

**Village of Walden
Board of Trustees Regular Meeting
June 21, 2022**

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

On roll call the following were:	Mayor:	John Ramos
Present:	Deputy Mayor	Willie Carley (late)
	Trustees	Lynn Thompson
		Patricia Maher
		Becky Pearson
		Brian Sebring
		John Elliott

Absent:

Also Present:	John Revella, Village Manager
	Marisa Kraus, Village Clerk
	Dave Donovan, Village Attorney

Orange County Transit

Allison Fausner: Since we last appeared before you in May, we submitted a summary of actions to date as well as a tentative timeline laying out the remaining site work. With respect to the DOT permit, the highway work permit, we have retained a contractor. John, from Orange County Transit, met with them today and discussed the permitting process. We're hoping to submit that application in the upcoming weeks. In the meantime, the contractor has been in touch with the DOT and members of their permitting review committee. So, they are aware of the impending application. With respect to the vehicles on site, the tractor trailers on the east side and the vans have been removed. The busses will be removed within the next two weeks. We're waiting until school ends. The fence materials are being shipped out right now, so we should have those within the upcoming weeks as well as the berm materials.

Trustee Thompson: Can you address any of the DOT issues that are still pending?

Allison Fausner: Do you mean the amended site plan or do you mean the highway work permit?

Trustee Thompson: About your meeting with the excavating and following up on the need to seek their final permits.

Allison Fausner: Yes. We'll be submitting a highway work permit application within the next couple weeks. The process, as I understand it, is Orange County Transit and their contractor will be submitting that jointly together. It will then be processed through the Department of Transportation. Hopefully won't take as long as the last process.

Trustee Sebring: Do they expect to start work on the on site for going across the 52 during the summer while school is out?

Allison Fausner: The intention is to start most of the site work relating to the sewer work as well as the pavement at late summer. Hopefully to take advantage of when school isn't in session. Correct.

Trustee Sebring: Do you think they'll be using the east gate at all? When they're doing the site work for the sewer, there might be excavation material in the way of getting in and out of the normal driveway that they're using now.

Allison Fausner: I am not aware of what gate they will be using, but I'll definitely follow up with Orange County and get you an answer on that.

Trustee Sebring: Are they going to bore or are they going to dig it?

Allison Fausner: I haven't been informed on that, but I'll get an answer.

Manager Revella: You're supposed to be back here on July 19th, according to the board. Just so you're aware. And the deadline for having the water and sewer up and running is through August 19th. So, I'd be prepared to discuss that at the next meeting.

Public Hearing - OLI

Trustee Thompson made a motion to open the public hearing for OL-I. Seconded by Trustee Sebring. All ayes. Motion carried.

Jerry Jacobowitz: It has come to my attention that some of you thinks that this is just for me. I'm here to tell you that if you do this, it's not for me, you're doing it for all the OLI-I properties. You're doing what is recommended on page 76 on your comp plan That was adopted on May 15, 2019. This is what your board adopted as goals for the Village of Walden. On April 22nd, I sent the memo to Mr. Revella with some attachments to it to explain to him why this particular section needed to be addressed. Also, another part of the zoning law that needed to be addressed. Very simple, what you're doing is changing this law for all property for all property in the OL-I District. Yes, our property will benefit from it. But it's pursuant to a plan that you all have previously approved.

Mary Ellen Matise: Jerry, thanks for bringing that up. Page 76, yes, it says OL-I, but this proposed law says business mixed use and industrial districts. Why did 2 more types of districts, B1, B2, B3, B4, why did that get added in? Why did mixed use get added in?

Manager Revella: You're wrong. That's what the table is called.

Attorney Donovan: We talked about this last meeting. That's the title of the attachment.

Mary Ellen Matise: The distinction is where then?

Attorney Donovan: You're increasing permitted lot coverage in the OL-I zoning district from 30% to 40%.

Mary Ellen Matise: Only by this law, even though it's going to be allowable under the other two districts?

Attorney Donovan: We went over this last meeting. The attachment has that title for all the zoning districts. Only thing being changed is the column for OL-I from 30% to 40%.

Mary Ellen Matise: Okay. Because there's only a couple of pages here and that's not shown here to confirm what you're saying. Unless I bring my zoning book with me and I only brought the comp plan book this time. Interestingly, I was on that committee for that comp plan that time. I didn't realize that we put that in there, but it doesn't mean that it goes from 30% to 40%, could go from 30% to 35%. All that's arguable. Why it hasn't been changed before that? I don't know. But you're

talking about an awful lot of territory in the OL-I going, all the way from like up by the train tracks, the bag shop. It includes the bag shop, it includes the feed place. It includes the old circus property, American Lumber, Spence Engineering, which is like a wetland. You're talking about lands that are really pretty marginal in terms of drainage. The bag shop, there's a whole drainage thing that goes along the side of the tracks that used to go to a pond on the corner of Sherman and Elm Street. Used to be a pond there and it used to drain into there and then drain into the Tin Brook. The Spence Engineering drains into Olley Park. You're talking about pretty lands, a pretty marginal perk, and then you want to add more impervious surfaces. Then the bigger the building you put, the more parking you have to put. So, you have to increase the parking lot too. So, you're not just increasing this footprint, you're increasing the whole footprint. And does that come to more than 40%? It might. I would request that you look really diligently at the drainage on these properties and that you also get some kind of statistics or some kind of numbers about how much square footage is this going to increase? It's not just percentages, it's how much land are we going to pave over with a building and with parking? And then where does all that oil and all that other drainage go to? And we're trying to protect the Tin Brook or knocking ourselves out today down at the town. Then we're going to do ourselves in? It is a recommendation in here, but I do feel if other parcels want to come and have a change, come to the Zoning Board. Is the fear of coming to the Zoning Board that they can't pass the four factors? That's not my problem.

Trustee Thompson: The comment that was made about potential development going to the Zoning Board. Would that then put us in a place where we would have to worry about spot zoning?

Manager Revella: A lot of the comments would have been things addressed by the Planning Board, not by this board. So, I'm not sure. I mean, there are concerns, but those are concerns. If a project would come to the Planning Board, they would address those concerns after SEQR.

Trustee Maher: I'm in favor of increasing it from 30 to 40. Done some research and I'm still researching, so I'm just going to leave it there for now.

Trustee Pearson: When we first got the information, when we first got the information, it came from an applicant kind of, because it showed a map of what wants to change. And they were also talking about an R3 piece of property as well. That's not kind of connected to this that we haven't even talked about yet. I get that an applicant doesn't think it's his property that we're talking about, but basically is. I don't see anybody else before us looking for the same kind of information or changes. I know you talked about warehousing, there is no warehouse. It's a special exception use for warehouse. There were some light things in our table, but I just didn't know. I know the mayor the last time said something about warehousing and what it was going to be. I still think that people should go to the Zoning Board. Why do we have a Zoning Board if we don't utilize them? Not everybody's coming for the OL-I parcels. A lot of them are built on already. If they want to change their densities or like a height restriction, they have to go before the Zoning Board as well. So, they utilize the Zoning Board for a purpose. Why have it if they're just going to skip over and come to us for the whole thing. It started out, I believe, as a piece of property that somebody wanted to change and now it's become whole OL-I district again.

Mayor Ramos: This is only an OL-I request for specific projects. These projects have to go before the Planning Board. Have to go through the SEQR process. I have faith in the Planning Board and I have faith in the Zoning Board and have faith in the process that they will do their due diligence and factoring all the information that's provided to them and they get back to us, they either yes, it's doable or no, it's not doable. I'm going to leave the work in the hands of the Planning Board.

Trustee Sebring made a motion to keep the public hearing until August 2, 2022. Seconded by Trustee Thompson. All ayes. Motion carried.

Public Hearing – CDBG

Trustee Elliott made a motion to open public hearing for CDBG. Seconded by Trustee Maher. All ayes. Motion carried.

Manager Revella: Just so the public's aware, it'd be the same requests as last meeting regarding the continuation of checking for I&I work in the sewer system.

Engineer Queenan: The Village is down to one census tract block that is eligible for the CDBG funding that's based on percentage of poverty level and median incomes. Village used to have five. Now we're down to one, which is mainly the downtown area here. Main Street, Oak Street, heading out towards from 52, heading down East Main Street heading out towards Stewart's. That's basically what we're limited to for our applications for CDBG. At this point in time, we'll probably get into it at the next item, I believe would be sewer. It's advisable to follow up. We did an application last year for sewer. We were approved for \$125,000 for smoke testing and lining. This year we would like to follow that with more lining based on the results of the smoke testing. So that will actually hopefully make a dent in some I&I work in this region of the Village, which is needed. It's the older part of the Village. This is where we have majority of it.

Manager Revella: The other part of that, the reason why is to do the lining is less disturbance for the businesses downtown.

Engineer Queenan: Yes.

Trustee Sebring: Would they still be able to operate during the period when they're lining it?

Manager Revella: You could still flush.

Engineer Queenan: Essentially what happens is, the section you're going to line you plug both ends, you bypass pump. Then the liner goes in, it gets cured, usually takes about, depending on this length, six to 8 hours and then they go in and they cut the services and you're up and running.

Trustee Sebring: How did they cut the service?

Engineer Queenan: Basically, a robotic mounted cutter. No, it drives down the line, has an arm. What happens is they've done a pre flush, they've recorded where the services are and when the lining cures, it actually indents into the service, so you'll see a dimple. That's where you cut. It's actually a very good process.

Trustee Pearson: What is it made of?

Engineer Queenan: It's a fiber material with a resin in it. Then what happens is, it's wet, so it's soaking wet and it pulls in and it's either basically inflated with hot air steam or hot water. It's plugged on both ends. They inject the steam or the hot water, it's basically like a balloon, it expands, goes to the outer reaches of the pipe that you're lining and then it's basically, what they call it, it cooks and then it hardens after 6 to 8 hours. And it's just as strong as the pipe that was there initially. It's very thin. It's probably half inch.

Trustee Pearson: What is the lifespan?

Engineer Queenan: Probably 75 to 100 years. We've done a lot of areas of the Village and it's worked out quite well.

Trustee Pearson: I found it interesting with the article in the paper with the Village of Montgomery using trying to get CDBG funds for their Community Center expanding. We'll see if that happens.

Engineer Queenan: That's a three year one. Those are tough to get.

Manager Revella: They don't have a HUD block that's eligible.

Engineer Queenan: No. They actually, I don't know if they're going with the county, or they're going to go with the CFA. See, if you're opted into the county CDBG, you cannot apply for CDBG funds through the CFA for the state, because you're in the county program. If you opt out of the county program, you go to the state program, then it opens up more doors. But to be quite honest with you, the county has always pretty much spread the money to every community, whereas if you go to the state level, you're competing with the entire state. It makes it much harder to get money.

Trustee Pearson made a motion to close public hearing – CDBG. Seconded by Trustee Sebring. All ayes. Motion carried.

