

**Village of Walden
Board of Trustees Regular Meeting
October 21, 2014**

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

On roll call the following were:

Present:

Mayor	Brian Maher
Deputy Mayor	Sue Rumbold
Trustees	Bernard Bowen
	Willie Carley
	Sean Hoffman
	Edmond Leonard
	Gerald Mishk

Absent:

Also Present:

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

Presentation – National Disability Employment Awareness Month

Mayor Maher presented a proclamation to Michael Kochler Chairman of the Orange and Sullivan Counties Employment Alliance Network (OSCEAN) in recognition of their substantial contributions to our community on the occasion of National Disability Employment Awareness Month.

Chairman Kochler thanked the Board and stated that OSCEAN started in 1945 after FDR passed away and was a week of awareness for employing the physically handicapped. The Disabled is one minority group that anyone can become a part of at any time without warning. While we have come a long way he has seen attitudes change and opportunities increase but of the overall population, 70% of the disabled are unemployed and interestingly that number has not changed in years. There is still a lot of work to do. Thank you for the acknowledgment.

Public Hearing – Local Law #10 of 2014 – Landlord Registry Law

Trustee Hoffman made a motion to open the public hearing for Local Law #10 of 2014 – Landlord Registry Law. Seconded by Trustee Carley. All ayes. Motion carried.

Ken Valk, Albany Post Road, landlord for a few Village properties, commented that some of the changes he disagrees with including the penalties and that you have to renew annually. The time should be changed to be in line with the sending of the tax bills. Timing should be changed to alleviate multiple mailings. \$25 registration fee should be reconsidered and to penalize someone \$500 and jail time is excessive. He feels it needs more work.

Ray Lustig, 128 Ulster Avenue, thanked the Board for their reconsideration of some of the items on there. Radical improvement from original presentation of the law. He is only questioning the fees at this point. He'd rather see the fee per building and no apartment fee as he feels you are punishing landlords with more apartments. It was a pleasure the way it was changed and he appreciates that greatly. \$10 per apartment he feels is not fair.

Mayor Maher spoke about allowing the Building Inspector to come in to apartments either the tenants or landlords.

Attorney Donovan replied that they can say they are not allowed here then he can get an administrative search warrant but has to go to court. If there was imminent public emergency he can get an order for that as well.

Trustee Bowen commented that we were talking about absentee landlords and were looking into going to a Special Prosecutor. If that's what we are concerned with then where are we in terms of putting this to bed?

Mayor Maher replied we are almost there. We included making changes such as the Building Inspector would go in and make inspections. Only thing we changed we put in the law that they had to have a designee that lives in Orange County to be contacted in the event of an emergency.

Manager Revella explained that the fees attached are to offset the costs of the inspections, maintaining the records, mailing notices and things like that. The Board had discussed that the first time the registration occurs it would be a per unit fee but not when they renewed and he doesn't see that in this version.

Mayor Maher agreed and said he was going to ask Attorney Donovan that question as well.

Ken Valk stated that it also says that if the tenant refused, the landlord could be fined.

Mayor Maher replied that what he was referring to was the fee system. If for some reason the tenant said he couldn't get in, we have a process to get in by getting a court order. But what he is saying is that if they didn't let him in they could fine the landlord.

Susan Taylor, 128 Ulster Avenue, stated she didn't realize that the inspection of units is included in this law. Her understanding is that the units belong to the tenants they can let you in but they don't have to unless there is probable cause. Is that part of this because it doesn't say per unit. It's not up to the tenant to keep things up to date, it's up to the landlord to do that.

Mayor Maher replied that it refers to another section of the law that states they would check the common area and fire and safety code.

Attorney Donovan replied that it refers to section in the code 221-6 of the proposed Local Law says the Building Department or designee shall make on site inspections by appointment for uniform construction codes to be certain they are in compliance with NYS code. If he is denied access he needs a reason to get in. He can't just show up.

Susan continued that the units are not listed in the NYS code.

Attorney Donovan replied that for example say there is no heat in a unit. The Building Inspector could get a warrant to go in.

Susan replied if there was no heat the Village wouldn't know about it unless there was a complaint. Her question is that the annual inspection to inspect the building is part of the uniform code but if her tenant didn't want someone coming into the apartment that is not.

Attorney Donovan replied we may be mixing apples and oranges a little bit here. If tenants are not allowing entry into a unit is separate from this law. That is not the landlord registry law. There has to be something going on for the Building Inspector to gain entry into a unit.

Susan clarified that inspecting tenants units is not a part of this law.

Attorney Donovan agreed.

