

**Village of Walden
Board of Trustees Meeting
February 24, 2009
MOTIONS AND RESOLUTIONS**

Introductory Local Law I-1 of 2009 – “Subdivision of Lands”

Trustee Hurd moved to close the public hearing. Seconded by Trustee Millspaugh. All ayes. Public hearing closed.

Trustee Hurd moved to declare the Board of Trustee lead agency and to declare a negative declaration with regard to SEQRA. Seconded by Trustee Norman. All ayes. Motion carried.

Trustee Hurd moved to adopt Introductory Local Law I-1 of 2009, “Subdivision of Land” as Local Law No. 2 of 2009. Seconded by Trustee Rumbold. All ayes. Motion carried.

CBDG Contract – Gladstone Avenue Water Tank

Trustee Norman moved to authorize the Mayor to sign the CBDG Contract for the water storage tank grant. Seconded by Deputy Mayor Matise. All ayes. Motion carried.

Budget Review

Trustee Norman moved to set the following dates for budget review; March 25, 26, 27, at 7:00pm. Seconded by Trustee Hurd.

Trustee Norman amended her motion to include March 25, 26, 27, 30 & 31 and April 1, 2 and 3 at 7pm. Seconded by Trustee Hurd. All ayes. Motion carried.

Set Date for Board of Trustees Meeting for Ratification of PBA Contract

Trustee Wynkoop moved to hold a special meeting on March 6, 2009 at 6:30pm for the ratification of the PBA contract. Seconded by Trustee Norman. All ayes. Motion carried.

Set Date for Board of Trustees to Meeting with Exempt Employees to Discuss Benefits

Deputy Mayor Matise moved to hold a special meeting on March 3, 2009 at 6:30PM to discuss employee benefits with the exempt employees. Seconded by Trustee Hurd. All ayes. Motion carried.

Letter of Intent for Restore New York Grant Application

Deputy Mayor Matisse authorized the Mayor to sign the letter of intent for the Restore New York grant application. Seconded by Trustee Wynkoop. All ayes. Motion carried.

Approval of Minutes

Trustee Norman moved to adopt the minutes of February 10, 2009. Seconded by Trustee Hurd. All ayes. Minutes adopted.

Audited Bills

Trustee Rumbold moved to pay the audited bills of February 24, 2009. Seconded by Trustee Wynkoop.

Trustee Rumbold amended her motion to withhold the Stantec bills regarding any duplication or gathering of our documentation. Seconded by Trustee Wynkoop. All ayes. Motion carried.

Certificate of Appreciation

Mayor Pearson moved to send a certificate to the Lupinski's. Seconded by Trustee Hurd. All ayes. Motion carried.

Letter of Support-Orange Arts Grant

Trustee Norman moved to authorize a letter of support to the Women's Club for the Orange Arts grant. Seconded by Trustee Hurd. All ayes. Motion carried.

Adjournment

Trustee Norman moved to adjourn. Seconded by Trustee Hurd. All ayes. Meeting adjourned.

**Village of Walden
Board of Trustees Meeting
February 24, 2009**

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

On roll call the following were:

Present:	Mayor	Becky Pearson
	Deputy Mayor	Mary Ellen Matise
	Trustees	Mary Jean Norman
		Roy Wynkoop
		Richard Hurd
		Susan Rumbold
		Marcus Millspaugh Jr.

Also Present:	James C. Politi, Village Manager
	Nancy Mitchell, Village Clerk
	Kevin Dowd, Village Attorney

Trustee Norman stated that on behalf of the Mayor and the Board of Trustees she wished Trustee Rumbold a very happy birthday.

Public Hearing – Introductory Local Law I-1 of 2009: “Subdivision of Lands”

Mayor Pearson presented the Affidavit of Publication, Affidavit of Posting Notice and Notice of Hearing, which was read by the Mayor.

There were no comments from the public.

Trustee Millspaugh stated that he would like it made more specific the advantages of the whole project of clustering. He would like a line or two added to the legislative intent.

Mr. Dowd stated that if you add verbiage that changes the law and you would have to have another public hearing.

Trustee Rumbold explained that it already is in the legislative intent.

