

**Village of Walden
Board of Trustees Regular Meeting
April 1, 2014**

Mayor Maher called the regular meeting of the Village of Walden Board of Trustees to order at 7:00 pm.

On roll call the following were:

Present:

| | |
|----------|----------------|
| Mayor | Brian Maher |
| Trustees | Bernard Bowen |
| | Sean Hoffman |
| | Edmond Leonard |
| | Gerald Mishk |

Absent:

| | |
|--------------|---------------|
| Deputy Mayor | Sue Rumbold |
| | Willie Carley |

Also Present:

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

Public Hearing (continued) – Local Law #4 of 2014 – Landlord Registry Law

Mayor Maher announced to the public that the Public Hearing for Local Law 4 of 2014 will be adjourned tonight until the Thursday, May 15, 2014 Town Hall meeting specifically for that Law so that more attention and detail can be paid to making the best form of the law possible. The public is welcome to speak tonight as the Public Hearing is still open but please know that there will be no action taken on this law until after that Town Hall Meeting which would be the May 20, 2014 regular Board Meeting.

Daniel Stalley, 1-5 Orange Avenue, commented that he is bothered by the fact that messages get to him about garbage or violations on his property but nothing was sent to him about this action. He feels it is the Village's responsibility to send every landlord a letter, not just post it in the paper. They can send me a letter when something is wrong so this needs to be sent to every landlord in the Village. He just learned it because someone called him and told him about it. He read the article in paper but that was after the first date. He was not aware that this was event taking place and thinks many other are not aware. We didn't have much of a showing today. He feels it's the Village's responsibility to send every landlord a notice of what you are trying to do. You all know that the economy is so bad and to put more burden on landlords or anyone else is very difficult. Not sure if they own a building or not, but it's not the glory hole it was supposed to be years ago. He bought his building in the 80s and he can't get any more for the building and that's over 25 years ago. Can't get more than what he paid for in the 80s which is a problem. If this is the way it goes every homeowner should have to pay as well, not just landlords. Non upkeep of the buildings or this and that, well there are others that live here too and have buildings with issues as well so this seems very prejudicial to the landlords.

Nanette DeGrote, 80 N. Montgomery, she is a little behind in this as she thought it was for 3 or more units so she wasn't paying attention to it. Can you please tell her why you are looking to make this law?

Mayor Maher explained it's something the board has been discussing for the last 6 – 8 months and the impetus was really to give the Village leverage to act on landlords that are absentee. It's not meant as a punishment on those that are doing their job. Things that were put into the law can be perceived that way but it was definitely not the intent. We have come from that point to drafting a law with our attorney and we at the point where we are taking comments on the law. We intend to have a discussion about it at the Town Hall Meeting on May 15th in more detail.

Manage Revella added that this is a modification of a current law.

Nanette asked how charging everyone \$100 help with the people who aren't doing anything.

Mayor Maher stated that was a good point and we would be discussing it at the Town Hall meeting.

Brett Egath, 50 S. Montgomery Street, stated that this law is wrong on so many levels. You know who we are in fact your attorney probably has a list of who we are and you never notified landlords. He echoes what Mr. Stalley said about contacting him when there is a problem; he had tires out once and was cited immediately and mailed certified as well. You have a list and you know who the landlords are. This Village is a little crap hole because no one can afford to live here because you can't work here. All the people are all on welfare. There is nothing for people to do here. You need to do something to bring in decent jobs then the people will dictate what the level of acceptance is in an apartment. He's dead serious about that.

Susan Taylor, 128 Ulster Ave, is hoping the Board will reconsider this law as there are other lows on the books. She has a few rental properties in the Village. If you look back at General Code section 321; it says there are too many laws and people didn't know what law pertained to them, so they tried to make it easy and less taxing on property owner. It was easier to know what you were up against if you were trying to do business; it wasn't to make it harder. Uniform code is for the health and safety of everyone; she has a copy of it and it's not readily something that people look at but it's important to know that it came into existence to tell municipalities to stop making laws. Today is a bad day for her as she got a notice yesterday that her Health insurance increased from \$578 to \$836 and that's for the health and safety and welfare of people. Where she is going with this is that good intentions don't always do good things. We have laws that exist so that everyone knows what they have to do to live in a Village and participate. You have a code already on the books; Section 214 - Property Maintenance; Section 145 Fire Prevention; there are all kinds of things to tell you what to do. If you are not enforcing those codes why are you making a new one that addresses the same problem? Look to the laws that you have, come up with a plan to enforce them and we'll follow them. We know what the rules are so don't make new ones.

Trustee Bowen made a motion to Adjourn the Public Hearing for Local Law #4 of 2014 – Landlord Registry Law until Tuesday, May 20, 2014 at 6:30pm or as soon as could be heard thereafter. Seconded by Trustee Leonard. All ayes. Motion carried.

Mayor Maher clarified that we were adjourning the public hearing only, but the Town Hall meeting will be Thursday, May 15, 2014 at 6:30pm, it may have been a little confusing. He thanked everyone for their comments but needed to address something. This Village is not a crap hole, it's a beautiful place to live and we have great things happening here. He understands some people may have frustrations and he understands where they are coming from but he had to address that. We are going to take care of this issue at the Town Hall Meeting and he welcomes everyone to come to that meeting.

