

**Village of Walden
Board of Trustees Regular Meeting
May 20, 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
	Sean Hoffman
	Edmond Leonard
	Gerald Mishk

Absent:

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 **

There was no one from the public that wanted to make a comment on this law at this time.

Attorney Donovan stated that as he understands it there are some recommended changes for this law so we will need to close this hearing, redraft the local law if the Board so pleases and then represent the new law. At that point if the Board would like, they would need to republish and have a new public hearing on the amended law so close this and will open another one.

Trustee Bowen stated that we are right back where we started with this law. Who has the proposed changes?

Mayor Maher replied he has them.

Trustee Hoffman asked if we could take action without making changes to this law, not that he is suggesting that.

Attorney Donovan replied that in theory you could make a motion to deny, but you are not required to take any action at this time. Now could you close the public hearing and then come back in 6 months to adopt, yes you could.

Deputy Mayor Rumbold made a motion to close the public hearing for Local Law #4 – Landlord Registry Law. Seconded by Trustee Leonard. All Ayes. Motion carried.

*****This local law will have a new number when it comes back up for discussion as local laws must be filed in numerical order with the state.***

May 20, 2014

Village Manager's Report

- Bradley Lane water main installation is still being worked on. It is an old waterline that was abandoned that they are working on repairing and then we will be able to resurface the road. In the plans for June hopefully.
- Had some meetings with PD about video cameras around the Village and where. One in June and the next in August/September.
- Flag Football rules reviewed with the Recreation Coordinator. They had a great registration and the games will be starting in June.
- Had a meeting about the lead paint program with OC Department of Health. Very enthusiastic in getting the word out for lead abatement and safe home in general.
- Met with the Treasurer to discuss budget items for year end and the new year.
- Met with the sewer plant operator and are making sure the digester levels are ok.
- PBA negotiations continue, will probably give update tonight.
- Went over grant funding with the Mayor, Engineer, Planner, and Recreation Coordinator.
- Conducted interviews for summer employment with the Recreation & Parks Department. All positions seem to be filled.
- Had a site meeting at Hannaford. Project is on task for being completed by May 30th. Parking lot paving will likely take place the end of this week.
- Met with the Engineer about capital projects and new ones starting as well as DEC follow up.
- Met with Trustee Hoffman and Recreation Coordinator regarding Village Square.
- Met with the Police Department to discuss the programs they are using grants to finalize for the end of the year as well as some new trainings they want to attend.
- Building next door is demoed and ready for contractors. We are set for the beginning of June for work to begin.
- Movie night is May 31st, showing Frozen at Wooster Grove at 8pm.
- The Library will be having an open house on Wednesday, 6/4.
- Got correspondence for our Board members to attend the 5/25 Town of Montgomery Memorial Day ceremony.
- Had a meeting with the Building Inspector, our Attorney, and a property owner at the end of Oak Street about property issues there. Making good progress there.

Trustee Leonard saw in a report from the mechanic that a rim is bent and there was tire damage on one of the Police cars. Was there a written report filed?

Manager Revella replied yes.

Trustee Mishk asked if there was any progress on the Dais.

Clerk Bliss reported that the Dais construction will take place in this room from July 10th through July 25th.

Approval of the May 6, 2014 Minutes
Tabled.

Trustee's Committee Reports

Town of Montgomery & Library Board liaison – Trustee Leonard

Trustee Leonard stated that we invited the Town councilmen to our Library Open House.

Village Clerk & Village Treasurer Liaison – Trustee Bowen

Trustee Bowen reported that our Property taxes can be paid online this year.

Police Department Liaison – Deputy Mayor Rumbold

Deputy Mayor Rumbold reported that she has a response to a question asked by a citizen about calls for service. Chief gave a schematic of calls so we know what activities we are talking about. For example property damage, medical calls, landlord tenant disputes, so it's not just criminal activity. It's everything including fire calls. Gave us an overview so we understand what the calls are. Want to say that its evident that citizen wonder what they are doing if they don't hear a siren or see a car going by. She is very proud of the Police Department especially in view of the things they have been working on recently to make life better for all of us. Thanks for hard work and dedication to the citizens in the Village.

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

Trustee Hoffman reported that he met with Dean and discussed the parking lot at Hannaford and status of CO. See improvements and near completion. Also reviewed the suggestions from the Local Law Town Hall meeting the other day to get his input. He will be more involved as it develops. Contract with building next door got to Engineer and we went over a few bills to be signed.

Deputy Mayor Rumbold asked whose design is was for the parking lot pylons.

Trustee Hoffman replied it was on the site plan approved by the Planning Board.

Deputy Mayor Rumbold stated that if people are not used to it the parking lot changes dramatically so it will take some getting used to.

Manager Revella stated that some of it is part of drainage plan as well. When it is done there will be shrubbery too.

Recreation & Parks Department, Emergency Services, and Valley Central School Board Liaison – Trustee Carley

Trustee Carley not present.

Village Justice and DPW Liaison - Trustee Mishk

Trustee Mishk stated we already her the report on the dais.

Public Comment on Business of the Board

Mayor Maher announced we have a few additions to the agenda; one is the CDBG Amendment as well as 3 Bond Resolutions that have been added as well.

Manager Revella also stated we will be hearing from Peter on the Highway reserve funds transfer.

Mary Ellen Matise, 21 Clinton Street, stated she thought this resolution was for the historic markers.

Manager Revella replied it was not.

Mary Ellen stated she would like to apply for 2 more historic markers to the William G. Pomeroy Foundation. We can wait until the next Board meeting for that one. With regard to the square redesign, she was wondering if the Board is going to have a public meeting about it.

Manager Revella replied we did in 2011 and it was great.

Mary Ellen continued that if the concept changed they should be certain to contact the groups who use the square the most such as Knights of Columbus and Walden Community Council.

Nanette DeGroat, 80 N. Montgomery Street, thanks for the postage for sending out grand reopening breakfast invite to the owners. At the landlord meeting that we had there were 2 disturbing comments that one woman said that we are going to be seeing more and more problems from Newburgh and Middletown because they are clearing house. And the other was from a landlord who said he had no problem renting to pedophiles and other creepy people. There was someone at my store who was looking for someone who looked into an apartment that might not have a Certificate of Occupancy and has a warrant out for his arrest. Add that to the heroin we've been seeing in the paper it's scary. Is there a way that the public can come together to work with Police to discuss how we as residents can help?