Manager's Report

Manager Revella: I have met with the Village Attorney and the Village Engineer in conference through DEC Consent Order updates, which we'll talk about later. I had a FEMA meeting with the DPW Super and Rec Coordinator to get reimbursements. Went over numerous things with the Finance Department regarding invoices, payroll, budgeting. The Building Inspector to review ongoing projects and property maintenance before he went out last week. Had a good meeting with another bank that the Treasurer and I discussed accounts with. It's a little bit closer. We're just waiting for the attorney to approve some recommendations from our attorney on paperwork. I did discuss a couple of different matters with DOT. I got some information back on the railroad crossing, which I shared with the board. The DOT doesn't have Grant Street crossing on their list. But they did reach out to the railroad company who was willing to work with us to try and do something there. I also got today the designation of restricted highway contract for the paving of segments of Route 52 and Route 208 in the Village of Walden. It kind of talks about the restrictions during the paving project, but it doesn't say exactly what's going to start yet. It is another step in the right direction. Had a meeting with Special Counsel on PBA to go over grievances there and with CSEA and another grievance over there. I met with Trustee Thompson to review our Climate Smart submissions again. We should be wrapping that up shortly. Rec and Parks, flag football has begun. Employees that were required to have CPR and first aid for camp, that's all done. The Health Department did the inspection for the camp. They got 100%. Music in the Grove begins June 27th. The Parks Department painted the bathrooms at Olley. They installed the dock that was donated from the Millspaugh family. Summer camp counselor hiring and training has already been completed as well. Building Inspector was off last week, but he did give a report. He did complete 7 building permits, 6 certificates compliance and 5 COs. They did issue 34 notices for landlords for having failed to register. Also sent out 14 property maintenance violations for lawns. Code Enforcer also issued 19 permits, 19 certificate of compliance, completed 4 COs and did 2 residential and 2 commercial fire and safety inspections. Clerk has been helping out with Finance Department while we're short staffed, assisting with the hire packets and the pay changes for the new budget. Minutes, going over FOILs and personnel matters with me and the special counsel as well. Finance Department has been updating insurance payments. There was a couple they had to be caught up on as well as updating GASB 84. The payroll calculations from the system and the PBA rates that were incorrect in the budget, they had to be updated according to the contract. Also updated the ARPA filing and met with myself, the Village Engineer, the Rec Coordinator and DPW Supervisor to go over the costs of Olley Park Community Center and ARPA compliance. Also discussed updates for

the AUD report with the Comptroller's Office, who I'll be meeting with the first week in July. DPW has been pressing sludge. They replaced 6 meters, completed 18 mark outs and 2 closings and swapped out 2 endpoints and done 3 inspections, repaired a water main break at 30 East Main Street, repaired a drainage line at 58 Wileman Avenue and a Village easement. Responded to different Village resident complaints and assisting with different street opening permits, repaired catch basins, which is ongoing. Went over the accounts in Edmunds for the new budget year. Flushing and jetting. Police Department's been trying to work on staffing. The beginning of the year is a little rough for part timers, so we had to fill in a lot with full timers on overtime. They did complete the range training. Worked on some special details. They issued 6 parking summonses, attended 9 MVAs and conducted 7 arrests since last meeting and responded to 337 blotters.

Trustee Pearson: Olley Park Community Center, where we are?

Manager Revella: They're doing the floors now, they tiled the bathrooms. We have to do the gas easement later today in the meeting to get the gas hooked up for the building. We need that for the gas line to get run. They did run electric already. There's electric at the building. Mike just got the last quote for the camera system. Then it's really just site work and minor touch ups inside.

Trustee Pearson: What is going to be on the side of that building, where it's flat now, where you took the shed out?

Manager Revella: Handicapped parking. The right side.

Trustee Pearson: I thought the handicapped parking was on the left, facing on have a left because the door there was to get into the big building.

Engineer Queenan: It was originally on the left and the shed got relocated. Shorter walk to the main door.

Trustee Pearson: Why can't it go on the other side where it was slated for?

Manager Revella: It's too far away from the front door.

Trustee Pearson: The door to get in is a handicapped door on the side of the building that you can get into.

Engineer Queenan: You can leave on the side, but the other side requires more work.

Trustee Pearson: That'd be a beautiful patio right there with some chairs that people want to sit outside. How pretty that would be.

Manager Revella: Next to the driveway.

Trustee Pearson: You have a driveway on both sides.

Manager Revella: The left side will have no driveway now, it will be all grass for a nice patio for sitting.

Trustee Pearson: Oh, you're talking about the macadam on that goes up.

Engineer Queenan: Yes. We would use that driveway to enter into the parking.

Trustee Pearson: I think it's such a shame. I have a different vision.

Mayor Ramos: Wasn't there an issue on drainage and that corner coming from the hill?

Engineer Queenan: Yes, we're going to take care of it.

Trustee Pearson: How are we doing with candidates and coverage for the police? Anybody new yet?

Manager Revella: No. We interviewed down to the 85s on the list. We had 1 that was a potential and they got snagged by Goshen.

Trustee Pearson: Summer program. We are full with all our workers?

Manager Revella: Fully staffed. Yes.

Trustee Pearson: The other day, you had your inspection, is the aerator going in the Olley Park?

Manager Revella: Yes. It's working.

Trustee Pearson: You did install the park at the Millspaugh dock that they wanted, here but you put there.

Manager Revella: Yes, we talk to them about it.

Trustee Pearson: They're still talking about putting it over here. Just so you know.

Manager Revella: We get the bid back on that on Thursday, so hopefully it comes in okay.

Trustee Pearson: With the finance report, seems to be a lot going on. I know there was an issue with the ARPA money. Are we getting it or are we not getting it? Have we heard anything?

Manager Revella: We put the reports in. We haven't heard anything yet from them.

Trustee Pearson: How long does that usually take?

Manager Revella: The U.S. Department of Treasury? I don't know.

Trustee Pearson: So, you don't know if we're getting that extra funding or not.

Manager Revella: As of right now, we are. We haven't been told we're not.

Trustee Pearson: That's just a question because there seems to be a lot underneath that information. That was one of them that I had a question. I have many questions, but I don't know if anybody wants to go into detail on what's really happening. I thought there was also an issue with the Building Inspector. His retirement as well. Was that not looked at or taken care of?

Manager Revella: I don't know what you mean.

Trustee Pearson: He said he might not be able to retire because his retirement wasn't put into the budget or something.

Manager Revella: I don't know what you mean by that. His retirement wouldn't be in the budget. His payouts would be in the budget.

Trustee Pearson: Maybe his pay out or the amount that he has to get. He doesn't take vacation, does he get paid that money and that kind of stuff. Just questioning. Working on accreditation with Lexipol with the Police Department. Will we be accredited as some point? An ongoing thing all the time?

Manager Revella: Yes. It will be ongoing, but there will be a point where you're actually accredited and you'll have ongoing training.

Trustee Pearson: How much longer does that take? Do you know?

Manager Revella: I don't know. I'll ask Chief.

Trustee Pearson: It sounded like they were pretty up to speed with things.

Manager Revella: They completed all the tasks.

Trustee Pearson: I got a lot of questions on the Treasurer report. It's up to you guys.

Trustee Maher: The only question I had and it's not something in here, but it had come up and we're in the process of doing some new local laws. When we have a new local law that we pass, that gets approved sent to the Secretary of State for affirmation and after we get that back, is that when we update our policies or should we be updating as we pass them?

Attorney Donovan: When you say policy, do you mean the law? The law becomes effective when filed. The law would be here at some point in time if it makes its way to General Code to be published in our code. But it's effective as soon as it's filed as Secretary of State.

Trustee Maher: Okay. Then what's the time frame for that, for our records to be updated? Is there one?

Manager Revella: Our records are automatically updated. For General Code is different.

Attorney Donovan: I'm not sure what you're referring to.

Trustee Maher: For local laws that we pass.

Attorney Donovan: Local law is passed. It's effective when filed with Secretary of State. Local law should be here right at the time because you all voted on it. When it was filed with the Secretary of State is when it becomes effective.

Trustee Elliott: The Community Center, the kitchen, is that included when it opens originally?

Manager Revella: No, it'll be after. You guys budgeted for it for this coming year. Not sure how long.

Trustee Thompson: Rec Department. I spoke with Mike about the basketball court. The outdoor basketball court needs a little love. He told me he's working on that and it should be done at some point during this year.

Manager Revella: We asked for a quote from the guy that did it last year. He's just been behind.

Trustee Thompson: They're painting the bathrooms and whatnot at Olley Park, is there any plan to do any maintenance work on the dugouts at Bradley Park?

Manager Revella: Yes. They have to fix a roof on one for sure. I'm not sure what else is planned besides the roof that needs to get fixed.

Trustee Thompson: That will be this summer as well.

Manager Revella: Yes.

Trustee Thompson: I bring it up a lot. I understand Dean was on vacation, so more work fell upon Mike. But once again, 14 property maintenance violations. I'm going to always question, are we doing other violations other than lawns? Is it correct that we now have our new justice and he's taking cases like this, things that are coming before him with property violations?

Manager Revella: His first sitting, I think is this week.

Trustee Thompson: We talked about it before having a little more detail in the reports and again, I don't need to know everything, but I really would like to know what direction we're going in with citing things other than tall grass. And what is a GASB 84?

Manager Revella: It's called GASB. It's a sort of refer to an accounting. That was a principle that was set down and we're supposed to be compliant by December of 2021. Most municipalities use what was called a Trust and Agency account. You're holding escrow as a trust account. They said no longer allowed by December 2021 it has to be done. Well, it wasn't done. So, she had to do that right away for accounting purposes.

Trustee Thompson: I mean, we're okay with the Comptroller?

Manager Revella: The Comptroller won't hate us, but it's going to be an issue on our audit report. They'll say that we didn't do that in that time. And we'll say, no, we didn't, but we did it at this time.

Trustee Sebring: What do they plan on putting on blocks in the back of the senior center?

Manager Revella: They're doing the drainage. They're getting that set up. He's quoting the pipe right now. Once that's in, then they'll do the block. That's DPW doing that.

Trustee Sebring: When they moved the building, that was down at Olley Park to Bradley Park, I rode by there. My suggestion is that they put expanded metal screen over the windows. I don't know what's on the back side or one side, but I saw one window. Because it's got a track people that is going to want to know what's in there.

Trustee Pearson: While Mr. Queenan is here, I have a concern on the sidewalk. The one that was cut out, did that change?

Manager Revella: It got cut out. You didn't see it?

Trustee Pearson: I know they fixed the driveway so she could get in her driveway, but this kind of thing, what's the purpose?

Manager Revella: They cut the sidewalk out to redo it. It's gone. I don't know what they're putting back in there, but it's out now.

Trustee Pearson: So, the sidewalk comes straight down now like it should?

Engineer Queenan: That homeowner's patio would be too low to connect to the sidewalk. She requested that the sidewalk be level with her existing stoop patio. The old sidewalk was about four inches below her foundation. She has a front door, she has a step down, and then she has like a slab. Like a patio. The sidewalk is four inches below that. So, when we came through, we now have a real curb. That had to stay at road height and in order for us to make the transition to keep the sidewalk level with her patio or her slab, it has to be broken from the curb. Otherwise, it would be curb height. It wouldn't make the transition.

