

**Village of Walden
Board of Trustees Regular Meeting
January 7, 2014**

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	Bernard Bowen
	Willie Carley
	Sean Hoffman
	Edmond Leonard
	Gerald Mishk

Absent:

Also Present:

John Revella, Village Manager
Tara Bliss, Village Clerk
Dave Donovan, Village Attorney

Presentation – Proclamation to Fox Hill Community

Mayor Maher presented a proclamation to Tim Maendel on behalf of our neighboring Fox Hill Community in recognition of their support of the Village of Walden. They recently gave a large donation towards the purchase of our new Village Entrance Signs. He read the proclamation aloud.

Presentation – Walden Community Council, Beautification Committee – Holiday Decoration Competition Winners

Sandy Magill, President and Jean Winum, Treasurer of the Walden Community Council, presented awards to the winners of the Holiday Decoration Competition. The three winners this year were: Millspaugh Furniture, The Hair Works, and John the Tailors. Thank you to everyone who participated and congratulations to each of this year's winners! Everyone received a Walden afghan and a 2014 WCC Lottery Calendar.

Public Hearing – Local Law #1 of 2014 – Zoning Changes from Comp Plan

Trustee Hoffman made a motion to open the public hearing for Local Law #1 of 2014 – Zoning Changes from Comp Plan. Seconded by Trustee Mishk. All ayes. Motion carried.

Mayor Maher explained these changes are based off the 2012 Comprehensive Plan.

Suzanne Isaksen, 10 Windrift Lane, asked where the law was posted as she couldn't find it on the website and asked if letters were sent to the area residents.

Mayor Maher replied they are noticed in the paper and available at Village hall.

January 7, 2014

Attorney Donovan replied that there is no other legal requirement other than to post it.

Clerk Bliss replied that anyone can ask to see the law and can be emailed, faxed, mailed etc. as outlined in the official notice in the paper.

Trustee Hoffman commented that the Comprehensive plan has been posted on the website for a number of months and these changes are taken directly from that.

Becky Pearson, 167 Walnut Street, clarified that this law has not changed at all from what is represented in the Comprehensive Plan.

Manager Revella replied that was correct. Except the Section, Block and Lot numbers have changed from the County level from the 2005 numbers. The boundaries have not changed, just the numbers.

Mary Ellen Matise, 21 Clinton Street, commented that with her experience with the Comprehensive plant she recommended the Board adopt the revisions as the committee worked hard on them.

Jerry Jacobowitz, Jacobowitz & Gubitz, commented on the changes that are outlined in the law. He specifically addressed the lack of housing in our society. He commented that Faith Moore from OC RDAC gave a presentation about what affordable housing is, which is not low income housing as many believe it is. He stated that the comprehensive plan references using existing housing to be renovated and become affordable housing in the Village. He feels that our existing laws conflict with this and that multiple family homes should be converted back to single family homes.

Mayor Maher stated that the Board has had many discussions on this specific issue and the Board came to the same conclusion that he just mentioned that multiple family dwellings should go back to single family houses.

Trustee Carley added that he wanted to echo what the Mayor said. He was part of the Comprehensive Plan committee and agrees that bringing multi dwellings back to single family residences.

Jerry, added that you also want to add new affordable multi dwellings as well. The project that was suggested for Edmunds Lane is not going to be happening now because the Buddhists acquired the property. The Board needs to take in consideration of the need of the residents to have rentals. He feels the changes to the MX area conflicts with the Main Street expansion suggestions.

Trustee Hoffman stated that the MX area allows for multifamily dwellings within it.

Jerry referenced page 75 in the Comprehensive Plan that says industrial buildings will take longer than expected to renovate. He feels that is an impractical plan and it is more of a challenge than economics can produce. He doesn't feel that is realistic or attainable. He suggested looking at other communities as he doesn't feel they have the same fears as this Board does. He referenced new construction in Village of Montgomery, Village of Maybrook, New Windsor on Temple Hill Road. He feels there is a case to be made for decent modern rental housing that people need. He referenced the map on page 81 and