Manager Revella stated that a way to help would be to give permission to the Police Department to enter onto your property to observe neighbors property.

Mayor Maher asked if she was meaning some sort of coalition of some sort.

Nanette replied, yes something like that. She's lived here her whole life and this annoys her. It's never been like that; Walden has always had our issues but not like this.

Mayor Maher stated that we had a group of about 20 or so landlords that met at the Town Hall meeting and perhaps they could continue to meet with them and create more communication continuity and put a plan together so that if John says we have this idea we can communicate that. He knows that Brenda has been instrumental in getting a neighborhood watch together in her area but he knows that's not conducive to every neighborhood.

Trustee Bowen commented that if you bring all the landlords together and share that information so that if it happens in your building you can share it with other landlords that way they know it's a problem tenant.

Nanette replied that we would be preaching to the choir.

Manager Revella commented that a landlord can structure their lease to say that if tenant is arrested for 'xyz' they can terminate their lease. Some don't know that.

Deputy Mayor Rumbold added that it's not just people in apartments.

Nanette agreed, some owned homes too.

Deputy Mayor Rumbold commented that it's an issue of public vigilance.

Nanette asked if there was something we can do to help.

Deputy Mayor Rumbold replied that the issue is that the Police Department can only do so much by themselves. They depend on members of the community to help them to do what they need to do. Other people know what's going on. People need to not put their heads in the sand and come forward. She spoke to a resident the other day who was upset about a friend of hers dying from a heroin overdose. She said how many times do we have to stand in a funeral home before they open their mouths and say something. They see what's going on and they continue to do what they are doing. That's the mentality you are dealing with. They need to take the community back and go to the Police Department. If you see something suspicious, say something. We don't have enough police officers to be everywhere on every corner.

Manager Revella suggested that one thing we have done is community liaison groups and talk to them about what to look for to know what isn't right, which is helpful.

Nanette commented that she wonders how much stuff is under the rug because we don't want a worse reputation. We have enough issues out how much gets buried because of that type of thing. It's not right but it's probably a natural thing.

Deputy Mayor Rumbold replied that we can guarantee you that every day some member of the police department is working on something. Most of them live here, have children and families, and every community is going through this and if they say they aren't they are the ones that have their heads buried in the sand. When we have action and we take action it sends a message that we aren't going to tolerate it and we prefer to see that kind of thing because it is saying we are doing something about it. They are making the community safer by doing it. Everyone who is out there and sees something has to help and say something. People turn their heads and say "Not in our town", but everyone has to help, if you ignore it you are just going to keep going to funerals.

Manager Revella added that we had 5 more arrests today. We encourage anonymous tips also via phone and email. They can act on it if they have enough probable cause.

Mayor Maher asked Trustee Mishk if he could speak to his experience in the City of Middletown what that community did. Did they actively have a mechanism in place?

Trustee Mishk replied that the first thing they did was a community policing neighborhood stabilization. Middletown is still working on neighborhood stabilization. They have an officer who hangs out and talks to people, gathers info and addresses issues with the kids and because he's there after a while no one notices and he gathers more intelligence. He likes the idea of the emails and phone tip line. They can look at those as some don't want to get involved.

Mayor Maher commented that National Night Out is meant to bring the community together to talk about the services that are out there. Could be a good opportunity to push the tip

line information. Not sure when the next committee meeting is but perhaps going to that meeting would be a good idea.

Nanette commented that what she'd like to see is something to be in your face, people need to now it's out there. She didn't know the Police Department had a website; why would she go there?

Trustee Mishk added there is a way that you can put on there when you are going away and the Police will watch your house and do a welfare check at least once per shift.

Mayor Maher said it's an opportunity to educate the public.

Nanette agreed and added that if we do something that is in your face and tell people that this is what we need to do it would help because the education hasn't sunk in. There is a large group of people that don't pay attention to something like that because she knows she hasn't been in the need herself, but now it's here and too bad she didn't pay attention sooner. We need to get it out there. Maybe be a part of the community calendar what they are seeing regularly and what to be aware of.

Jerry Burger, 8 Liberty Street, commented that he lives in Nanette's area and years ago he approached officers as his home is an ideal location to stake anyone out. He was told they were not allowed to come on private property.

Mayor Maher stated they can give permission.

Nanette commented she was told the same thing even a year ago.

Jerry continued that there have always been issues in the area.

Mayor Maher commented that we can clarify that for you but he believes that is not the case.

Jessica Metzger, 4 Gracewood Court, asked what parental leave was on the agenda.

Mayor Maher replied that it is for the 9-10 non union employees' in the Village and we will discuss maternity/paternity leave. We don't have one now and we will discuss it tonight.

Action Items

Local Law #4 of 2014 – Landlord Registry Law

Mayor Maher wanted to comment on the Town Hall meeting on the issue held on the 15th. We had a great conversation with the 19 landlords and 35 people overall. A lot of people gave great insight as we on the Board aren't landlords ourselves it gave us some things that we needed to hear. Gave us a lot of avenues that we can go into. We definitely agreed that there are certain aspects that need to be changed but by using the Middletown law as a starting point it was a little too excessive in certain areas. There were some privacy issues that people were uncomfortable with as well as fees. We are working with the landlords through communications that have now been started. He will be working with the Attorney to redraft the law to discuss as the next meeting and one that will work for all of us based on their recommendations. There are certain things that we can try with our current Village prosecutor, and John has already had meetings to start this process, to
May 20, 2014

enforce the laws we have on our books more creatively and more effectively. There were a lot of great ideas that came from the Town Hall meeting. That's why we have a more informal setting for a more open discussion. He is not ready to discuss the law right now. Trustee Hoffman stated he felt the special prosecutor was a good idea but maybe there weren't a whole lot of details behind it.

Manager Revella apologized for not attending the meeting. Were there any tenants there that spoke about their concerns as he wanted to be sure that view point was covered?

Mayor Maher stated that went we meet we will go over point by point. There were a few tenants but they were not as outspoken, the majority were landlords.