Village Manager's Report

- Met with the NYS DOT and our Engineer regarding the pedestrian bridge. Our Attorney is working with the railroad company to get this project moving along. That is our first step. Until that happens there is nothing else we can do with the project.
- Had our first Budget session last night and the rest are set for tomorrow night, Monday April 7th and Tuesday April 8th.
- Had a meeting with the Sewer operators regarding the operations down there and some plant issues they need to address. Had a few DEC inspections and did some follow up on those.
- Good meeting with the Building Inspector, the Engineer, and the working leader on the Thruway project. Future plans at the site, are moving along very quickly. Just met with the hiring office of Hannaford and they will be holding a mass hiring held in this room April 24-26th and they will be hiring about 60 new people or more.
- Met with the Engineer, Planner, Recreation Coordinator, Trustee Mishk, and Mayor Maher regarding our new CFA (Consolidated Funding Application). It's a grant process in order to receive grant funding from the state now. We have a few potential projects to be brought to the Board.
- Met with Ani Kunga about the Buddhist temple. On March 30th had a great welcoming ceremony, he was a guest speaker on behalf of the Village which was a nice event. There is a dedication ceremony on April 19th dedicating and opening their new Culture Center and Library and the public is welcome to attend.
- Had meetings about the Frontier contact that is on the agenda tonight. It will have significant savings on future bills and get us a new phone system in Village Hall.
- Got word from NYS that one of our Police Sergeants has retired as of March 15th. Congratulations and best of luck Sgt. Schwandt.
- April 12th is the date for the Easter Egg Hunt at Olley Park.
- Had meetings with the Treasurer and some local banks which the Board will be appointing depositories at the Reorganization meeting and we want to make sure we are getting our money's worth.
- He and the Attorney reviewed contracts some are on the agenda tonight.
- Had meetings about a grievance matter with our special counsel and submitted that.
- Meeting with the County with the Transportation Council to go over state and fed projects.
- Ulster Ave project update is that we are trying to keep pressuring on NYS DOT to get it scheduled and done quickly.
- Elections went well and as you can see the incumbents remained in office. Congratulations to them.

- Met with the Village Engineer and working leader talking about projects such as the speed hump on Oakland Ave which should be installed over the next few weeks.
- Had a meeting with 4 organizations regarding Bradley Park Field use and coordinating a decent schedule. One has a parade request that is on the agenda tonight. Overall the meeting went well.
- You may have read in the news paper that our Investigator did a great job flushing out a dangerous situation in our Village and will continue to put pressure on people dealing heroin. The Orange County DA did a press conference on this. We are very appreciative of all the assistance from the various other police departments and the DA's office with this investigation and apprehension.
- We hosted the last Association of Cities, Towns and Villages meeting that was on March 25th. People were very impressed and we had a great turn out.

Trustee Leonard asked where we are with VRI.

Manager Revella replied that they are currently operating our sewer plant. They transitioned employment within the company that didn't have anything to do with us as we are still under contract with them.

Mayor Maher asked who the 4 different organizations that asked for field use were.

Manager Revella replied sure they were the OC cyclones, OC Cal Ripken League, Walden Little League, and Walden Fire Department.

Mayor Maher commented that he has heard a lot of concerns about little league playing outside the Village.

Manager Revella stated that is not up to us.

Mayor Maher clarified that what he was asking is during that meeting, is that question asked and addressed. We only have enough fields to accommodate them so far.

Manager Revella stated that they schedule games outside of Walden to accommodate other leagues.

Mayor Maher asked if they always used to do that. In the future if you are having a conversation and everyone is at the table could you ask that question?

Manager Revella stated when he played in little league he played in Village of Maybrook.

Mayor Maher stated that he never did.

Manager Revella stated that as the age groups get older there are fewer teams so there is interleague.

Mayor Maher commented that he hates seeing too many Walden residents having games outside the Village of Walden. He hates hearing that. It's not a personal thing.

Manager Revella stated that only the younger age groups need to play on a certain sized field so that's where you see that.

Mayor Maher stated that it gets frustrating when we have Cal Ripken and they are not predominantly Village of Walden participants having more field use than say one that is more predominantly Walden residents. Maybe we should ask their registration information.

Manager Revella stated Walden Little League is not just Village of Walden either but we are not allowed to ask for that as we would interfere in a private organization.

Mayor Maher stated that perhaps we should just ask for it not interfere.

Manager Revella asked if he looks at both registrations and one has more Walden residents that organization should get more use.

Mayor Maher replied that he should bring it to the Board and let them decide. It's a legitimate concern and we have a lot of Walden residents that have to travel and there are a lot of non Walden residents that are using the fields. He feels if he gets that information next time he should bring it to the Board.

Manager Revella stated that there is nothing that requires him to give the Village that information.

Trustee Bowen thinks it's a moot point if the scheduling is all done.

Mayor Maher commented that maybe for next year we can be ahead of schedule.

Dan Livingston, President of Walden Little League, commented that he could turn that information over as he now carries it with him at all times to add more kids. He feels WLL is Part of Walden's history. He joined the Board to re-cement that history.

Trustee Bowen asked if they have scheduling problems this year.

Dan continued that they of course would like to have more games. The Village did a nice job and we did get more field time this year. His older kids, we do interleague with other towns as there are less kids. But when we have the t-ball, the younger kids, he does have a hard time to schedule younger kids due to less fields, less time, and more kids. T ball we only have one field to use. Normally they let us use the majors field and they were generous to give us every Sunday this year. He does have a hard time practicing with less field use.

Trustee Bowen asked if he felt it was distributed evenly throughout the four organizations.

Dan replied, yes, all four got evenly separated and everyone got along well.

Approval of the March 4, 2014 Minutes

Trustee Hoffman made a motion to approve the March 4, 2014 minutes. Seconded by Trustee Mishk. All ayes. Minutes approved.

Approval of the March 11, 2014 Minutes

Trustee Hoffman made a motion to approve the March 11, 2014 minutes. Seconded by Trustee Mishk. All ayes. Minutes approved.

Trustee's Committee Reports

Town of Montgomery & DPW liaison – Trustee Leonard

Trustee Leonard referenced the Mechanics report in the packets.

Village Clerk & Village Treasurer Liaison – Trustee Bowen

Trustee Bowen stated we are contacting a new vendor for credit cards, got a new person from Mr. Burpoe. KVS billing module has been set up. All the reconciliations for February are done and the budgeting process has started. Thanks to Peter and his staff.

Mayor Maher asked about paying taxes in installments has been brought up.

Manager Revella stated that paying taxes in installments is not allowed by law.

Peter Sullivan commented that we can split the bill like some towns do such as Rochester. You would get 2 bills in June for each half.

Trustee Bowen asked if that was on a property that's owned.

Peter replied that he didn't know the specifics but if we wanted to it would have to do that for next year.

Manager Revella replied that the Town of Denning allows for 3 payments by local law.

Peter continued that he's not sure if it works for Villages.

Mayor Maher would like to look into that.

Trustee Bowne asked if there would be fees for that.

Peter replied yes.

Trustee Bowen stated he would look into it.

Peter did add that the bill is confusing.