the comment on Edmunds Lane that the Board will listen to suggestions for the property. He's not sure what the Board is afraid and why they can't get 4 votes to put this project before the Planning Board. He doesn't understand why they would not allow this project to be heard in a fair hearing when it is listed in the Comprehensive Plan. He presented a letter dated 2.26.13 and another letter that was revised 4.15.13, a copy of page 81 from the Comprehensive Plan, and a letter dated 9.7.12 which had comments on the Comprehensive Plan where some were adopted but most were not. He also gave a photo array of buildings proposed for Edmunds Lane project as well as a survey of the property and a sketch plan as required by the comprehensive plan. He also gave 4 that were prepared in response to questions that residents asked about which were mailed out to the residents on Edmunds lane. Rezoning a portion of the Edmunds Lane property to industrial and he had difficulty understanding the change.

Mayor Maher pointed out there are also already existing homes in that area.

Jerry replied he was wrong because there would be a buffer. What the Board is doing is putting homes in the front part of an industry. He doesn't feel it is good planning. He suggested it was an attempt to make the property valueless.

Becky Pearson commented about what Jerry had stated that on April 23, 2013 there was a vote to not move forward with multifamily which was 5 no's to 2 yes's. She has a problem with Jerry's comment about the building that was granted money in the past and now there is no way to build on that property because it is not feasible for a building because of the testing that was done by certain parties. She is referencing the Package Lighting building.

Mayor Maher disagreed with her comment on that district.

Becky added that the Orange County Planning Department did ok the Comprehensive Plan as it was presented.

Trustee Bowen made a motion to close the public hearing for Local Law #1 of 2014 – Zoning Changes from Comp Plan. Seconded by Trustee Carley. All ayes. Motion carried.

Public Hearing – Local Law #2 of 2014 – Yard Waste

Deputy Mayor Rumbold made a motion to open the public hearing for Local Law #2 of 2014 – Yard Waste. Seconded by Trustee Carley. All ayes. Motion carried.

Mayor Maher stated that this law brings the code into compliance with changes made on the County level.

Manager Revella gave an example that plastic bags for yard waste are no longer allowed by the county so this brings the law into compliance by listing what is acceptable now.

Deputy Mayor Rumbold made a motion to close the public hearing for Local Law #2 of 2014 – Yard Waste. Seconded by Trustee Bowen. All ayes. Motion carried.

Presentation – Peter Sullivan, Treasurer – Village Finance Report, Mid Year Review

Peter Sullivan, Village Treasurer, reviewed the projections that he came up with which have been attained with the help of the Department Heads for the rest of this fiscal year in comparison with the budget. He gave a hand out for the public and reviewed the handout.

Trustee Carley feels what he is saying about the youth reports he's seen all year doesn't seem to fit what he is saying now with the expenditures.

Peter explained that yes the revenue is up but the expenditures are as well.

Trustee Bowen asked if future reports could reflect this going forward.

Trustee Hoffman commended Peter and thanked him for the report. He asked about the Police costs.

Peter replied that 57% is attributable to 207c issues.

Manager Revella stated that it's in Chiefs' report and can show it to him.

Trustee Bowen this was due to hiring another officer as well as the 207c issues.

Trustee Hoffman asked about being under budget on vehicle maintenance are we deferring maintenance.

Manager Revella said that we surplused older vehicles that would have cost more with maintenance. We have been lucky to have some new vehicle under warrantee. We got more work in house due to some equipment we've recently purchased.

Village Manager's Report

- Congratulated Anthony Romeo, our FT Rec Aide on the birth of his baby girl today, Vanessa.
- Finished our CSEA negotiations. The contract is signed.
- PBA meetings are upcoming, seems to be going ok.
- DARE graduation at WES, well attended.
- Christmas in the Square was great despite the weather.
- Trustee Hoffman and himself went to DPW and reviewed projects.
- Ice and snow storms used a lot of salt this year, hoping it lasts us.
- NYS retirement and workers comp have been being updated with the clerk. One case has been closed, working on the others, should be closed early.
- Meeting with Walden fire commissioners. They are looking forward to a joint meeting with this board.
- Attended the Sunshine Society luncheon at the Walden House which was lovely.
- Going over the Loan program with Kerron Barnes, Treasurer and our Attorney and making good progress on them. Small Cities and HODAG.
- Gone over with department heads, most have finished their inventories and evaluations. Should have the budget figures soon hopefully.
- Sewer pump station at Tin Brook is moving forward.
- Good meeting with Frontier, hoping to see some savings there soon.
- First Investors Meeting about deferred comp plan, having a lunch and learn for next week.
- Code Enforcement has been on the properties from the snow storms.
- Got the new dump truck in, working well.

