

**Village of Walden
Board of Trustees Meeting
Motions & Resolutions**

Hearing – Property Maintenance Violations – 78 Bergen Avenue

Deputy Mayor Rumbold moved to open the hearing for property maintenance violations for 78 Bergen Avenue. Seconded by Trustee Millspaugh. All ayes. Motion carried.

Trustee Leonard moved to close the hearing. Seconded by Deputy Mayor Rumbold. All ayes. Motion carried.

Trustee Leonard moved to permit the building inspector and village manager to solicit bids to correct the violations at 78 Bergen Avenue. Seconded by Trustee Norman.

A Resolution Authorizing the Issuance of \$150,000 Bond of the Village of Walden, Orange County, New York to Pay the Cost of the Acquisition of Various Equipment for Construction and Maintenance Purposes. Such Item of Which Have a Cost of \$30,000 or More Including a Dump Truck and Mini Excavator in and for Said Village

Deputy Mayor Rumbold moved to declare the Board of Trustees lead agency and list this as a Type II Action with regard to SEQRA review. Seconded by Trustee Wynkoop. All ayes. Motion carried.

Trustee moved to adopt A Resolution Authorizing the Issuance of \$150,000 Bond of the Village of Walden, Orange County, New York to Pay the Cost of the Acquisition of Various Equipment for Construction and Maintenance Purposes. Such Item of Which Have a Cost of \$30,000 or More Including a Dump Truck and Mini Excavator in and for Said Village. Seconded by Trustee Wynkoop. On roll call Trustees Norman, Hurd, Leonard, Wynkoop, Deputy Mayor Rumbold and Mayor Maher voted yes. Trustee Millspaugh voted no. Resolution adopted.

A Resolution Authorizing the Issuance of \$350,000 Bond of the Village of Walden, Orange County, New York to Pay the Cost of Reconstruction of Various Village Roads in and Foresaid Village

Deputy Mayor Rumbold moved to declare the Board of Trustees lead agency and list this as a Type II Action with regard to SEQRA review. Seconded by Trustee Millspaugh. All ayes. Motion carried.

Trustee Hurd moved to adopt A Resolution Authorizing the Issuance of \$350,000 Bond of the Village of Walden, Orange County, New York to Pay the Cost of Reconstruction of Various Village Roads in and Foresaid Village. Seconded by

Deputy Mayor Rumbold. On roll call Trustees Norman, Hurd, Leonard, Wynkoop, Deputy Mayor Rumbold and Mayor Maher voted yes. Trustee Millspaugh abstained. Resolution adopted.

Request for Zoning Board of Appeals Cost reimbursement for an Applicant

Deputy Mayor Rumbold moved to deny the request for a Zoning Board of Appeals cost reimbursement. Seconded by Trustee Leonard. All ayes. Motion carried.

Home Rehab Loan Subordination Request

Trustee Hurd moved to subordinate the village mortgage to the new mortgage. Seconded by Trustee Norman. All ayes. Motion carried.

Approval of July 10th Musical Event at Wooster Grove

Deputy Mayor Rumbold moved to approve the July 10th musical event at Wooster Grove. Seconded by Trustee Norman. All ayes. Motion carried.

Request for Hearing Date for 31 Madison & 33 Seeley Street Unlicensed Vehicle Violations

Trustee Wynkoop moved to hold a hearing for 31 Madison and 33 Seeley Street on July 14th, 2009 at 6:30pm. Seconded by Trustee Hurd. All ayes. Motion carried.

Workplace Violence Prevention Program Review

Trustee Leonard moved to adopt the executive draft of the workplace violence prevention program. Seconded by Trustee Millspaugh. All ayes. Motion carried.

Parking at One Municipal Square

Trustee Hurd moved to authorize the attorney to draw up a local law for two 15 minute parking spaces in front of the municipal building. Seconded by Trustee Leonard. All ayes. Motion carried.

Trustee Hurd amended his motion to include 24 hours 7 days a week.

Approval of Minutes

Deputy Mayor Rumbold moved to approve the minutes of June 9th, 2009. Seconded by Trustee Norman. All ayes. Motion carried.

Payment of the Audited Bills

Deputy Mayor Rumbold moved to pay the audited bills for June 23, 2009. Seconded by Trustee Leonard. All ayes. Motion carried.

Executive Session

Deputy Mayor Rumbold moved to hold an executive session pursuant to 105-(f) Village Manager Contract Review, 105-(d) Litigation and 105-(h), Property Purchase of the Public Officers Law. Seconded by Trustee Hurd. All ayes. Motion carried.