Police Department Liaison – Deputy Mayor Rumbold

(absent)

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

Trustee Hoffman reported that he reviewed items for the Tri-Board Meeting and DEC reports, there is a lot of activity right now; Stewart's is working on an addition. They talked about the County moving people into units before and notifying us. We have now had the first contact and that seemed to be working. We will keep monitoring it and continue to work with that. There may be a tenant for the Hess station. There is a proposed Auto

Zone at Thruway property, does not have full approvals yet, it's at the Planning Board level now. Public Hearing will likely be held in May.

Recreation & Parks Department and School Board Liaison – Trustee Carley
(Absent)

Village Justice and Library Board Liaison - Trustee Mishk

Trustee Mishk reported that the bids are in for the Dais. At the last meeting we had a discussion on the height and we have ironed out most of those issues to give the Board. One issue is our Engineer said it wouldn't be a problem to have a small removable platform to raise up the judges section in the middle. He thinks that's the best we can do for this room.

Public Comment on Business of the Board

Jessica Metzger, 4 Gracewood Court, commented that our Village is a great Village.

Mary Ellen Matise, 21 Clinton Street, stated that he agrees with Jessica's comment and that we all work hard to keep it that way.

Brenda Adams, 31 Valley Avenue, commented that during the presentation for the budget would you be willing to tell us what the actual fund balance ended in 2012-2013 and what the projected fund balance come the end of this fiscal year will be. She would like to know if there was a \$200,000 from fund balance. If reason for a budget shortfall is for one time items or is it because there is an increase in costs if you don't hit it on the taxes this year what about the following year. Will we be in the same situation as the county who used the fund balance and now we have to pay. Can you add this to the presentation for future reference? As we will likely be hit this year with a big chunk but maybe smaller chunks would be easier.

Mayor Maher stated that was an excellent question and we will include it in the presentation.

Becky Pearson, 167 Walnut Street, asked if there would be more discussion on Overlook at Kidd Farm as there was not a finalized discussion on that.

Manager Revella stated that the discussion was that the applications would need my signature on them if the Village intends to take over the utilities once the project is completed. The roads are staying the same. An upgraded booster station is in the agreement also.

Action Items

Award Bid for Dais

Trustee Mishk reported that the platform discussion was a big topic whether it would be removable and the height of it which would affect the length of the ramp. If we make it higher the ramp then goes all the way across room. We came up with the idea to just raise the middle for the judge and his bench. Wiring for the electric would be built in and fit in each of the 3 pieces. Front would have an oak veneer finish look of raised panel with trim which would look nice.

Mayor Maher asked if the stationary Platform is what the bid is for in front of us, not but the middle removable part for the judge.

Trustee Mishk replied yes as the costs would be significantly more if the entire thing was removable. But it does include the wiring, electric, etc.

Trustee Leonard thinks the issue is that it's so large and will be permanently attached and if we ever have to replace the carpet it would be a major issue. No one conceived it would be so large and heavy particularly the ramp. We had talked about a modular after market metal and look at that is that possible still.

Trustee Mishk stated he spoke to Queenan and we would still significantly increase prices, and have the same issues with storage and wiring.

Mayor Maher stated that the overall idea of having it be removable is impractical.

Judge Ozman, Village Justice, stated that this project is 5 years in the making and it's a compromise. It's not practical to remove it. We wanted to have something that would work with any entity that comes to use the room. He doesn't feel a modular approach is practical or affordable. Trustee Mishk has done a great job and laid it out fairly sustinct.

Trustee Mishk commented about the carpet question; when the floor is installed the carpet will be cut to where the platform is. Price includes a hard wood floor on top of the platform to match the existing flooring.

Manager Revella added that the top section would still be moveable and there would be a moveable section in the center for the Judge.

Mayor Maher agreed it is a good compromise and will protect the integrity of the room and keep it usable for other events also.

Trustee Bowen asked if we have worked with either vendor.

Manager Revella replied yes, both. One did the windows for this building and the other is currently doing the drainage and at teen center.

Mayor Maher asked about the amount of the grant and if we would have to put any money into it or totally covered by the grant.

Manager Revella replied that depends on the final costs, may be a few hundred dollars depends on the overall costs with the changes made. This amount is already over the grant by \$1,000.

Trustee Mishk wanted to add that the contractor thinks that little change will only be a few hundred dollars.

Manager Revella stated it is approximately \$2,000 over the grant.

Peter reported that we moved the money to the Capital 86 fund that has extra money in it. No fund balance would be needed.

Trustee Mishk made a motion award the bid for the Dais to M & P Builders in the amount of \$10,900. Seconded by Trustee Bowen. All ayes. Motion carried.

Trustee Hoffman asked if they could begin immediately. Would we be able to work with anyone scheduled in here?

Manager Revella replied yes definitely.

Olley Park Playground

Manager Revella referenced the diagram in the packet. The money for this would be out of 2014-2015 budget, so we would need approval in order to order it. It takes 6 weeks to order this and we want to get it in before the start of camp in the beginning of July.

Trustee Hoffman asked if this was the State bid.

Manager Revella replied yes.

Trustee Leonard made a motion to approve the purchase of the new playground for James Olley Park in the amount of \$104,774.02 to be paid out of the 2014-2015 Budget. Seconded by Trustee Bowen. All ayes. Motion carried.

Mayor Maher thanked Mike Bliss our Recreation Coordinator as he put a lot of work into that and he thinks its going to look very nice and enhance the park.

Updated Village Policies

Manager Revella stated that we are updating the policies we have. In the Cell phone policy we updated the personal use of the phone at work. We added drug use and testing as well as a social media and computer use policy that is updated to today's standards.

Trustee Hoffman asked about letting all employees know about this change to get feedback.

Manager Revella stated he has only heard from CSEA so far and they are ok with it and everyone else seems ok with it.

Trustee Hoffman asked if before the employee's sign it may be an issue with CSEA.

Manager Revella stated it's a negotiable item. He can't explain at the moment but it would come to the Board for an amendment if needed.

Mayor Maher confirmed that if we pass this we can still be in a position to negotiate this.

Manager Revella replied yes.

Trustee Mishk made a motion approve the updated Village policies as presented. Seconded by Trustee Leonard. All ayes. Motion carried.