Trustee Bowen stated that the majority of the Landlords that attended are the ones that live here and the problems we have are that there are 371 landlords and we had 20 that were there so you can see the absentee rate there. On top of that then we have 900 units. We were thinking about how do we get them together. One of the things we talked about was to have someone who speaks up for them to bring us up to speed more often.

Mayor Maher added that they had an idea that the landlords get together and have one person that represents them and they have a minor fee. One positive idea right there. We will keep going with it and will get it right.

Trustee Hoffman asked if will be on for the next meeting.

Mayor Maher stated yes, it would be on for the next meeting.

Draft Local Law #4 of 2014 – No Parking on South Montgomery Street

Deputy Mayor Rumbold made a motion to set the public hearing for Local Law #4 of 2014 – No Parking on South Montgomery Street. Seconded by Trustee Leonard. All ayes. Motion carried.

Award Bid – Belt Filter Press

Trustee Hoffman clarified that the contractor has reduced the bid by \$19,100.

Deputy Mayor Rumbold asked if those deleted items will be done in house.

Manager Revella replied yes, part is demo work, part is flooring; cementing that in. It's mostly site work, nothing significant.

Deputy Mayor Rumbold asked if those preparations are in anyway because TAM isn't going to be doing them.

Manager Revella answered that they were just going to be filling in the troths in the building.

Deputy Mayor Rumbold asked if what we are doing could impact the project. One of the items they were going to change.

Manager Revella replied no likely but the Engineers will supervise the project.

Attorney Donovan wanted to once again state for the record that TAM is a client of his.

Mayor Maher thanked him for disclosing that information.

Deputy Mayor Rumbold made a motion to approve the bid from TAM Enterprises in the amount of \$373,731.00 for the Belt Filter Press. Seconded by Trustee Leonard. All ayes. Motion carried.

2014 MS4 Annual Report

Mayor Maher stated that this item doesn't need any action tonight; it just needs to be filed.

Manager Revella stated that the report is available on the Village Website as well as in the Clerk's office at Village Hall. Dean runs the MS4 reporting which is just to make sure drainage is working properly and we are using barriers so sediments don't get to the water system.

Resolution 43-13-14 - CFA Grant Application

Mayor Maher reported that this would be the third chance at this application for the Bradley Park Performing arts Center, the amphitheatre project we have been talking about for the past 4 years or so. The cost has shrunk a great deal. The first 2 years we had a lot of support and ideas about it with many Town Hall meetings where it was discussed and brought about and part of an overall theme of a Community for the Arts. Since then we have failed to receive it twice and last year we didn't apply because there was specific funding geared towards our pedestrian bridge awarded last year for extending the rail trail. Now coming off that grant being awarded we have a good momentum and possibly a good argument to make to reestablish the application. It is significantly less in cost and a lot of the improvement that we had included in the plan have already been done one of which is our parking lot at Bradley and a lot of the drainage work. That part is out of this application and makes it less expensive. We are putting one together that is probably half the cost of the initial cost we put together 3 years ago. Had a great meeting with the Engineer, Planner and Recreation Coordinator. If we put out just straight funds if the grant is awarded it would be a 25% match of at most \$87,500.

Manager Revella added that the amount we are applying for is \$350,000 and if awarded we would have a 25% match which can be done in volunteer labor or equipment used if awarded. That would reduce the cost significantly.

Mayor Maher reiterated that again if we had to get straight funds which is very unlikely to take place it would be a limited amount of tax payer money. We can use a lot of in kind contributions.

Manager Revella stated that just so everyone is aware, the plan includes the handicap parking area, trails, and the bathroom facilities as well.

Mayor Maher stated we have had John Queenan our Engineer come in a number of times approximately 4 times to give a presentation on this, this time we would like to skip that part and apply for the funds. This is the application and we would like to put this application together and we need a resolution with the Boards support to do so.

Trustee Leonard asked if the plan has been updated. We got turned down before because it wasn't complete enough.

Manager Revella corrected him that it was turned down because it was too obtuse. We have done a lot of work that was in there.

Trustee Hoffman asked if past completed work can go towards the match.

Manager Revella replied no, it has to be part of the proposed project.

Deputy Mayor Rumbold recalled that previous discussions carried concerns about the location not being the greatest for this project.

Mayor Maher replied that there were some residents that had issues in that area before. He knows that Becky did and a few that he didn't know of as well but he has since spoken to a lot of those people in that area and especially those that live on Albany Avenue which is on the opposite side of the water treatment plant. Even the Ulster Avenue side of the street and it was pretty overwhelmingly supported.

Manager Revella stated there were two questions raised, one was the odor from the sewer plant and the other was the location in general as opposed to Olley Park. The area in Olley Park where this project would potentially go is where they are planning on potentially putting a community center there. The thought was that the back drop of the water may enhance the amphitheatre, plus we can't fit both projects in that same area. It's not what we looked at based on other things can happen along the Walkkill River.

Trustee Hoffman asked if it was already done or if we could apply the same way except change it to Olley Park.

Mayor Maher stated this was already a project included in the overall Parks Master Plan.

Trustee Hoffman replied so it's either this or nothing.

Mayor Maher replied yes. We are not locked in if we are awarded and don't have to accept it if the Board doesn't feel inclined to accept it.

Deputy Mayor Rumbold stated that is embarrassing, hey we are applying for this grant but then we get it and decide oh thanks but never mind we changed our minds. She doesn't feel it's a priority.

Manager Revella replied that it happens.

Trustee Leonard commented that the area were we want to put it, the terrain there favors the amphitheatre there and the distance between the area and the sewer is longer than you think. That's why we picked that area for this project. The area that has odors is on the far side of the digester and the odor actually depends on whether or not we put lids on our digesters or not.

Deputy Mayor Rumbold understands but still has concerns.

Trustee Bowen stated that his concern is after we get the grant who maintains it and what about the cost to continue to maintain it.

Manager Revella stated that is in the grant application as well. There is a fee structure to defray the cost for maintenance.

Mayor Maher added that it is all in the application including the economic impact and whether it would be run by employees or volunteers.

Trustee Bowen asked if there would be a presentation or outline of what the expected costs might be.

Manager Revella commented yes and that is in the application as well.

Mayor Maher added that we've applied for this now twice and we have had specific revenue streams and what the cost might be and that is all in the application.

Trustee Hoffman asked if there was an estimated time when they will make the decision.

