented himself, Trustee Penney and Trustee Norman worked on an application for the Youth Employment Program for those aged 15-18, available June 1<sup>st</sup>.

**Business of the Board of Trustees**

**Resolution 27-10-11 Budget Transfer**

Manager Revella commented Peter has gone through and projected a final adjustment to the budget. There are increases and decreases in certain budget lines; there is a \$70,000 remainder in our revenues with \$86,390 in our expenditures so we’ll be \$156,390.00 under budget.

Mayor Maher read the resolution.

Trustee Rumbold moved to approve Resolution 27-10-11. Seconded by Trustee Penney. All ayes. Motion carried.

Manager Revella pointed out that Police Overtime was down \$7000.

**Resolution 28-10-11 supporting grant application to State, DOT, TCSP**

Mayor Maher commented this is \$6 Million of funds available throughout NYS. We are looking to fund the Ulster Ave project. We have \$250,000 already approved through betterment grant and we are looking for an additional \$250,000.

Manager Revella responded the Betterment Grant is up to \$383,000 due to inflation and interest earned. The project is around \$740,000; we are asking for the remaining funding from this grant.

Mayor Maher described the specifics for the project; including the sidewalks, curbs, retaining walls, and vegetation.

Trustee Penney made the motion to approve Resolution 28-10-11. Seconded by Trustee Lown. All ayes. Motion carried.

**MS-4 Annual Report**

Manager Revella commented the MS-4 report is available on the Village website or is available at Village Hall.

Trustee Penney made the motion to adopt the MS-4 Report. Seconded by Trustee Lown. All ayes. Motion carried.

**Authorize Flag Day Ceremony, June 12<sup>th</sup> at Veteran's Park**

Mayor Maher commented this is a ceremony we have every year, it's June 12<sup>th</sup> at 1pm

Trustee Penney made the motion to approve the Flag Day Ceremony. Seconded by Trustee Bowen. All ayes. Motion carried.

**Alexander Kay – request for reimbursement**

Manager Revella commented Ms. Kay was driving down Scofield and was detoured onto Maple Street and apparently hit the curb while turning onto Walnut Street and blew her tire out.

Mayor Maher commented she would like to be reimbursed for the two invoices that total \$182.71.

Kevin commented she's filing a Notice of Claim and if we don't pay it, it will go to the Insurance carrier and on our record. If in fact it's been verified that this defect existed, then that's the decision you make to pay it.

Manager Revella responded he is not sure what she is talking about. Curbs are not meant to be driven on so he's not sure how we are responsible.

Trustee Rumbold responded it's not the curb itself, it's the sewer grate.

Mayor Maher asked if photos were available and he asked if the manager thought the claim was credible.

Manager Revella responded he knows exactly where Ms. Kay is talking about and he doesn't think it is credible.

Kevin commented if there is no liability then she will go through the official process of trying to prove her case. We don't know the condition of the tire.

Manager Revella commented we have catch basins with sewer backs all over the village and there hasn't been any other issue.

Trustee Leonard responded he doesn't know how she blew a tire on a catch basin; a curb we do know could cut the tire.

Manager Revella commented there is nothing defective.

Trustee Lown made the motion to deny Ms. Kay reimbursement. Seconded by Trustee Penney. All ayes. Motion carried.

**Authorization for Bonds**

**Sewage Collection System Repair - \$500K – Resolution 29-10-11**

Kevin commented the first one is a continuing resolution for the entire sewer system. There was an original \$1.1 Million bond and we are asking to increase it by an additional

\$500,000 for INI which will be needed over the next three years. This resolution authorizes to borrow an additional \$500,000.

Manager Revella commented we are using CDBG money to match and to last a little longer.

Kevin responded the original bond resolution was back in February 2005, we used the entire \$1.1 Million. This is subject to a permissive referendum and at least 5 of the 6 on the Board need to vote yes.

Trustee Leonard asked for the rate and the length of bond.

Kevin responded in the 2 to 2.5% range and it depends on how much is borrowed at any time. The resolution is for 5 years.

Manager Revella commented it won't all be borrowed at one time; we borrow only what we need.

Trustee Leonard made the motion to approve Resolution 29-10-11 Sewage Collection Bond. Seconded by Trustee Bowen. All ayes. Motion carried.

#### **Water Department Maintenance - \$202K**

Kevin commented this is \$202,000 in bonds for items such as back-up generators for well 4, 5, & 6, rehab on well 4 and a lot of work on Cherry St water building, including sewer and water services, the HVAC and includes fencing around tanks as required by homeland security.

Manager Revella commented it also includes repairs at the maintenance building; the floor has issues, moving that pipe and also the bridge on the well road.

Mayor Maher asked what the timeline is for the repairs.

Manager Revella responded most of the improvements will be done this summer.

