

**Village of Walden  
Board of Trustees Regular Meeting  
Tuesday, January 21, 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

Absent:

Gerald Mishk

Walden Fire District:

Robert Montanaro, Commissioner  
Richard Penney, Chairman  
Roy Werner, Commissioner

Also Present:

John Revella, Village Manager  
Vicki Kurtz, Village Deputy Clerk  
Dave Donovan, Village Attorney

**Fire horn**

Richard Penney, Chairman of the Walden Fire District Board of Fire Commissioners, 230 Old Orange Ave, stated that they were not there to talk about the communications tower, only the fire horn.

Mayor Maher explained that there have been many issues with the noise of the horn and the amount of times it goes off. With the technology that we have, is it necessary to have the fire horn go off as it does currently. Are there any alternative methods that we can have?

Richard stated that they are open to suggestions but as far as the tone of the horn, there is no way to adjust the volume on a horn that is currently on the top of the building. It either blasts or it doesn't. No control for the volume.

Trustee Carley asked what exactly is the horn used for.

Richard said that it is to notify the Village residents and members of the Fire Department when there is an emergency within the Fire District and is also used at noon to indicate that it's noon.

Trustee Leonard questioned if they use pagers.

Richard replied that they do have individual pagers but if the tower goes down for a paging system, which does happen on occasions, we have no way of notifying other fire department's personnel to respond. We would have to manually set the horn off from here and remotely from the Fire Chief's vehicle. The codes for the streets were terminated by the Village many years ago, when the alarm boxes were taken out. With the new technology there would be no way to indicate a street location without replacing the boxes.

Robert Montanaro, Fire Commissioner, wanted to reiterate some of the complaints were about the volume.

Mayor Maher confirmed that it's as loud as it is and how often it goes off.

Trustee Hoffman added that the tone is piercing.

Robert said that there are other options out there and the first one that comes to mind is what is the full potential and what do we currently use it for. It's used as a signaling device. Has much more potential that it is being used for currently. Some residents, Valley Ave for instance, would like to know if there is a flash flood warning possibly. Maybe when there is a snow emergency in effect. It has the potential to be a signaling device. There are certain factors that come into play when we change it. It currently operates by telephone.

Trustee Bowen asked when it goes off, have they monitored the reasons why it's going off.

Robert said that he believes it has potential to be a signaling device for much more than just fire calls. But right now it is only going off for fires. Anytime there is a call where the fire department is dispatched, the horn goes off.

Deputy Mayor Rumbold stated that people may think that the fire call means only a fire. She just wants to be specific so people understand that it's not just for a fire.

Robert said that everyone is issued pagers. However there are circumstances that they are not carrying their pagers.

Trustee Leonard mentioned that as far as signaling devices, Code Red has functioned very well for us. The Manager manages it very well as far as warning people. He believes that another good function is that during the day, when the alarm goes off, you know the fire trucks are coming from one direction, so you're watching for them. But at night, there are people that are working late or trying to get a good night sleep with that horn, and you're getting a lot more calls than you used to, which means it's going off a lot more. He wondered if they could just run it during the day.

Mayor Maher suggested maybe a trial period, like from this hour to this hour; you just use the pagers and see what the effect is, analyze the data and maybe move forward or take a step back.

Manager Revella mentioned that one aspect to address is the emergency management stand point, for use as a tornado warning or other states of emergencies.

Richard brought up another plus for the fire horn that people may not be aware of, is the fire horn is actually the place used in homeowners' insurance policy ratings, our equipment, signaling device, all that plays a part in people's homeowners insurance.

Trustee Bowen asked how that affects the homeowner's insurance.

Richard replied that he just knows there's a company that is used to rate a fire protection for insurance company's and they have a checklist, and they add up how many feet of hose they have, how many tankers they have etc. All these things get a point value and then they determine what the rating is for your homeowners insurance.

Robert wanted the Board and the public to be aware that our fire district has the best ISO Rating that we could possibly have outside of being a paid professional agency.

Deputy Mayor Rumbold asked if a call goes in and it's for the Village of Montgomery, does everybody's horn go off.