Manager Revella replied most likely November as it states late fall the notifications will go out.

Trustee Leonard made a motion to approve Resolution 43-13-14 CFA Grant Application for the Bradley Park Amphitheatre Project. Seconded by Trustee Hoffman. 5 ayes. 1 nay (Deputy Mayor Rumbold). Motion carried.

Park Use Request 8/16/14

Mayor Maher explained there is a park request for Olley Park for the Fire District Picnic on August 16, 2014 and they are requesting the alcohol waiver. They are looking to do beer and wine only, no hard liquor.

Manager Revella pointed out that there is an explanation of how they plan to police the alcohol consumption on the back of the park request form in your packets.

Mayor Maher read the plan from the Fire District that they will be appointing a safety officer to ensure the event runs smoothly and that the alcohol is being served properly.

Trustee Bowen asked if we had this even last year.

Mayor Maher replied no, not this event.

Manager Revella commented that this waiver is consistent with the Board's previous decision with Jacobowitz & Gubits who used the park with this same request last summer.

Deputy Mayor Rumbold confirmed that they have the certificate of insurance on file and that the fees are being waived. She asked what the safety officer would do.

Mayor Maher replied they would make sure that no one is excessively served or under aged.

Trustee Bowen made a motion to approve the Park Use Request from the Fire District for August 16, 2014 granting their waiver for alcohol use from 2:30pm to dusk. Seconded by Trustee Leonard. All ayes. Motion carried.

Resolution 44-13-14 – Bond \$275,000 Various Portions of Sewer System

Manager Revella reported this is for Village sewer system including replacement of the belt filter press system and sewage treatment plant building rehabilitation, Pine Street pump station rehabilitation, and other work.

Deputy Mayor Rumbold motioned to adopt Resolution 44-13-14 approving the Bond for \$275,000 for Various Portions of the Village Sewer System including the Pine Street Pump Station. Seconded by Trustee Bowen. All ayes. Motion carried.

Resolution 45-13-14 – Bond \$100,000 Various Portions of Water System

Manager Revella reported this is for the Village Water System including reconstruction of well 5, installation of new backup propane generator, and up to 750 linear feet of water main.

Deputy Mayor Rumbold motioned to adopt Resolution 45-13-14 approving the Bond for \$100,000 for Various Portions of the Village Water System. Seconded by Trustee Leonard. All ayes. Motion carried.

Resolution 46-13-14 – Bond \$591,000 Various Capital Projects

Manager Revella reported this is for Various Capital projects including curbs and sidewalks, new municipal roof and railings, Olley Park playground and pavilion, a new recreation department pick up truck, a new police vehicle, and reconstruction at 33 Scofield.

Deputy Mayor Rumbold motioned to adopt Resolution 46-13-14 approving the Bond for \$591,000 for Various Capital Projects. Seconded by Trustee Hoffman. All ayes. Motion carried.

CDBG HUD Resolution 47-13-14

Mayor Maher announced that due to a change in the HUD requirements the County needs up to make an amendment for the cooperative agreement in order for us to continue to receive the CDBG (Community Development Block Grant) funds.

Trustee Leonard made a motion to adopt a resolution to receive CDBG funding for the fiscal year of 2015, 2016, and 2017. Seconded by Trustee Mishk. All ayes. Motion carried.

Deputy Mayor Rumbold made a motion to amend the cooperative agreement with Orange County for CDBG funding as outlined in Resolution 47-13-14. Seconded by Trustee Mishk. All ayes. Resolution carried.

Highway Reserve Fund Transfer

Manager Revella explained that we need Board approval to use the Highway Reserve Funds which we would like to use to purchase a new back hoe bucket in the amount of \$1,650.00.

Peter Sullivan, Treasurer, explained we have not been tapping into these funds but the auditors have asked us if they serve a purpose or if the funds will just be sitting there so we thought we would use these funds for this specific expenditure.

Trustee Bowen asked if it would zero it all out.

Peter replied no.

Trustee Bowen asked if we would need to do this annually.

Manager Revella explained no, they just want us to have a plan of use for the funds, which is what they want to see.

Trustee Mishk asked if would replace the old one.

Manager Revella replied yes.

Trustee Bowen made a motion to transfer \$1,651.00 from the Highway Reserve Funds to the General Fund to be used to purchase a new backhoe bucket. Seconded by Deputy Mayor Rumbold. All ayes. Motion carried.

Discussion Items

Square Re-Design

Deputy Mayor Rumbold explained that at the last meeting we had the same discussion as we've had before and distributed drawings of suggested ideas that came out of the Town Hall meeting.

Mayor Maher explained that in 2011/2012 we had a great Town Hall meeting about this and though there was a little bit of opposition we decided that something needed to be done, not specifically the one rendering we have here, but that something should be done. The conversation ended because a majority of the Board felt there were other priorities instead of this at that time. A lot has happened since then. The conversation has now resurfaced and there have been a lot of residents that would like to see something more pedestrian friendly that would include more crosswalks as there is a lot more traffic from the school. The question is do we like the rendering; let's discuss it again. And do we have another Town Hall meeting to see if there is support for it including Walden Community Council and other people having a stake in conversation to get more feedback. And lastly, and importantly, do we have funding for this?

Manager Revella added that he had spoken to Trustee Hoffman about a concept that would not be too expensive or a radical change; stamped pavement and removable bollards delineating the area. It would increase the size of the circle we have now.

Trustee Hoffman stated that he has always been interested by the idea of using underutilized spaces. By adding curbing and using stamped asphalt it could save us funds and made a change to this underutilized area. The Recreation Coordinator has given feedback on the idea about stamped asphalt as in how it wears. He is open to suggestions and would like to hear what people think. Bottom line is it's an underutilized space and there are obvious safety issues there. He would hate to see something happen down there.

Manager Revella stated the cost would be a lot less than we previously thought.

Mayor Maher asked how much it would cost, ballpark.

Manager Revella replied we would likely need 15 ton maybe 30 ton so roughly around \$3,000-\$4,000.

Mayor Maher commented that the heart of this issue is the identity of the Village square and getting people in a room to have an informal discussion with residents. Without any objections he would like to put that together with the Village Clerk and Trustee Hoffman.