Susan continued that if it's not based on going into the unit, the fees per unit she does not agree with. Seems like someone looking for hand out.

Mayor Maher replied that although it is not reflected in this law, we agreed it would be a one-time fee.

Becky Pearson, 167 Walnut Street, asked why you are having a public hearing if the law needs all these changes.

Mayor Maher replied that we initially asked Attorney Donovan to put this together but he was not clear on specific changes before he put it together. That error falls on him and no one else and we will likely need to hold another Public Hearing once the changes have been made and the new law is proposed.

Trustee Hoffman added that the Public Hearing is a formality and we do use them to gather feedback from the public.

Becky replied she understands what you are saying about getting the public's feedback but that a Public Hearing shouldn't be held unless you are ready to go and all the questions you have are answered.

Attorney Donovan asked the Board to list the changes requested.

Mayor Maher replied changes would be 221-4 a4 asking for the name address and telephone number OR the person doing business in Orange County. We didn't want it to say "or doing business in Orange County". We want that designee to be living in Orange County. That's a major thing that needs to be changed to read correctly. Second one is the confusion of the fees. He wanted to make sure that there were increase penalties for absentee landlords for not fixing things that are wrong with the properties. He did not realize that the penalties in 221-7 would be given to those who do not register. He feels they should be lowered as they seem excessive. Would recommend they go back to the original of \$50.

Attorney Donovan said you cannot arbitrarily impose a fine in court. The fines were not less than \$100 or more than \$250 fines.

Mayor Maher suggests they go back to the original fines.

Trustee Mishk commented that the violation is for not filing the form its which is adjudicated as soon as they do file the form. So why lower it.

Trustee Hoffman stated that we are not going to go to court for \$100. We will walk away from it most likely. If it's there for \$500 then at least we are covering ourselves.

Mayor Maher stated he wanted to make sure the voices of the people were heard who attended the meeting. He does believe that higher fines lead to better enforcement. If it's adjudicated once they do file the form.

Attorney Donovan replied that in theory if they are in violation you could ask the judge to access the fine. They could be fined but you are trying to get them to comply.

Trustee Hoffman commented that if we did file a special prosecutor or even our Village Attorney the Village is going to incur fees to go to court. At least the loss isn't as great if we keep it at \$500.

Trustee Leonard replied that our Village Attorney could handle it.

Mayor Maher replied it is not in our retainer with him. Fines are listed as \$500-\$1000 plus 15 days in jail. Does anyone want to change it?

Trustee Leonard suggested \$250-\$500.

Mayor Maher and Trustee Bowen both agreed.

Deputy Mayor Rumbold suggested leaving it where it is in this revised law; \$500-\$1000.

Trustee Hoffman, Trustee Carley, and Trustee Mishk all agreed.

Manager Revella added you might want to consider changing the jail time to read "up to" 15 days in jail. This revision just says "15 days in jail".

Attorney Donovan commented that in order to get the benefit of the increased fine you need to have the imprisonment element included.

Mayor Maher commented that this is basic in most of our penalties and we don't want to change that fact.

Attorney Donovan agreed and said this was part of the existing law.

Mayor Maher added that in section 221-5 fees, we would like to change the fee to a one-time fee not each time.

Trustee Bowen commented as long as they are not turning over the unit.

Attorney Donovan summed up if they pay their fee and they come back and there are no changes made there are no fees. If modification need to do new form and new fees.

Manager Revella clarified that it does not include change of tenants.

Mayor Maher clarified we would not include fee for changing of tenants. We would charge for change of ownership or modification such as from a one family to a two family.

Trustee Mishk asked about what if it's owner occupied and then the owner moves out, now we need an agent.

Manager Revella replied that the goal is to have someone to contact so a change in agent would be needed.

Mayor Maher replied yes, we should include change in agent and owner.

Manager Revella suggested a nominal renewal charge, needs to be renewed and mailed out so the fee is covering the cost of printing, mailing, employees reviewing, sorting, checking and filing.

Trustee Hoffman commented that \$25 is about a half hour of employee time. On initial registry he can see if taking that time, excluding expenses. But to renew he doesn't see it costing that much. Would it be easier to raise the \$25 fee as the Mayor is suggesting as opposed to a nominal renewal fee.

Manager Revella clarified he was suggesting a \$5 or some nominal charge at the time of renewal.

Mayor Maher asked if the fee is enough to be charged one time with no renewal fees.

Manager Revella replied right now yes, but in 25 years maybe not.

Trustee Mishk stated we shouldn't forget about the fact that all 900 plus of these forms have to be reviewed to be sure there aren't any changes.