Trustee Bowen moved to declare the Board of Trustees lead agency and to make a negative declaration with regard to SEQRA. Seconded by Trustee Lown. All ayes. Motion carried.

Trustee Leonard made the motion to adopt Resolution 30-10-11 Water Dept Maintenance Bond \$202K. Seconded by Trustee Bowen.

Trustee Rumbold commented giving the issues with revenue, she asked if we are okay.

Manager Revella responded water payments are doing very well right now.

Trustee Penney – aye  
Trustee Lown – aye  
Trustee Bowen – aye  
Trustee Rumbold – aye  
Trustee Leonard – aye

Mayor Maher – yes.

All ayes. Motion carried.

**Multipurpose Bond (parks, streets, parking) \$1,089,250**

Kevin commented this includes the rehabilitation of Walnut St and Westwood Drive, Oak Street and Orchard Street parking lots, the Olley Park Comfort Station, Playground equipment at Bradley Park, purchase of a new backhoe, a new police car, a survey of Bradley Park, work on Olley Dam and restoration of a road leading to one of the well fields. It comes to \$1, 043,500, the difference being a trade in on the backhoe.

Trustee Leonard made the motion to declare the Board of Trustees lead agency and to make a negative declaration under SEQRA. Seconded by Trustee Bowen. All ayes. Motion carried.

Trustee Lown made the motion to adopt bond resolution 31-10-11. Seconded by Trustee Bowen.

Trustee Rumbold asked there are things in this bond that can't be purchased with the fund balance.

Manager Revella responded we have to reimburse some of our capital projects account, which we will and that's what we've been using if something needs immediate attention; if something breaks, etc. There isn't a lot of money in the capital projects fund, which he recommends moving the fund balance to it.

- Trustee Penney – yes
- Trustee Lown – yes
- Trustee Bowen – yes
- Trustee Rumbold – aye
- Trustee Leonard – aye
- Mayor Maher –yes

All ayes. Motion carried.

**Discussion Items**

**Alfred Park**

Mayor Maher commented he received a letter from the recreation director addressed to the Mayor and Board of Trustees that there hasn't been a quorum for the recreation and parks comprehensive planning committee. Through discussions, the committee members and residents recommend to the Board to re-establish the basketball court, add 6 foot fencing on both sides of the court, redo the mulch bed, change two swings to child swings, add picnic area and benches for parents, add playground equipment for small children, and to put a new borders fence around park.

Manager Revella commented this would be funded by Capital Projects fund.

Trustee Bowen asked about the small children playground equipment and if it's already here or needs to be purchased.

Manager Revella commented it would need to be purchased.

Trustee Rumbold asked if we have a budget.

Manager Revella responded we have estimates. The basketball court to be resurfaced would be around \$3500. The fence depends on what is approved, the two sections of 6 foot or if the 10 foot rear section would be replaced.

Mayor Maher commented how Midge has played an important part in working with Mike to develop this park and he would like to ask the Board to consider naming the park the Midge Norman Community Park. It would be a fitting tribute for all the work she's put in and the years of service for the Village.

Trustee Rumbold moved to approve the Parks & Rec Committee recommendations for the Alfred Park and naming the park the Midge Norman Community Park. Trustee Bowen seconded. All ayes. Motion carried.

Trustee Leonard commented that Midge lived on the west side and looked out for the West side and it's appropriate to name the only park on the west side after her.

### **Resolution supporting NYSERDA Better Building Sub-Grant - Tabled**

Mayor Maher commented he sent this to Kevin last week.

Kevin responded he did not receive it.

Mayor Maher commented we are trying to piggyback to get more funds and figure out how to become more energy efficient throughout the county and take advantage of a sub grant through federal and state funds where if enough municipalities sign on and have enough usage we can argue for more funds.

### **Ivy Hill Block Party**

Mayor Maher commented we received a letter requesting a block party on Ivy Hill on July 16, 2011 from 1pm – 6pm. We have had them in the past on Valley Avenue. He read the letter from Faith Piatt formally requesting a community block party, which would be open to anyone in the community and not just the resident's in the immediate area.

Mayor Maher commented he spoke with Chief Holmes and the police don't have any issues; they will provide barricades.

Trustee Rumbold approved the Ivy Hill Block Party. Seconded by Trustee Leonard. 5 ayes, 1 abstention by Trustee Lown, motion carried.

### **Public Comment**

Pat Mosher, 18 Grove Street, commented that she sent two letters to the Village regarding a large pot hole at the top of her road. Her concern is a bent rim or flat tire from the pot hole. She also voiced concern about the standing water from the building up on top of her street. She has brought this up before and the Mayor came and met with all the residents on Grove St. The Jefferson's can't use their driveway. This was supposed to be taken care of and it hasn't yet. She's worried about mosquitoes. She has been present at two board meetings, called numerous times and has written two letters regarding these

concerns and would like these things to be taken care of. She indicated a problem with 135 Orange Ave with the lawn not being mowed.