Trustee Millspaugh stated that in the future he doesn't want to act on something when it's put in front of him the night that it is acted on.

Mr. Dowd stated that was put before the Board at the last meeting and the Board decided to put it on the agenda for a public hearing this meeting by a majority vote.

Trustee Rumbold stated that we're only allowing the Planning Board at their discretion to make that decision. Wouldn't it be incumbent on the Planning Board to make sure their decision meets that criteria?

Mr. Dowd stated that is what the law says.

Mayor Pearson asked about the notice of violation from the DEC and what affect this may have on there. There is an enforcement action against the Village on our treatment plant and SPEDES permit. She wonders if the Village should wait the outcome of that would be before we do anything in this respect. Should we be looking at that?

Mr. Dowd stated that the whole issue of sewer capacity and sewer flows and alike is part of the scoping document that they went through with the Planning Board as well as it will be in the DEIS and the FEIS. This will be studied from an environmental impact point of view and DEC will have its say as an involved agency. The DEC has to approve the extensions of the sewers into the project. If they are not satisfied with the workings of our plant they could put a moratorium in affect. They can also make suggestions for this project and any other project in the Village.

Mayor Pearson asked if the Board should be concerned at this level right now.

Mr. Dowd stated that all the Board is doing is authorizing the Planning Board to consider a cluster. Not to approve a cluster, but to consider the cluster and their discretion to approve it. All of that needs to be studied if it's going to be considered as part of the environmental impact statement, which is a long process.

Trustee Wynkoop stated that he has a great deal of confidence in the Planning Board that they will look this project over. Mr. Jacobowitz and everyone involved in this project seem very anxious to do anything they can do. He has no problem with this.

Mr. Jacobowitz stated that Trustee Millspaugh's question is a good one and he thinks they've covered it twice. Part is in Section 1 intent, but on Page 2, Section 3, Sub Paragraph 4 there is a specific direction for the Planning Board to comply with Village Law Section 7-738 and 7-738 is the section that has the language that the Mayor is most interested in.

Trustee Hurd moved to close the public hearing. Seconded by Trustee Millspaugh. All ayes. Public hearing closed.

Trustee Hurd moved to declare the Board of Trustee lead agency and to declare a negative declaration with regard to SEQRA. Seconded by Trustee Norman. All ayes. Motion carried.

Trustee Hurd moved to adopt Introductory Local Law I-1 of 2009, "Subdivision of Land" as Local Law No. 2 of 2009. Seconded by Trustee Rumbold. All ayes. Motion carried.

Village Manager's Report

Manager Politi stated that Walden Day Care Center has almost completed the back building. The in kind of work allows them to shift the \$15,000 to the house. It is going well. The requests went out.

Manager Politi stated that the Department of Labor did an inspection of this building and all the violations have been corrected.

Manager Politi also stated that VRI Environmental is on site. We have a short term contract.

Manager Politi stated that the request for proposals for the civil engineering services, we've received five and there has been a lot of interest in it.

Manager Politi stated that he met with Orange County Community Development regarding the water storage tank. That was a kick off meeting. He needs the Mayor's signature on the contract.

Trustee Norman moved to authorize the Mayor to sign the CDBG Contract for the water storage tank grant. Seconded by Deputy Mayor Matisse. All ayes. Motion carried.

Manager Politi stated that he will have the planning agenda for the next meeting.

Mayor Pearson stated that they all got an email on the Delaware Engineering contract signing. What is up with the addendum to the contract?

Manager Politi stated that Delaware Engineering needs to finish up the report first based on their findings. It will be completed by next week and it's from that report how you want to move forward to do the larger scaled items that need to be done.

Trustee Millspaugh asked if DEC has scheduled a visit.

Manager Politi stated, not that he is aware of.