Trustee Pearson: Where this comes together, that's handicapped accessible between there and there, the size of that sidewalk?

Engineer Queenan: Yes, it's five foot wide. It just looks skewed in the picture because it's not straight. What happened was, the road never had a curve. It had like a small asphalt, two-inch berm. We now have a real curve with a six-inch reveal. The mall has been eliminated, obviously, as you see. So, the sidewalk, it's attached to the curve. Sidewalk tips so that drains towards the road. Once that happens, she used to have just the asphalt berm and her driveway went down into like a hole, a gully. So, we raised her apron up, tipped it towards the street so she no longer gets that water. And we've planed out her driveway. So, when they put the sidewalk in, yeah, there was a gap, probably a nine-inch gap. I told the homeowner, we're coming back, they're going to plane it out and you'll be fine. So, we did that. She has stone now so that she could see how it was going to operate. Now, the last piece is we're going to come back and pave it. Have patience. And that's where we're at.

Trustee Pearson: Trees on Oak Street, where are we with that?

Manager Revella: We have to meet with Mr. Joseph again. The Mayor was going to reach out to him as well to try and help coordinate. He said his landscaper was prepared. I'm hoping that they can get him to us soon. It's getting late.

Engineer Queenan: It is getting a little late. You have to make sure that those are continually irrigated. I met with him and we went over the locations. He said ten. Two and a half inch caliper.

Approval of June 7, 2022, Minutes

Trustee Sebring made a motion to approve the June 7, 2022 Minutes with the changes. Seconded by Trustee Pearson. 5 ayes. 1 abstention (Trustee Maher). Motion carried.

Public Comment

Brenda Adams: 31 Valley. You have some really great discussion items going on here tonight, but I'm particularly interested in the two of them. The first one is the landlord registry. There was a conversation going on here last meeting about single family homes. I notice that's not in the resolution. Was that going to be something that was going to be talked about later? But the concern that I have about single-family homes, because you talked about them going from 25 to 125, which seems like a huge increase. I know people inherit things or they move away and they continue to rent their home in case they want to come back. But it sounds like somebody's buying a lot of homes to rent in the Village. My concern is that if we don't add single family homes, a house burns down, the smoke alarm doesn't work or whatever. You might have one family burnt out versus the multifamily homes, but it's still going to be bad. Somebody could get hurt. So, I'd like to see you pursue that further. The other item I have is the budget transfer. I got to say, I was shocked that we'd

have a budget transfer before we even get through the first month of the budget year. I see that it's about insurance. And so, I'm hoping that you discuss how we could be short on the insurance budget. Was it an error in calculation? Did we get blindsided by the insurance company? Did we not get a notice that there was a potential increase? So, I'd like to see you elaborate when you go into the discussion on that. And then while the manager was speaking, it sounds like there's a couple of more calculations that you need to add into this budget or correct. And I was wondering, this particular one is coming from contingency funds. Will you run out of contingency funds at some point and have to hit the fund balance? So, let's just hope you discuss that. Thank you.

Mary Ellen Matise: I think I'm correct in saying that OL-I they could do senior housing, so making a blanket increase from 30% to 40% without even knowing what the project might be on the property. That's kind of risky business. And then you're increasing it throughout the whole Village where other parcels could do the same thing. So, in other words, if somebody comes to you and says, I want to make a small factory, that's one thing. But if they're going to use the parcel, for senior housing, that's a whole other thing. And so, aren't you better off having it as a case-by-case basis and having people go to the Zoning Board?

DEC Consent Order

Manager Revella: Dave was diligent in getting a hold of the special counsel for DEC to try and work on some matters for us.

Attorney Donovan: There's a modified consent order that's been presented. That's in response to a meeting that we had in December. In response to that meeting. Our engineer put together a proposed schedule of the improvements that are required. We went through this the last time. I forget exactly what they are. There's three of them. John, you could just reiterate for the board.

Engineer Queenan: The modified consent order requires three items one the removal of the previously permitted bypass at the Tin Brook Pump Station. Second item is the improvement of the head works of the sewage treatment plant and the new item that they have included as I&I remediation work throughout the Village collection system. Those are the three.

Attorney Donovan: They asked for a schedule for how long it would take. John gave them a suggested schedule which they adopted.

Engineer Queenan: The way that we have set it up. They pretty much agreed to it, was that for each item, they wanted an assessment report. The Tin Brook Pump Station, they want an assessment report of the problem. I don't know if you're familiar with the background of everything, but essentially the Tin Brook Pump Station has a bypass that's been permitted since the facility has been there. Back in 2016, the EPA decided that they would no longer permit bypasses at any facilities. They took it out of the national permit. They passed that on to the state permit and the DEC revoked the permit for the facility for the bypass and then started issuing violations for said bypass at the Tin Brook. Basically, that's the main problem in the order. They want the bypass plugged and removed. It sounds very simple. Sounds very easy to do. Not so easy at all. That bypass is a critical part of that facility. If it is removed without any remediation work. All of the homes, I can guarantee you on Valley Avenue will be flooded with sewage every time it rains. If we go through and do a simple remediation and put check valves on everyone's service line, they probably won't be able to flush their toilets or use their bathtubs for about 3 to 4 days after heavy rains. So, the state said, while we don't disagree with you, that's not our problem. The bypass has to go. So, they said, put more pumps in and send it down to the treatment plant. I said, that's great but the treatment plant can't handle that flow because it's going to go somewhere. And they said, you're right because you have an overflow at the treatment plant, so why don't we improve the head works there. And I said, that's fine. The plant can accept plenty of flow. I can make the pipe bigger and it can come into the plant and we

can all be happy. They said then every other component down the line in the treatment train will probably be flooded and you will issue us violations instead of at the Tin Brook Station, at the sewage treatment plant. And they said, you're probably right. But it's better than having a bypass. I said, this order does not work. I said, I can't do the pump station without doing the location that's going to receive the flow. So, they said, okay, we see your point. Do them simultaneously. So, we've done assessment reports for each of these components, laid out alternatives for them. They've basically denied most of them, I would say. And they just keep saying, close the bypass. Back in 2020, I said to them, we're never going to hit the milestones that are in this consent. We need an extension and we need to figure out what we're going to do here. Because this is not going to work. We've been passed around the DEC now for two years. We've had four different people. I think we finally settled in on one person. We have new council now who's taken over here. I still firmly believe what they're making the Village do is pointless. I understand the bypass. I understand the removal of the bypass, but it will not fix anything. You were just going to push the problem to the plant. That's all you're going to do. We looked at everything in totality and basically came up and said we would have to cut the bypass out, renovate the Tin Brook Pump Station. You're probably talking about another two or three pumps, another force main that will go down Bradley connecting to the collection system there, and then you're going to upgrade the first, a third of the plant, new clarifier, basically what cleans it when it first comes in. You're looking at close to three and a half to \$4 million to do that work. And at the end of it, the Village would still get violations because you'd be over the permitted flow at the plant. The Village plant can treat it. Meets its effluent guidelines, which are capped at a certain number based on the DEC permit. So, I said let's increase the Village's permitted flow. We go from a certain number to certain number. You would probably cut out 95% of the violations. We still meet the effluent guidelines and I think this work would be worth something. No. We just don't simply increase permits to avoid violations. So that's where we're at. The order's stalled because I didn't want to continue to do work that I thought was pointless. We sent in numerous requests for extensions. They were largely ignored up until everyone came out of their COVID shell and took over and basically said, oh, you didn't meet these. And I said, well, we sent in your request for extension. "Oh, I didn't get it." I said, well, I'm sorry you didn't it. But you're new to this, but the person before you did. That was in January of 2021. They finally responded now to the request for extension. While adding in the third component of I&I. There was a third item originally that was a siphon bypass on 52. That project was completed. We took care of that. That's where we are today. It's the same problem. It's not going to gain us anything except to get out of this order. It's all it's going to do. We've also lined up the funding. We obtained that grant for 1.25 million through the Water Quality Improvement Program. That money is going towards this work to get there. And they're basically starting over with the consent order and they've pushed out our dates now. We're out into 2024 to finish this work. Which unfortunately, we'll have to be done.

Trustee Pearson: Any more grants out there?

Engineer Queenan: There are. We applied as we see fit. Like the CDBG money, that counts towards the I&I. So, if we have 125,000 there, we get this year, and we'll be up to \$250 to do that work. We're going to pare down our improvements just to get rid of the bypass and try to stretch that 1.25 million as far as we can go. But at the end of the day, I'm not going to lie to you, you're going to still get violations for flow.

Trustee Pearson: What about a moratorium on new building?

Engineer Queenan: The funny part about that is the Planning Board sent the applicant back to the DEC for re-approval, and they approved him. For what it's worth, he has a state approval for that work. It's a tricky matter because when it's not raining, we're mostly below permit. Close, but we're

below. And when it rains, we're above. And your average is if you get a wet month, you're over. So, it's a very messy situation.

Trustee Pearson: He may be approved so the Village Board can't do anything.

Engineer Queenan: Sure, you could institute a moratorium if you so choose. You could.

Trustee Pearson: If needed.

Engineer Queenan: I don't know. But that would be everybody. So that would be the single-family homeowner or it would be anybody. And you're not going to get the flow to be lower unless you institute at least a 5 to 10 year I&I program. And that's what the DEC, they want the I&I, they want it reduced and flow and infiltration. They want it reduced. They don't want to wait. They want what they want now. And I&I takes a lot of time.

Trustee Elliott: Why is the bypass a bad thing?

Engineer Queenan: Well, it is untreated sewage that discharges into the Tin Brook. But it's been there for probably 50, 60, 70 years. I'm just saying, I'm sure the local wildlife is used to it by now. But my issue was you can't just come to a facility, that's the critical facility that gets 60% of the flow from the Village and just say, got to get rid of it and you got to get rid of it tomorrow. We've come up with various alternatives. We've had equalization tanks, we've had new pumps, we've had increased the storage. We've tunneling under 208 to get it to be gravity. We've got them all. And there's no real good solution because at the end of the treatment train, you're still stuck.

Trustee Elliott: Of course, the state doesn't want to pay for anything.

Engineer Queenan: No. They add things and they always tell you, oh, there's a grant for that.

Trustee Sebring: But we're not giving you the grant.

Engineer Queenan: Or the grant money will be here in 18 months or two years. Which is the grant that we were awarded last year. We still have not received the agreement to put the money in place. They anticipate that they're going to get that money by the agreements by the end of this year. So that money, you won't see that money until next summer.

Trustee Thompson: And the fines will just keep rolling.

Trustee Maher: What is the fee schedule for the violations? Monthly, annually?