Overlook at Kidd Farm

Manager Revella explained that the Townhouse project on Coldenham Road plans call for certain utility improvements including water and sewer and they would like to eventually dedicate them to the Village. We would like to be certain they are done according to our standards if we will be taking ownership of them at some point. If that's the plan they want us to sign the application now. Doesn't mean we have to accept them later on down the road until we are satisfied. They would like to go forward in that manner.

Attorney Donovan stated his only comment is that it's typical that if the Village will own and maintain the infrastructure that this be done.

Manager Revella further explained that the roads will maintain private but we would have a blanket easements to drive through the roads. Also a Water Booster station is included in these improvements. They did have some additional testing so it may not be necessary to be included in the plan which is being worked on with the engineers. But it does include Improvements to our Edmunds lane Booster station increases the capacity which will benefit everyone in that area.

Trustee Hoffman stated that procedurally this project has received preliminary approval and then goes to final. After Planning Board approval it then goes to outside agencies such as Department of Health, Department of Transportation etc. all need to know who will ultimately own the infrastructure which is why it's coming up now.

Trustee Hoffman made a motion to give the Village Manager authority to sign the applications for the utilities at Overlook at Kidd Farm. Seconded by Trustee Leonard. All ayes. Motion carried.

Walden Little League Parade Request

Dan Livingston, President of the Walden Little League, explained the Parade request is for Saturday, April 26th beginning at the square up to 208 to Bradley field with an 8:30am step off. Chief is ok with this, has budgeted for this. The route would be from corner of Oak and Main down Main to Ulster Avenue down to Albany Avenue and into Bradley Park.

Trustee Bowen made a motion to approve the Walden Little League Parade request for April, 26, 2014 at 8:30am step off and the road closures requested. Seconded by Trustee Leonard. All ayes. Motion carried.

Set Public Hearing for Village Budget

Trustee Mishk made a motion to set at Public Hearing for the 2014-2015 Budget for Tuesday, April 15, 2014 at 6:30pm or as soon thereafter as could be heard. Seconded by Trustee Hoffman. All ayes. Motion carried.

Frontier Contract

Manager Revella explained that this contract will lower our cost per month by \$100 per month and gets us a new phone system in the Village upgrading us to direct dial and voicemail.

Trustee Leonard asked what happens at the end of 5 years.

Manager Revella replied that we own the phones and we'll be saving more than the \$100 per month after the 5 years are up. It will be saving us \$1200 per year and then after that much more.

Trustee Leonard made a motion to give the Village Manager permission to sign the Frontier Contract. Seconded by Trustee Bowen. All ayes. Motion carried.

Arbor Day Resolution

Manager Revella stated that the 3rd graders at MPB and Walden Elementary School will all be there.

Trustee Leonard made a motion to declare Thursday, April 24, 2014 at 10am the Annual Arbor Day Celebration at James Olley Park. Seconded by Trustee Mishk. All Ayes. Motion Carried.

Mayor Maher thanked Becky Pearson and Nancy Phelps for helping put this together every year.

Lexis Nexis Contract

Manager Revella reported that with this our Police Department would be able to do background checks and searches. Currently we use a few different services but this would be a once a year cost with unlimited use plus we can do our own employees and credit checks for our rehab loans. Right now we pay per background check and this would be unlimited.

Trustee Mishk state that he used this before shows great variety of things on people including past judgments. It's a great tool and a benefit to the police department.

Attorney Donovan added that Chief recommended this.

Trustee Mishk made a motion to give the Village Manager permission to sign the Lexis Nexis Contract. Seconded by Trustee Bowen. All ayes. Motion carried.

Celebrations Reserve Fund

Mayor Maher explained this account has not had any activity in the past 3 years and Key Bank has told us that it is in danger of being turned over to the State due to its inactivity.

Trustee Leonard made a motion to appropriate \$677.15 from the Celebrations Reserve account to apply to expenses in account A.7550.474 Parades and Celebrations. Seconded by Trustee Hoffman. All ayes. Motion carried.

Trustee Mishk asked if this was a current figure.

Peter replied yes.

Trustee Bowen asked if the account is dormant or closed.

Peter replied it will be closed.

Resolution to accept ALERRT funding from County

Attorney Donovan stated that this is for active shooter training, homeland security training and rapid response training. The Value is for the time for these trainings and we would be reimbursed for their time.

Trustee Leonard made a motion approve the Resolution to accept ALERRT funding from the County. Seconded by Trustee Mishk. All ayes. Motion carried.

Easter Sunrise Service Request

Manager Revella read the letter from Reverend Van Houton about the Annual Easter Sunday Service on Sunday April 20, 2014 from 7-7:30am in the Square. The Victory Church of God, St. Andrew's Episcopal Church, and the Baptist Church will all be participating this year again.

Trustee Hoffman asked if this has been brought to the Chief.

Manager Revella replied that Chief has no issues with this annual event.

Trustee Bowen made a motion to approve Easter Sunrise Service in the Municipal Square on Sunday, April 20, 2014 from 7-7:30am. Seconded by Trustee Hoffman. All ayes. Motion carried.

Historic Markers Grant

Manager Revella explained we have been awarded a grant for Historic Markers for the Walden Knife Company and one for the NY Knife Company. The money is from the William G. Pomeroy Foundation in the amount of \$1,050.

Trustee Hoffman asked if we were approving the funding or the installation.

Manager Revella replied just the funding.

Trustee Hoffman asked if we needed to seek an easement or if they would be put in the right of ways.

Manager Revella replied that this would be to purchase the materials. We would do the installation and both would be put in the Village right a ways.

Trustee Leonard made a motion to authorize the Village Manager to sign the William G. Pomeroy Foundation letter of agreement for grant funds for the Historic Markers for both the Walden Knife Co. and the New York Knife Company. Seconded by Trustee Bowen. All ayes. Motion carried.

Discussion Items

Parking on South Montgomery Street (between Walker Street and South Street)

Manager Revella explained that the Board discussed this when they discussed the change of parking there. When you make a left onto 52 from River Road it is very dangerous and difficult to see. There is one person that parks there and is difficult to turn etc.