Richard responded that if they called as a mutual aid response to the Village of Montgomery, ours would sound off. If they had a separate incident that's just their fire district, ours would not go off.

Manager Revella stated they have a siren.

Richard said that the only way ours would go off is if we got called for additional help to go out. Usually do it for a structure fire, maybe once or twice a month, it's an ongoing thing.

Roy Werner, Fire Commissioner, said another issue they're having is manpower. If they don't get a response in 4mins, the alarm automatically resets. So you can get a mutual aid call at 2 in the morning and if you don't have anybody respond within 4 mins, it's going to reset itself. Or if we get a working fire, mutual aid, we have to sound our alarm for all available manpower, so you're going to see a minimum of 2 or 3 times, it'll sound for just one call.

Mayor Maher recommended coming up with some kind of time line.

Deputy Mayor Rumbold added that if its midnight to 6 am, assuming that most of the fire fighters, or a good portion of them, are in their homes with scanners, pagers.

Robert said they could consult the fire chief, it's an operational issue and something they can consult the chief on. Get a recommendation from him.

Trustee Carley mentioned that they have other recommendations.

Trustee Bowen brought up the insurance and how it's going to be affected.

Richard said that they will set a code for the area, and he believes that we are a Class 5 right now, which is the best we could possibly be for what we have.

Trustee Bowen agreed that they don't want to change that and escalate people's insurance.

Richard stated the only way they'll know that is to have ISO come out and do an assessment.

Manager Revella said they were discussing using it for the more extreme calls like structure fires, states of emergencies, but have not come to any conclusions.

Robert asked if the Board was open to the possibility of using the signaling device in a different manner; like if it goes off in this manner, it means this.

Roy said that it was programmed by somebody who isn't here anymore and they had someone else come in and look at it but the only they can do is call the county and ask them not to put the tones in at a certain hour. Otherwise would have to get a new computer program system.

Mayor Maher questioned how much that would cost.

Robert said it could be substantial. If the Board is looking to use it for emergency management type of purpose and possibly have it as a signaling device for things other than just fire purposes, is the Board willing to share in the cost of that.

Manager Revella thinks that the signaling device they have in place currently needs to be replaced anyway because there is no way to program it and that's a problem.

Mayor Maher said they would discuss it with that option being on the table that it would be a shared cost.

Robert said that they have done emergency management assessments within our community; they know already that the majority of the emergency management issues that we'll deal with are weather related. So with that in mind, thinks it would be foolish to not consider the ability we could have with the signaling device.

Trustee Carley came up with certain issues regarding who would control the horn, the sounds. Doesn't know how it gets activated.

Richard said Orange County Emergency Management does trip the button that activates the home alert. And when our home alert is activated, that's when our horn goes off.

Trustee Carley added they can relocate the horn. It doesn't have to be right here, it can be somewhere it won't affect the Village as much. Today there are other ways to communicate. It could be used for extreme calls. Once we come up with some parameters, then it's something we could work with.

Manager Revella stated that the ultimate goal is the protection of the citizens and he thinks we do need some kind of state of emergency signal that may be able to be activated without phones or internet.

Mayor Maher asked what kind of leg we stand on with these different options.

Attorney Donovan said looking at the code they have the ability to regulate the noise within the Village of Walden. The siren is excluded. It may also be exempted because you have an exemption noise created as a result of or related to an emergency. He thinks they would have the ability within the confines of The Village of Walden, should you show some kind of inappropriate result to the citizens, you can show them to prohibit it. Just couldn't do it without some sort of objective basis.

Roy suggested putting out a poll to the residents.

Mayor Maher said they would love to do an online poll in tandem with a phone poll.

Trustee Hoffman questioned the phone line costs.

Robert said it's a basic phone line. The bill is paid by the Fire District.

Mayor Maher stated that they wanted this discussion to be the first. There is well more than enough constituents that have come to them over a long period of time for them to warrant this discussion so it's an excellent idea to have some sort of poll. But to also to sit down and go over what it would say and who it would go out to.

Robert recommended a work session. Establish a joint committee to work toward a common goal.

Mayor Maher added to have 2 Board Members, 2 Commissioners, the Chief and the Village Manager, to have a discussion going forward.