Attorney Donovan: Let me address that a little bit, because in 2017, when the Village signed a consent order, there was a penalty for violations of \$20,000. At the time, the DEC suspended \$10,000 and we paid the \$10,000 penalty. They've come back, as we discussed last meeting, and they want an additional \$5000 of the \$10,000 had been suspended for failure to comply with the 2017 consent order. As we discussed at the last meeting, I was in touch with general counsel for the DEC and provided them with a fair amount information that John Queenan had provided about his communication with DEC. His request for more time engineering information that he had been provided. The general counsel responded last Thursday with a letter that says, and I quote some of it. *referred to letter* It was so nicely they said no.

Trustee Elliott: The DEC saying that we never submitted a plan?

Attorney Donovan: hey acknowledged we submitted plans. They're saying some other work that was scheduled wasn't completed timely.

Engineer Queenan: You didn't build it.

Attorney Donovan: Which John is going to say, it's because we asked for more time.

Attorney Donovan: We needed to reevaluate the timing on which the work was being done, as John has explained.

Engineer Queenan: And we need money.

Manager Revella: Like Trustee Maher was asking, we can be violated every day for flow. That's a daily violation. But right now, we're not being penalized for it because we're under a consent order and they're aware that we're working on the issue. But they do issue it?

Trustee Elliott: How much is the daily fine?

Manager Revella: Right now? None.

Attorney Donovan: How much could they? It's like \$36,000 a day. And you got to understand kind of how this works. I'm not going to editorialize, but how this works is there's an administrative framework. So, the New York State Legislature years ago, through the Environmental Conservation Law, authorized the creation of the DEC, authorized DEC to write administrative regulations. Which are the SEQR regulations written by the DEC. These particular regulations and the fines are written by the DEC and if you wish to challenge the fine, you end up in front of a DEC appointed hearing officer, and then after that is rubber stamp, you can then go to court. If there's any rational basis for the imposition to fine, the fine is going to be upheld.

Mayor Ramos: On your denials. Is there any rationale, any legislative reasoning with the DEC denying us, they've got to give us something in writing that we are not allowed to do that?

Engineer Queenan: They don't deny. They just say that it's not an alternative that they would be in a position to permit. And then they put the onus on the Village.

Attorney Donovan: Won't they revoke or deny our SPEDES permit?

Engineer Queenan: They actually just renewed it. But they could revoke the permit.

Attorney Donovan: Just going back to 2017, John Queenan, John Revella, myself and your new acting Village Justice were at a meeting and former Deputy Mayor Hoffman, there was a pretty contentious meeting with the DEC over this issue and we did not prevail.

Trustee Sebring: Is the guy that's giving the order that is not satisfactory to him, is that somebody that would possibly be coming in now in a year and a half or two years, moving on and you got to worry about the next guy coming in?

Manager Revella: How many changes have we had?

Engineer Queenan: 4

Attorney Donovan: You got to understand also, when you meet with the DEC, last time we went it was, Sean, John, John, myself and like 15 people there. When we had that Zoom meeting. Eight people from DEC. None of these people I know who they are. Be that as it may. There's not one person who makes a decision. It's kind of a group thing, I will tell you. And there are multiple people who, how many people have been on this since 2017?

Engineer Queenan: Probably at least six different engineers, three different attorneys and a new director.

Trustee Elliott: At the end of the day, what's the true solution?

Engineer Queenan: We have to move forward and unfortunately plug it and deal with it. We're going to try the pumps. We're going to do a forced main. We're going to put some serious money into the plant to accept that flow. We've also already submitted application for the DEC to consider raising the Village's discharge limits.

Trustee Sebring: How many years out do you feel as though the Village should be looking to alter the way that they can get rid of the pump station here on Valley Avenue?

Engineer Queenan: It all begins at the plant.

Trustee Sebring: I realize that. But this is what I'm looking for in the future that we will be adding more houses.

Engineer Queenan: I think the goal would be to get to gravity. The pump station. I can add more pumps. We can send the flow. It's to receive it and treat it.

Trustee Sebring: At the same time, you're in line down 208 upgrading your sewage treatment plant to handle the 10 to 20 year prediction out so all that gravity flow with an upgraded sewage treatment plant would all work together and then you're getting rid of that pump station on.

Engineer Queenan: Correct. And there was a plan to directly go from the station now and go under 208 go down Bradley.

Trustee Sebring: This way here, taking it down the way I just said down 208 is giving you time, gravity flow is time. Whereas the directional bore from the pump station to the sewage treatment plant is a minute less than that. Whereas the other way would be 5 to 10 minutes.

Engineer Queenan: I think you've got to concentrate, in my opinion, I do agree with the gravity. I think that's the way to go in the future. But I think for this, concentrate on the sewage treatment plant and I&I. Get the flows down. Because if we go ahead and they get us the permit increase, your flows are still going to increase. Because we've got to start patching the thousand paper cuts that we have throughout the system.

Attorney Donovan: The consent order they wanted signed by yesterday. I asked them and they agreed to give us until Friday.

Trustee Maher made a motion to authorize Village Manager to sign the DEC Consent Order and pay \$5,000. Seconded by Trustee Sebring. All ayes. Motion carried.

Local Law 2 of 2022 – Landlord Registry

Manager Revella: The board wanted to discuss reviewing the entire law before acting, so I'm not sure if there were any other comments from any of the board members regarding any other parts of the law.

Trustee Sebring: I would like to review the law a little bit more.

Trustee Thompson: I had wanted to speak with Dean a little bit more before we signed and he was away last week, so I would like a little more time.

Trustee Elliott: I'd like a little more time to review it also.

Trustee Maher: Same. I have a few more questions on this before voting.

Trustee Pearson: If this is the law that we have in our book, there's imperfections in it. The second page of section 221-4. It talks about annual filing and I know we talked about two years as opposed to every year. So, I don't know why that's in there. That the annual filing deadline for landlord registry should April 1st.

Manager Revella: We haven't updated from the last meeting yet because we're waiting for comments from the board. This is the version from last meeting was.

Trustee Pearson: I thought Dave was putting that together for us.

Attorney Donovan: What we had talked about was potential revisions based upon the sending out every other year with the fire inspections. When I sat down to go through it, I came up with a question in my mind. So, I reached out to Dean as well. He was on vacation. I didn't do anything. He called me back yesterday, I didn't get a chance to speak to him. The issue that I came across that I wanted to point out to the board is not every rental gets a fire inspection. There is a New York State exemption for owner occupied single families, two families. And it talks about multi families get fire inspections. Our code does require every, even a single-family rental to be registered, so not every rental gets a fire inspection. So, I don't know if that accomplishes the objective of sending out the fire inspection notices with the registration notices.

Trustee Pearson: For me, if they don't get the fire inspection, then they get the landlord registry.

Attorney Donovan: That's absolutely fine, but I just need to know that you're aware it that's all.

Trustee Pearson: If they're not getting both they're going to get one.

Manager Revella: But every other year.

Attorney Donovan: But my understanding from last meeting was that the belief was or the thought was, every rental got a fire inspection. I just want to be clear that that's not my reading, but I do want to confirm that with Dean.

Trustee Pearson: That's fine. There's nothing about single family, because I do think we should look at that as well.

Attorney Donovan: So, the single families are required. If there's a single-family rental that's required to register, they're exempted from fire inspections by state law for whatever reason.

Trustee Pearson: Single family is not right now. Single family is not required.

Attorney Donovan: Well, the definition of rental property includes all buildings commercial, residential, industrial, containing one or more unit or units or other rented lease or let out for hire.

Trustee Pearson: Well, they don't do it now.

Deputy Mayor Carley: So, you say we should make it more specific just identify that. Make it clear.

Attorney Donovan: I just want a clarification that not every rental gets a fire inspection. But I also wanted to make it clear that single family rentals are supposed to be registered. That's what the codes says. We changed it in 2017.

Trustee Thompson: There's more discussion that needs to take place with the Building Department.

Attorney Donovan: I think, as you all pointed out at different times, sometimes when you when you take a little piece here and you focus on that, you make that change. It's kind of losing the forest through the trees.

Mayor Ramos: What's the exemption again? hat for first found.

Attorney Donovan: It's 381, in the New York State Executive Law.

Trustee Pearson: More discussion and we're talking still about two years. I'm comfortable with the two years. And we were talking about a fee and we were talking about timeframe to get things back, whether it was 30 days, 35 days or 40 days. I don't know if we want to have that discussion tonight.

Trustee Thompson: I thought Dean recommended 30 days was sufficient.

Trustee Sebring: I believe the longer and longer you put it out, the more it gets pushed inside and buried in the paperwork of everything else that they do.

Trustee Pearson: And the fee.

Deputy Mayor Carley: The fee was recommended by the Building Department.

Trustee Pearson: Correct. I didn't know how everyone felt about it.

Trustee Thompson: I was fine with it.

Trustee Sebring: I was fine his fee schedule.

Trustee Pearson: Every two years and that's including single family, too. You're okay with that?

Trustee Sebring: Yes.

Mayor Ramos: I'm kind of confused. Everybody wants to review it again. Continue reviewing it until we have more info from Building Inspector and the executive law that's in there.

Deputy Mayor Carley: We can reach out to his counterpart. If Dean is not there so that he can answer.

Manager Revella: Next meeting? Is that enough time?

Trustee Thompson: Yes, I think so.

Mayor Ramos: Next meeting.

Section 305-21 - Fences

Manager Revella: The board had asked for a revision to that law. There's a draft to include the side yards for all zones in the residential. If the board is okay with the draft, you can set the public hearing for next meeting. If you have changes, significant changes, you can make those before setting. It's up to you.

Trustee Sebring: I'm fine with it.

Trustee Thompson: I'm fine with it.

Trustee Elliott: I'm fine with it, also.

Trustee Maher: Same, no changes.

Trustee Pearson: Good.

Deputy Mayor Carley: Same.

Trustee Thompson made a motion to set the public hearing for Local Law 4 of 2022 - Fences for August 2, 2022 at 6:30pm or soon thereafter. Seconded by Trustee Sebring. All ayes. Motion carried.

Local Law – OLI Zone

Tabled

General Board Meeting Procedures

Manager Revella: Dave was nice enough to go through and find some general rules for board meetings, especially regarding public hearings. I don't know if the board had a chance to look through those general guidelines for public comment, etc., and had any questions, comments, concerns, changes, and anything they want to adopt.

Trustee Pearson: We're just talking about the public hearing part of it first or the whole thing that was sent?

Manager Revella: That's up to you guys.

Attorney Donovan: I gave you some general meeting things and then I threw in the public hearing, I don't think you asked for that. I just threw it in because I happen to have it.

Mayor Ramos: We can do it all.

Trustee Pearson: On the public hearing part, I believe people should be able to speak more than once. Public hearing, you have three people, four people that may come to a meeting. I think there should be different guidelines for when you have three or four people or you have a room full of people where the Mayor can then say, we have a room full of people. We want everybody to speak.