Deputy Mayor Rumbold stated that 900 plus is the number of units, not the number of landlords. Would likely be just under 400.

Trustee Bowen asked what the cost is to send out the paperwork once per year.

Manager Revella replied it's once per year so it's probably just a few dollars.

Trustee Hoffman says he can see where John is coming from. Over the life if it's \$5 in 10 years you are in the red quickly.

Manager Revella replied that it's not a large amount of money with the revenue. We could always re-address this in the future.

Deputy Mayor Rumbold asked if they can register online, or is there a possibility of that.

Manager Revella replied that yes in the future, but right now we have not set those documents up because we don't know what the detail are just yet.

Mayor Maher continued about section 221-4 filing, number 2 some of those items should be "if applicable". Does it matter?

Attorney Donovan replied that name, address, telephone and fax number are in the existing law, this only adds cell numbers or emails.

Mayor Maher asked if it's in the law is it required. Perhaps we should just put it on the application not in the actual law.

Attorney Donovan replied that if it's in the law it's required.

Mayor Maher said he isn't comfortable with legislating that people are required to get cell phones. He would recommend taking that out of the law.

Attorney Donovan replied that he will change the law to say if they have possession of a cell number, email, or fax number they are required to give that as well.

Mayor Maher suggested we don't put in the law at all, we just administratively on the application request that information.

Trustee Hoffman added that when he met with Dean he was concerned with the rental property definition as we were changing to properties containing more than 1 unit which excludes the single family residential rentals. He felt the current law is adequate and he can do those inspections.

Mayor Maher explained that we exempted single family residential homes so that they would not be subject to the fees.

Trustee Mishk would like it to exclude single family homes as presented in this version of the law.

Trustee Carley and Mayor Maher agreed.

Deputy Mayor Rumbold, Trustee Hoffman, Trustee Bowen, and Trustee Leonard all agreed with Dean's suggestion.

Mayor Maher stated we would be reverting back to the existing law where it will say 1 or more units. How do we determine a single family home that is renting? How do we figure that out? Do we have a record of that?

Manager Revella stated that Dean may have an idea but may not be a clear idea.

Trustee Hoffman stated that when he and Dean spoke today he tried to be devil's advocate and he asked him how do you know. He admitted that there are some we just

don't know but in the event that he does find out about a single family rental he does request a form from the owner.

Manager Revella replied that is why it is so difficult to police this.

Mayor Maher stated this is in the existing law, so what has he been doing until now?

Trustee Hoffman stated that Dean looks for a discrepancy in the name on a water bill or utility bill or if he gets called into a home he would request the form.

Mayor Maher asked if this was passed and he had to do this annual stuff how would he do that, go to every single family home?

Trustee Hoffman replied he would enforce it the same way he has been. He's just asking us not to make a change as he feels he can enforce this.

Mayor Maher stated that his problem with this is that in the past a lot of this stuff was not being done before whether it be due to a lack of resources or what have you; so how can we say he can do it and enforce it now. He is worried about selective enforcement.

Trustee Hoffman stated that a lot of our code enforcement is driven by the fact that they receive a complaint.

Trustee Bowen asked what he would do if he is not aware as a homeowner that he has to fill out this form.

Mayor Maher asked if this would then be included in the mailer that every single family has to file this form.

Susan commented that NYS says that all multifamily buildings have to be inspected. It's not the purpose of the law to inspect single family homes. You are opening up a big can of worms if you include single family homes. Why do you need to go into their homes unless there is a complaint? That's the way it should be. If no one is complaining it's not our business. If there is a problem let them call Dean and have him go after them if they complain their heat isn't working and the landlord hasn't fixed it.

Trustee Hoffman clarified this isn't about inspections, this is about the registry only. What does Dean do at that point if they don't have a form? How does he know?

Susan replied he should check the tax rolls or simply ask the tenant who they pay their rent to, you don't have to make it so formal.

Trustee Hoffman stated that he would be the first to admit it is not the perfect solution. The Building Inspector has asked for this to help him have contact information so we can resolve the problem more quickly without having to go through the Orange County Assessor's office. He can see his reasoning behind it.

Susan replied you are asking people to pay \$25 and to fill out a form, its bureaucracy and we have too much of it as it is. To add single family homes you are stepping over to be in

charge of things that you shouldn't be in charge of. She feels very strongly about this and she doesn't even own or rent single family homes in the Village.

Becky added a comment about the fines of \$500-\$1,000. Will there be a schedule so you know why you are fining someone one amount versus another.