Deputy Mayor Rumbold asked if they can invite the public to a work session.

Robert said absolutely. They are open to it.

Trustee Carley asked about the cost for relocation.

Mayor Maher mentioned that it would be tough to relocate the horn because no matter where in the Village, there are still homes that are going to be nearby.

Roy questioned if the biggest complaint were the horn blowing at night or all the time.

Mayor Maher said all the time.

Roy stated that he thinks they need to get a poll out to see if the majority are in favor of this throughout the community.

Robert wanted to let everyone know that their district meetings are the second Monday of every month at 6:30pm and they are open to the public.

### **Hearing - 29 First Street**

Jay Buchalski, Code Enforcement Officer, stated that a notice of violation was issued to owner, Jason Matadobra on November 9th. A late 70's Chevrolet Monte Carlo, 2 door coupe, color maroon, had no license plate, 2 flat tires on the left side of the vehicle, fitting the definition of an abandoned vehicle under the code. Since then, the vehicle has been  
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covered with a tarp, the plate area is covered. However, the tires remain flat. I would request the vehicle be removed by the Village due to it being unregistered and unable to pass a motor vehicle inspection due to the tires.

Deputy Mayor Rumbold asked if it's covered with a tarp, how we know it's still unlicensed.

Jay replied that when we go over there to remove it and lift the tarp and there's no plate then we're good to go. If not, we let it sit. There has been no response.

Trustee Bowen asked how he sent out his notices.

Jay said he posted it on the house, sent it out certified mail as well as U.S. mail and no response.

Trustee Bowen asked if the certified mail was picked up.

Jay told him that nothing has been returned to the office.

Deputy Mayor Rumbold asked Attorney Donovan if it's covered with a tarp and unable to see if it has a license plate or not, are there any issues with going on their property.

Attorney Donovan stated that we send someone on their property to remove an unlicensed/unregistered vehicle and in the course of doing so we determine that it is licensed and don't remove it. But there is always a potential for issues. He doesn't think we want to be put in a position where someone just covers the car with a tarp and we don't take any action at all. In the use of some discretion, when they go to remove the vehicle, they can determine whether it has a plate or not.

Trustee Hoffman made the motion to remove the abandoned vehicle at 29 First Street and charge the owner of the property for it's removal. Trustee Carley seconded. All ayes. Motion passed.

### **Hearing - 32 South Montgomery Street**

Jay sent a notice on Nov 26<sup>th</sup> to remove a television and furniture. Nothing was removed. There is another violation on Nov 27<sup>th</sup>, now there are 3 televisions, air conditioner on the front porch, and the furniture remains. Nothing was taken care of. No response. Notice was posted on his door and certified letter and U.S. mail. As of today, a few things have been removed.

Mayor Maher asked Attorney Donovan if we have the ability to remove and charge back.

Attorney Donovan stated that if the notice indicates to clean up and remove the refuse and debris from front and rear of the property and if it remains than you can go ahead and take action even though some of it has been taken away.

Trustee Bowen made the motion to remove the debris at 32 South Montgomery Street immediately and charge back to the property owner. Trustee Leonard seconded. All ayes. Motion carried.

## **Village Manager's Report**

- Very productive meeting with OC procurement with Chief Holmes, Working Leader and Village Treasurer. Discussed county bidding, assistance with bids and procurement credit card.
- Met with new exterminator company in the area and discussed services the Village has and are likely going to be cheaper.
- Leadership Day went well. Very well attended. Went very smooth.
- Had another water main break on Rifton Place and South Montgomery but the back hoe froze because the gas company took too long to do the mark out and it was 10 degrees below. It was rectified smoothly.
- Tin Brook Trunk Line. First line of project is completed. Very well. Sending out something
- Another water main break on Hidden View.
- Village calendar should be back from the printer and in the mail by the end of the week.
- Went over the new heating/cooling system in Woosters Grove with the contractor
- Meeting with a potential buyer for the Methodist Church who wants to revitalize the church.
- Leak detection has begun. They are almost done with the survey. So far nothing major has been found.
- Good correspondence with some counsel.
- Tara and Mike Bliss had their baby. All are resting and doing well.
- Good meeting with Trustee Leonard regarding the rail trail. Received grant reward.
- Meeting with Dark Horse Cycles about a bike ride starting and ending in the Village.
- Rewarded for stop DWI money.
- Most of Hannaford's structure is up. Will start putting up walls.
- 9 homes had frozen pipes burst. Trying to work on preventing that in the future.
- Ice fell off highland tank and onto utility shed causing huge loss of water. Remedied quickly.