We'll have a time limit of whatever minutes you want to set. But the mayor can do that at any time. That's why he runs the meeting. So, for public comment, when people come to the public like sitting here tonight or when I'm out in the public, I think that, you could sit down and all of a sudden somebody says something, gee, that's a good thing. Maybe I can add to that. I don't think somebody should be not being able to stand up again and say something as that may relate to the subject, because whatever the public has to say can be important to this board. You may not want to listen, but I try to listen to what people have to say, because I think it's important that this public is our constituents. They got us here and we serve them. I think people should be able to ask more than one question in a public hearing. And when we go to public comment, I don't think there should be a time limit. I think that I think they should be able to speak. It's our civil liberties. I think that they have something to say. I think we should hear them out. Do they still have to give their name, address any more? I'm not sure they do. I know it used to be a law. I don't know if it still is.

Manager Revella: That's not a law.

Trustee Pearson: That's something you have to talk about.

Manager Revella: It's not a law. It's not required by law. You can make that request.

Attorney Donovan: These guidelines come from NYCOM. They're just the suggestions. You could make it. But if someone says, I'm not going to give you my name, it's none of your business where I live. You can't tell them that you can't speak.

Trustee Pearson: I don't think there should be a time limit. I think people have the right to speak. Should speak. I mean, if it's going to be 20 minutes, the Mayor can certainly cut them off. He has that right to do that. I believe speakers can yield. I don't know if there's a room full of people and somebody wants to speak and yield their time to someone else who may have more important information or done more research than somebody speaking. I think they should be able to yield. I don't think like a lot of people, because I sit out there forever, I think people should be able to speak. Recording. I think you should be able to record. The Board has the authority to adopt reasonable rules governing the use of cameras. I don't know, does anybody get in your way? And again, the Mayor runs the meeting if he feels that that's not appropriate. He can say, move your camera. So, I don't think it needs to be in writing. I think the Mayor controls the meeting and he has every right to say those things. I don't know why we would have to have them in writing. I think that the Mayor runs the meeting. If things are not appropriate, he can make sure they can be taken care of.

Trustee Maher: I think they're helpful guidelines, but I think we can kind of adjust depending on the nature of the meeting. And if someone wants to talk more and has more to say or has to come up multiple times, I think we've done that before and I'm okay with that.

Trustee Elliott: I actually like the time limit. I would like to see a clock with it so they know when their time's up. I'm good with everything else. I would like to see a time limit.

Trustee Thompson: I understand both sides of the time limit and the no time limit. I happen to think that the Mayor runs the meeting and the mayor should have some discretion. And I agree that obviously if we had a room full of 100 people and they all wanted a chance to speak. I don't want you to cut them off, but it has to be a time to speak within reason. The part about the speakers must observe the commonly accepted rules of courtesy, decorum, dignity and good taste. Interested parties of representatives may also address the board by written communication. I think that one is important because things can get out of control very quickly when the speakers are really having something on their mind and they want to get their point across. But again, that's up to the Mayor to

control that because the Mayor runs the meeting. I really think you do not have to give your address, but it's recommended that you give your name. Other than that, I think these are pretty okay. And I agree with what everyone before me has said. And I get both points with the time I do.

Trustee Elliott: Can it be like a floating thing? Like if there's 40 people sitting there?

Attorney Donovan: So, one day you graduate from law school and 35 years later you've been had like 500 public hearings. I'm really not sure how that happened in my life. But having sat through numerous public hearings, I mean, some of them packed facilities, people outside, some of them, you know, meetings adjourned because he couldn't fit everyone in. I kind of come up with what I think and what I think doesn't matter. It's just kind of given you what I've come to learn over the years. When you look in the law and say, who is the public hearing for, you're not going to find that's spelled out. I've come to the conclusion that the public hearing is not for the public. The public hearing is for the board. Or the public meetings for the board. The board votes. The public doesn't vote. The way the system ultimately works is that the public doesn't like you. You get voted out of office, but you should listen to what the public says to assist you in your decision making. And I get a little concerned on a general. If there's, 500 people who can't make a meeting because of work and there's three people that can, you run into a situation with the three people who come to the meeting, control the agenda and what you do? So I think you need to take a little bit that into consideration. I do think having rules is a good idea. Allowing deviation from the rules on a case by case basis, in my view, is better than having no rules and allowing whoever's presiding at the meeting to say, you can speak and you can. So, I think it's better to have rules. A lot of places don't have any rules, and that's fine. You don't have to really have them at all. But it's to have rules and then allow a deviation on a case by case basis from those rules. That's just my 2 cents and public comment is public comment in my view. Not question and answers. Then you're kind of relinquishing control. You want to hear some point and you want to factor into your decision making at such time you have to make a decision. Again, my 2 cents after 35 years.

Trustee Sebring: Yes, I agree with everybody else here. There are times that things with a lot of people, you can limit your time, provided it doesn't get the same story ten times. But if there's a small crowd, just let them talk because that's their right. And the Mayor can limit their time and shut them off when necessary. But I believe our guidelines for the public comment, the use of recording and everything else is just fine. We don't have a lot of people here at times. Just let them talk. That's what they're here for.

Deputy Mayor Carley: I believe there should be a time limit and I believe what our attorney said. You have to put rules in place. And the reason why I feel that way is based off a history of what I've seen here in Walden and just in the world in general. I haven't been a lawyer for 35 years, but what I have found out is that if the mayor says you only have 3 minutes and he tells someone else, you don't have 3 minutes, you can talk as long as you want. Then there's this backlash, saying that he's being biased towards this one and not biased towards that one. And God forbid, if they're the same gender, the same race, the same whatever, whatever, whatever. Then people begin to build a case saying and I'm referring to the Mayor, whoever sits in the seat, not Mayor Ramos in particular. So, they begin to build a case saying that that person doesn't like me. That person likes this person so forth, so on. But when there's rules, so you have 3 minutes, you have 3 minutes regardless of who you are, your 3 minutes are up. Then that's the end of it. We move on. The attorney, brought it up, that's what I was going to say is like, hey, if you don't have rules, people will run over it or be abused regardless of the number of people. So, when you have a small crowd and there's only five people and you said, okay, go ahead, and you give them 3 minutes, and then after 3 minutes, the five people have is 15 minutes. That doesn't mean that you took their constitutional right from them. You gave them the constitutional right or you gave them the freedom of speech. You gave them an opportunity to voice their opinion. So open laws there, everybody's comfortable. They may want

more time. And then you can say, hey, you can also submit a letter after that. So, we're not infringing on people opportunity to voice their opinion. We just have to manage the time. Personally, I can stay here as long as we handle the business of the Village. But when you begin to get a filibuster or you get somebody who wants to really just push a point and begin to argue from their position, now they get upset because the board is quietly allowing them to comment and we're not entertaining their actions. Then somebody else comes up and we answer to them. And then there's another problem wanting to answer me when they answer that one. So there has to be some type of order that it's clear across the board that we have to have a structure in place regardless of who you are, that we can make sure that everyone feels that they were treated fairly and the same. And because the board does rotate year after year or after several years, we just want to make sure that everything, in my opinion, everything should be across the board even. And no one feels offended, even if you're sitting on the board or he's sitting in the in the audience. So that's my take on it.

Mayor Ramos: I agree on the rules. We establish rules. The rules of engagement are posted conspicuously here in the Village. Prior to your meeting. We provide the meeting agenda in a timely fashion so that questions and resources and information can be researched prior to you coming up to the podium. 3 minutes is fair, but I will not, if this is an interesting conversation and dialog, I will not or this person in the seat hopefully, will not allow continued dialog with the subject matter. So, rules are rules and I believe in 35 years of juris prudence. As for the speaking once, I think if you come up to the podium, do your homework, this is why we have the agendas and you get your points out. It'll make the meeting run effectively and efficiently and we will conduct Village business as is. I like the rules that you've published. Obviously NYCOM has seen fit to establish guidelines because obviously the state of New York is broad.

Attorney Donovan: At some point in time, these are reduced. I mean, the board may want to make other suggestions. Some people said no limit. Some people said 3 minutes. These said 5 minutes to put them in some sort of format. If you want to give comments perhaps to the Manager and he can give them to me and I can put this more in a resolution format for your consideration. I think it's just something that got put out there for your consideration. Kind of narrow it down or maybe you don't want to do it at all. But I think maybe you want to put a little more specificity to it and then it can be distributed to everyone's consideration.

Deputy Mayor Carley: We're also providing information not just for public hearing but in general.

Attorney Donovan: Correct.

Mayor Ramos: Are we are we in agreement with that?

Trustee Thompson: I feel like we're tabling a lot of things or waiting, to the next meeting because there's a lot of things we need to have more time for. Can we perhaps have a time frame of when we have this back to John Revella to Dave Donovan, so we don't just forget about doing it that we have it, you know, have our comments made so Dave can put something together in time for the next meeting. I just don't want this to fall by the wayside.

Mayor Ramos: How much time do you need?

Attorney Donovan: I don't need that much time, to be honest with you, because it's a finite number of things that can happen here. I know Marisa likes to have everything by Friday morning before the meeting. Thursday afternoon. I stretch it to Friday morning. So, if everyone could have something to John in a week and get it to me.

Trustee Thompson: Are you okay with that?

Mayor Ramos: Yes.

Deputy Mayor Carley: We'll just for our comments to John.

Mayor Ramos: This is the 21st, how about the 28th?

Trustee Thompson: The 28th, comments to the Village Manager. Okay.

Park Request Use- Alcohol Use

Trustee Thompson made a motion to approve the Park Use Request - Alcohol Use at Olley Park on July 10, 2022. Seconded by Trustee Sebring. All ayes. Motion carried.

Resolution 1-22-23 – Budget Transfers

Trustee Sebring made a motion to approve Resolution 1-22-23 - Budget transfer. Seconded by Trustee Elliott. All ayes. Motion carried.

Treasurer Kelly: We split the liability insurance between all three funds. So that's the portion each fund would have to owe that was not budgeted for.

Manager Revella: The library as well contributes, but we don't control the budget, so they do their own adjustment.

Treasurer Kelly: I think I did a typo on it. The one side is correct, the right side. The amounts should match up coming from each of the contingency lines to the appropriate fund.

Mayor Ramos: Did the library contribute?

Treasurer Kelly: They do, but we do not do their budget transfers. I have let Ginny know that there was an error in the budget and that her board is going to have to decide where they want to take the money to come up with their shortfall.

Trustee Pearson: And how much is that from them?

Manager Revella: Less than a thousand.

Treasurer Kelly: I really don't remember off the top of my head. Depending on how much it was for water and sewer, it's definitely less than that.

Discussion – Security Measures @ All Schools

Manager Revella: Trustee Pearson, Trustee Thompson asked to place this on the agenda. I'm not sure if everyone's aware of the discussion on the school board level with the Town of Montgomery regarding policing in the schools. They want to discuss it here at our level, at least for now. And just so the rest of the board is aware. The Mayor and I had been scheduled to meet with the school board prior to that, they had canceled due to an illness twice.

Trustee Pearson: But you did have a meeting with the Supervisor about his plan?

Manager Revella: No.

Trustee Pearson: Because he said he met with the Mayor.

Mayor Ramos: He did not.