Trustee Bowen asked for a ballpark of the outstanding loans.

Peter replied he didn't know the exact number, but sent out 45 letters. One had been paid off, a few have asked for repayment plans. A few where there may have been foreclosures on properties that we may not be able to recover those loans.

Approval of the December 3, 2013 Tri Board Minutes

Deputy Mayor Rumbold made a motion to approve the December 3, 2013 Tri Board minutes. Seconded by Trustee Leonard. All ayes. Minutes approved.

Approval of the December 3, 2013 Minutes

Deputy Mayor Rumbold made a motion to approve the December 3, 2013 minutes. Seconded by Trustee Leonard. All ayes. Minutes approved.

Approval of the December 23, 2013 Special Meeting Minutes

Deputy Mayor Rumbold made a motion to approve the December 23, 2013 Special Meeting minutes. Seconded by Trustee Hoffman. All ayes. Minutes approved.

Trustee's Committee Reports

Town of Montgomery & DPW liaison – Trustee Leonard

Trustee Leonard reported the new truck is in service as Manager Revella had mentioned. They worked out the small glitches.

Deputy Mayor Rumbold asked what the glitches were.

Manager Revella replied that one was the regulator for the salt but went back to the dealer and working great!

Village Clerk & Village Treasurer Liaison – Trustee Bowen

Trustee Bowen reported that he worked with Peter to put the presentation together and he will work more closely with the loan part.

Police Department Liaison – Deputy Mayor Rumbold

Deputy Mayor Rumbold reported on the memo from the packet that our PD handled almost 12,000 calls for service. Got a grant reimbursement for the STEP grant approximately \$1,994.13. DARE graduations in December were great at WES and MPB. Been busy with weather during the storms. Still having 207c issues which are outlined in the reports. Have lost some Part Time Officers as they have found Full Time Positions elsewhere. New car is working well, no issues.

Planning and Zoning Boards as well as the Building Department Liaison – Trustee Hoffman

Trustee Hoffman reported that he met with Dean and went over the Thruway project, looking more like a building now. Also some enforcement issues such as 46 Scofield. Reviewed Kidd Farm project as well.

Recreation & Parks Department and School Board Liaison – Trustee Carley

Trustee Carley reported there was nothing on the School Board, waiting to hear back on them making a presentation here. Christmas in the Square was great despite the weather,

had 200 kids get photos with Santa. Parks are winterized. Indoor soccer is over and basketball has begun.

Village Justice and Library Board Liaison - Trustee Mishk

Trustee Mishk reported he is still waiting for the deus project to go out for bids.

Deputy Mayor Rumbold asked Manager Revella to have the Mechanic present bi-monthly reports on vehicle maintenance and what has been going on with the fleet of vehicle we have to be included with the packets.

Mayor Maher agreed.

Manager Revella stated the mechanic has already been instructed to do so.

Public Comment on Business of the Board

Mary Ellen Matise, 21 Clinton Street, commented that the Planning Board had looked at local law 1 of 2014 as well as the Comprehensive Plan or even tonight.

Jessica Metzger, 4 Gracewood Court, commented on the public hearing tonight and suggested there be some conformity specific to interruption while someone is speaking. She asked about the curfew law that's up for discussion.

Mayor Maher stated it was a renewed discussion from past discussions.

Action Items

Introductory LL #1 of 2014 – Zoning Changes from Comp Plan

Attorney Donovan asked the Board to Adopt the SEQR Resolution first which is a determination that needs to be made. By adopting the comp plan previously covers the actual changes but tonight by adopting this Resolution it shows consistency.

Trustee Bowen made a motion to adopt Resolution 27-13-14 Zoning Amendments from the Comprehensive Plan. Seconded by Trustee Mishk. All ayes. Motion carried.