Attorney Donovan replied that the court imposes the fine not the Board.

Trustee Leonard made a motion to close the public hearing for Local Law #10 of 2014 – Landlord Registry Law. Seconded by Trustee Mishk. All ayes. Motion carried.

Mayor Maher asked Attorney Donovan to redraft the law for the next meeting.

Village Manager's Report –

- Been following up on outstanding grants.
- Had a good meeting with DOT with Ulster Ave sidewalk project.
- Curbing and sidewalks projects are going well.
- Sent out over 300 notices to people who have outstanding water/sewer bills who may be subject to service shut offs.
- Dias is almost done.
- Auditors finishing up and hope for a report for the next Board meeting.
- Building next door floor is in sheet rocked and spackled, so it should be completed in next 2 weeks to move in.
- Update of sales tax revenue from the county. Outlook not as bleak as was before.
- Cub Scout pack tour of the Municipal Building was great.
- Wait Street tanks are being repainted and almost done.
- Hydrant flushing almost done. Hopefully system is cleaned out and no complaints of brown water.
- Attended the very wonderful Rising Stars event on October 7th, honoring our very own Trustee Hoffman.
- Courier X film crew was here and may be back again. They are working on a feature film.
- In about 3 weeks should be a vote for the location of the casinos in NYS, likely after Election Day.
- Talking tonight about the sex offender management committee.
- Went over some Finance software potential upgrades.
- Discussed Highland Ave bus stop with Valley Central School District. The bus stop will be moving to Woodruff and East Main effective Monday.
- Had a former Trustee pass away, Roy Wynkoop. Were able to lower our Village flags in honor of his memory.

Trustee Hoffman stated there seems to be a fleury of filming in the Village. Any idea why?

Manager Revella replied that we have a great reputation.

Deputy Mayor Rumbold asked if we always send out our mowers, saws, etc. for servicing.

Manager Revella replied we do use Dan's Small Engine for minor engine work.

Deputy Mayor Rumbold stated she saw bills for oil changes and things that look like routine maintenance. Asked what work goes out of the Village and what stays in. Can we get a list of that? She wants to know if it's going out because we don't have the tools or space, or is it because we don't have knowledge to keep up with technology on equipment? It would be helpful at budget time.

Manager Revella replied he would look into that for her.

Approval of the September 30, 2014 Minutes

Deputy Mayor Rumbold made a motion to approve the September 30, 2014 minutes with stated edits. Seconded by Trustee Mishk. 7 Ayes, 0 Nays, 0 Abstentions. Minutes approved.

Trustee's Committee Reports

Town of Montgomery & Library Board liaison – Trustee Leonard

Trustee Leonard stated the Library is doing well.

Village Clerk & Village Treasurer Liaison – Trustee Bowen

Trustee Bowen reported he spoke to Peter and we have collected 95% of our taxes. We had 10 people pay by credit cards, 4 of them were at the counter and 6 online. We will be turning it over to the county. Budget is going well, Peter has been on top of it. He's been talking to all the department heads and they have been diligent with their spending so we are on target as of right now with our budget. Sterling National Bank implementing a new online banking system. Peter to get trained early November and then will share with John and Lauren as well. Audit discrepancies with fixed assets which he's working on.

Police Department Liaison – Deputy Mayor Rumbold

Deputy Mayor Rumbold reported that the Police Department is ready for Halloween. They caution everyone to drive with caution that night. There were some issues about Harvest Fest parking and street closures and she wanted everyone to know that the committee had requested the possibility of West Main Street being closed down so they could utilize more space. She sat down with Chief and discussed this based on some past issues with these type of street closures. After that meeting she decided to close a portion of West Main St not Chief or John. She made that decision no one else so if anyone has an issue with the decision they can come see her. John already talked about the bus stop change on Highland.

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

Trustee Hoffman reported that he met with Dean today, and they discussed the landlord registry law and the Planning Board meeting on 10/15. The items at that meeting will be: 123 East Main St is the Frostee Freeze where there is a proposal to relocate the Frostee Freeze and move Dunkin Donuts to that building with a drive thru, in the beginning conversations of that proposal now; 37 Main St is a proposed nail salon. Mr. Joseph is discussing signs with us tonight and then he is going to the Zoning Board for a variance of the signs; 3 North St. site plan for a new church special exemptions. Next meeting to start on November 3rd an hour earlier so they can have education session at the end. Finally the building next door is coming along nicely as John mentioned earlier. If anyone wants to see it, schedule a walk through with Dean so he can take you through it.