Trustee Leonard commented that dump trucks have trouble making the corner as it is and when you add snow to it its even narrower.

Mayor Maher commented that we seem to be hurting on parking spots in that area. Have the homeowners over there been contacted about how it would impact them?

Manager Revella replied that we did at the time of the traffic change. We talked about minimizing the space as much as possible. We did preliminary changes without affecting the parking to see how it would work out. If it became a problem again we would bring it back to the Board. It's a problem because of the one person that parks there. That particular spot they park in causes the issue. There are spots before and after where they park but this spot in particular causes the issue.

Trustee Hoffman asked how many accidents have been there.

Manager Revella replied that he knows about one where someone was pulling out of a parking spot and got hit. Fire Department continues to express concern as well.

Trustee Leonard added that the long tractor trailers, the 52 footers have difficulty there as well. If they get hung up there they have to back out and block off traffic on West Main Street. Not sure how often it occurs but it's an issue.

Trustee Mishk asked if this was a normal occurrence or just when cars are coming out.

Trustee Bowen replied it's only when that car is parked there.

Trustee Mishk said he understood that part but asked if there was enough space to make the turn when no cars are coming.

Trustee Bowen stated that even with cars coming down there it is difficult.

Trustee Leonard stated that John Queenan did a report for us showing the different radiuses of vehicles. With the traffic change we only got another 30 inches of lane space so with a car there we are back where we were with large vehicles.

Trustee Hoffman recalled that the geometric presentation that Mr. Queenan gave, those turns would work under a perfect situation.

Manager Revella commented that we might even be able to shrink the linear footage.

Mayor Maher asked what our engineer's recommendations were.

Manager Revella replied the report is in his office but he believes its 150 linear feet.

Mayor Maher asked how many spots will that take up.

Manager Revella stated he wasn't sure about the exact number. If you look at it now that we've changed the geometry a little bit there may be a way to reduce the number of spots.

Trustee Hoffman asked if our engineer could revisit it and report back to the Board as well as the follow up in speaking to the people.

Manager Revella stated that our engineer thought that eliminating 3 cars spaces after the 15 minute spot would work.

Mayor Maher asked if a letter could be drafted and sent to the properties this will affect to get their feedback and report back.

Manager Revella commented that they all had previously stated that they would like as few as possible spaces taken out.

Mayor Maher asked if he could reach out to everyone you can.

Trustee Leonard stated that there is parking behind the buildings there.

Trustee Hoffman asked if this area is stripped.

Manager Revella replied no but we will if we do this.

Old Orange Avenue Name Change

Mayor Maher explained that there are 2 Old Orange Avenues; they are right next to each other. One is a dead end and one is the way to the fire house. He spoke to the police department and has gone to speak to the residents in the area and they all seem amendable. He plans to speak to the rest of home owners there. Millspaugh Court was the last name change, his suggestion would be about a resident who's family has been in the Village from WWII generation; Lustig Lane.

Trustee Hoffman questioned naming a dead end road "Lane".

Manager Revella replied that perhaps Lustig Court would be better as the word lane means a narrow through road. Or perhaps Circle.

Mayor Maher stated he would ask the family what they prefer and come back to the Board.

Public Comment

Jessica Metzger, 4 Gracewood Court, wanted to let Trustee Mishk know about the history at Cross Street and South Montgomery Street with the parking spot issue. The Board voted to change the traffic pattern and then it became a nightmare. Then we spent more money to the engineer for him to consult and do a study. And then there was a report given from emergency services about accidents at the streets prior to the change. And now here we are again and we are going to consult with the engineer again. There is information in the minutes where there was a report given on how many accidents were taken prior to the streets being changed. The public at the time, herself included, stated you have made a mess and please just put it back the way it was. Instead we continue to spend our money on something that you broke when you could just put it back. Sorry to say that this is sad. Before you do anything else you should really review the original information and consider putting it back. You are trying to fix something that was not broken. She travels that road once a week in that direction and you have to practically pull out on 52 to go straight, you can not see. You have done a great disservice to the people who travel there by doing what you have done.

Trustee Hoffman commented that we received notification from the engineer that the intersection of Cross and South Montgomery was unsafe and with that notice we determined that we could no longer have vehicles making a left at the location which is what propelled the closure of Cross Street.

Jessica thanked him but said that was the problem at the time was the height of the hedges.

Trustee Hoffman stated it was due to an inadequate sight distance.

Jessica disagreed again stating it was the hedges.

Trustee Hoffman replied, not exactly. It's an acute angle and you have to look completely over your right shoulder which is actually why it's unsafe.

Manager Revella stated that we asked the engineer who stated that even without the vegetation it would still be an issue.

Jessica stated that they contacted owner of the property to cut the hedges and they did. She agrees that you do have to pull all the way up to see.

Trustee Hoffman stated that once we get a notice from the engineer we do have some liability to correct the issue which is why we changed it.

Mayor Maher stated he recalls the same thing.

Jessica asked what prompted the engineer to arbitrarily say it was unsafe.

Mayor Maher stated that it was from complaints from residents.

Jessica asked if they were documented.

Mayor Maher replied he was not sure.

Trustee Hoffman stated that at the end of the day it's an unsafe intersection.

Jessica replied that it is unsafe now and more so now. That is from someone who has lived here and traveled that road a very long time.

Trustee Leonard stated that he has been driving that road for 39 years and twice he almost got hit. People come off of West Main doing 35 mph and you have to commit to see. After that he started going to South Montgomery and making the turn. He can tell you that it's dangerous and we are just lucky that no one got hit there. It's a safety issue and we have a liability if we do nothing about it.

Jessica agrees but many roads are safety issues, but she's standing here telling you as a resident that the road is no more safe now than what it was. It may even be more unsafe. We'll leave it at that, we don't have to agree. For Board members who were not here when this all took place, she urges them to pull out the documentation and get a feel for

what happened. Find out who made compliant how many issues there were, how many accidents took over a 3 decade period there. Please stop spending our money.

Manager Revella stated he has the complaint in his office but he's not sure we have 30 years worth of records to look at, but it only takes one complaint before we need to take action.

Trustee Bowen requested it be put on record to have it go back the way it was, and he hasn't been living here for 39 years. He doesn't like the way it is now and it's totally unsafe. If there is no parking this person parks there waiting for it to get hit and become a lawsuit. Before you knew what you were getting into and you could make the turn.