Trustee Carley asked about reviewing fluoride.

Manager Revella said the RFP's were in the paper on Jan 19<sup>th</sup> and due back on February 6<sup>th</sup> at 10am.

Trustee Carley said he didn't see them. Asked whoever gives the bid to do the fluoride to put the content in there so that we can address the issue.

Manager Revella said that it does discuss those standards.

Trustee Carley requested some type of printout or information so we can talk about what's in the fluoride.

Manager Revella replied the toxicology report.

Trustee Leonard said that it comes with the material because it's a hazardous material.

Mayor Maher stated that it requires a toxicology report but doesn't mean that we are entitled to get one.

Trustee Hoffman added that when you buy chemicals, they need to be on the NYS Department of Health list.

Trustee Leonard asked if they specify that as the American manufacturer.

Manager Revella said US product.

Trustee Leonard asked about the status on the filter press.

Manager Revella replied that it's still in review.

Trustee Carley asked what was going on with 26 Hepper Street.

Manager Revella answered that there were multiple police responses to the location. Same apartment. Same people.

Trustee Hoffman questioned if there was any word from DOT.

Manager Revella said that it's pretty much ready to go. The correspondence from the office states that the funds don't take into consideration the construction inspection portion, so he asked Lanc & Tully for a proposal for that. It is scheduled to be done this construction season.

Mayor Maher clarified that they are referring to the Ulster Ave Project. The sidewalks on both sides of the street, the retaining walls and actual curbs. The project will be completely funded through NYSDOT Grant in the amount of \$840,000.

Manager Revella added that it should be completed sometime in June.

### **Approval of the January 7, 2014 Minutes**

Trustee Hoffman mentioned to fix Jerry Jacobowitz spelling.

Deputy Mayor Rumbold made a motion to approve the January 7, 2014 minutes. Seconded by Trustee Carley. All ayes. Minutes approved.

### **Trustee's Committee Reports**

#### **Town of Montgomery & DPW liaison – Trustee Leonard**

Trustee Leonard reported that he stopped down at Public Works and things are going well.

#### **Village Clerk & Village Treasurer Liaison – Trustee Bowen**

Trustee Bowen had nothing to report at this time.

#### **Police Department Liaison – Deputy Mayor Rumbold**

Deputy Mayor Rumbold stated that Manager Revella covered most of it in his report. Mentioned the reimbursement for the domestic violence training. Did have one remedy to 207c. Police Department has been busy.



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

Trustee Hoffman met with Dean went over issues at the Thruway with access to Daxxon, as well as reviewing that the litigation continues with 154 West Main Street. Our attorneys are discussing a course of action. Planning Board discussed the Local Law Zoning. Application for expansion for Stewart Shop. ZBA is expecting an application on an area variance. Dollar General will have a 50 sq ft yellow sign, internally illuminated; about 8 feet off the ground and the Village asked to reduce the size of the sign but was refused.

Deputy Mayor Rumbold commented that one would think that with such detail that has gone in to, what the building might look like and that so many people were concerned with the façade and how it was going to look that they might think that there might be some concern with a huge, yellow, illuminated sign.

## **Recreation & Parks Department and School Board Liaison – Trustee Carley**

Trustee Carley reported that someone from the school Board will be attending the February 4<sup>th</sup> Board Meeting, to do a presentation regarding the school budget. He congratulated the Bliss's on their baby.

Manager Revella added that Anthony Romeo has come back to duty to help out.

## **Public Comment on Business of the Board**

Becky Pearson, 167 Walnut St, asked how big the Fire District is.

Richard said it's roughly 39 sq miles. 50,000 something

Becky thinks that the firemen sleeping would hear the fire horn before they would hear their pagers. What fire department doesn't have a horn?