Public Comment

Lynn Schwandt, 143 North Montgomery stated that she would like to make some comments to the Mayor without being rudely interrupted by Deputy Mayor Matisse. At the last Board meeting on February 10th she came before the Board with concerns as to why the Mayor and a couple other's voted not to extend the Village Manager, Jim Politi's contract. Before she could finish her question the deputy mayor interrupted and did not

let her speak. Was she acting on the Mayor's behalf? She quoted what she put in the Wallkill Valley Times on February 11th, "when a governmental body holds a public hearing it is with the intent of listening to the comments and concerns of those present." She also states that the point of conducting public hearings is to act on legitimate concerns. She felt, as a taxpayer she had a legitimate concern regarding the Village Manager. Do not forget that we pay your salaries and his salary with our taxes. If you didn't want to answer her question, she could accept the fact, but she can't accept the fact that she did yell at her and she wouldn't let the Mayor speak. She said she was attacking with her questions. Asking about the Village Manager is an attack on the Mayor; she doesn't see how it is. The last Board meetings that she's attended Deputy Mayor Matise has interrupted Board members and the public 12 times, and 7 of those times she had to be corrected on what she was saying. This is not an attack on her it's just the fact that she has a legitimate concern on how the meetings are being handled.

Suzanne Isaksen, 10 Windrift Lane stated that there was some mention about the DEC and wastewater treatment plant she was wondering what the latest is on that situation. It was reported that there was the potential for a \$100,000 in fines that could be levied and is that still looming over our heads.

Manager Politi stated that Delaware Engineering is finishing up its report. They went through an audit of the plant, and their findings put a lot of operational changes in place. Once we see that report it will tell us what we may be facing with DEC. Right now it looks good. There is a lot of contact between DPW, Delaware Engineering and DEC.

Ms. Isaksen asked if that report was going to be available for the public to look at.

Manager Politi stated yes, through the F.O.I.L. process. She can call him on Monday to see if it's available yet.

Brian Sebring, 84 East Avenue stated that this is directed to the Deputy Mayor, a couple of weeks ago she was by the McKinley Monument with the DOT. He understands that the Village had talked to the DOT about the problems by the monument. Did the Board authorize her to go and meet with DOT?

Deputy Mayor Matise stated that the manager knew she was meeting with the DOT and he met with her.

Mr. Sebring asked if the Board authorized her.

Deputy Mayor Matise stated that the Board does not have to authorize everything that each Trustee does. She can meet Eddie Diana, County Executive if she wants to.

Mr. Sebring asked if she doesn't trust her own employees of this village that they can meet with DOT and bring the information back to the Board.

Deputy Mayor Matisse stated that it's not an issue of trust.

Mr. Sebring asked why there have been two meetings of the same problems.

Deputy Mayor Matisse stated because they haven't dealt with them yet.

Mr. Sebring stated that we're paying the departments to do their job. Why not let them do it.

John Cappello, 78 Ulster Avenue stated that he is here tonight on behalf of the Orange County Citizens Foundation. Last May the Citizens Foundation helped with an event in the Village of Walden, place making tours. They did eight communities during the year. They did a walking tour of the Village. March 13th from 8am to 4pm they will be at Mt. St. Mary's college in Newburgh where the land use committee will be making a presentation on what makes a great place for a community. He presented the Mayor with a certificate in recognition for the villages' participation.

Set Dates for FY 09-10 Budget Review by Board of Trustees

Mayor Pearson asked the manager if he is still saying March before they move anywhere with this budget.

Manager Politi stated that he is saying he has until March 20th to deliver the budget. He will try to get it to the Board sooner.

Deputy Mayor Matisse stated that it doesn't seem like a lot of time. She stated that last year they started at the end of February and it took the whole month of March for review.

Manager Politi stated that he is reserving his right as the manager under Village Law that he has until March 20th to deliver that document. If he can deliver it quicker he certainly will.

Mayor Pearson suggested they wait until the 20th and move forward from there. If they have to meet every night they will meet every night.

Trustee Norman moved to set the following dates for budget review; March 25, 26, 27, at 7:00pm. Seconded by Trustee Hurd.

Trustee Norman amended her motion to include March 25, 26, 27, 30 & 31 and April 1, 2 and 3 at 7pm. Seconded by Trustee Hurd. All ayes. Motion carried.

Set Date for Board of Trustees Meeting for Ratification of PBA Contract

Mayor Pearson asked if they could talk about this tonight.

Manager Politi indicated that he wanted the labor attorney present to explain the contract to the Board.

Mayor Pearson stated that she has a question about how that all happened. She thought the Board authorized it to go to the, coming from the PBA to our attorney which was going to the arbitrator.