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

Trustee Carley reported he went to education achievement forum yesterday and it was nice. Each school gave their highlights and goals for this year. With Recreation and Parks Department, soccer is doing well, number are up. Halloween parade was great and haunted house is open. Basketball program registration is open.

Village Justice and DPW Liaison - Trustee Mishk

Trustee Mishk reported the DPW projects are going well. They just had a delivery of salt and the barn has been modified to hold the salt. Bradley Lane is almost finished and the curbing looks great. Highland Avenue sidewalks project everyone seems happy up there. The Dias is almost finished and he's happy with the outcome.

Mayor Maher read the community events into the minutes.

Public Comment on Business of the Board

Becky Pearson, 167 Walnut Street, asked about the new bus stop. If it moves will you do the draft law or will you hold off on it?

Manager Revella replied that one issue would be taken care of with that move. There is technically not an official no parking zone on the books on Highland Avenue so we need to still do that.

Becky asked about fixing DPW things. Our street sweeper is not working will it be fixed? Can it be fixed?

Manager Revella replied we are working on it now assessing the situation. We demoed a new sweeper the other day.

Becky asked about the water code and what that means.

Manager Revella replied we will likely table until the next meeting. It's an issue with the homeowner responsible to the main. It's currently like that for sewer but not for water.

Becky asked about the budget sessions for the Town.

Mayor Maher replied he would give a full report at the next Board meeting.

Becky asked if it would give us enough time for the residents to support you. We can get the community together to make a bigger impact and support not raising the taxes there. She suggested not waiting until the last minute. She is glad they moved the bus stop and asked if it was just a trial run or if it is officially moved.

Manager Revella replied it is officially moved.

Mary Ellen Matise, 21 Clinton Street, stated that in 2003 they did an evaluation of ECHO housing if we are talking about it would it mean an amendment to the comp plan and would it be a good idea to have a comp plan meeting and talk with the planner due to the impacts that it has?

Mayor Maher replied that there is no committee any longer now that the comp plan is approved and adopted. A new committee would be formed should we like to revisit the comp plan in the future.

Manager Revella agreed.

Mayor Maher added that the Board would do that not the comp plan committee.

Mary Ellen disagreed.

Trustee Hoffman stated that the comp plan committee made goals and changes and the Board adopted.

Attorney Donovan stated that essentially zoning needs to be consistent with the comp plan. So when zoning changes happen or amendments to the comp plan take place over the years you need to either update comp plan or make a finding that is consistent with the comp plan. Typically what is done is that the Board would update the plan.

Mary Ellen thinks you would want to put the committee together to discuss that. She then asked about the Sex Offender Management Committee and what that means.

Manager Revella replied that it is part of the Child Safety Zone Law that there will be a Sex Offender Management Committee. Board has to say who is on the committee. It only deals with the Child Safety Zone Law that covers the whole Village.

Action Items

Draft Local Law #11 of 2014 – No Standing Zone – Highland Avenue (between East Main Street and Woodruff Street)

Manager Revella commented that the new bus stop change to Woodruff will likely make the need for this law no longer necessary. Hopefully people won't be sitting in cars waiting for something.

Attorney Donovan added that our code allows for a no stopping zone but not a no standing zone.

Manager Revella added that parking issues in that area are still a concern and he would like the Board to continue the discussions for that local law if you could on the Nash side (northern side) of the street beginning the first 15 feet after the bridge.

Deputy Mayor Rumbold said let's address the whole area while we are at it then all the way from East Main Street up to Woodruff. It's tough to make that turn if someone is parked there.

Attorney Donovan commented that the no stopping/no standing issue came to the fore because he is not from Walden needed help documenting the exact location from where to where. He was told to review the existing no parking zone but when he looked in the code there was no parking zone on Highland listed in the code. That is what is being presented tonight as Local Law #12 – No Parking on Highland Avenue.

Manager Revella explained he took down the no parking zone signs because we technically do not have a legal no parking zone there.

Trustee Mishk stated that we could readdress the no standing idea if the need comes up.

Everyone agreed.

Draft Local Law #12 of 2014 – No Parking Zone – Highland Avenue (between East Main Street and Woodruff Street)

Trustee Hoffman made a motion to set a public hearing for Local Law #10 of 2014 – No Parking Zone – Highland Avenue (between East Main Street and Woodruff Street) for Tuesday, November 18, 2014 at 6:30pm or as soon thereafter as could be heard. Seconded by Trustee Bowen. All Ayes. Motion carried.

This local law now becomes Local Law #10 as local laws must be filed in numerical order with New York State.