Trustee Norman moved to reconvene the regular meeting. Seconded by Trustee Hurd. All ayes. Motion carried.

Adjournment

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

**Village of Walden
Board of Trustees Meeting
June 23, 2009**

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

On roll call the following were:

Present:	Mayor	Brian Mayer
	Deputy Mayor	Sue Rumbold
	Trustees	Mary Jean Norman
		Roy Wynkoop
		Richard Hurd
		Marcus Millspaugh Jr.
		Edmond Leonard

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

Presentation

Mayor Maher presented a certificate of appreciation to the Walden Sunshine Society for the donation of a defibrillator for use at Bradley Field.

Anita Vandermark thanked the Village of Walden for all the help they've given the Sunshine Society.

Jane Depew stated that she's been to airports in Florida and New York and on the walls are defibrillators mounted. She also thanked the village for the presentation.

Ann Stone asked that there be training for the residents of Walden instead of learning during an emergency.

Anita Vandermark stated that the Sunshine Society will be celebrating their 100th anniversary next year.

Habitat for Humanity

Tabled until August 11, 2009.

Hearing – Property Maintenance Violations – 78 Bergen Avenue

Deputy Mayor Rumbold moved to open the hearing for property maintenance violations for 78 Bergen Avenue. Seconded by Trustee Millspaugh.

Mr. Stickles stated that the owner of 78 Bergen Avenue is not present. The house has been in disrepair for two years now. The village had the lawn mowed. What they need to do is have the outside resided, shingles on the roof need to be done and the front porch is falling apart. He asked the board to allow him and the manager to solicit bids to get this work done.

Mr. Dowd asked if Mr. Butler or anyone for Mr. Butler was present.

Mr. Butler or anyone representing Mr. Butler wasn't present.

Trustee Leonard moved to close the hearing. Seconded by Deputy Mayor Rumbold. All ayes. Motion carried.

Trustee Leonard moved to permit the building inspector and village manager to solicit bids to correct the violations at 78 Bergen Avenue. Seconded by Trustee Norman.

Manager Politi indicated that the owner will be billed for the work and if it's not paid it will be relieved on his taxes.

Deputy Mayor Rumbold asked if it had to be prevailing rate.

Mr. Dowd stated yes, it has to be prevailing rate and if it's over \$20,000 for the whole project it will have to be a formal process.

Deputy Mayor Rumbold asked what the time frame was.

Mr. Dowd explained that the board determines that, but usually its seven days.

Trustee Millspaugh asked if they do a mail service.

Mr. Dowd stated that you can post the premises and send a notice to the last known address which is 78 Bergen Avenue.

Trustee Hurd asked if the owner had an option to do the work on his own.

Mr. Dowd stated that if it gets to the point where we've already hired a contractor, no, but if he gets somewhere in the process he can do it. His suggestion is to let him do it because it's coming out of the village taxpayers pocket and it may take a year to get back.

Trustee Leonard asked how do we prove that he is actually going to go out and do it because he's heard stories where they've told the municipality that they were going to do it and they never did. Will he have to come in for a building permit?

Mr. Stickles stated that his building permit has expired. He's been through court and promised that he would fix up the house and he hasn't done anything. He posted the property on June 12th.

Deputy Mayor Rumbold asked who lives in the house.

Mr. Stickles stated that the house is vacant.

Manager Politi stated that the building inspector did an extensive search in trying to find an accurate address.

Mr. Dowd stated that if the owner shows up within the next week for a building permit to finish the work it would be at the discretion of the building inspector to allow him to finish the work.

It was the consensus of the board to allow seven days for the owner to begin the work at 78 Bergen Avenue.

All ayes. Motion carried.

Village Manager's Report

Manager Politi stated that Lanc and Tully are doing the final proposal for the wellhead protection grant.

The manager also stated that the building inspector and Land and Tully are preparing the bid documents for the repainting of the Gladstone Avenue water tank.

Manager Politi stated that the Route 208 sewer main replacement has had an affect on the flows at the plant. We are taking some impact away from the plant during rain events.

Manager Politi also stated that the streets they will overlay are: Streamside Development, Ivy Hill and Northern Avenues and Maple Street (from Walnut and Pine). This represents 8.2% of your road surface. They try to achieve 10% each year. We are in good shape.

Trustee Hurd asked if the road cuts were finished at Streamside.

Manager Politi stated that they are all in. He also stated that they have applied for the EPA grant which is \$207,000. That is reimbursement for the Tin Brook station work and the Route 208 sewer replacement.