Mayor Maher recalls the discussion and remembers that a few were there that didn't agree with it. It's not a bad idea to obtain more information. Thank you for your comment Jessica.

Jessica continued with a question about renaming of a street. Although it is a paper road she believes it's Woodruff to Woodruff, is that something that will come up?

Mayor Maher replied yes, we are planning on doing one per year.

Jessica asked if Manager Revella was able to tell us the four organizations involved with the Bradley Park Use.

Manager Revella replied it was Little League, Cal Ripken League, Orange County Cyclones and the Walden Fire Department.

Jessica asked about the Ulster Ave project and you really want it to get pushed along. Do you know the pricing yet for concrete versus blue stone?

Manager Revella stated we are not allowed to bid until the state says yes. We do have bids for concrete right now but not for slate.

Jessica asked if we have estimates for concrete then why not the slate.

Manager Revella replied we have general estimates for concrete in the Village, just not this specific project. This is as State project but we kind of have an idea of concrete but that doesn't matter.

Trustee Hoffman stated that those prices don't matter as once the project is approved we will have to release it for municipal bidding. If he told you right now it was \$50 per blue stone, they can come back and change the price. If we wait they will probably reduce the price.

Jessica stated she understood. She would really like to see the Village utilize the stone to do something within the Village.

Manager Revella stated that he knows that it was reset in 1987, some were new some were used.

Mayor Maher stated we are open to that.

Jessica continued that perhaps they could be used in the parks or something as they are really nice pieces. We will be losing trees also, so some kind of preservation there would be nice.

Manager Revella stated that we would ask the contractor to allow us to take those so the contractor can't take them. We would like to offer them to residents as well on that street.

Mary Ellen Matise, 21 Clinton Street, thanked the Board for the grant, which was a long time in the making as it was submitted July 2013. They only do pre 1900 sites and would really like to do a marker for Shradder Cutlery so maybe during the budget sessions you could put money in the budget for another sign \$1,050. She will be applying to Pomery also for the Walkkill Valley Cemetery and the Wooster Factory. Trying to pick sites that would get us a basis to start a concept of historic tourism. 3 knife shops and a cemetery would be great.

Nanette DeGrote, 80 N. Montgomery Street, saw in the Walkkill Valley Times that we are putting fluoride back in July. She is asking what documentation was provided that made the Board feel it was a safe product to reintroduce.

Manager Revella stated that the same documents that were provided to Nanette in her FOIL request were provided to the Village.

Nanette continued that she is assuming that members read them. Where did you see that it was safe for human consumption and the effectiveness with improving dental care.

Trustee Hoffman replied that the Health Department approved it.

Nanette replied that you are supposed to see that in the documents. She would like someone to show her where it says that in these documents.

Trustee Hoffman asked if she could show him where it requested that in the RFP.

Nanette replied she could show him where it says that in the NYS standards.

Trustee Mishk commented that when we voted on this, he specifically asked that question of our engineer. He asked if it satisfied all NYS standards and he was told yes.

Nanette replied that there is no toxicology study.

Trustee Hoffman stated that we didn't request a toxicology study.

Nanette replied that the NYS standards says you have to have it to show your citizens.

Trustee Hoffman commented if that's what you think it says.

Nanette replied that is what the standard does say. You all said you would make sure this fluoride was safe and effective and she needs to know where they saw that it was.

Trustee Hoffman asked the Village Manager if the Health Department said it was safe.

Manager Revella replied yes.

Nanette continued that she was told by Sue and that the companies are supposed to submit their fluoride from the NSF and then reports to the company check, you are good. She was told by Sue this information. At that point she asked that you need to have the study you asked if she knew the NSF, she said yes. She tried calling to get this study and they still have not returned her phone call. She feels it is the Boards responsibility to make sure you have this study in your possession. It not her opinion, it's your responsibility. We should be able to read and see that it's safe and effective. The paperwork that we received says it's a product from December 2009 which is not what we are getting in July 2014. She has a letter from Assemblyman John Kelly written to the Commission of the FDA back in 2000 said that manufacturers have had 50 years to conduct clinical trials and toxicology studies and submit them to FDA for approval and they still have not have done so. 50 years is a long time, even for the FDA. The next thing she wants to say is that Montgomery doesn't fluoridate, not that you care, but they don't and the entire City of Poughkeepsie including Wappingers Falls doesn't either and that represents over 80,000 people. Judge Frank Moore and Mayor John Tkazyik who are members of the Joint Water Board and when this issue came up they voted in favor of fluoridating in 2007. Then the 10 State Standard was presented by Judge Moore about what the city was legally required to have on file they began looking for a toxicology study. After that the Board voted unanimously to that since it was not available still they would not fluoridate. A Dentist Dr. Tom Curran wrote a letter imploring them to reconsider because the EPA and CDA supports it. She read an excerpt from a letter to Mr. Curran from John C. Tkazyik, Mayor of the City of Poughkeepsie: "I duly note your continued endorsement, but see no reason to belabor that status, as the Board has evidenced by its vote that it is already committed to not substituting endorsement for the underlying facts. Should you wish to meet with me to introduce information that was not forthcoming from the previously mentioned entities in the form that we request, I would certainly honor you request for an appointment; but to avoid rhetoric or revisiting information the Board has already considered, I ask as just one of several preconditions to any meeting or agenda request that you arrange for me to receive a toxicological study on the chronic health and behavioral effects of the ingestion of, and dermal exposures to, fluosilicic acid. Should you be able to meet this requirement I will provide you with a list of other pertinent documentation that I believe is equally important, as I for one am desirous of reviewing the data that our health departments and chemical supplier would not provide." She also has a letter from the EPA to Congress on what they feel about fluoride regulation and how it should be stopped immediately. As she said before, the Board has the responsibility to have that study on file before they move forward. You have to make sure it is safe and effective as that is what you said that you would do at the meeting. You have no proof at this time that this is safe and effective. The Village will be at risk without the proper documentation. The state will not help you if you get sued because you are ultimately responsible for getting the actual study for your citizens. As you move forward to find a company that can provide you the proper documentation I recommend you read what they send you and not be fooled by an outdated MSDS report. I also recommend that you retract the statement in the Wallkill Valley Times that you are reintroducing fluoride in July.