Viridian

Mayor Maher explained that a Village resident asked to be put on the agenda to make a presentation about their services and they did that. Now they are looking to get back on the agenda to discuss services to municipalities. However after getting advice from our attorney we were told we would have to bid this out. We would need an RFP for a 3rd Party Utility Party. The thought is that there would be significant savings to the Village to have a 3rd party provider to come in here. Motion to RFP.

Attorney Donovan added that there was a representative at a County meeting that spoke against most of these private programs because of hidden fees. Some he touched on before as contract prices go up to you have to pay the fee to cancel the project.

Mayor Maher stated he would like to see us research that again. We have the states proposal and we know the savings from them. In the RFP can we put no fees attached to cancellation?

Attorney Donovan replied you can design it in any fashion that you want and compare when they come in. Is there a cost savings realized? Yes, so it's worth it to RFP get proposals and analyze what is best for tax payers.

Trustee Leonard commented that he heard this past winter that with the high costs the market got expensive and people saw increases in costs. It's a double edged sword.

Trustee Bowen made a motion to have the Village Manager put together an RFP for 3rd Party Utilities and present it to the Board. Seconded by Trustee Hoffman. All Ayes. Motion carried.

Gym Facility request to Fire District

Manager Revella stated he had mentioned at the last meeting that some employees of the Village would like us to supply a certificate of insurance so that employees could use the gym facilities at the Walden Fire House. He is bringing it up today again with the full Board present to discuss.

Deputy Mayor Rumbold asked if there was an individual waiver that employees could sign off on instead.

Volunteer drive by doing this.

Trustee Carley stated it was unclear to him what insurance coverage would apply. Presumably they aren't there on Village business.

Deputy Mayor Rumbold feels this would be creating another level of liability to the Village. It is saying we embrace that kind of activity. If someone get hurt using the facilities they can say that no one instructed them and they are not familiar with the equipment and now they have a broken ankle. Whose liability would that fall on? She is surprised that the insurance will provide coverage. Of course the Fire District wants to absolve themselves of any liability which is why they are requesting the certificate of insurance.

Manager Revella stated it would be the same as a guest in your home.

Attorney Donovan stated that just because there is a waiver doesn't mean they can't sue you.

Trustee Leonard suggested contacting Gold's and Planet Fitness to negotiate a discount price which is reasonable for our employees.

Mayor Maher concluded that the Board is not interested at this time but we would love to speak to them on how to encourage more volunteers at fire district.

Parental Leave

Mayor Maher explained that as a state employee he had parental leave as a benefit. Not all of our non union employees could take advantage of it. There were several Trustees who made it clear that there are some benefits they should use first such as other forms of insurance. But he is talking about a week or two paid maternity or paternity leave, nothing crazy.

Clerk Bliss stated for the record that she did not bring this issue up to the Board.

Deputy Mayor Rumbold stated she was not against it, but she wanted to point out the Family Medical Leave Act.

Mayor Maher agreed but added that leave is not paid.

Trustee Hoffman stated that this sounds like a benefit that the employees didn't ask for.

Mayor Maher commented that perhaps we get additional info in terms of costs but we are not interested at this time.

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

Public Comment

Jessica Metzger, 4 Gracewood Court, stated that the Village made a good move on the certificate of insurance. She is certain they have no interest in doing something like that as they won't cover you. She asked who was responsible for winding the clock in the room.

Manager Revella stated that the Building inspector has the key and traditionally he is responsible for winding it.

Jessica continued that it is disgraceful that it is not working. Someone is simply not winding it and it is the Village's responsibility. It doesn't look professional at all. Earlier during the meeting in the previous Public Comment discussion she heard someone ask about the Police Department website. She urges everyone to go to the website as it was the first in the County and has been around longer than most Police Department websites in the County. There is a place you can sign up for the officers to do a vacation welfare check on your home while you are away. We have a support system for senior citizens not comparable to anyone else. They call in the morning and check on them if not able to reach them someone goes out to make a welfare check on them. Maybe folks don't know and are not aware of it. She is glad to have heard them discuss National Night Out as it's a good way to have that brought up. She is disappointed with the sneaky sneak with the grant. This is the 3rd time you are applying and those of you who voted yes, she hopes you know you have not authorized this project. She is disappointed you didn't research it.

Mayor Maher stated that was not accurate as it is in the Parks Comprehensive Plan.

Jessica continued that the project itself has never been authorized. The same thing was said 3 years ago, Olley Park is a much better place for this project. No one has researched that one. The Board has done this now twice before with taking action on something not on the agenda and not even listed as an item. If you had researched and looked into what's been done you will see that you have never authorized this project. The Board never voted yes on this project. Everyone wants to see great things but just like with the triangle, this has come up before we've had meetings about it and then it goes away. You are taking on too much at one time. This shouldn't be done. Do research and then vote, don't add on at the 11th hour an item not on the agenda and vote on it.

Gina Stevens, 36 Pleasant Avenue, spoke about an Auto Zone in her back yard. She has sent correspondence about the application for an Auto Zone in front of the Planning Board tomorrow night. She thanked Trustee Leonard and Mishk for replying. She understands that the Planning Board does that approval, and will also speak at that meeting but wanted the Board to hear her thoughts. 13 years ago she bought her house and the reason they bought it was it was a nice area and they had a nice open space behind them. There needs to be some sort of border like a buffer for the property. Some days the noise and dirt and the fumes she can even hear and her windows rattle. She doesn't want another summer with that. Thanks for adding the trees but they are talking about taking half of that buffer area out which is not a good idea. Doesn't an Environmental Impact Study need to be done before this can happen? The quality of life for all the residents there will be drastically affected. Auto Zone itself is not a small business and this doesn't go in line with that. The Village always gets a bad wrap but she doesn't see it like that, the police department and library are wonderful and have a lot to offer to the community programs for the kids, including all the parks, and she doesn't want to have to move. This is making it so I can't stay. Yard with all the kids that come and play if this is allowed will change as well as her families' quality of life there.

Trustee Hoffman asked if her main gripe is that the buffer will be getting smaller.