Attorney Donovan stated that the OC Planning Department has no objection to the law. They did make reference to the changes of some section block and lot numbers that have changed since 2005 where the numbers were taken from. We will clean that up. Also a typographical error which references the wrong section. Also, that we are aware to remove certain uses.

Trustee Hoffman mentioned that our own Planning Board asked for more time to review the local law.

Mayor Maher asked if we could allow them more time.

Attorney Donovan stated there was no specific timeline.

Trustee Leonard agreed with the Planning Board reviewing.

Mayor Maher stated we would table adopting this law until the next meeting after we have the report from our Planning Board.

Introductory Local Law #2 of 2014 – Yard Waste

Deputy Mayor Rumbold made a motion to negative declaration Local Law #2 of 2014 – Yard Waste. Seconded by Trustee Hoffman. Motion carried.

Deputy Mayor Rumbold made a motion to adopt Local Law #2 of 2014 – Yard Waste. Seconded by Trustee Bowen. Motion carried.

Resolution 26-13-14 – Surplus of Real Property

Trustee Leonard made a motion to approve Resolution 26-13-14 – Surplus of Real Property located at 27 North Montgomery Street. Seconded by Trustee Bowen. All ayes. Motion carried.

Manager Revella stated that the property needs a lot of work and we don't have a need for that property at this point. We are designating a surplus so that if we find we don't have a need, we can move to sell at some point in time, but we would not say until we make this first step.

Trustee Hoffman asked if it holds us to anything.

Manager Revella replied no.

Deputy Mayor Rumbold asked if we have any estimates.

Manager Revella answered yes, but not say in public as it may affect the value as it's significant.

Set Joint Board Meeting with Fire District

Deputy Mayor Rumbold made a motion to set a joint board meeting with the Walden Fire District for Tuesday, January 21, 2014 at 6:30pm. Seconded by Trustee Bowen. All ayes. Motion carried.

Manager Revella added that the only other topic that was brought up was a potential communications tower on their property.

Hearing Request – 29 First Street

Jay Buchalski, Code Enforcement Officer, explained there is a single abandoned vehicle.

Deputy Mayor Rumbold made a motion to set a hearing for 29 First Street for abandoned/unlicensed vehicles for Tuesday, January 21, 2014 at 6:30pm or as soon thereafter as could be heard. Seconded by Trustee Carley. All Ayes. Motion carried.

Hearing Request – 32 South Montgomery Street

Trustee Bowen made a motion to set a hearing for 32 South Montgomery Street for property maintenance for Tuesday, January 21, 2014 at 6:30pm or as soon thereafter as could be heard. Seconded by Trustee Hoffman. All Ayes. Motion carried.

57 Valley Avenue – Rehab Loan Repayment Plan

Trustee Bowen made a motion to approve the Rehab Loan Repayment Plan for 57 Valley Avenue in the amount of \$125 on the third every month until the loan is paid off in full. Seconded by Trustee Leonard. All ayes. Motion Carried.

Surplus of Skid Steer – Minimum Bid of \$2,000

Manager Revella said he was not sure of the year of this equipment, guessing 20 years old. Still works and was used during the storm.

Deputy Mayor Rumbold made a motion to surplus the Ford New Holland Skid Steer with a minimum bid of \$2,000. Seconded by Trustee Hoffman. All ayes. Motion Carried

Surplus of Truck #2 – Minimum Bid of \$6,000

Deputy Mayor Rumbold questioned why we get dump trucks to remove snow.

Manager Revella said that it's because we don't have enough drivers for large trucks. If we get rid of it now we might get some money from it but if we wait we may not get much from it. He doesn't want to make a statement of the value of the truck that may affect the bidding process.

Trustee Leonard stated maintenance goes up with age of trucks and that is where this truck is at.

Manager Revella stated we want over 10 this has 15 years.

Trustee Hoffman asked if this one did not have undercoating.

Manager Revella said correct. This one was actually used in 9/11 to help down there.

Trustee Hoffman made a motion to surplus Truck #2 – 1999 International Dump Truck, includes 9 foot Snow Plow, with a minimum bid of \$6,000. Seconded by Trustee Leonard. All ayes. Motion Carried

Surplus of Skid Steer Attachment – Hydraulic Jack Hammer – no minimum bid

Deputy Mayor Rumbold made a motion to surplus the Skid Steer Attachment – Hydraulic Jack Hammer with no minimum bid. Seconded by Trustee Leonard. All ayes. Motion carried.