Anita Vandermark, 76 Highland Avenue, asked about the status of the skate board park; does it exist.

April 1, 2014

Manager Revella replied yes.

Anita asked if there were cameras in every park.

Manager Revella replied not every park; Bradley Park and Wooster Grove Park only.

Anita continued by asking someone to wind the clock in this room, it needs to be done. A while back she asked for a photo of John Howland to be put in the teen center and would like to see that happen.

Manager Revella replied that the Recreation Coordinator was looking for a nice biography to go with the photo.

Anita asked if the community center for Olley Park was still in the works. She was assured it would be done while she was still around.

Becky Pearson, 167 Walnut Street, commented on the Walden Little League. She knows it was discussed last year as she brought it up that other teams play on our Little League fields. She's not against any other teams.

Manager Revella corrected her that it's the Walden Village Fields not the Walden Little League Fields.

Becky corrected herself and continued that she's not against it but we discussed that the majority of our Walden Little League be allowed to play there first then other people play after that. She knows the Town of Montgomery built another field with our tax money so they can use that field because Cal Ripken went to them and said there wasn't enough space to play. There might be starting a second. They ask for a lot, and I'm not saying they shouldn't, but our tax dollars are paying for it in Town and Village, so in her opinion Little League come first when it comes to field use. She knows she had this discussion last year as well. With regard to Cross Street, Jessica did a nice job about talking about that. It was a big ta do about that and she believes it should go back to the way it was, she knows there were reports done on how many accidents were there and there were not many.

Manager Revella replied that if it goes back to normal it means Cross Street stays the same; it doesn't fix the problems with parking on South Montgomery Street.

Becky continued that a lot of those people are going right not going left. Those coming down now have to make a right here. Most people go down to go straight to Pine Bush. Most do not go down to make a right there that is what it was there for. Who said something about being hit on the street, between Maple Street and Walnut Street you could be hit there, or even Highland Avenue; you could be hit on any street in Walden. When you change those sometimes it's easier to go back the way it was because there were not many accidents there. If Emergency vehicles can't get around there then it is a problem. The hedges were a problem but they Village went all the time to ask the homeowner if they would cut them before but maybe the owner is new there and they aren't doing it again. Lastly, the Ulster Avenue project, it's sad if we can't keep part of the blue stone. She looks at other places that have old pieces and make it look beautiful. It's

a testament to what the old Village looked like and we are changing character of those old streets and she believes it should stay. She's a big proponent of bluestone as it's easy to take care of as you only have to reset it. Last time was in 1987 and look how long that lasted. How old is that bluestone that is there now, hundreds of years old, you aren't talking about something that is going to deteriorate and crack. You make the initial investment up front but when you go to historic places they refurbish them. They don't let people tear buildings down. Look at beacon. There are ways to maintain, yes its tax dollars.

Manager Revella stated as a City they were able to get tax exempt for their stores.

Becky replied they also had a major investor who played a big part in the revitalization as well. He was an awesome great guy and you need people who want to revitalize. But trying to keep the structures and the appearance is one thing and that's the job of this Board. Such as the Knife Factory buildings that could be historic sites now and it's just crazy that we don't try to save things and part of that is your responsibility.

Brenda Adams, 31 Valley Avenue, thanked the Board for letting the Friends of Walden Youth use the gym for their indoor yard sale. It was a success where we raised \$1,203. Everyone worked hard and it will be turned over to the Village for some project Mike and John are discussing right now. Also on the Ulster Avenue project, the people who own certain houses such as the duplex on left side going down just has a hill going up for their driveway and it's a horrible mess and will ruin the sidewalks. It's a mess as they park in the front yards. On the Right hand side, I hope you can control that so they don't ruin the new sidewalks.

Manager Revella commented that one of the things he can ask the state for is before they do another overlay on Route 208 that they consider grinding it first. There is 10 inches of asphalt and then 7 inches of concrete there already. The curbs were built just in concrete so all the asphalt there is excessive. It impedes the drainage and the curb appeal which is why people can just drive over it. If it was at the right height people wouldn't be jumping those curbs there. We are trying to restore that, there will be at least a 6 inch reveal and it will be granite.

Dave Sperry, 12 Overlook Terrace, commented on the sidewalks, he complained about them a long time ago. If the contractor or the homeowner brought machinery over the sidewalk it should be their responsibility to be replaced by the owner in that establishment. That was years ago and it's never happened and it's now in disarray and no one has been fined for it.

Manager Revella stated that we did get the house straight across from William and 57 also. The one Brenda is talking about was really bad.

Dave continued they had put a dumpster on it too. Was there an emergency situation there too you had just mentioned?

Manager Revella stated there was an emergency situation in 1987 and an electrical truck drove over it to fix the wires and broke it.

Dave continued that Bulk Pick Up, he saw one calendar said the 20th the other says the 27th.

Clerk Bliss replied it was accidentally scheduled on Easter Sunday so we had to reschedule that.

Dave went on he just wanted everyone to know it was changed. He continued about Cross Street and South Montgomery Street situation, you could make it a one way street going up river road.

Manager Revella replied that it's a county road, we can't touch that.

Dave suggested calling the county and seeing if they could do that. It was mentioned before.

Mayor Maher commented that the only issue is that you can't make a left at the end of Cross Street. If that was a one way you would have to make Cross Street to be both ways. Good idea.

Dave stated you are talking about having no parking on that Street, so if we can take away parking there couldn't we change the flow of traffic there.

Payment of the Audited Bills

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

Correspondence

Manager Revella announced we got numerous letters from landlords regarding the Landlord Registry Law which will be read and addressed at the Town Hall meeting on May 15, 2014.

Mayor Maher feels that every single landlord should get a letter about the Town Hall meeting. All 407 landlords should be contact.

Manager Revella stated you would be setting a precedent for every law that affects people hereafter by doing that.

Mayor Maher feels we should do that and admit we were wrong in not doing that prior to drafting this law. That's his opinion.

Attorney Donovan commented that legally you satisfied the rules. You should consider that if you do this you will need to do it every time.