Resolution 12-14-15 Exempt Properties

Manager Revella replied that this is for the Village owned properties located outside the Village asking them to be exempt from taxes. Required by the County every year.

Trustee Leonard made a motion to approve Resolution 12-14-15 Exempt Properties. Seconded by Trustee Bowen. All ayes. Motion carried.

Temporary Event Sign Request – 12/7/14 Col. Bradley Hose

Deputy Mayor Rumbold made a motion to approve the Temporary Sign Request for the Col. Bradley Hose Company's 12/7/14 Breakfast with Santa Event. Seconded by Trustee Mishk. All ayes. Motion carried.

Hearing Request – 27 Oak Street

Deputy Mayor Rumbold made a motion to set a hearing for 27 Oak Street for November 18, 2014 at 6:30pm or a soon thereafter as could be heard. Seconded by Trustee Leonard. All ayes. Motion carried.

Appointing Sex Offender Management Committee

Attorney Donovan explained that there was an issue recently where someone who was in violation for the code was noticed and they requested a waiver. They appealed and the appeal goes to this committee. We didn't have a designated committee at the time so he felt we needed this to be specifically designated as the code requires. Should this situation come up again, you would have the committee designated and he would suggest designating at the annual Reorganization meeting. This particular individual has since moved so the committee is not needed at this time however as the code states there should be one designated.

Trustee Bowen made a motion to appoint Village Manager John Revella, Chief of Police Jeffry Holmes, Police Department Liaison Deputy Mayor Sue Rumbold, Village Attorney Dave Donovan, and Community Liaison Mayor Brian Maher, to the Sex Offender Management Committee. Seconded by Trustee Carley. All ayes. Motion carried.

Hearing Request - 27 East Main Street

Deputy Mayor Rumbold made a motion to set a hearing for 27 East Main Street for November 18, 2014 at 6:30pm or a soon thereafter as could be heard. Seconded by Trustee Leonard. All ayes. Motion carried.

Discussion Items

Water Code Revisions

Tabled.

ECHO Cottages (Elderly Cottage Housing Opportunity)

Trustee Mishk explained that he brought this issue up. He was trying to put one on his own property and was denied the variance by the zoning board. He wants to preface by saying that he no longer wants to put one on his property but he brought it up because it is a good concept. It essentially is a 2 room cottage; 450 sq. ft. It sets on its own steel frame. It is a temporary housing unit for an elderly person and is designated as temporary housing so that once that person is no longer using it, the structure has to be removed. It is not a mobile home. Utilities are attached to the existing home. At the time he was looking into it he was looking at his father possibly going into a nursing home. To rent it is approximately \$1,100 per month or you can purchase it from the company. He thinks it's a great concept and our Zoning currently does not allow it. These are new to the market. This would be the first one in Orange County. He gave a lot of sample laws from other municipalities to the Manager and he picked one out that is in the packet tonight from East Fishkill.

Mayor Maher asked about the areas in the Village where houses are already close together, how would it impact them?

Trustee Mishk replied it is temporary so it would not affect neighborhoods in an adverse way especially if you use a comparable company so that it would match the house that is already in existence.

Attorney Donovan advised that this type of housing is legal should you choose to do that but in terms of regulating the company you cannot legislate that. Requirements can be done for contractor but not what contractor required to use.

Deputy Mayor Rumbold asked what temporary means. Temporary in her mind can mean 1 week or it could mean 10 years. She is not sure we have properties that could contain something like this. She understands what he is saying but feels it is better suited in a Town setting where properties are larger not a Village setting.

Mayor Maher replied that he is not sure what it would look like, how to enforce it, or how temporary they would be. He has no opinion on it at this time.

Trustee Mishk replied that he could set up a presentation to the Board along with a model.

Deputy Mayor Rumbold suggested that maybe closer to budget time we could set that up. How about January or February 2015? It would give us time to look them up and see what they look like.

Everyone agreed to having a presentation in January or February 2015.

Kwansett Hut – Bradley Park

Manager Revella added that he had a report about the Kwansett Hut that is in deplorable condition. It is located behind the concession stand at Bradley Park. He got the engineers to give a report on it and we are looking to take it down but wants Boards permission to do that. It has serious footing issues, could lose the walls as there is a bow in one of them already. The cost to remove it just the cost to dump it which is \$75 by the ton; approximately \$300. Mostly used for storage, there are some items in there. There is a dirt floor in there and is mostly vacant.

Deputy Mayor Rumbold added she is surprised it hasn't fallen down already with the snow accumulation we've had over the years.