Trustee Pearson: He didn't meet with you, but he did say that. That was why I put it on the agenda because I wanted to know.

Mayor Ramos: All three Mayors heard it.

Trustee Pearson: Is it going to be like our Police Officers that we have to deal with? Is it going to be new hires that they're dealing with?

Manager Revella: We haven't been told anything at all. From what I understand is the Town of Montgomery offered to place ten part time officers at the schools with part of the cost coming from the school district about 300 thousand and already 70 thousand allocated in the town budget towards that because they have school resource officers there now. Just like we have school officers, our officers go to Walden Elementary and MPB now that we budget for. Not sure if they're going to reimburse us for that because we already do that or what their plan is because we have been told.

Trustee Thompson: Well, it came up because some of us watched the school board meeting. How come we've not heard anything about this? To me, this is a very multifaceted situation and there has to be considerable dialog and thought process and the police and their opinions. I also understand there's a time factor. Everybody would like to see this instituted as quickly as we can. But I agree with Becky that those of us that watched that meeting, we just had absolutely no idea where all that came from. So, I personally was hoping that you had information and Mayor Ramos could shed some light on that. I did speak to Sergeant Werner and Chief Herlihy, and it became apparent very quickly that there are a lot of talking points that need to take place.

Manager Revella: I don't know if the public is aware that our Police Department conducted school safety plans with Walden Elementary and MPB, the two schools in our community years ago and they updated constantly and that's why the safety measures at the school here was from our officers doing those safety plans and they'll continue to do that as well as the DARE program and other things that they already do and they have done safety plans at all of the major employers in the Village as well. Spence, AMPAC, Hannaford, they've done them all over for, potential issues that might come up. They've done safety plans for them and they'll continue to for the public's benefit.

Trustee Sebring: Yes, our police officers are up on all the training that they've had with the schools and the businesses, whereas the Town of Montgomery, if they hire ten SROs, they have no idea what the emergency plans are or what's been discussed or anything of that nature. And our Police Department has been doing this for many years, even when Jeff Holmes was there. So, for the Town to want to try to come in here to Walden and the MPB school and put somebody in there has no idea what the plans are and what's been discussed between the administration teachers and trainings and procedures. We're always up on it. As far as I'm concerned, we should have the right to staff our own people here in our schools. Let the Town of Montgomery do to Town schools.

Trustee Thompson: The topic of East Coldenham Elementary School was interesting to me.

Manager Revella: To the town of Newburgh.

Trustee Thompson: How is that going to work? You can't cross jurisdiction?

Trustee Sebring: The statement was made In discussion with the Supervisor Piaquadio but he didn't mention anything about the Police Chief.

Manager Revella: They'd have to have an intermunicipal agreement.

Trustee Thompson: I hope that John and John will keep us updated as things develop, whether it's email. You don't need to wait for a board meeting. This is a big issue, so please keep us in the loop.

Manager Revella: We were hoping to have a memo from our meeting, but the meeting didn't occur.

Trustee Elliott: I listened to that meeting twice because I wasn't sure I heard everything correctly the first time. But they left schools out of it like they left MPB. I know that's a Catholic school, so it's not public. But they still have you still have kids in there and they're still Valley Central taxpayers, kids that go to that school. So how you leave one school out is beyond me. Then they also said they weren't going to use patrol cars. That to me is mind boggling because you put the car out in front of the school and that's the deterrent there, or what could be a deterrent anyway. But you want to see the car outside the school because then they say, wait a minute. There's a cop in that school. I'm not doing this. The things that were mind boggling. Then the Town of Newburgh, just from past experience, that's outside of their geographical area of employment. So, they don't really have police power there to get posted there anyway. I don't know how that works.

Trustee Sebring: My understanding is that the SROs and the court officers are not allowed to go on patrol or go and be a part of the regular patrol officers in the Town of Montgomery. They are on their own entity.

Trustee Elliott: My other thing, just our own jurisdiction, Walden Elementary, I think we should have a cop in there. But if the school district is willing to pay for it or portion of it, instead of sending the check to the Town, send the check to our Police Department. Put our guys directly here.

Trustee Pearson: We tried to do that with crossing guards and it didn't work. Then we said why don't we split the cost of crossing guards that we're supplying for your children in the Village of Walden? And they said some law, they couldn't do it because of school and state or something.

Attorney Donovan: I don't know what the law would be. A couple of years ago, the Village of Goshen and the Goshen School District entered into an IMA where the Goshen School District funds had SROs at each of the public schools the high school, the intermediate school, the middle school and the k12 school.

Trustee Pearson: Do they have crossing guards as well?

Attorney Donovan: I don't know. He's a parking enforcement guy. Who pays them? To be honest with you, I don't know.

Trustee Pearson: Well, something to think about.

Attorney Donovan: But the SROs are paid by school district.

Trustee Elliott: I think our Chief should sit down with maybe even the school board or someone from the school board.

Attorney Donovan: That's how it got put together. There was an incident. This goes back about four years ago and it was important and there's a Village PD vehicle in front of every school.

Trustee Sebring: I would so that they tried to have a meeting with the school and just excuses. They just snubbed them off.

Deputy Mayor Carley: So, the school board does they're having in-person meetings or they just all virtual?

Trustee Pearson: In person.

Deputy Mayor Carley: Their next meeting is July 6th and July 25th. So, either somebody from the board here can go there or we can ask the police to be there.

Mayor Ramos: We're hoping to have something before that.

Deputy Mayor Carley: I get it. But the board meeting is going to meet and I'm all about sitting and looking and then we come and discuss it. But I'm also an advocate of if there's an issue, we go there and we talk about it. If we're not getting, twice it was canceled because of sickness and certain things are going on. But the next board meeting then I see on their website is July 6th. So, we should make a point to be there. Some kind of way to voice our concern as the Village of Walden. Then if everything happens before then, that's great. Then when we there, July 6th or the 25th, we can say, this is what happened, what's our next step and this is how we feel, and go on record with it.

Manager Revella: We meet on the 5th.

Deputy Mayor Carley: I guess the key is to prepare to be there just in case things go awry.

Trustee Pearson: Maybe we should invite the Supervisor to come and give his thoughts on what he wants to do.

Deputy Mayor Carley: We don't want to attack.

Trustee Pearson: We're not attacking. It was odd because he talked about the ten part timers and then he talked about Village police officers. And then I wasn't understanding. Is it going to be our police officers? Is he hiring new people? So, it was kind of a vague what he was talking about. So, it'd be nice to hear if they wanted to come.

Deputy Mayor Carley: If we did invite either somebody from the school district or somebody from Walden Elementary and see what they're saying, that they feel that the discussions that have been going forward. I'm not against having the Town Supervisor here. I just believe that it can become more of we're not here to fight. Just let's see what's going on and see how we can address it.

Trustee Pearson: We're not asking questions to fight. If they're wanting to get this up and running by September. You have two months, July and August. You want to be able to again budget. Is there money in the budget? We don't know what they're expecting? community. It was just.

Deputy Mayor Carley: When is the next town meeting?

Manager Revella: I'm not sure.

Mayor Ramos: Next Thursday.

Trustee Pearson: Town boards are on Thursday.

Deputy Mayor Carley: Maybe we can go to the Town Board and somebody bring it up there and ask that question and let him speak from his position.

Manager Revella: I think they have a work session this Thursday.

Trustee Sebring: Willie, I don't think the principal over here at the elementary would come over here. I think you'd have to go by the chain of command, which would be the superintendent or somebody designated.

Deputy Mayor Carley: The suggestion was talk to the schools.

Discussion – CDBG

Trustee Thompson made a motion to approve to file for a CDBG grant for I&I. Seconded by Trustee Sebring. All ayes. Motion carried.

Easement – Olley Park

Deputy Mayor Carley made a motion to approve Easement with NYSEG for Olley Park. Seconded by Trustee Elliott. All ayes. Motion carried.

Surplus Village Manager Car

Trustee Elliott made a motion to surplus the Village Manager's vehicle. Seconded by Trustee Pearson. All ayes. Motion carried.

Public Comment

Brenda Adams: First, I'd like to thank everybody who came to Flag Day. I appreciate that your time and your effort. Trustee Pearson and Trustee Sebring is on our committee, so we'd all like to thank Lynn Thompson and her husband for the extra effort that you did for helping us get the park ready this year. I wasn't there. So, thank you so much for your help and your husband. Also like to thank the Walden Police Department because they made us feel very secure the way they put the car across the top and the Chief and the two Sergeants, and they did a good job. I felt like they really had us protected should anything go wrong. Then the firemen came with the fire truck and put it down the hill. And I think that was another area of protection. The Ambulance Corps stopped by. I thank all of them at the same time. Visions Hudson Valley Placemaking Conference I went to last Friday. The Mayor was there. It was really a very good conference compared to some that we've seen over the years. They talked a lot about the comprehensive plan, how once you put your comprehensive plan together and you know what you want to do that you zone at that time so that if somebody comes to you with a project, you're ready to roll. Instead of having to do the piecemeal like we did back for the apartment complex on the west side, the townhouse over, 10-12 years and now this OL-I change. So, I thought it was very good. The Mayor missed the last one, which was Joe DeStefano, SHIPPO, and the New York State community, people that gave out the Main Street grants and the CFA and all of that. And once again, I'd like to think that maybe we could do a Main Street grant again at some point. We need a good committee. And I would certainly be, I spoke to the Mayor and the Manager about this a few months ago. The deadline for this one is July 29th. But if we put a plan together for an area, read the rules, we could possibly do something. One other well, a couple other items. In the library world, there was a thing called home rule. I was wondering if home rule could override the New York State law on single family and fire inspections. Just a question for you to ponder. And also on the public conversation, are you thinking, speaking once each public comment or just speaking once per evening? Because you have you have it broken

down between what's only on the board agenda and then everything else, like what I'm doing right now. Also, as far as public conversation goes, I go back many years. The only two here probably will remember that is Trustee Pearson when she was Mayor and probably Brian, because you're always in the audience. But we had a lot of chaos going on Valley Avenue, a serious chaos. We came as a neighborhood, which there's a lot of homes down that way, the side streets. That board was very generous in allowing everybody who wanted to speak. It took a while. A couple of times it got repetitive because people had the same complaint, but they listened to the whole ordeal, everything that people were going through. I won't go into all of the craziness, but I can tell you that everybody in our neighborhood really appreciated being able to say it. It worked very well because the police department, the board authorized police to do some overtime. There was a lot going on and it got cleaned up. We have a really nice neighborhood now, but everyone appreciated that that board listened to the problems at hand. Just to let you know that part and the only last thing I have, I understand and I don't know if this is true or not, but schools have a tremendous amount of money right now because they've been sent a lot of funding. I would think they can afford safety officers, especially with what's going on in this country, that they can't afford to make sure there's a full time police officer at every school and do all of the safety things that everyone's talking about. I think they should pay up some of their money, too. But whatever it takes to protect the kids. Thank you.