Mayor Maher feels that when a law affects this many people we should contact them every time.

Clerk Bliss stated you would need to increase the postage line significantly.

Manager Revella stated that this seems excessive as with a zoning law change that would affect everyone in the Village and we would then have to contact everyone in the whole Village. The law is what it is.

Mayor Maher feels this would go a long way. We have already set a precedent on other issues.

Attorney Donovan stated that whatever you do just be consistent.

Trustee Mishk stated that we already have a Town Hall meeting set up so why do we need to do this.

Manager Revella said he did send letters to everyone that attended the first Public Hearing.

Mayor Maher feels everyone should get an official letter that it will affect.

Trustee Mishk feels differently.

Trustee Hoffman asked if it was setting a precedent.

Attorney Donovan stated yes it was.

Trustee Hoffman does not feel we should do it then.

Trustee Bowen disagrees.

Trustee Leonard suggested that perhaps we do postcards not letters.

Clerk Bliss stated she did make posters and put them around the Village and our website to inform the public as much as she could about the Town Hall meeting and the Board meetings in general.

Mayor Maher still feel a letter should be sent, he does understand all the points but he still disagrees and feels we have the ability to do what we are going to do, we set the precedent.

Miscellaneous Comments from the Board of Trustees

Trustee Bowen stated that he appreciated vote and support to keep the Board together. He thanked Ed and appreciated what he did that night and the team we put together. He thanked the Board members.

Trustee Hoffman just wanted to remind everyone about the budget meetings.

Manager Revella stated the next one is Wednesday (tomorrow), then Monday 4/7 after the reorg meeting and Tuesday 4/8 all at 6:30.

Trustee Mishk commented on the fluoride issue and he would like to direct this to our attorney to see if research can be done to find out what actually is the law and if it is required to get a toxicology report. If that is what is required it behooves us to get that

report. He specifically asked if we satisfied all the state standards and he was told yes. Shame on him for not looking into it further and trusting that statement was correct.

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

Trustee Mishk moved to go into Executive Session to discuss PBA Negotiations, Attorney Client, Village Manager 105 F, Potential Litigation, and Personnel of a particular person. Seconded by Trustee Bowen. All ayes. Motion carried.

Reconvene

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

Adjournment

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

**Village of Walden Board of Trustees
Regular Meeting
April 1, 2014
Motions & Resolutions**

Public Hearing – Local Law #4 of 2014 – Landlord Registry Law

Trustee Bowen made a motion to Adjourn the Public Hearing for Local Law #4 of 2014 – Landlord Registry Law until Tuesday, May 20, 2014 at 6:30pm or as soon as could be heard thereafter. Seconded by Trustee Leonard. All ayes. Motion carried.

Approval of the March 4, 2014 Minutes

Trustee Hoffman made a motion to approve the March 4, 2014 minutes. Seconded by Trustee Mishk. All ayes. Minutes approved.

Approval of the March 11, 2014 Minutes

Trustee Hoffman made a motion to approve the March 11, 2014 minutes. Seconded by Trustee Mishk. All ayes. Minutes approved.

Award Bid for Dais

Trustee Mishk made a motion award the bid for the Dais to M & P Builders in the amount of \$10,900. Seconded by Trustee Bowen. All ayes. Motion carried.

Olley Park Playground

Trustee Leonard made a motion to approve the purchase of the new playground for James Olley Park in the amount of \$104,774.02 to be paid out of the 2014-2015 Budget. Seconded by Trustee Bowen. All ayes. Motion carried.

Updated Village Policies

Trustee Mishk made a motion approve the updated Village policies as presented. Seconded by Trustee Leonard. All ayes. Motion carried.

Overlook at Kidd Farm

Trustee Hoffman made a motion to give the Village Manager authority to sign the applications for the utilities at Overlook at Kidd Farm. Seconded by Trustee Leonard. All ayes. Motion carried.

Walden Little League Parade Request

Trustee Bowen made a motion to approve the Walden Little League Parade request for April, 26, 2014 at 8:30am step off and the road closures requested. Seconded by Trustee Leonard. All ayes. Motion carried.

Set Public Hearing for Village Budget

Trustee Mishk made a motion to set at Public Hearing for the 2014-2015 Budget for Tuesday, April 15, 2014 at 6:30pm or as soon thereafter as could be heard. Seconded by Trustee Hoffman. All ayes. Motion carried.

Frontier Contract

Trustee Leonard made a motion to give the Village Manager permission to sign the Frontier Contract. Seconded by Trustee Bowen. All ayes. Motion carried.

Arbor Day Resolution

Trustee Leonard made a motion to declare Thursday, April 24, 2014 at 10am the Annual Arbor Day Celebration at James Olley Park. Seconded by Trustee Mishk. All Ayes. Motion Carried.

Lexis Nexis Contract

Trustee Mishk made a motion to give the Village Manager permission to sign the Lexis Nexis Contract. Seconded by Trustee Bowen. All ayes. Motion carried.

Celebrations Reserve Fund

Trustee Leonard made a motion to appropriate \$677.15 from the Celebrations Reserve account to apply to expenses in account A.7550.474 Parades and Celebrations. Seconded by Trustee Hoffman. All ayes. Motion carried.

Resolution to accept ALERRT funding from County

Trustee Leonard made a motion approve the Resolution to accept ALERRT funding from the County. Seconded by Trustee Mishk. All ayes. Motion carried.

Easter Sunrise Service Request

Trustee Bowen made a motion to approve Easter Sunrise Service in the Municipal Square on Sunday, April 20, 2014 from 7-7:30am. Seconded by Trustee Hoffman. All ayes. Motion carried.

Historic Markers Grant

Trustee Leonard made a motion to authorize the Village Manager to sign the William G. Pomeroy Foundation letter of agreement for grant funds for the Historic Markers for both the Walden Knife Co. and the New York Knife Company. 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, Attorney Client, Village Manager 105 F, Potential Litigation, and Personnel of a particular person.

Trustee Mishk moved to go into Executive Session to discuss PBA Negotiations, Attorney Client, Village Manager 105 F, Potential Litigation, and Personnel of a particular person. Seconded by Trustee Bowen. All ayes. Motion carried.

Reconvene

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

Adjournment

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