Deputy Mayor Rumbold made a motion to authorize the Village Manager to take down and remove the Kwansett Hut at Bradley Park. Seconded by Trustee Leonard. All ayes. Motion carried.

Business signs on Street signs

Manager Revella explained the Mr. Joseph had asked him to put this on the agenda for the Board's consideration of putting business signs on the Village Street signs. Photos were handed out of samples.

Mayor Maher stated that if it was done tastefully it would be nice and help avoid confusion

Deputy Mayor Rumbold stated she disagrees and feels it's distracting. Too much information on one pole.

John Joseph, owner of the Thruway Plaza, explained that he was making this suggestion as an option to the small sign out front on the corner of Oak Street that has the businesses listed on there. The Board had asked how he would address that as he is working on putting the previously presented monument sign there in front of the VFW and will be taking down the small business directly sign that is currently there.

Deputy Mayor Rumbold stated that historically this was confusing which is why we stopped it. They were unsightly and it was confusing. It also looked cluttered.

Trustee Hoffman stated that he asked Dean who also said the same thing.

Trustee Carley said that he's seen them other places and it looked good and was tasteful, he's open to ideas.

Trustee Mishk agrees with Sue. If there was a different street sign design it might not look as confusing.

Manager Revella suggested we could differentiate them with color.

Deputy Mayor Rumbold asked how do you decide who goes on the sign and who doesn't?

Mayor Maher added turnover would make an impact on who gets listed as well.

Trustee Leonard stated we need to figure out a substitute for that directory sign that is being removed, our businesses need it. Not sure what it would be but we need to find something.

Manager Revella added that if we got tasteful looking post we could put some signs that look like street signs as directional that could be an option instead of being on our existing street signs.

Trustee Hoffman commented that the samples provided mostly reference shops and markets not individual businesses. He may be wrong but he doesn't feel the proposal is for individual businesses.

John replied that would be up to the Board to decide. He was just trying to come up with an option as the Board had requested of him. In fact the only businesses on there that aren't at the Thruway Plaza are the bagel shop, which no longer exists, and the music store. The Subway sign is also there but it is confusing as to what direction a person should go turn in order to get there.

Trustee Hoffman asked Manager Revella about a possible directory that was once discussed. Was there any other interest in doing that?

Manager Revella replied he had found a few examples of Kiosk's that we could put in the Orchard Street Parking lot or any other parking lot the Board would like. It would have a map with dots on it to show where businesses are. It could have lighting and there are many other options to discuss. It's approximately \$750-\$1,200 for 1 kiosk in the parking lots. He has good samples and photos in his office for the Board to look at.

Mayor Maher concluded that we are going to go in the direction of the Kiosk directory signs it seems.

Public Comment

Anita Vandermark, 76 Highland Avenue, wished John a happy birthday yesterday. She thanked the Trustees who judged for the Halloween parade; Trustee Mishk, Trustee Hoffman, and Trustee Leonard. Thanks for the stop signs on Highland Avenue and the sidewalks are coming along nicely on Highland as well. Will need the street sweeper in Highland Area once the sidewalks are done. TOMSHIP (Town of Montgomery Senior Independence Program) Resource Day at Town Hall on November 12th. November 19th at 7pm is the Walden Historical Society meeting focused on Veterans Day and we will have a program focusing on PTSD.

Becky Pearson, 167 Walnut Street, reminded everyone about the Veterans Day Ceremony on November 9th at 1pm and thanked the Board for their support. She feels it would be nice to change Board meetings back to 2nd and 4th Tuesdays. Seems like there were less conflicts when you had them then as you have been moving meetings lately. Seems you were more successful on those dates, just something to think about. She asked for clarification on the no parking on Highland.

Manager Revella replied it will be from the bridge to Woodruff on the Nash side. The first 15 feet on the other side is a preliminary discussion only at this point.

Mary Ellen Matise, 21 Clinton Street, asked about business signs on telephone polls.

Manager Revella replied that the polls are regulated by the telephone company. Anyone can take them off.

Nanette DeGroat, 80 N. Montgomery Street, asked for clarification on the business sign that is currently at the VFW property; what are we going to do with it?

Manager Revella replied that the property owner is removing it.

Trustee Hoffman added that he is trying to work with us to find an alternative. They will have a monument sign going in so it will look cluttered.

Nanette also asked about the cob wells on Veterans Bridge.

Manager Revella said as fast as we take them down they come right back. We will look to clean them as close to the ceremony as we can.

Becky McNally, 52 Oakland Avenue, commented that the sidewalks on Highland are great but Oakland sidewalks are terrible as they are disintegrating. Kids don't walk on the sidewalks.