Manager Revella responded he has received a letter regarding the pot hole and unfortunately haven't been able to do any patching due to the rain. He commented there are issues and it's not our right-a-ways, it's the county's.

Mayor Maher recommended having a meeting with the business owner where the water is coming from.

Pat commented that Mr. Jefferson either spoke with someone at the Village or the building owner and he's willing to have them go around his building and yard, so the drainage is proper. She provided her phone number.

Willie Carley, 10 Evergreen Lane, thanked the Board and the Mayor for their help with their home association get situated with Beazer. He commented the dedication of the road is near, he believes the punch list is 98% complete and the lights have been checked. He asked about the barrier around the pond; the plants and trees have grown and need to be removed, but access is not possible with the barrier.

Manager Revella responded we are waiting for the metes and bounds to be completed by Engineering Properties and we are waiting for the lighting to get certified.

Kevin responded he asked the engineers back in March for all the deeds and descriptions so that dedication for all the roads can take place and he doesn't know what is taking so long. He will follow up.

Jessica Metzger, 4 Gracewood Court, thanked everyone for their hard work. She asked about the Alfred Park motion and the agreement to name the park, but did that include the work at the park. She also commented that at Midge's last meeting, she addressed the public and thanked the public for coming to the meetings and attending the budget meetings. Midge pointed out at the last meeting that we may have different opinions and views, but when we all walk out this door this is where we live. She commented she has known Midge all her life and this Village was her heart and soul. She thanked everyone again for all their hard work tonight.

Dionne Boissard, 154 S. Montgomery St., commented regarding Alfred Park and she applauded all that was done. She wrote a letter and walked through the neighborhood getting support for the Alfred park renovations; it was a great experience. She got to know many of the neighbors and there are concerns about the park due to past experiences.

Denis Wagemann, 27 Ulster Ave., commented that the Methodist Church is for sale. He feels this doesn't bode well for Walden. He recalled the last time he attended a meeting and presented a bag. He asked if anyone knew what was in that bag.

Manager Revella responded marijuana was in the bag and the police took the bag.

Denis responded that was found in his driveway. He commented that he risked getting arrested by bringing that in here. He feels the crime camera and the block watch on Valley Avenue have done very little for the things on Williams St. He suggested a progress report



from those that support the block watch or crime camera. He received a thank you and he thinks it needs more than a thank you. He brought up the trash on Ulster Ave. There are businesses that house people and make a profit off it, and are paying about \$30 - \$40 per year for trash removal. He pays \$600 per year. The only people who think this is fair are those that are currently sitting in front of him.

Mayor Maher responded the neighborhood watch report was brought to the Chief and we expect a report. The Thank You was meant. He feels the Neighborhood Watch accomplishes many things including improving the area and creating a sense of community.

Manager Revella commented there are ongoing operations and watch the newspapers over the next couple of days.

Mayor Maher responded regarding the trash and the Village is looking into making an investment into our own sanitation department. We are looking at different options and will be discussing it further.

Trustee Lown responded that we will entertain any suggestions you have. She offered her phone number. She recommended leading by example.

Denis responded he has previously explained how to make the trash more fair. He currently tries to generate as much trash as possible so that he is getting his money worth.

Becky Pearson, 167 Walnut Street, thanked the Board for putting them on the Agenda; the Veterans Memorial Park Flag Day ceremony on Sunday, June 12<sup>th</sup> at 1pm. She asked if the Village could provide a tent and about 20 chairs for the event. She also called Related Management to get approval for using a generator that day. She asked about the Eagle Scout and the proposal of a project at Veterans Park. She presented the plan; it involves a large rock that will hold a plaque for all veterans. He would like to start the project after Flag Day and have the summer to finish it.

Mayor Maher responded he has no problem approving the project. He asked for any comments or questions from the Board.

Trustee Lown made the motion to approve the Eagle Scout project at Veterans Memorial Park. Seconded by Trustee Penney. All ayes. Motion carried.

Becky asked about the minutes from the April 12<sup>th</sup> meeting; they are not on the website.

Manager Revella wanted to bring up a problem of gasoline seeping into the sewer system on Valley Ave. The DEC and hazmat have been there for past three days. There is one residence looking to Red Cross for assistance on where to stay until the matter is resolved. Bore testing has been done, letters have been sent to residents on Valley Ave and the side streets.

**Approval of the Minutes – April 26, 2011 & May 10, 2011**

Trustee Leonard moved to adopt the minutes from April 26, 2011. Seconded by Trustee Lown. All ayes. Minutes approved.

Trustee Lown moved to adopt the minutes from May 10, 2011. Seconded by Trustee Leonard. All ayes. Minutes approved.