Mary Ellen Matise: Thank you, Brenda Adams, for saying that, because we often sat here until 11:00 at night at those meetings. To us, it was very important that people got to speak and even we would have people from the public give us information because none of us know everything. It's not in the packet here, I really don't know in terms of public participation you were speaking about, I thought I heard you say something about the public not being able to record.

Trustee Maher: During executive session.

Mary Ellen Matise: Executive session the public doesn't go to.

Trustee Pearson: There was another part about meetings like this, like if somebody is taping not to get in the way, some people can't see your view.

Mary Ellen Matise: Otherwise, I think it's been pretty well established in New York State that if somebody wants to turn on their phone and record what's going on, you're allowed to. Lynn, you might elaborate on this. But today we did have a meeting with Supervisor Maher about the critical environmental area. I have to say, I'm pleasantly surprised. Much to our surprise, the Supervisor wants to just skip that whole thing and go right to an aquifer overlay district, which is much stronger, which would have rules and it would be zoning and have rules and regulations. I think what he was telling us was that the stakeholders who he spoke to about it, would be more comfortable with that rather than with something that's open to interpretation, which the CEA would be. So, the next meeting he's going to send you invitations to, it'll be July 21st at 10 a.m. In the meantime, send out the Dover Plains overlay district and whatever other samples that Gretchen from Hudsonian might come up with. They're going to look at Fishkill on some other developed areas. I think that's great news and a long time coming and hopefully it'll happen.

Paul Vermilyea: I have a property, 5 Clinton Street. It's a long driveway, approximately 125 feet. My sewer line travels out the driveway and goes out and hits Clinton Street. At that point, nobody knows where it goes. Twice Clinton Street has been dug up. I owned 13-15 Clinton Street for quite a few years. In the process, twice now the street's been dug up, there was supposed to be a new main put up there for four houses to tie into. Now I know that my property, a line was done in 1956. Almost 66 years old. In all this time, nobody in this Village can tell me where that line goes to or where it ties up. But it's bubbling out of ground here, so you can start digging here. Now, having worked in the field, I know that water comes up at the point of least resistance, which does not

mean that right here is where my leak is. My leak could be 100 feet up Clinton Street. But I'm being asked to start right here and dig the whole road up at my expense. I don't feel that's correct. When twice the Village has been up there was supposed to put a main in to tie in to the main on Gladstone and it was never done because they did not want to go through and get the DEC permits necessary. Which some DEC permits are a lousy \$25 permit. Other DEC permits may take much more time depending on where we are and what we're doing. I'm looking for a little assistance here because I don't feel it should be my responsibility to do an exploratory on Clinton Street. Now I'm willing to start at my property and go all the way down the driveway, out to the street and replace everything. But to go another 100 feet down the road I don't feel is proper, especially when twice the road was dug up and that line that main was supposed to be put in. Two weeks ago, I was told, give me \$150 for your dig permit and we want a 1500 dollars check that we will hold as a bond. Okay. I put the thing in on Friday. Monday morning, both checks got cashed. So, you got my money. I still haven't got a dig permit. And that's been two weeks. I haven't got a phone call. I've got nothing. And I've got no service from your gentleman that runs the department. The only thing he's told me is water is coming up out of the ground. Put down your line. Start digging here and go. I don't think that's right, especially when twice the road was taken up and twice that lateral was supposed to be put in to tie in for four people. Before I start tearing up a road at my expense, I'd like a little bit of assistance here from the Village.

Payment of Audited Bills

Trustee Sebring made a motion to approve payment of audited bills. Seconded by Trustee Elliott. All ayes. Motion carried.

Trustee Pearson: Paying bills for the sidewalk. That's not done yet. There's more to still pay for them?

Manager Revella: That's about half.

Correspondence

Trustee Sebring: I got one from Mrs. Skinner about text messages.

Trustee Thompson: Nothing for me.

Trustee Elliott: I received the same one that Brian received.

Trustee Maher: Same. Just the email from Elizabeth Skinner.

Trustee Pearson: Same and also one from Mr. Bliss about a big tree for a grant that they're getting to plant at Wooster.

Deputy Mayor Carley: Same comments.

Mayor Ramos: I too received the same email from Skinner and also the email from Mr. Bliss.

Miscellaneous Comments from the Board of Trustees

Trustee Pearson: The shed that was moved from Olley to Bradley. That is the same shed.

Manager Revella: Yes.

Trustee Pearson: Did they repaint it?

Manager Revella: I don't think so. It's like light gray.

Trustee Pearson: No, it was tan. It's gray now.

Manager Revella: No, there's a tan shed at Olley that's still there. It's got a single garage door.

Trustee Pearson: It was beige before. Mayor, did you ever hear back from the letter that you wanted to send to the Manager for the railroad from your Senator. Did you ever get anything?

Mayor Ramos: We're working on it.

Trustee Pearson: So, you didn't get it before his meeting?

Mayor Ramos: No.

Trustee Pearson: Okay. Sad to say that trees were cut down in Olley Park that were planted. I don't understand it. It frustrates me to no end. I ask to have them saved and marked. Just so you know. I like that little bit more information, some of the reports. Thank you very much for doing that. Ambulance. I did go to the ambulance meeting. I can say a little bit about it if you don't mind. They have not gotten a report from the consultant yet. The consultant is now going to be scheduled for July, maybe is what I'm hearing mid-July. The fire department in Montgomery is no longer doing calls for health issues except for unresponsive people. Otherwise, they are not doing any ambulance calls other than echo. They have stopped doing all of that as well in Montgomery, just like Walden stopped. New Windsor Ambulance Corp is taking over Cornwall. They've had the most of answered calls this May, but they've had 215 calls and that's 89%. They had a good month, but they were able to get to a lot of the calls. I just want to relay that because I went to the meeting, anybody watched it. When I am reading the financial report, I have some concerns with what is being reported and what we budgeted. Do we need to worry about not buying certain things to have money to pay for things that are in this report? Do we need to worry about where money's coming from because it wasn't maybe budgeted properly?

Manager Revella: Yes.

Trustee Pearson: Does the board need to talk about what we're going to do with the budget and not buy certain equipment?

Manager Revella: The bonding items is separate. Not going to take an issue whatsoever with the budget. Line items, going to have to talk about. And we're not exactly sure yet. Kelly's working hard to get to that point. Once we're at that point, we will have to have a discussion up here as to what to do going forward. Yes.

Trustee Pearson: You don't think that anything like not buying a police car is not going to help?

Manager Revella: Not at all. Zero. It's in a bond. Not going to help the budget because we can't use that money for something else. It's only for that purpose.

Trustee Pearson: Well, it could be transferred.

Manager Revella: No, it cannot.

Trustee Pearson: Why?

Manager Revella: Because the bond. That the bond is issued for that purpose.

Trustee Pearson: What did we buy this that is not bonded?

Manager Revella: Nothing yet.

Trustee Pearson: Did we already buy the lawnmower?

Manager Revella: They put the PO in for the lawnmower, which is \$12,000, but it's actually less like \$8,000 now.

Trustee Pearson: I would like to be really diligent and where we need to be going soon.

Manager Revella: The Department Heads know that they need to be conservative and what's going on right now, because we don't have a 100% clear picture yet until she's done doing that. So, they're aware.

Trustee Pearson: I also want to talk about the Community Center and not putting the parking on the right side and putting it on the left side, because I think that right side would make a beautiful bluestone patio that we could utilize and put some benches out there for people who want to come out to that building. I think it's the perfect spot for it instead of the other side. I think it's closer to the flagpole in the proceeding that's there. It's closer to the playground if the kids are going to go play.

Manager Revella: Don't you want the handicapped people to be close to those things?

Trustee Pearson: I think they can get in the side of the building. I don't understand.

Trustee Pearson: The front of the building is kind of in the middle.

Manager Revella: It's not to the right where the real offices are. If they have to go there for the offices, they need to be on the right where the bathrooms are as well.

Trustee Pearson: Where they going for the office, that's all Recreation Department.

Manager Revella: Handicapped people use recreation.

Trustee Pearson: I get it. But I still think it's going to be nicer on the other side where it was originally going to be.

Manager Revella: It was originally going to go on that side before we extended the building. That's one of the issues. The building got extended and that's when they got moved.

Trustee Pearson: Where the garbage cans going?

Manager Revella: The dumpster? Where it is now.

Trustee Pearson: So, whoever's in the kitchen sticking all their garbage across everything out.

Manager Revella: For now, yes. Until we redo that parking lot.

Trustee Elliott: Can the Village send a camera down Clinton Street?

Manager Revella: We have.

Trustee Elliott: The problem is not is the street?

Manager Revella: They dyed it and it's there. The dye came out in the street. Exactly where it's coming out, that's the question we're not sure of.

Trustee Elliott: Will the camera determine where that's coming even if we just did the street?

Paul Vermilyea: I used to work at Stewart Field. I did have water collection distribution. When it became an airport, my job was eliminated. What I know is that I went and got Walt Sweed's equipment, and I tried to track my line. Fred Perna, made it 50 feet with the camera. That was all he could get. I got Walt's stuff. I got 50 feet. Which basically brings me out of the house and into the driveway and it stops. My thing is, is that's where I'm going to start. Nobody can get any further. The line I know was put in in 1956, because my mom and dad owned one of the houses. The right away was bought from. I figured best thing that I can do right now is I know I got a problem. I got 150 foot that I'm going to dig up down the driveway from the house, replace everything. But what I'm looking for is the lateral in the street, which nobody knows. I don't feel that at this point it's my responsibility to go do an exploratory when I know where the water is coming out of the ground, but water comes out at the point of least resistance that leak because we got to a hard pad. That leak could actually be 50 feet from my house. It could be trickling right down inside the pipe. I won't know until I start digging, but I can't start digging without a permit, which was put in two weeks ago. Checks were cash two weeks ago. Mr. Revella, could I have a meeting with you this week?

Manager Revella: Of course.

Manager Revella: Trustee Elliott, just so you and the board knows, the bonds are held in escrow, so those checks are held in escrow. So that's why we have to put them through and then hold them until the job's done. And then for Mr. Vermilyea's purposes, the Clerk had messaged yesterday. They just need a sketch to get the permit issued. A sketch of where you're digging so they can issue the permit.

Paul Vermilyea: *inaudible* Everything was done. Fred was up there. He knows that I'm starting in the driveway, not in the street.

Manager Revella: You didn't get the email yesterday from the Clerk?

Paul Vermilyea: No.

Trustee Elliott: Did we ever get the FOILs back from the Town?

Mayor Ramos: I was just about to comment on that when I make my comments.

Trustee Sebring: Can we change the time of the meetings from 630 to 7?

Manager Revella: That's up to you guys.

Trustee Elliott: I know it's hard for me to get here.

Mayor Ramos: We'll discuss it.

Trustee Sebring: Did the Parks Department get the field groomer?

Manager Revella: No. It's not in the budget. We approved the mower not the groomer. And if it was in there, we wouldn't be buying it yet because there's some issues with the budget.