Gina replied, yes that's one. The other is that people may buy parts there yes, but what happens is people don't close at normal hours, open until 9-10pm and people buy parts and then work on them there in that parking lot. Not approved for that but if their car won't start they work on it right there. Now they have an issue with noise until 9-10pm at night. Now have flammable issues down there also due to explosions with batteries. Currently there is a nice small business gentleman down there now; since he has been there he is a joy. No garbage, no wild cats back there, not so noisy and respectful. He lives here. Why not do something in the community? Wasn't that in the original plans?

Trustee Hoffman replied that the Auto Zone was not on the original plan. Building Inspector and he talked today and what was already approved with the original plan was a restaurant with a drive through. If this plan goes through they would not be able to do both.

Gina stated it would be more like a city if we do that with a big box business instead of a small Village. When the Thruway Market was there they closed at 9pm but Hannaford's will be open until midnight, and there is nothing we can do. Never be able to sleep in and back porch.

Trustee Hoffman suggested she ask the Planning Board to put in a buffer behind the construction. Get trees and shrubbery. He thought that was part of their plans to begin with. Before them now is a new plan that's why it's up for public comment. Ask for them to consider some changes and additional to site plan, maybe even fencing.

Gina continued that it's really about the quality of life there. With regard to snow removal she realizes we just came from one of the worst winters in a while, and the Village does a great job doing that but the corners were horrendous. She did a lot of walking this winter and she had to walk in the road with small children. Good at getting out there but how come the corners are so bad. Is there something that can be done?

Manager Revella explained that property owners are cited and if they don't do it we go out and do it.

Gina explained in some areas it was up to 4 foot high and we need to have access to the road way, a one foot wide path is not enough. Also the traffic light there at Oak Street and Walnut Street, there is never a cross sign you have to play with the traffic. If you press the walk button it doesn't work.

Manager Revella explained that the Department of Transportation was here checking the signal this past week.

Gina continued that Sarah is awesome but the guards aren't always there and they are unable to cross on their own.

Manager Revella replied that the lights in general in that area don't match up. NYS Dept of Transportation is looking at it this week, but understand that's NYS and we as a Village have no control in that area. He talked to Poughkeepsie region 8 signally division.

Gina commented that the garbage cans are big and is there any kind of law about squirrels. With regard to Little league, her son played for OC Cal Ripken, and it didn't work
May 20, 2014

out for personal reasons. As a village resident we are permitted to use the public park, Bradley Field. Her son and her husband go on Sunday mornings around 7:30-8am, they are respectful clean up and don't get in anyone's way. Apparently they had games all day Sunday, and they had painted one of the fields and not done by 9am. The woman in charge gave him an attitude about them playing there.

Manager Revella stated that they are allowed specific use during certain times of day but outside of that the park is open to the public.

Gina replied that by them playing all day on Sunday we can ever go down there and when soccer season started they were playing fall ball and go down for practices. The volunteers down there are not favorable. They are never allowed to make deliveries as it's a safety issue. Can't get into stand because the gates are locked but they ride on the grass really fast. Shouldn't our little league be able to get in?

Manager Revella stated not while kids are there. We talked about it this weekend and both organizations should be able to use it for emergency purposes. We opened the gate for their deliveries. They should have it for deliveries with no kids around and then for emergency purposes only.

Gina asked what about the concession stand.

Manager Revella replied that is our public building and Little League has some equipment in the concession section which is why we try to limit access in that section.

Gina commented that if the Little League has food and stuff in there and if someone else is going in there that's an issue.

Manager Revella stated he just found out about it this weekend and the Recreation Coordinator is trying to work that out.

Anita Vandermark, 76 Highland Avenue, thanked Jessica for mentioning the clock. This thing where you start things and then it dies it happens all the time. Such as the Square where 2 years ago there was a big meeting and then it died. The same way with the knife museum. Do you know how many times she has worked on that project? She has photos of what was done. She doesn't understand why you start and stop it and then resurrect it again. Who resurrected it this time? We have so many things spending money on and other things that should be paid attention to. When will the entrance signs be hung up?

Manager Revella replied we are waiting for NYSEG to take care of the electric in the area first before we can dig.

Anita continued that she would like to see a community center in Walden. Maybrook and Montgomery both have wonderful facilities and we are in left field somewhere. I keep hoping we will see it before she's gone. With regard to Memorial Day, Mike Anagostokis is going to be our guest speaker that day and we line up at the bridge. Should be a nice parade this year, we have more involvement this year. The Harvest Fest meeting is going to be at the VFW not the NYS of Music. We had one meeting for National Night Out but haven't had another meeting yet. Ming Jie House fundraiser on the 27th for Historical Society, we would appreciate the help. It includes take out this time.

Kathleen Monagle, 30 Pleasant Avenue, stated she will bring her comments to the Planning Board meeting tomorrow also but she works all day and when she gets home she can't even use her back deck because it faces Hannafords. Due to the changes to the parking lot she can't even use her own sanctuary which is one of the reasons she bought that house. If she wanted a big box store she would have moved to New Windsor but she moved to a Village so she wouldn't have that. She doesn't want it as it affects her quality of life and the property value is going to tank according to her insurance agent. She is concerned about safety issues. Environmentally if something goes wrong and she has damage to her property, who is liable? We already have a fabulous auto store down there and we have Francos also. Do we really want a drive thru down there? She will save her big comments for tomorrow night, but thank you for your time.

Elaine Bezue, 32 Pleasant Avenue, commented that she doesn't think an Auto Zone is a good fit for the Village. It is a big eye sore and has talked to someone about it. The Town is supposed to be this big historical thing that what they concentrate on so why bring in 3 big box stores, Dollar General, Hannafords, and now Auto Zone. Why put an Auto Zone in there when you can go to Advanced Auto just down the road in the Town of Montgomery?

Mayor Maher interjected that the Village didn't put in the Dollar General that is the Town of Montgomery; it's outside the Village limits.

Elaine continued that who's going to go there if the Advanced Auto Parts is near Shop Rite. They probably have better deals too. She doesn't want it there as it will be right in her back yard. If you put a wall or trees everyone that lives there will have all winter long to look at it. She will go to the Planning Board meeting tomorrow as well. She looked into the plans and it says they are going to go into the buffer zone and move a pole over to Auto Zone that's in her back yard right now, and looks like they want to build a wall down there. There is no room down there. Trees and a retaining wall won't stop us from seeing it all winter long. The shooting at the Thruway a while back in the morning, we thought it was at our house. Her house has always been in her family for years and years. A big chain store noise is just going to be terrible and her kids are going to suffer also. Her kids have grown up here, but now they are going to want to leave. Will the Village ever replace the children at play sign on her street? Since they did the piping work a few years ago it was taken down and never replaced.