Robert stated that every surrounding fire district has a signaling device.

Becky asked what the difference is if it was the horn blowing or a siren. Would the decibels be the same?

Mayor Maher said that one of the differences in the Village of Montgomery, the siren starts out lower and then it makes its way higher.

Trustee Hoffman said it has a lot to do with frequency.

Becky says it's also weather related. Things sound louder when it's less foggy.

Richard said the horn blows 1 blast then 2. The horn was built from scratch. With an upgraded system, it could be programmed.

Becky understands the \$840,000 for the Ulster Ave Project; does it have to be concrete?

Mayor Maher explained the \$840,000 number is for concrete so we would entertain that discussion when the bid comes. The bid contains both options.

Trustee Hoffman said that we'll get an itemized price with an alternate bid built into that.

Becky brought up the trees being brought down.

Manager Revella said from Main Street to Elberton, those trees will all come down.

Becky said there's a Planning Board meeting coming, comp plan zoning change, did the Planning Board get you a letter.

Manager Revella said that they have not received a recommendation yet.

Trustee Hoffman added they asked for some additional time and also for a consultation with the Village Planner.

Becky did hear about wanting the Village Planner to have comments, but this person who came before the Board has been before the comp plan and been over everything.

Trustee Hoffman said that's a separate matter. Right now, we're focusing on the zoning changes on the local law.

Becky asked what they were looking for from Mr. Sorensen.

Trustee Hoffman replied they were looking for some of the specifics such as which users are allowed in each zone.

Becky said that those were discussed at length from the comp plan committee, approved by this Board in public hearing. Those people could come to this Board and state what they didn't want and want. Alan Sorensen was a big part of this committee and did a final proposal for you all to spend tax dollars to reiterate the same issue that's been before you for 2 months now.

Trustee Hoffman said that this has nothing to do with this specific petition.

Becky says it has to do with the piece of property.

Trustee Hoffman said it does not. It has to do with the changes in the local law. This Board, before they take action, has to refer to the Planning Board, the Planning Board has 30 days to give them their comments on the changes. If longer than 30 days they can take action. They asked for an extension to give their comments.

Manager Revella made it clear that there is no active petition before the Board.

Becky said that somebody asked to have a review of a lot line change.

Manager Revella responded 15 High Street.

Attorney Donovan said the referral to the Planning Board is something. The specific question of the request that was not entertained by this Board was not referred to the Planning Board. They are waiting for the report now the time that has passed it's so that the Board is going to have to decide whether they want to give them more time.

Jessica Metzger, 4 Gracewood Ct, asked if the Fire District keeps a report about any complaints regarding the signaling device.

Robert said it would be in the public meeting minutes, if someone wants to write a letter to the Board.

Jessica stated that as someone that attends Board meetings, cannot recall someone specifically complaining about the signaling device that we have here. Also commented on the ISO information, the Walden Fire District, it is linked to the fire insurance. 2% goes to the fire district. Until you have all that data to make sure that the removal of the signaling device would adversely affect anyone's premiums. Code Red is only as good as our electric. Will the horn sound if our electric is down?

Mayor Maher stated we have a generator.

Jessica asked if Code Red would go out without electric.

Trustee Leonard said all cell phone towers have electrical standby generators.

Jessica stated that her phone doesn't ring when her electric goes out. She thinks that the signaling device that we have in our Fire District is to the advantage of the residents because of the warning.

Brian Sebring, 84 East Ave, is in favor of keeping the horn. It's been here since 1955. It's centrally located. Move it and we won't be able to hear it. The horn has always been here and should be. It's there for a reason. Shouldn't be gone because new people moved in if they knew it was there when they moved in.

Trustee Carley clarified that it's not just those that move here, it's residents that have been here making complaints as well.

Peter Sullivan, Village Treasurer, stated that he wrote a letter to the Fire District and was received and acknowledged. Are on record challenging the fire horn typically because of the tone, it's very shrill, because of the behavior observed, children on their way to the school start screaming because of the tone. Wants to see what is reasonable changes. Different hours, tone, location, meaning for tones, different horn etc. ISO rating, go back in to a period of time when the horn wasn't working, did we have the highest rating before, during and after that time. As an alternative, heard it can be operated manually, suggested having a test period.