Trustee Thompson: I would like to say that Flag Day was a big success. The committee always does a really nice job. It was well attended, and it went off without a hitch. CEA. We met with Supervisor Maher today. As Mrs. Matisse said, it was actually a very good, very productive meeting. At first, I thought I was a little disappointed that they were not really gung-ho on the CEA but as the dialog progressed and it became apparent that they wanted to actually incorporate more into a local law, I think it will in the end afford us more protection. So, to do the overlay district for the aquifer. It's probably going to take a little bit more time because we had done all the legwork for the CEA. But all of that work it won't be disregarded. It can be utilized when they continue to work on a law. And the reason why is concerns about liability, because the language was not strong enough for their purposes in the CEA. We still have a good chance of getting our wellhead protection in place. Just everybody needs to be patient. I also wanted to ask about the ambulance situation because I keep going to the town meetings when I see something on the agenda that I think has to do with our Village. There has been not a peep about the consultants. One of the last meetings that we had, Mayor Ramos and Brian Sebring and Cheryl and I with the consultants, they had made comment that they were reaching out to the different Fire Commissioners. I don't believe that's taken place. I asked the Fire Commissioner in Walden and the secretary and there's been no communication. I don't know what's happening with that. But our committee was hoping to have information to share and report to our board by the end of June, because we were told the consultants would be meeting with the town early in June, and that has not happened. So again, everybody be patient because we want their information so we can make the best decision for Walden. Trustee Pearson talked about the trees being destroyed at Olley Park. The Meadow project that we'd been working on so hard at Wooster's Grove. Don't know what happened, but the meadow got decimated. So, I'm hoping that before the end of the summer, it begins to come back. Otherwise, we're going to have to wait till fall because it had its first cutting a little too early. So, for everyone in the community who wanted to know how that project was going, not exactly as anticipated, but we're not giving up yet. Climate Smart. I thank John Revella for all his work to help me do what we have to do. We're very, very close to having our submission ready to turn in to the state, so that's a good thing. Hopefully we'll have that done in the next couple of weeks. I don't know if we're going to hit the July marker, but we should definitely make the next one. We're in good shape with that. And the other thing that I would just like to ask about is the use of the stones that came up on Ulster Avenue. The board talked about that and the agreement was, yes, if enough of it could be salvaged that we would utilize it somewhere else in the Village for a project. I'm hoping the Community Center might be the project, but if not, I think the completion of the waterfront park would be another nice spot to use that stone. So, I hope this board will also feel the same way that the previous board did to utilize that lovely old stone. I'm not quite sure the age of it. There's little disagreement on how old that stone is. I thought it was old, like turn of the century old. And, to me, so many lovely historic things in Walden have been lost and we have markers everywhere, but the actual physical beings are lost. So, I thought it would be very, very nice if we could utilize that lovely old stone somewhere else in our Village, if it has some historical significance.

Trustee Sebring: Flag Day. That was well-attended. It was a good ceremony. The weather did hold off and it was quite a crowd. It seems to be getting more and more participants as the years go on because we're one of the few that have the Flag Day.

Deputy Mayor Carley: I had the opportunity to attend Mr. Millspaugh's funeral, and it was well attended. I saw Trustee Pearson and Trustee Thompson there. Just wanted to say, I appreciate everything that he did for the Village. I've only known him for a short amount of time. But the times I did have those conversations with Mickey. It was exactly what everyone else said, detailed and

hysterical, meaning that he gives you a lot of information concerning something which I thought was good, but it was comical to see how the family and he actually did that with his family. I also attended the SPOMA that's a sacred place of my ancestor's event that was in Wooster's this weekend. It was attended okay. It was given by the Town. I thought it could have been more people there, but it was a good crowd there and they had several events. One of the things I do want to follow up on for the empanada restaurant, was the information given to him concerning the nuisance?

Mayor Ramos: Yes.

Deputy Mayor Carley: Okay. Also had an opportunity to talk with Randi from the Business Association and I told our reach out to her this week. Just kind of formulate a plan to start bringing together the business associations with for Walden. I will also reach out to Trustee Pearson if she doesn't mind to also to help with spearheading that then endeavor to see if we can get it back up to like it was. I did have a question and I wasn't on the board at the time when this was passed that the cost of the sewer repair in the street was now the homeowner's responsibility.

Manager Revella: The lateral. Water and sewer. The sewer has always been that way. It's never going to change. That never changed. Only the water

Deputy Mayor Carley: I just think that needs to be looked at personally. I feel, sir, what you're saying, I understand. If you can have Mr. Perna, give us a brief back on that. It's a legit concern.

Manager Revella: I would have to talk to you about sewer mains and why we can or cannot put in certain places, but some of them are of a legal nature. Not sure how to talk about here. Others are logistics. I mean, may not make sense due to whatever reason. I don't know. It could have been because of rock, could have been because of something else.

Deputy Mayor Carley: I guess it's one of those things I just really believe in is communication and having an open dialog and it help people ease their tensions. Not saying that everyone has to agree with whatever the rules are. But as long as we communicate openly and consistently and accurately. I'm not saying everybody's going to be happy with it, but no one can say that we're not communicating. That's what I'm hearing. I think we should just get a back brief on, that whole process. I'm not familiar with everything on it and I'm not sure. The board has been here a long time, so they're probably all educated, but I'm not, on that. The projected time frame for the budget concerns.

Treasurer Kelly: I'm just trying to troubleshoot the other things that kind of fell by the wayside in the last 2 months. Trying to do disaster recovery. Figure out what is priority. *inaudible* it's also our busiest month. So many residents, down in staff.

Manager Revella: All the water bills. All the tax bills are all due now.

Deputy Mayor Carley: Did we ever get a volunteer or some money to help in the front office?

Manager Revella: We advertised, we got some interest and we talked to a couple of people. We have one left to talk to. It's been thin. It's only a short period of time, so it's hard for someone to commit to that. But we've had other staff help from time to time from other departments, but it's hard too, they're busy as well.

Mayor Ramos: Just for informational purposes, the tentative date for the ambulance consultant is July 16th. They're going to brief the town board. I don't know if we're going to receive a report prior.

Trustee Thompson: July 16th is a Saturday.

Mayor Ramos: Okay. I'll look at his email again. I attended Juneteenth SPOMA event that the Wooster Grove, awesome people there. Brought back some memories of my City Newburgh days and saw some of the participants. Flag Day ceremony. Again, it's always a heart heartfelt event for me. Well done to the committee and to everybody who has done the work in preparing the place. Attended PBF Brazil Fusion ribbon cutting on Saturday. Very well attended. Music, food and welcome to Anna and Leo to our Village. On Monday this past, myself and the Historian, his family. We cleaned historic markers. I know what traditionally it's done in April, but obviously with this pandemic and everything else, we finally got to do it. I attended Visions Placemaking. The topic of the day was making old places into new places. A lot of projects that have gone around Middletown, City in Newburgh, taking down or redeveloping these older structures into, booming businesses, is phenomenal. A lot of business people that were engaged along with the county IDA visions and all the other team players that make these projects possible. I did a walk around with the MPB grade 4 Civil War Monument along with Ms. Matise. Had a great time. Those sponges are just awesome to sit and talk to. Makes me wish that I was in grade 4 again.

Read Community events into minutes

Trustee Elliott: The FOILs for the Ambulance Corp.

Mayor Ramos: I did receive them last Friday. Almost 200 pages. I'm trying to find a venue or two to print them up. I'll be getting them soon, you know. I just received them, which is not timely.

Trustee Maher: Could you keep them electronic and share with the members?

Mayor Ramos: Yes. If you start seeing email flows, it's going to be one at a time, one segment. There is a lot of material and either you're going to hurt my driver or I'm going to hurt yours.

Trustee Elliott: Can we send them here and have them printed out here?

Mayor Ramos: It's a lot of paper, isn't it? I will get back to you on the date.

Trustee Sebring made a motion to adjourn. Seconded by Deputy Mayor Carley.

Trustee Pearson: I'd like to go into executive session.

Trustee Sebring withdrew his motion.

Executive Session -Employment History of a Particular Person

Trustee Pearson made a motion to enter into executive session to discuss employment history of particular person. Seconded by Trustee Maher. All ayes. Motion carried.

Reconvene

Trustee Pearson made a motion to reconvene the regular meeting of the Board of Trustees. Seconded by Deputy Mayor Carley. All ayes. Motion carried.

**Village of Walden Board of Trustees
Regular Meeting
June 21, 2021
Motions & Resolutions**

Public Hearing - OLI

Trustee Thompson made a motion to open the public hearing for OL-I. Seconded by Trustee Sebring. All ayes. Motion carried.

Trustee Sebring made a motion to keep the public hearing until August 2, 2022. Seconded by Trustee Thompson. All ayes. Motion carried.

Public Hearing – CDBG

Trustee Elliott made a motion to open public hearing for CDBG. Seconded by Trustee Maher. All ayes. Motion carried.

Trustee Pearson made a motion to close public hearing – CDBG. Seconded by Trustee Sebring. All ayes. Motion carried.

Approval of June 7, 2022, Minutes

Trustee Sebring made a motion to approve the June 7, 2022 Minutes with the changes. Seconded by Trustee Pearson. 5 ayes. 1 abstention (Trustee Maher). Motion carried.

DEC Consent Order

Trustee Maher made a motion to authorize Village Manager to sign the DEC Consent Order and pay \$5,000. Seconded by Trustee Sebring. All ayes. Motion carried.

Section 305-21 - Fences

Trustee Thompson made a motion to set the public hearing for Local Law 4 of 2022 - Fences for August 2, 2022 at 6:30pm or soon thereafter. Seconded by Trustee Sebring. All ayes. Motion carried.

Park Request Use- Alcohol Use

Trustee Thompson made a motion to approve the Park Use Request - Alcohol Use at Olley Park on July 10, 2022. Seconded by Trustee Sebring. All ayes. Motion carried.

Resolution 1-22-23 – Budget Transfers

Trustee Sebring made a motion to approve Resolution 1-22-23 - Budget transfer. Seconded by Trustee Elliott. All ayes. Motion carried.

Discussion – CDBG

Trustee Thompson made a motion to approve to file for a CDBG grant for I&I. Seconded by Trustee Sebring. All ayes. Motion carried.

Easement – Olley Park

Deputy Mayor Carley made a motion to approve Easement with NYSEG for Olley Park. Seconded by Trustee Elliott. All ayes. Motion carried.

Surplus Village Manager Car

Trustee Elliott made a motion to surplus the Village Manager's vehicle. Seconded by Trustee Pearson. All ayes. Motion carried.

Payment of Audited Bills

Trustee Sebring made a motion to approve payment of audited bills. Seconded by Trustee Elliott. All ayes. Motion carried.

Executive Session -Employment History of a Particular Person

Trustee Pearson made a motion to enter into executive session to discuss employment history of particular person. Seconded by Trustee Maher. All ayes. Motion carried.

Reconvene

Trustee Pearson made a motion to reconvene the regular meeting of the Board of Trustees. Seconded by Deputy Mayor Carley. All ayes. Motion carried.