Manager Revella stated he would look into that.

Elaine continued that speeding is also an issue there. A speed hump will help or a new speed zone and she knows it's a police matter but we see it as we sit outside. Thank you again and she will go to the Planning Board meeting tomorrow night.

Mary Ellen Matise, 21 Clinton Street, commented that this is premature because on the agenda she read the CFA grant application and thought it was for something else. If you put detail for other things, you should have put performing arts center next to that issue. It sneaks up here on us. William G. Pomeroy Foundation extended time frame up to 1914. So now we can include Schrade now so she is going to apply for 2 more marker signs. The Walking Tour on the 7th is on the Paths through History with NYS and on their websites and we are trying to get exposure for things to happen. Perhaps we can get it on the OC tourism blurb they email out. If it rains will show the slide program inside. TOMSIP
May 20, 2014

dinner and this was the 6th annual dinner and every year there are Trustees from Maybrook, Montgomery, and the Town. We get invited but why don't we go?

Clerk Bliss stated we didn't get an invitation. We didn't even know about it until Anita told her the other day about it.

Mary Ellen continued that a lot of the seniors being helped are in Walden and we have a big stake in this group so we should have a showing there. National Night Out in relation to what Nanette was talking about. Perhaps we need to get a new Project 365 which is how we got Veterans Park. It can be any kind of year long project for community improvement. She suggested bringing it up to Chief and try to follow their guidelines and it's a good way to start it and just move forward with improving these conditions

Becky Pearson, 167 Walnut Street, commented on the Water Quality Report that the date of the sample was 8/17/11.

Trustee Hoffman stated that we are not required to take a sample every year; depends on the health department. The process is that the Village prepares a report, they review it and do an inspection and his experience is that they are very good at letting you know if test are missed or are coming up. It's not unusual.

Becky added that in the packet there are no audited report of bills. She commented that the grant application would have been nice if you stated what the grant was for as we would have had more comments for you. Also when she came in there was a discussion on police and situations in the Village. The police do a good job and do what they are supposed to be doing but living in a neighborhood and not being told what's going on in your neighborhood has always been an issue for her. A while ago cars on Walnut had their window broken into and no one let anyone else know what was happening on that street. She suggests letting residents know what is happening. Local residents should have that known to them for their safety. She understand there are things you don't want out there as they can make a bad name for Walden, but there are issues that she would like to know. She will be more conscious of watching and seeing what is going on and being able to help. She thinks it's always been "we don't want to scare them", but she wants to know what is going on on her street. She would like to be aware of what's happening. If it's drugs or smashing windows, she wants to know. She had told her neighbors when the window break-ins were happening to lock their cars and they wouldn't have known if she didn't say something. She suggests letting them know. It's wonderful that they check on seniors but what about the other citizens. The vacation service is great to know also.

Trustee Mishk commented that he thinks it's a great topic for a Village Wide Neighborhood Watch. There would be a monthly meeting where issues were discussed and then passed onto neighbors. We tried to get that concept going last year but there was no interest.

Becky thought that a general once a month meeting might be more attended.

Trustee Mishk said that the Neighborhood Watch would be a back and forth between the police and what the residents are seeing also.

Becky asked if they couldn't just tell the neighborhood what's going on.

Trustee Mishk replied that he thinks the police are too busy to go to every 10th house. They are overworked especially with the shortage of people they have. They have tons of paperwork and continue to answer the calls that are coming in.

Becky suggested maybe go up with bull horns.

Manager Revella stated that was what we thought we could use Code Red for. We can map what street gets what calls. Sometimes it's an issue of catching someone in the act and they don't want to alert everyone if it's not a direct safety issue.

Becky asked where we were with the Railroad Bridge.

Manager Revella replied we are working on the land acquisition with the Railroad company.

Attorney Donovan stated that Norfolk Southern wants us to lease it as it's easier for them. But we have to own it in order to use the funding. We are working with someone from out of the area and it will not be as quick as we would like it to be.

Becky asked about the Bradley Park volunteers and who will run it. The last conversation that was had said that there was no set plan of who was going to run it and how it was going to work and be funded. That's where she thought it stalled before and those questions still have not been answered. She agrees with Jessica, go through and read the minutes. She doesn't see where it was authorized either. You didn't have a lot of those answers last time and she knows you say build it and they will come and that doesn't always happen either. There are still tax dollars being used to get this thing. It's a step by step process to get it to the end; it's not just jumping without doing the middle work. And with Volunteers we have great volunteers in the Village of Walden. But when you have the same 20 people that do everything it's wonderful to talk about but it may not work out. It's a tribute to the volunteers but not many people in them because they get burnt out because they are involved in everything. There is also a letter in the packet from KISSAROO that didn't get talked about.

Manager Revella replied that was just informational.

Becky McNally, 52 Oakland Avenue, asked about the signs being put up at the entrances. This time of year the crosswalks down by Wooster and Frostee Freeze there are lots of people going and young children and no one is stopping. What can we do about that? Can we paint it bright yellow? Or put up more signs? That one little plastic sign in the road is not doing it. It's scary to see people trying to cross. Trucks just go without any kind of hesitation. A lot of people would appreciate it if it was safer to cross there.

Payment of the Audited Bills

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

Correspondence

Trustee Bowen stated that he got correspondence from the Little League about the incident on Sunday.

Manager Revella stated he was working with the Recreation Coordinator on this.

Trustee Bowen stated that the Leader of Walden Little League contacted him that keys are being given to Cal Ripken and not the Little League. They are being told to bring their deliveries in by hand truck and the other one can bring them in by cars. Little League has the facility but other people use it. Their goods are in the facility and the other one is putting their goods on top of their stuff.

Deputy Mayor Rumbold asked why Cal Ripken is in the booth area.

Manager Revella replied he doesn't know yet as he's working on it. It's the Village's property no one has exclusive use of the property.

Deputy Mayor Rumbold stated that it was always Walden Little League using it as a concession. Has that changed?

Manager Revella replied no.