Manager Politi stated that the Board asked him where it was. It was with our attorney. It went back and forth once or twice. It went back and forth and it was completed, so it's not going back. You have a final document right now that can be ratified. It doesn't have to go back to arbitration.

Mayor Pearson stated that her concern was that is not the direction the Board sent the Manager in.

Manager Politi stated that the Board did not direct him to send it back to arbitration.

Trustee Rumbold stated that what they said was if there were still issues then it would have to go back.

Manager Politi stated that the issues are gone.

Trustee Wynkoop moved to hold a special meeting on March 6, 2009 at 6:30pm for the ratification of the PBA contract. Seconded by Trustee Norman. All ayes. Motion carried.

Set Date for Board of Trustees to Meeting with Exempt Employees to Discuss Benefits

Deputy Mayor Matise moved to hold a special meeting on March 3, 2009 at 6:30PM to discuss employee benefits with the exempt employees. Seconded by Trustee Hurd. All ayes. Motion carried.

Letter of Intent for Restore New York Grant Application

Manager Politi stated that this is round three of the grant application.

Ray Ozman stated that the first thing the Village has to do is to fill out and send out a form of intent to apply for Restore New York funding. He would be glad to fill out the form for the Village's consideration. That does not obligate the Village to do anything. He is willing to work with any applicant on this.

Deputy Mayor Matisse authorized the Mayor to sign the letter of intent for the Restore New York grant application. Seconded by Trustee Wynkoop. All ayes. Motion carried.

Road Intersection Concerns for Fire Apparatus Access with Fire Chief Kurtz and Police Chief Holmes

Fire Chief Kurtz stated that he and Police Chief Holmes looked at the streets of concern. The supervisor of public works also went out with them. They looked at Valley Avenue, Orchard Street, and Liberty Street.

Chief Holmes stated that Valley Avenue concerns are the turning radius coming down William and Lincoln Streets. There was talk of moving the parking from one side of the street to the opposite side. The complaint was during the winter time the driver's side door opens into a snow bank. If you are coming down from those intersections of Lincoln and Williams you have a clear shot so if you're in a small car and you look at the intersection you can see clearly. You have to consider winter too. His recommendation is to leave the parking where it is. There are some areas that they looked at where there are driveways and there are also fire hydrants there. They would like to have the fire hydrant areas marked out just like Main Street. They should mark the no parking to corner areas, more signage and mark the streets better. They might have to have no parking at T intersections, but they will have to take another look at this. Lafayette Street is a small street and one thing that has to be considered is one side of the street parking. They looked at Orchard Street, the low area by the bridge to the factory, in the winter is the roughest time and they are suggested no parking on one side of the street from November 1st until April 1st. During the rest of the year there is no problem. Other streets just need a little more signage, parking from here to corners.

Trustee Rumbold suggested they wait until spring to do that markings.

Chief Kurtz stated that the way it is now it's too tight to get the fire trucks through.

Trustee Rumbold asked who will enforce the new signage.

Chief Holmes indicated that it would be the fire and police departments.

Trustee Rumbold asked if they will report back to the Board 30 days after the pieces are in place.

Mr. Lamendola stated that it would be in the summer before they can report back.

Mr. Adams stated that in the winter people park further in the road so they can get out of their cars, which narrows the road.

County Waste Refuse Pickup-implementation of Containers

Manager Politi stated that County Waste has approached the Village because they would like to try to use the automated refuse collection system. That is the container system that they pick up with an arm. It would be select areas of the Village where they can make it work.

Mayor Pearson asked if there is a list of streets.

Manager Politi stated that they will be giving a list.

Mayor Pearson asked if this is an information item for the Board or does the Board have to make a decision.

Manager Politi stated that they can pick up garbage as they see fit. There is no restriction unless the Board feels it's inappropriate.

Mayor Pearson stated that she is concerned with damage to trees.

Trustee Hurd stated that he is concerned with the weight of the garbage cans and steep slopes. Would they consider making it optional?

Manager Politi stated that he can't answer for them, but he would guess no because they would need two trucks. They do have three sizes of containers.

Mayor Pearson requested a list of the streets.