The manager advised the board that the Farmers' Market opens on Thursday. He also stated that they are going to look for every avenue that they can to try and fund the

James Olley Park Trail project. Mr. Bliss put a lot of time in developing that project. They will be submitting for a funding source again.

Trustee Millspaugh asked how close they are in getting the Route 208 project closed out, the as built in.

Manager Politi stated that he would have to find out if the as built are finished. He thinks all the work is done. The final payments haven't been requested yet.

Trustee Millspaugh stated that he hopes they can raise the catch basins.

Manager Politi stated that they will have two things happening. You're either going to rebuild what needs to be rebuilt as well as some of the roadways you're reclaiming, you're not just overlaying. The surfaces you can bring down. Maple Street they will bring down to get a curb line.

Trustee Millspaugh stated that the engineers should look at the drainage on Maple Street.

Manager Politi stated that Lanc and Tully are interested in that project.

Trustee Millspaugh stated that there are spots on Maple Street where it's eroded right across and blends right into the sidewalk.

Manager Politi stated that is two projects in one, our own work, but they also submitted for the sidewalk work on that road, the housing side.

Deputy Mayor Rumbold stated that on the recreation report, beautification, she knows they couldn't do any planting until after June 1st when will that be done.

Manager Politi stated that he needs to get Mr. Howland's schedule.

Trustee Norman asked if the other entrances would be done.

Manager Politi stated that they will be doing all of them.

Deputy Mayor Rumbold asked if they were filling the DPW position.

Manager Politi stated that they will fill that position. They will be advertising for that position.

Deputy Mayor Rumbold asked when the police officer position would be filled.

Manager Politi stated that they received the list from the county and they will be soliciting off that list.

Deputy Mayor Rumbold stated that they budgeted \$3000. for National Night Out, does the manager know what the total cost will be.

Manager Politi stated that the total cost is in the range of six to eight thousand.

Deputy Mayor Rumbold stated that it was eight thousand last year, wouldn't it be more this year because of the personnel we are going to have.

Manager Politi stated no.

Mayor Maher stated that you are paying \$3,000 plus the \$8,000. Three thousand goes to the event and eight thousand goes towards the salaries.

Manager Politi stated that all those numbers are being calculated right now, for all events.

Deputy Mayor Rumbold stated that in the building inspector's report where there has been compliance he can purge that from his report. There are things in the report from December and January regarding snow and ice and they've complied. You can purge that from the report.

Manager Politi asked the board if forwarding the documents has worked.

The board indicated that was great.

Manager Politi stated that they saved about \$12.00 in paper.

Deputy Mayor Rumbold asked if they can put the agenda on line. She has had requests for that.

Trustee Leonard stated that the minutes for the planning board and zoning board need to be posted.

Trustee Millspaugh asked about the pump station at Windingbrook.

Manager Politi stated that he hasn't had a response from them.

Public Comment

Diane Sandbothe, 90 Liberty Street asked about the oil truck and three unlicensed cars parked on Seeley Street. She also noticed it's on the agenda for tonight. She saw the building inspector on June 2nd in the office and she asked him what was happening with the oil trucks and the cars. He said they were going to be moved and the lawn would be mowed and it would be done really quickly. Here we are at the end of June and nothing has been done at all.

Manager Politi indicated that these are new violations.

Mrs. Sandbothe stated that the old violations were never fixed.

Mayor Maher advised Mrs. Sandbothe that the old violations were fixed.

Mrs. Sandbothe stated that they moved one truck and one truck is still there and there are three unlicensed cars.

Mr. Stickles stated that the village had one of the oil trucks moved and the other one was parked on the road and it was registered and licensed legally. The lawn was mowed by the village. Since then there's been three parked in the driveways of both properties and the oil trucks have been put in the driveway. He is here tonight to set a hearing to have those removed.

Mrs. Sandbothe stated that her daughter lives in Virginia and after two weeks of being in her home she got a notice to mow her lawn by May 1st or she would get fined. Here it takes years and years for any action to be done. Why does it take so long. At 24 Seeley Street there is a vehicle with Illinois plates that has been parked there for over three months. On LaFayette Street there is a burned out trailer. At 8 Donner Drive there is a television set that has been there since the bulk pick up. There is trash all over the law and there is grass in the swimming pool that is collapsing. There is also an unlicensed car.

Beverly Mazurowski stated that they are trying to open a before and after school program and they need to get an amendment to the zone.