Deputy Mayor Rumbold asked if the Little League uses it then why are keys being given to other organizations.

Manager Revella stated that is an accusation not a fact. The two organizations are in a pissing contest and trying to put us in the middle of it. Both are using conjecture rather than fact. Keys were given from the Recreation Coordinator to both organizations. Both have access throughout Bradley Park and it only opens the bathroom. Not given a key to the gate, the key to the quanza hut which also opens the gate which was an issue. They can call us or use a truck when the kids aren't there. Little league has a key to concession stand. There is also a master key that he, Mike, and the Police all have, then one that just opens the bathrooms and just concession stands. There are 2 stands; Cal Ripken runs one and then Little League has the other, they are two separate facilities.

Deputy Mayor Rumbold asked where the other stand was.

Manager Revella replied it is down by the other field. A shed by the minor league field and they have a grill outside of it.

Deputy Mayor Rumbold asked if the Health Department was fine with this. We don't have to make sure they are compliant with the Health Department?

Manager Revella stated that as far as he knows, it's their permits not ours. He will look into it but the discussions at this time are premature as he just found out the information today. He needs time to look into the matter.

Miscellaneous Comments from the Board of Trustees

Trustee Leonard stated that the party for Roy and Anita Wynkoop was wonderful at the VFW and well attended. Was a little sad too.

Deputy Mayor Rumbold agreed with Ed it was very nice and well planned. Joe Horan said it was a wonderful example of how our community comes together in a wonderful way.

Trustee Mishk commended the Police Department on a nice job on the latest arrests. Keep up the good work. He is also very happy to receive the department head reports this week, thank you.

Mayor Maher reiterated what Ed and Sue said and that the Lustig Court dedication event also was great on Sunday. He commended Nanette DeGroat about the Grand Reopening of Walden work and encouraged the public to join in her efforts as it looks like it will b a great event. He asked if there was a date for the entrance signs to be installed.

Manager Revella replied that we need the electric issue to be resolved first.

Mayor Maher thought perhaps we would do a little ceremony when they got put in.

Executive Session

Deputy Mayor Rumbold moved to go into Executive Session to discuss Collective bargains with the PBA, and the employment history of a particular person. Seconded by Trustee Hoffman. All ayes. Motion carried.

Reconvene

Deputy Mayor Rumbold moved to reconvene the regular meeting. Seconded by Trustee Hoffman. All ayes. Motion carried.

Adjournment

Deputy Mayor Rumbold moved to adjourn. Seconded by Trustee Hoffman. All ayes. Meeting adjourned.

**Village of Walden Board of Trustees
Regular Meeting
May 20, 2014
Motions & Resolutions**

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

Deputy Mayor Rumbold made a motion to close the public hearing for Local Law #4 – Landlord Registry Law. Seconded by Trustee Leonard. All Ayes. Motion carried.

**This local law will have a new number when it comes back up for discussion as local laws must be filed in numerical order with the state.

Draft Local Law #4 of 2014 – No Parking on South Montgomery Street

Deputy Mayor Rumbold made a motion to set the public hearing for Local Law #4 of 2014 – No Parking on South Montgomery Street. Seconded by Trustee Leonard. All ayes. Motion carried.

Award Bid – Belt Filter Press

Deputy Mayor Rumbold made a motion to approve the bid from TAM Enterprises in the amount of \$373,731.00 for the Belt Filter Press. Seconded by Trustee Leonard. All ayes. Motion carried.

Resolution 43-13-14 - CFA Grant Application

Trustee Leonard made a motion to approve Resolution 43-13-14 CFA Grant Application for the Bradley Park Amphitheatre Project. Seconded by Trustee Hoffman. 5 ayes. 1 nay (Deputy Mayor Rumbold). Motion carried.

Park Use Request 8/16/14

Trustee Bowen made a motion to approve the Park Use Request from the Fire District for August 16, 2014 granting their waiver for alcohol use from 2:30pm to dusk. Seconded by Trustee Leonard. All ayes. Motion carried.

Resolution 44-13-14 – Bond \$275,000 Various Portions of Sewer System

Deputy Mayor Rumbold motioned to adopt Resolution 44-13-14 approving the Bond for \$275,000 for Various Portions of the Village Sewer System including the Pine Street Pump Station. Seconded by Trustee Bowen. All ayes. Motion carried.

Resolution 45-13-14 – Bond \$100,000 Various Portions of Water System

Deputy Mayor Rumbold motioned to adopt Resolution 45-13-14 approving the Bond for \$100,000 for Various Portions of the Village Water System. Seconded by Trustee Leonard. All ayes. Motion carried.

Resolution 46-13-14 – Bond \$591,000 Various Capital Projects

Deputy Mayor Rumbold motioned to adopt Resolution 46-13-14 approving the Bond for \$591,000 for Various Capital Projects. Seconded by Trustee Hoffman. All ayes. Motion carried.

CDBG HUD Resolution 47-13-14

Trustee Leonard made a motion to adopt a resolution to receive CDBG funding for the fiscal year of 2015, 2016, and 2017. Seconded by Trustee Mishk. All ayes. Motion carried.

Deputy Mayor Rumbold made a motion to amend the cooperative agreement with Orange County for CDBG funding as outlined in Resolution 47-13-14. Seconded by Trustee Mishk. All ayes. Resolution carried.

Highway Reserve Fund Transfer

Trustee Bowen made a motion to transfer \$1,651.00 from the Highway Reserve Funds to the General Fund to be used to purchase a new backhoe bucket. Seconded by Deputy Mayor Rumbold. All ayes. Motion carried.

Viridian

Trustee Bowen made a motion to have the Village Manager put together an RFP for 3rd Party Utilities and present it to the Board. Seconded by Trustee Hoffman. All Ayes. Motion carried.

Payment of the Audited Bills

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

Executive Session

Deputy Mayor Rumbold moved to go into Executive Session to discuss Collective bargains with the PBA, and the employment history of a particular person. Seconded by Trustee Hoffman. All ayes. Motion carried.

Reconvene

Deputy Mayor Rumbold moved to reconvene the regular meeting. Seconded by Trustee Hoffman. All ayes. Motion carried.

Adjournment

Deputy Mayor Rumbold moved to adjourn. Seconded by Trustee Hoffman. All ayes. Meeting adjourned.