Release Letter of Credit for Beazer Homes

Attorney Donovan stated that we got a request from Beazer home project to release the maintenance bond. Sent Lanc and Tully out to make sure all is in compliance. Only condition he has is to make sure they have all the proper documents on that.

Deputy Mayor Rumbold made a motion Release the letter of Credit for Beazer Homes subject to Village Attorney approval. Seconded by Trustee Leonard. All Ayes. Motion carried.

Discussion Items

Landlord Registry Law

Unintelligible discussion

January 7, 2014

Manager Revella suggested that someone that owns a rental live within a certain range of the property.

Attorney Donovan pulled a sample law from the City of Middletown that has a residency requirement or a proximity to the property.

Mayor Maher asked about a fee to add on.

Attorney Donovan stated he would have to look into that but of course we can impose a fee to cover some time/administrative process at these properties.

Trustee Mishk asked about permits and rules at some developments to hold the property owner accountable for the property maintenance.

Attorney Donovan stated he could look into it if the board so requested.

Deputy Mayor Rumbold asked if there was nothing that says these dwellings are fit for human livability including, heat, electric, water etc.

Attorney Donovan said that this is about being able to inspect the properties and according to this you can't do that.

Deputy Mayor Rumbold said that her question is that an agency is allowed to put someone in an inhabitable location. Do we have no right there?

Trustee Bowen said that's on the agency.

Attorney Donovan stated that we can't enforce that. However if the tenant calls the Building Department we have the right to inspect them.

Deputy Mayor Rumbold questioned if our inspector can go in and inspect on behalf of the agency. We had this happen and it lasted for quite some time.

Attorney Donovan explained that we can't adopt a blanket requirement. If someone makes a complaint, then we can go in to the property at that point but can't be an automatic blanket requirement.

Mayor Maher confirmed that we have to have someone on record to complain before you can go in. Does it have to be the resident? Anonymous?

Attorney Donovan replied no. Because then, you may end up in court and if they're not willing to testify then you don't have much of a case.

Trustee Bowen asked if agencies contacted the Building Dept.

Dean Stickles, Building Inspector, replied no. Social media is adding to this issue as well.

Deputy Mayor Rumbold asked if there is a list from the county of properties.

Trustee Bowen said yes.

Mayor Maher said that he and Hoffman were setting up a meeting to work on this.

Trustee Hoffman met with county people and said they understood the problem and suggested that they could call or work on a list but there was no follow through on their part. So the point of this meeting is to change that.

Deputy Mayor Rumbold asked if they have to register every year.

Dean replied that he was not aware of what their policy is and how you get on the list.

Deputy Mayor Rumbold wants to know the policy and does somebody come to inspect the premise and how often is it inspected again.

Trustee Hoffman replied they wanted them to inspect but they don't have the manpower or experience to do that.

Trustee Bowen said that agencies will stop the rent payment if there is a complaint.

Deputy Mayor Rumbold said that people are afraid to complain because they have a roof over their head and don't want to lose it. Why wouldn't the agency want to protect these people they are serving?

Trustee Leonard asked about having a meeting with the new commissioner.

Trustee Hoffman stated yes but they only have an acting commissioner right now so wanted to wait until the official commissioner was appointed.

Mayor Maher stated that it would be good to meet with her as she will still be there but will not be the commissioner, just a deputy.

Trustee Carley asked if you can't put the restraints on the property owners, can we put it on the agencies?

Attorney Donovan doesn't think so.

Mayor Maher would like to add that to our law as well as the fees with his research of this to draft a local law for the next meeting.

Dean replied there once was a fee but that in the past the residents felt it was too high so be careful of the fee you set on that. The county can call and ask if a unit has any violations and they have not taken advantage of that.

Curfew Law

Trustee Mishk stated that he was initially for this but understands now after speaking to the Chief that if you pick up a child and there is no one available to pick up said child we then get into babysitting and that takes a man off the street to work if a call comes in. Other than this he feels the law is good.