George Brown, 10 Scofield Street, has to deal with horn and has been a volunteer for 12 years, understands the tone, it does bother people. It's there for a reason. Just like smoke detectors that go off. It's annoying but it's also there to tell you to get out. When the horn goes off, you're going to hear fire trucks come, but before that you're going to see bunch of blue lights going to the fire house. Blue light is only a courtesy to pull over for the fire fighters. Has been beneficial, the pager doesn't always work properly. It's like a radio that doesn't get the signal properly, it won't trip, and you won't hear it.

Brenda Adams, 31 Valley Avenue, stated she was disappointed to see the fire horn on the agenda.

**\*\*No recording made...the following motions and notes are based solely on hand written notes taken at the meeting by the Deputy Clerk only\*\***

### **Action Items**

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

Trustee Hoffman stated that the Planning Board has requested more time for the planner to answer some questions.

Mayor Maher asked if we should give them more time.

Trustee Carley recognizes the Planning Board volunteers their time, but it's time to move forward.

Deputy Mayor Rumbold stated she values what the Planning Board has to say but feels we can vote now.

Trustee Bowen agreed.

Trustee Leonard feels we should hold off 2 weeks.

Trustee Bowen made a motion to adopt Local Law #1 of 2014 – Zoning Changes from Comp Plan. Seconded by Trustee Carley.

Roll Call:

Trustee Hoffman – Nay

Trustee Carley – Aye

Deputy Mayor Rumbold – Aye

Trustee Bowen – Aye

Trustee Leonard - Aye

Mayor Maher – Nay

Motion Carried.

#### **Award Bid for Surplus Items**

Trustee Hoffman made a motion to award bid received from GT Excavating for a Hydraulic Jack Hammer in the amount of \$250.00 Seconded by Trustee Carley. All ayes. Motion carried.

Trustee Leonard made a motion to allow the Village Manager to sell Truck #2 and Skid Steer using the county's auction company at his discretion. Seconded by Trustee Bowen. All ayes. Motion carried.

#### **Zoning Change Request – 15 High Street**

Mayor Maher suggested we refer this issue to the Planning Board.

Attorney Donovan said to refer to Planning Board and conduct SEQRA.

Trustee Bowen made a motion to refer the Zoning Change Request for 15 High Street to the Planning Board. Seconded by Trustee Leonard. All ayes. Motion carried.

### **Request waiver of fee of Sewer Inspection – 15 High Street**

Attorney Donovan explained this was about the hook up fees not looking to hook up to the main lateral.

Deputy Mayor Rumbold asked if it all is able to go into the sewer main.

Keith Millsbaugh said the subdivision review for 2 lots; they anticipated having both lots into the 1 sewer lateral.

Trustee Hoffman stated the Planning Board has reviewed this on prior site plan reviews.

Deputy Mayor Rumbold made a motion to waive the \$750 sewer hook up fee for 15 High Street. Seconded by Trustee Leonard. All ayes. Motion carried.

### **Introductory LL#3 of 2014 – Landlord Registry Law**

Tabled

### **Budget Modifications**

Peter Sullivan discussed the proposed budget modifications.

Trustee Bowen made a motion to adopt budget modifications as presented by the Village Treasurer. Seconded by Deputy Mayor Rumbold. All ayes. Motion carried.

### **Public Comment**

\*\*Recording resumes at this point\*\*

Becky Pearson, 167 Walnut Street, asked if they voted to change the comp plan.

Mayor Maher said absolutely.

Greg Raymondo, 200 Orange Avenue, said the Dollar General applied for their approval to build but omitted the sign until the building was addressed. The Planning Board, Town of Montgomery, allowed them to do that. Attended the meetings and asked why they were separating the sign from the building. It's going to be yellow and it's going to be big and it's close to the road. He suggested that the Village should have more participation when these things happen so close to the Village. When it comes to the Village of Walden, it falls on the affairs of the Planning Board. The taxes are up 17% and the school budget is going to be more. The school Board and the budget is going to suffer because a lot of people can afford the 17% and not the 12% for the school. So keep that in mind.