Manager Revella replied that they are in the plans to be replaced. They have been disintegrating due to people using the wrong type of salt.

Becky commented on the homeowner that asked about an easier way to get out of their driveway. Where are you on that? Do you have a timeframe?

Manager Revella replied that we are cutting the tree down, we have to coordinate with NYSEG due to the wires. We don't have an exact timeline yet.

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

Deputy Mayor Rumbold received a letter from Mr. Malnic regarding parking issues in front of his house on Oakland Avenue. And also received photos via text message of streets and types of containers on their main streets from Becky Pearson.

Miscellaneous Comments from the Board of Trustees

Trustee Mishk stated that the Halloween judging contest was great and difficult at the same time; privilege and a pleasure. It was a great day and a success considering the weather.

Deputy Mayor Rumbold echoed Jerry's comments. Harvest Fest has people who work so hard on it and then the weather doesn't cooperate. Conclusion was we can take it we are resilient and we still had a great time despite the weather. We have a great community that can take it. She noticed the option to opt out of Yellow Book deliveries. Residents can go to their website and opt out which is great. She urged everyone to try it.

Trustee Leonard commented that the Jets trip was a great success will definitely look to do it again next year and the food was great. Also have seen a steady increase in the Police Reports in speeding tickets. In September was over 100 which is a good trend.

Executive Session

Deputy Mayor Rumbold moved to go into Executive Session to discuss PBA Negotiations. Seconded by Trustee Bowen. All ayes. Motion carried.

Reconvene

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

Adjournment

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

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

Public Hearing – Local Law #10 of 2014 – Landlord Registry Law

Trustee Hoffman made a motion to open the public hearing for Local Law #10 of 2014 – Landlord Registry Law. Seconded by Trustee Carley. All ayes. Motion carried.

Trustee Leonard made a motion to close the public hearing for Local Law #10 of 2014 – Landlord Registry Law. Seconded by Trustee Mishk. All ayes. Motion carried.

Approval of the September 30, 2014 Minutes

Deputy Mayor Rumbold made a motion to approve the September 30, 2014 minutes with stated edits. Seconded by Trustee Mishk. 7 Ayes, 0 Nays, 0 Abstentions. Minutes approved.

Draft Local Law #12 of 2014 – No Parking Zone – Highland Avenue (between East Main Street and Woodruff Street)

Trustee Hoffman made a motion to set a public hearing for Local Law #10* of 2014 – No Parking Zone – Highland Avenue (between East Main Street and Woodruff Street) for Tuesday, November 18, 2014 at 6:30pm or as soon thereafter as could be heard. Seconded by Trustee Bowen. All Ayes. Motion carried.

*This local law now becomes Local Law #10 as local laws must be filed in numerical order with New York State.

Resolution 12-14-15 Exempt Properties

Trustee Leonard made a motion to approve Resolution 12-14-15 Exempt Properties. Seconded by Trustee Bowen. All ayes. Motion carried.

Temporary Event Sign Request – 12/7/14 Col. Bradley Hose

Deputy Mayor Rumbold made a motion to approve the Temporary Sign Request for the Col. Bradley Hose Company's 12/7/14 Breakfast with Santa Event. Seconded by Trustee Mishk. All ayes. Motion carried.

Hearing Request – 27 Oak Street

Deputy Mayor Rumbold made a motion to set a hearing for 27 Oak Street for November 18, 2014 at 6:30pm or a soon thereafter as could be heard. Seconded by Trustee Leonard. All ayes. Motion carried.

Appointing Sex Offender Management Committee

Trustee Bowen made a motion to appoint Village Manager John Revella, Chief of Police Jeffry Holmes, Police Department Liaison Deputy Mayor Sue Rumbold, Village Attorney Dave Donovan, and Community Liaison Mayor Brian Maher, to the Sex Offender Management Committee. Seconded by Trustee Carley. All ayes. Motion carried.

Hearing Request - 27 East Main Street

Deputy Mayor Rumbold made a motion to set a hearing for 27 East Main Street for November 18, 2014 at 6:30pm or a soon thereafter as could be heard. Seconded by Trustee Leonard. All ayes. Motion carried.

Kwansett Hut – Bradley Park

Deputy Mayor Rumbold made a motion to authorize the Village Manager to take down and remove the Kwansett Hut at Bradley Park. Seconded by Trustee Leonard. 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 PBA Negotiations. Seconded by Trustee Bowen. All ayes. Motion carried.

Reconvene

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

Adjournment

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