Deputy Mayor Rumbold just wanted to remind them of the resources that are needed to enforce this type of law.

Trustee Leonard spoke on the Valley Avenue situation years ago and the man power required in making this law work.

Attorney Donovan stated that it is legal to do this. Law from City of Rochester stated previously this was illegal. In 2009 they threw out that Law and upheld the curfew. They said that there had to be substantial governmental interest such as reducing teen crime. We would have to do some sort of study to move forward on this.

ECS Power Saving Request

Manager Revella stated that we were approached by this company on behalf of NYS to see who had generator power to save power on a specific day and time where we would be paid for doing so. Our attorney looked over a contact with them and has no issues with it.

Trustee Hoffman asked if obligated to switch over.

Manager Revella said on those call days, yes. Last year they had 2 days.

Trustee Hoffman brought up if there's a hot day in July, doing something like this but coincides with our heavy water days. Would that affect our water sources? Could we change the times to accommodate this issue?

Manager Revella explained that we aren't required to do a shut off but we wouldn't get paid.

Trustee Hoffman asked what the engineer has.

Manager Revella stated that he did talk to him about it and has no issues with this. Did 8 hour shut down in other municipalities and was fine. We have a week supply with some of our generators so shouldn't be an issue as the others have an endless supply as it's natural gas.

Trustee Leonard made a motion to give the Village Manager the authority to sign the contract with ECS subject to Village Attorney approval. Seconded by Trustee Bowen. All Ayes. Motion carried.

Application Fees – Planning/Zoning Boards

Attorney Donovan stated our code says if you make an application to one of the boards you take an application fee to cover administrative requests and the second fee goes into a trust to pay the professional consultants such as attorney and engineer. Applicant has to continuously add to that account which recently there have been issues with this type of situation. Usually paid in 2 separate checks.

Deputy Mayor Rumbold asked if that account can be reconciled and proved that those costs equaled that fee.

Attorney Donovan explained that most places sit down and figure that out ahead of time. If someone wants to challenge the fee the village would then have to justify how we came up with that fee.

Manager Revella said that we have a formula, a table, where a project has a certain value.

Dean confirmed and stated that anything above that us up to the applicant to pay for it. Covers secretary time, research time etc.

Public Comment

Suzanne Isaksen, 10 Windrift Lane, thanked the DPW for their snow plow removal. She also wanted to address a comment about the Edmunds Lane project that was acquired by the Buddhists. She doesn't feel that was a missed opportunity. Finally about the curfew law, if you're going to pass a curfew law and make their parents responsible for children of a particular law and the parents were held accountable.

Manager Revella said would have to raise to the level of endangering the welfare of a child.

Attorney Donovan said there are laws for giving minors alcohol but not familiar with any other laws that would hold the parents accountable.

Susan continued that back in the day we didn't need a curfew but she asked because we do seem to need something.

Mary Ellen Matise, 21 Clinton Street, handed out something from the County about Lead testing. When they came this fall they felt we needed their intervention but now they put this out and tested every Shoprite around but in the Town of Montgomery. This happened after they came to us and stated that if we didn't do the benches that we wouldn't be kept out of other programs. Why were we not included? Agricultural plan survey went out and she feels we should all do it because we as a Town are an Agricultural Town. She asked about the Hess Station which is gone now but there are similar issues that had happened before at the Hess Station that are now happening at the Mobil station now. A man tried to get into her car while she was there. She reported to the Police Dept and they said they knew who the man was.

Brenda Adams, 31 Valley Avenue, left a summary of the NY Main Street grant analysis that was passed out. \$701,000 was put into this Village through this grant and she wanted that to go on the record. In the past two grants we've had \$1.2 million put into our Village. Secondly she was involved in the Valley Avenue issues back in the day and the curfew law was discussed. There were two instances she wanted to bring up that were caused by teens that had there been a curfew law or rules on their parents might not have happened.

Becky Pearson, 167 Walnut St, the storm drain in front of her house does not work properly. It overflows.

Manager Revella explained that it's full of roots, it was cameraed.

Becky asked about the pre-salting treatment still being done.

Manager Revella said no, it's not affective. Ruins vehicles and concrete.

Becky wondered who retired from the Police Department.

Manager Revella replied, McCoskery.