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

Trustee Rumbold motioned to pay the audited bills. Seconded by Trustee Lown. All ayes. Motion carried.

### **Correspondence**

Trustee Bowen thanked the police department for coming out and supporting Midge on Sunday; all voluntarily.

Mayor Maher read correspondence from the Walden Community Council inviting all for the Flag Day Celebration on June 12<sup>th</sup> at 1pm. He also read correspondence from the Town of Montgomery Area Veterans Roundtable, Memorial Day Ceremony at Town of Montgomery Government Center, Sunday May 29<sup>th</sup>, 1:30 pm lineup with a short parade at 2pm.

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

Trustee Leonard wanted to thank Officer's Trinidad and Pettine for acting as honor guard at Midge's wake. He also thanked Officer's Brooks, Frank, Hall, Lenane and James for swapping to avoid overtime.

Trustee Rumbold asked for details on the Memorial Day parade.

Mayor Maher responded line up is 9:30 am.

Trustee Lown had a shout out to Stephanie Faso for taking charge of the Farmers Market. She mentioned the Harvest Fest meeting is Weds, 7pm at NY School of Music.

Mayor Maher thanked everyone; it was an emotional meeting. He commented it will be a fitting tribute to Midge to name the Alfred Park after her.

### **Executive Session – Property Purchase**

Trustee Leonard made the motion to go into Executive Session to discuss property purchase. Seconded by Trustee Lown. All ayes. Motion carried.

### **Reconvene**

Trustee Leonard moved to reconvene the regular meeting. Seconded by Trustee Bowen. All ayes. Meeting reconvened.

### **Adjournment**

Trustee Leonard moved to adjourn. Seconded by Trustee Lown. Meeting adjourned.

**Village of Walden Board of Trustees  
Regular Meeting  
May 24, 2011  
Motions & Resolutions**

**Insurance Renewal – Public Officials Liability & Police Professional Liability**

Trustee Rumbold moved to accept insurance quote for the Village's liability coverage. Seconded by Trustee Lown. All ayes. Motion carried.

**Resolution 27-10-11 Budget Transfer**

Trustee Rumbold moved to approve Resolution 27-10-11. Seconded by Trustee Penney. All ayes. Motion carried.

**Resolution 28-10-11 supporting grant application to State, DOT, TCSP**

Trustee Penney made the motion to approve Resolution 28-10-11. Seconded by Trustee Lown. All ayes. Motion carried.

**MS-4 Annual Report**

Trustee Penney made the motion to adopt the MS-4 Report. Seconded by Trustee Lown. All ayes. Motion carried.

**Authorize Flag Day Ceremony, June 12<sup>th</sup> at Veteran's Park**

Trustee Penney made the motion to approve the Flag Day Ceremony. Seconded by Trustee Bowen. All ayes. Motion carried.

**Alexander Kay – request for reimbursement**

Trustee Lown made the motion to deny Ms. Kay reimbursement. Seconded by Trustee Penney. All ayes. Motion carried.

**Authorization for Bonds**

**Sewage Collection System Repair - \$500K – Resolution 29-10-11**

Trustee Leonard made the motion to approve Resolution 29-10-11 Sewage Collection Bond. Seconded by Trustee Bowen. All ayes. Motion carried.

**Water Department Maintenance - \$202K**

Trustee Bowen moved to declare the Board of Trustees lead agency and to make a negative declaration with regard to SEQRA. Seconded by Trustee Lown. All ayes. Motion carried.

Trustee Leonard made the motion to adopt Resolution 30-10-11 Water Dept Maintenance Bond \$202K. Seconded by Trustee Bowen. All ayes. Motion carried.

**Multipurpose Bond (parks, streets, parking) \$1,089,250**

Trustee Leonard made the motion to declare the Board of Trustees lead agency and to make a negative declaration under SEQRA. Seconded by Trustee Bowen. All ayes. Motion carried.

Trustee Lown made the motion to adopt bond resolution 31-10-11. Seconded by Trustee Bowen. All ayes. Motion carried.

### **Ivy Hill Block Party**

Trustee Rumbold approved the Ivy Hill Block Party. Seconded by Trustee Leonard. 5 ayes, 1 abstention by Trustee Lown, motion carried.

### **Eagle Scout Veterans Memorial Park Project**

Trustee Lown made the motion to approve the Eagle Scout project at Veterans Memorial Park. Seconded by Trustee Penney. All ayes. Motion carried.

### **Approval of the Minutes – April 26, 2011 & May 10, 2011**

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### **Reconvene**

Trustee Leonard moved to reconvene the regular meeting. Seconded by Trustee Bowen. All ayes. Meeting reconvened.

### **Adjournment**

Trustee Leonard moved to adjourn. Seconded by Trustee Lown. Meeting adjourned.