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

Deputy Mayor Rumbold made a motion to pay the audited bills. Seconded by Trustee Carley. All ayes. Motion carried.

### **Correspondence**

Trustee Carley mentioned that someone from the Valley Central School District is going to be here on February 4<sup>th</sup> for a presentation of the budget.

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

Trustee Leonard clarified that his vote was for approval of the comp plan and zoning changes, don't want people to misconstrue that he voted against allowing the Planning Board to offer an opinion in 2 weeks.

Trustee Carley said that they do have opportunity to talk.

Trustee Hoffman said that the Village Manager was successful in getting a meeting with DSS and Department of Health and they are going to have a meeting on Thursday in Goshen. He is going to attend along with the Building Inspector, Village Manager and the Mayor is working on his availability to attend. Hopefully can work on this with the County, trying to make sure people are placed in units that don't have code violation.

Trustee Carley thanked the Fire District for their participation and comments.

### **Executive Session – PBA Negotiations, Potential Litigation, and Personnel of a particular person.**

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

### **Reconvene**

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

### **Award Bid-Tin Brook Project Phase 2**

Trustee Hoffman made a motion to award bid Tin Brook Sanitary Sewermain Relining Project – Phase 2 to lowest bidder, Insituform LLC in the amount of \$62,140. Seconded by Trustee Leonard. All ayes. Motion carried.

### **Adjournment**

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

**Village of Walden Board of Trustees  
Regular Meeting  
January 21, 2014  
Motions & Resolutions**

**Hearing - 29 First Street**

Trustee Hoffman made the motion to remove the abandoned vehicle at 29 First Street and charge the owner of the property for it's removal. Trustee Carley seconded. All ayes. Motion passed.

**Hearing - 32 South Montgomery Street**

Trustee Bowen made the motion to remove the debris at 32 South Montgomery Street immediately and charge back to the property owner. Trustee Leonard seconded. All ayes. Motion carried.

**Approval of the January 7, 2014 Minutes**

Deputy Mayor Rumbold made a motion to approve the January 7, 2014 minutes. Seconded by Trustee Carley. All ayes. Minutes approved.

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

Trustee Bowen made a motion to adopt Local Law #1 of 2014 – Zoning Changes from Comp Plan. Seconded by Trustee Carley.

Roll Call:

Trustee Hoffman – Nay  
Trustee Carley – Aye  
Deputy Mayor Rumbold – Aye  
Trustee Bowen – Aye  
Trustee Leonard - Aye  
Mayor Maher – Nay

Motion Carried.

**Award Bid for Surplus Items**

Trustee Hoffman made a motion to award bid received from GT Excavating for a Hydraulic Jack Hammer in the amount of \$250.00 Seconded by Trustee Carley. All ayes. Motion carried.

Trustee Leonard made a motion to allow the Village Manager to sell Truck #2 and Skid Steer using the county's auction company at his discretion. Seconded by Trustee Bowen. All ayes. Motion carried.

**Zoning Change Request – 15 High Street**

Trustee Bowen made a motion to refer the Zoning Change Request for 15 High Street to the Planning Board. Seconded by Trustee Leonard. All ayes. Motion carried.

### **Sewer Fee Waiver Request – 15 High Street**

Deputy Mayor Rumbold made a motion to waive the \$750 sewer hook up fee for 15 High Street. Seconded by Trustee Leonard. All ayes. Motion carried.

### **Budget Modifications**

Trustee Bowen made a motion to adopt budget modifications as presented by the Village Treasurer. Seconded by Deputy Mayor Rumbold. All ayes. Motion carried.

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

Deputy Mayor Rumbold made a motion to pay the audited bills. Seconded by Trustee Carley. All ayes. Motion carried.

### **Executive Session – PBA Negotiations, Potential Litigation, and Personnel of a particular person.**

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

### **Reconvene**

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

### **Award Bid-Tin Brook Project Phase 2**

Trustee Hoffman made a motion to award bid Tin Brook Sanitary Sewermain Relining Project – Phase 2 to lowest bidder, Insituform LLC in the amount of \$62,140. Seconded by Trustee Leonard. All ayes. Motion carried.

### **Adjournment**

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