Becky commented on the letter to town. It was very nice but it should be addressed to the Town Board.

Mayor Maher told her that it was specifically told to go to the town board as well and they were all called individually.

Becky asked what letter did they get about the zoning comp plan.

Trustee Hoffman said they discussed it briefly at the December 18th meeting.

Becky questioned there was no outcome was because there was no map.

Trustee Hoffman said that it is difficult to discuss without the map.

Becky asked if the skid steer works why are we getting rid of it?

Manager Revella said that the hours we use on it matter as well.

Becky mentioned loan payments and didn't know if there was any follow through because it was in executive session about a property that has never been paid back. Have we been able to recoup that loan?

Manager Revella said that we sent letters to everyone.

Becky asked if there is a statute of limitation on it.

Manager Revella answered, yes, which is why we did the review.

Becky brought up curfew laws, she asked Trustee Mishk to embellish on it.

Trustee Mishk said that the biggest part was there were at least 6 men working including a juvenile officer and 2 detectives.

Becky asked if we can utilize the county? We pay taxes there.

Manager Revella said that he talked to Chief about that today.

Becky said she would like to know more about the executive session, she would like more information. What is Village Manager 105 F? Potential Litigation?

Manager Revella said that's the code it falls under. Cannot say what is being discussed.

Becky asked if the CSEA been finalized.

Manager Revella answered, yes.

Jessica Metzger, 4 Gracewood Court, commended the retirement of McCoskery. Asked if the School Board is going to attend a meeting.

Trustee Carley said he asked but no response yet.

Jessica asked is it legal to require certificate of insurance from the property owner to the Village. This shows you who has the liability on the property and a paper trail you have to go through.

Attorney Donovan said there is no local law we could do for that for instance a building without a mortgage there is no state legislation that requires you have insurance.

Mayor Maher asked him if he can look at case study to do this.

Jessica questioned if there is a law that requires someone in order to rent your property to another person? The minimum requirement to do this is 3 million liability policy. It might be helpful to look into. She feels it should have another hearing.

Mayor Maher said the public already can come and speak.

Trustee Hoffman said the Planning board would provide a written report.

Jessica questioned if this would be an action item

Mayor Maher said that they would have a discussion and would make it a point to allow the Public to comment before action is made on this.

Jessica mentioned the PD budget is between \$86,000-\$136,000 every year so why don't we just budget for this?

Trustee Bowen said some of the explanation that was given earlier was because of the duplication of the hire and the 207c.

Anita Vandermark, 76 Highland Ave, announced that the Firehouse dinner tomorrow is at 5:30pm. WCC meeting tomorrow at WSB Corp headquarters at 7pm. Leadership Day is Thursday.

Payment of the Audited Bills

Trustee Mishk made a motion to pay the audited bills. Seconded by Trustee Leonard. All ayes. Motion carried.

Correspondence

Trustee Hoffman said there was a notice of Public Hearing for the Sign for Dollar General at the Town of Montgomery Planning Board. The town does not have the same regulations that we have but we may want to have some comments to the Planning board before their January 13th Public Hearing.

Miscellaneous Comments from the Board of Trustees

January 7, 2014

Trustee Leonard commented that there needs to be signage near the Dollar General to slow people down there as well as enforcement.

Deputy Mayor Rumbold stated that the fireworks were wonderful on New Year's Eve. Wanted to thank the audience to come out tonight on such a cold evening. She appreciates their time and presence.

Mayor Maher read a letter from the Sunshine Society which accompanied a \$100 donation to have a child attend summer camp this year. He also spoke about Leadership Day on Thursday at 6:30pm.

Executive Session – PBA Negotiations, Village Manager 105 F, Potential Litigation, and Personnel of a particular person.

Deputy Mayor Rumbold moved to go into Executive Session to discuss PBA Negotiations, Village Manager 105 F, Potential Litigation, and Personnel of a particular person. Seconded by Trustee Carley. All ayes. Motion carried.

Reconvene

Trustee Hoffman moved to reconvene the regular meeting. Seconded by Trustee Leonard. All ayes. Motion carried.