It was the consensus of the Board to hold off on this until a list is received.

Manager Politi stated that he will ask them where they will be doing this and if there is an option for the size of can is there.

Trustee Hurd asked if they can have more than one can.

Mayor Pearson stated that a letter was received from May Marchal asking for the senior discount on garbage. She is a tenant, not a homeowner. She pays the garbage bill.

Trustee Rumbold stated that one of the reasons the Board didn't want to give senior renters the discount is because it would be hard to keep track of the tenants.

Deputy Mayor Matise asked why the bill goes to the tenant.

Manager Politi stated that it's the preference of the lease.

Deputy Mayor Matise stated that the Village should bill the owner and they can bill the tenant.

It was the consensus of the Board that in order to get the senior discount you have to be a homeowner and occupy the residents. This request was denied. They directed the manager to write a letter to Mrs. Marchal.

Trustee Millspaugh asked that the hauler be asked if there is anything they can do.

Public Comment on Discussion Items

John Revella stated that he noticed that some of the streets in the business district are marked with squared out sections. He doesn't know if it's enforceable for outside the block to get a ticket. If its working can they implement that in other areas of the business district. He also asked why the Village didn't go for five years on the garbage contract because it was a good price. He also asked if the containers were supplied by the garbage company.

Manager Politi stated that they would be supplying the containers.

Mr. Revella asked if recycling containers were available.

Manager Politi stated yes.

Stacy Clark asked the Board to consider senior discounts for seniors who are landlords but do not occupy the property.

Manager Politi stated that in order to get the discount you need to be a senior owner occupant.

Ms. Clark stated that one of her tenants does not use the garbage collection. She pays for the tenants' garbage collection.

Trustee Norman asked what her tenant does with there garage.

Ms. Clark stated that they take it to work and dispose of it. She asked if she has the right not to participate in the garbage service.

Trustee Norman stated no.

Mayor Pearson stated that the decision of the Board is its owner occupied seniors that get the discount.

Jose DeJesus asked if the garbage company goes with the new containers do they charge for a second.

Manager Politi stated that he will ask.

Mr. DeJesus asked if you get one container are you restricted to that one container.

Manager Politi stated that they could get another container he just doesn't know if they would charge for it.

Mr. DeJesus stated that it was in today's newspaper that the companies will be charged \$25.00 per ton for recyclables. He was wondering if the Village has been spoken to about it.

Manager Politi stated that there is a contract for pick up. He hasn't heard anything.

Deputy Mayor Matise stated that its in the contract if the tipping fees go up our rate can go up, but the Board asked him to put in the contract if the tipping fees go down the rate goes down.

Mr. Dowd stated that the fact that the county will be initiating the recycling fee you may get a request from County Waste to raise the fee.

Jay Wilkins from the Planning Board stated that the Planning Board requested that they meet with the Village Board at their next meeting on March 2nd over various things that they want to discuss. He was informed by Mr. Dowd that the Village Board turned them down and he would like to know why.

Mr. Dowd stated that he said that based upon a conversation that the Village had that they didn't want to meet with the Planning Board without Central Hudson and the Town Board.

Mayor Pearson stated that it wasn't brought to their attention. To their attention it was their meeting that they had planned with the Planning Board with Central Hudson, Town Planning Board and your Board. That is the discussion they had about getting it all together for one meeting.

Trustee Wynkoop stated that they had three applicants coming before their Board and the Planning Board didn't want to put them off.

Mr. Wilkins stated that they wanted to talk to the Board about issues they have, not with the Town Planning Board or Central Hudson.

Trustee Wynkoop stated that they agreed to make another meeting when it's convenient for the Planning Board.

Mr. Wilkins stated that they want to talk about something other than Central Hudson.

Mayor Pearson stated that they would be glad to speak to them.

It was the consensus of the Board to meet on March 2nd, 2009, 8:00 PM just with the Planning Board.

Mayor Pearson stated that they will reschedule the meeting with Central Hudson. The Board wasn't aware that there were other issues.

Keith Millspaugh stated that in the budget discussion it wasn't mentioned when the public hearing is scheduled for.

Manager Politi stated April 14th.

Trustee Rumbold stated that the public hearing is April 14th and the 28th is tentative adoption.

Mr. Millspaugh stated that he wants to discuss the functioning of the management form of government.

Trustee Norman indicated that is not a discussion item.

Mr. Millspaugh stated that it was discussed tonight and what Mr. Wilkins just talked about wasn't a discussion item. He further stated that his point is that he brought to the attention of a Board, not this exact board, many times about his opinion on how government is set up. According to the law it's a manager/trustee form of government which means the manager is working at the pleasure of the Board. The law says the 18th as the date he can present the budget; it doesn't mean the Board can't ask for it sooner. He would think in these economic conditions that we are facing today that this budget should be considered for a long time by the board and not be rushed into. You're looking at less than a month to set the public hearing and a month and a half to set it. He didn't see it in the minutes saying what the Board thought the reduction should be because you'll have a lot less revenues this year. He asked if any of that has happened to date.

Mayor Pearson stated no.

Mr. Millspaugh stated that the manager makes the budget with no direction from the Board. He realizes when the manager works at the direction of the Board if there are four trustees that are going to vote the same way that is what is going to happen. That is where we have the disfunction in the Village. That is why you see the articles ending up in the paper with the misunderstandings.

Mayor Pearson stated that they are not under the discussion part. He can bring it up at the next meeting.

Approval of Minutes

Trustee Norman moved to adopt the minutes of February 10, 2009. Seconded by Trustee Hurd. All ayes. Minutes adopted.

Audited Bills

Trustee Rumbold moved to pay the audited bills of February 24, 2009. Seconded by Trustee Wynkoop.

Trustee Rumbold stated that she wanted to know when the final documentation is received from Stantec. She noticed the Village has received bills from them for gathering of these items, copying whatever. She has an issue with paying them to initiate and make those documents and now they are making us pay them for gathering them.

Manager Politi stated that he agrees. We already own that documentation so that should not be paid. He will be reviewing that. He is trying to get that number out of there and hold that back. A letter will be going out with all the final projects to get that information from them.

Trustee Rumbold amended her motion to withhold the Stantec bills regarding any duplication or gathering of our documentation. Seconded by Trustee Wynkoop. All ayes. Motion carried.

Correspondence

Mayor Pearson stated that there will be a public hearing regarding the MTA and changes in fares.

Mayor Pearson stated that there is a letter from the Orange County Office of the Aging which talks about costing \$25,000 for a senior citizen center if we have any repairs needed.

Mr. Dowd stated that the Village doesn't own a senior center so they wouldn't be eligible.

Board Comments

Trustee Norman stated that Friends of the Youth are having there 4th annual yard sale at Wooster Grove. They are also collecting pennies for the houses they are building at Olley Park. Manager Politi contacted BOCES for help in starting on the buildings. Brian Sebring said that the Carpenters Union might be interested. Bruderhof is busy with the Day Care Center. If anyone has anything to donate for the yard sale they will pick it up.

Trustee Wynkoop stated that the Ronk house on Sherman Avenue is horrible again. On Route 52 a sign needs to be put up because it's a blind spot and children wait there for the bus which is dangerous.

Manager Politi stated that was brought up to the Chief and when they met with DOT they went to that end of the boulevard to see if they can put a flasher.

Trustee Wynkoop suggest a bus stop sign.

Deputy Mayor Matise stated that there was a tribute to Diana, John and Andrew Lupinski. They were named volunteer of the year for Cornell Cooperative Extension. She suggested a certificate go to them from the Village.

Mayor Pearson moved to send a certificate to the Lupinski's. Seconded by Trustee Hurd. All ayes. Motion carried.

Deputy Mayor Matise asked if the manager was making up a sidewalk list.

Manager Politi stated that they can develop a list as they go, but you have to assign values.

Deputy Mayor Matise stated that she has had people ask about putting the agenda on the web site.

It was the consensus of the Board to put the agenda on the web site.

Deputy Mayor Matise asked about the posting of special meetings on the web site and if it was considered legitimate notice.

Mr. Dowd stated no. You have to contact the press and advise them of the special meeting as your earliest opportunity. You should advertise and post the bulletin board. The web site is not sufficient.