Adjournment

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

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Regular Meeting
January 7, 2014
Motions & Resolutions**

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Approval of the December 23, 2013 Special Meeting Minutes

Deputy Mayor Rumbold made a motion to approve the December 23, 2013 Special Meeting minutes. Seconded by Trustee Hoffman. All ayes. Minutes approved.

Introductory LL #1 of 2014 – Zoning Changes from Comp Plan

Trustee Bowen made a motion to adopt Resolution 27-13-14 Zoning Amendments from the Comprehensive Plan. Seconded by Trustee Mishk. All ayes. Motion carried.

Introductory Local Law #2 of 2014 – Yard Waste

Deputy Mayor Rumbold made a motion to negative declaration Local Law #2 of 2014 – Yard Waste. Seconded by Trustee Hoffman. Motion carried.

Deputy Mayor Rumbold made a motion to adopt Local Law #2 of 2014 – Yard Waste. Seconded by Trustee Bowen. Motion carried.

Resolution 26-13-14 – Surplus of Real Property

Trustee Leonard made a motion to approve Resolution 26-13-14 – Surplus of Real Property located at 27 North Montgomery Street. Seconded by Trustee Bowen. All ayes. Motion carried.

Set Joint Board Meeting with Fire District

Deputy Mayor Rumbold made a motion to set a joint board meeting with the Walden Fire District for Tuesday, January 21, 2014 at 6:30pm. Seconded by Trustee Bowen. All ayes. Motion carried.

Hearing Request – 29 First Street

Deputy Mayor Rumbold made a motion to set a hearing for 29 First Street for abandoned/unlicensed vehicles for Tuesday, January 21, 2014 at 6:30pm or as soon thereafter as could be heard. Seconded by Trustee Carley. All Ayes. Motion carried.

Hearing Request – 32 South Montgomery Street

Trustee Bowen made a motion to set a hearing for 32 South Montgomery Street for property maintenance for Tuesday, January 21, 2014 at 6:30pm or as soon thereafter as could be heard. Seconded by Trustee Hoffman. All Ayes. Motion carried.

57 Valley Avenue – Rehab Loan Repayment Plan

Trustee Bowen made a motion to approve the Rehab Loan Repayment Plan for 57 Valley Avenue in the amount of \$125 on the third every month until the loan is paid off in full. Seconded by Trustee Leonard. All ayes. Motion Carried.

Surplus of Skid Steer – Minimum Bid of \$2,000

Deputy Mayor Rumbold made a motion to surplus the Ford New Holland Skid Steer with a minimum bid of \$2,000. Seconded by Trustee Hoffman. All ayes. Motion Carried.

Surplus of Truck #2 – Minimum Bid of \$6,000

Trustee Hoffman made a motion to surplus Truck #2 – 1999 International Dump Truck, includes 9 foot Snow Plow, with a minimum bid of \$6,000. Seconded by Trustee Leonard. All ayes. Motion Carried

Surplus of Skid Steer Attachment – Hydraulic Jack Hammer – no minimum bid

Deputy Mayor Rumbold made a motion to surplus the Skid Steer Attachment – Hydraulic Jack Hammer with no minimum bid. Seconded by Trustee Leonard. All ayes. Motion carried.

Release Letter of Credit for Beazer Homes

Deputy Mayor Rumbold made a motion Release the letter of Credit for Beazer Homes subject to Village Attorney approval. Seconded by Trustee Leonard. All Ayes. Motion carried.

ECS Power Saving Request

Trustee Leonard made a motion to give the Village Manager the authority to sign the contract with ECS subject to Village Attorney approval. Seconded by Trustee Bowen. All Ayes. Motion carried.

Payment of the Audited Bills

Trustee Mishk made a motion to pay the audited bills. Seconded by Trustee Leonard. All ayes. Motion carried.

Executive Session – PBA Negotiations, Village Manager 105 F, Potential Litigation, and Personnel of a particular person.

Deputy Mayor Rumbold moved to go into Executive Session to discuss PBA Negotiations, Village Manager 105 F, Potential Litigation, and Personnel of a particular person. Seconded by Trustee Carley. All ayes. Motion carried.

Reconvene

Trustee Hoffman moved to reconvene the regular meeting. Seconded by Trustee Leonard. All ayes. Motion carried.

Adjournment

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