Deputy Mayor Matise stated that after the Chief meets with Chief Amthor about the mutual aid agreement the Board will discuss it.

Mr. Dowd stated that they have a meeting on Thursday.

Trustee Rumbold stated that the calendar is not on the web site. Someone approached her about having the garbage schedule on the web site. She also stated that she has heard many discussions about issues of budgeting money, some times people use their cell phones for personal calls, which has always been a concern. She hopes that Board members who are going to judge the jury for our staff that they would be specially cognoscente of their own actions, the things that we do and the liberties we make. She doesn't think she's entitled to anything and she tries to be very prudent and very careful about taxpayer monies and what she does. She would like to say to the Board she thinks they are going to be looking with a microscope at what other people do that we really need to look within our own selves as well in our actions before we judge anyone else's.

Trustee Millspaugh stated that he attended the library's program at the Episcopal Church and it was very impressive. Coming back there was a sign in front of the municipal buildings door stating that refreshments were being served in the library. He asked if the Village could do a sign like that on the day of a meeting.

Mr. Dowd stated that the law doesn't require it and it is not a substitute for notifying the press. You can have a sign.

Trustee Hurd stated that it sounds like a good idea.

Trustee Millspaugh stated that he is impressed with the progress at the treatment plant.

Deputy Mayor Maise stated that he spoke to the manager about the Women's Club applying for a grant to do a mural in the municipal building. She hasn't formalized the application yet.

Trustee Norman moved to authorize a letter of support to the Women's Club for the Orange Arts grant. Seconded by Trustee Hurd. All ayes. Motion carried.

Mayor Pearson asked where Mr. Dowd was with the A Fund/B Fund.

Mr. Dowd stated that he has had conversations with the Town Supervisor and Town Attorney, Maybrook attorney and Village of Montgomery attorney and there has clearly been some controversy and some reason for the Town to take better care as to how they do their budget next year so the A fund/B fund is much clearer then it is as far as parks and the money they use for parks. He is looking into the dog control officer. The issue of the \$561,000, his understanding is that the Town has passed a bond resolution that they are going to borrow money and that A fund money will be restored with the money they borrow. The first principal and interest will be due in 2010 and the Town will have to decide where they will be getting the principal and interest payment from. It appears to him based upon the Comptroller's opinion, based upon the law suit that ensued where these fees came from, it should be a clear B fund charge. People can differ about that and he knows the other villages feel the same that this is an action that arose out of the Town's comprehensive plan and zoning which we had nothing to say in and it would appear from the Comptroller's opinion that they would agree that planning, zoning, building inspector issues are B fund not A fund. We need to be vigilante in the Town's budget process. That would be when they correct the parks.

Mayor Pearson asked about the comptroller's letter.

Mr. Dowd stated that the letter has been sent, but he's not heard anything.

Mayor Pearson asked about the hole on Pond Road.

Manager Politi stated that it's from a contractor who did the work.

Mayor Pearson asked about the MTA letter.

Manager Politi stated that it will be going to all the pertinent agencies. He will give her the list.

Mayor Pearson asked about the stimulus package.

Manager Politi stated that the primary one will be based upon the report he gets from Delaware Engineering and the secondary will be transportation.

Mayor Pearson asked if anything is being done with the municipal building roof.

Manager Politi stated that he will ask the board that in for the capital budget.

Trustee Rumbold asked, they said they took the money from the A fund, does that effect us.

Mayor Politi stated that the A fund is the Town wide fund which means it's all the villages as well as the town. Your tax dollars pay that. The reason they took it was because they had to pay it and the person they paid it to would not allow them time to borrow from the bank. They will put it back and budget for it in 2010.

Trustee Rumbold asked if the Village should wait until budget time or should we send a letter strongly suggesting they reconsider.

Mr. Dowd stated that the villages are going to stand united to make sure it's done the right way otherwise they are talking a lawsuit.

Mayor Pearson asked the manager about the broken windshield.

Manager Politi stated that he spoke to him twice. He will call him again.

Adjournment

Trustee Norman moved to adjourn. Seconded by Trustee Hurd. All ayes. Meeting adjourned.

Respectfully submitted,

Nancy Mitchell
Village Clerk