Mr. Dowd stated that these folks have been before the planning board and the dilemma they have is they want to do an after school program and a preschool program but the village code does not provide for that, we provide for day care. The licensing at the county and state level is different than our zoning requirements. They appeared last week before the planning board and it was suggested to them that the planning board cannot grant them site plan approval for a use the village doesn't have listed in our code. So they have to seek a zoning amendment to amend the code to allow for a before school and after school programs. They were informed that they should follow the code provisions and file a petition for a zoning amendment. That was the last contact he had with them. He doesn't think they filed an amendment but they are here to ask for the zoning amendment, but the law requires them to file a petition for an amendment outlining exactly what they want.

Mayor Maher asked if the board had the power to circumvent that.

Mr. Dowd stated that if the petition is filed you then entertain the petition as whether to amend your zoning code. If you want to amend you're zoning code to allow the use they are asking for you have to go through a local law process.

Ms. Griffin stated that she turned in the letter and as far as she knew that was all she was supposed to do.

Trustee Wynkoop asked where they get the petition.

Mr. Dowd stated that the requirement for what has to be in the petition is in the code. Ms. Kurtz or Mr. Stickles gave the folks that information of what they had to put in the petition.

Ms. Griffin stated that was the letter she turned in. She told Ms. Kurtz that if this is insufficient please let her know. Ms. Kurtz stated no, that looks fine to her. That was the last she heard.

Mr. Dowd stated that is not the petition. They were given the code provisions and told them what has to be in the petition.

Mayor Maher asked who has the information they need.

Mr. Stickles stated that he gave them what they needed to provide to the board. He also asked them to write a letter to the board asking what they wanted to do asking if the board is interested in seeking this.

Trustee Wynkoop stated that they have been at this for a long time. If there is anything the board can do to help them he would like to.

Trustee Hurd asked how different this is from a day care.

Ms. Mazurowski stated that a day care is all day. This will be a before and after school program.

Trustee Hurd asked if the licensing and training requirements were the same.

Ms. Mazurowski stated that it's the same training.

Trustee Hurd asked if they licensed by the State of New York.

Ms. Mazurowski stated yes.

Ms. Griffin stated that they can't get licenses until they take care of this.

Mayor Maher asked the building inspector to make sure Ms. Mazurowski and Ms. Griffin has the information they need so they can file their petition.

Mr. Stickles stated that he would be glad to meet with all the applicants to sit down and explain to them exactly what they have to do. All they have to do is make an appointment.

Ms. Mazurowski stated that she doesn't understand because there is a before and after school program already in the village and they haven't always been licensed.

Trustee Norman stated that she doesn't understand how they can have a day care without being licensed. She has worked in the day care for 25 years and they've always been licensed.

Ms. Mazurowski stated that she doesn't understand how the Episcopal Church can have a before and after school program and they can't.

Mr. Stickles stated that in early 90's the Episcopal Church asked for day care. As far as he knows that is what the county has approved them for.

Mr. McLaughlin stated that everytime they come here they are told to go see Mr. Stickles and they are getting the same thing tonight.

Mayor Maher stated that once they talk to the building inspector he will stay on it and take care of it.

Deputy Mayor Rumbold stated that this is the first they've heard about this. Way back when there was a request for something else other than a before or after school program.

Ms. Griffin stated that they have 90 days to get this all straightened out, July 13th.

Mayor Maher asked if they had time to file the petition before July 13th.

Mr. Dowd stated that they can file the petition, but you won't be able to take action by that time. You have to have a local law, discuss it and have a public hearing.

Deputy Mayor Rumbold asked how does this happen. She doesn't understand how this happens, when you go to one person and you're told to go to another person, how does this happen that here we are and they are trying to do the right thing, they are doing what they are told, they're going where they are supposed to do and here we are. How does this happen.

Mr. McLaughlin stated that he paid a \$500 application fee. The building has been there since 1990. He doesn't know what the site plan is for because there is no excavation, or no drainage.

Ms. Griffin stated that it's already zoned for children.

Mr. McLaughlin stated that he's run a karate school out of this building since 1990 and he had a karate school since 1977. The building is there, it's all been approved. The building inspector gave him a certificate of occupancy.

Mr. Dowd stated that the problem is the difference between zoning laws and county requirements for day cares, after school programs and nursery school.

Mr. McLaughlin asked, if there is no zoning that says they can't do it then why can't we do it.

Mr. Dowd stated because under zoning law if its not listed as a permitted use it's automatically prohibited. He tried to explain to them last month that right now the only use that's allowed is day care. What they were describing was not day care and his concern was they would go through a process of a site plan for day care and then they would go to the county and find out that the zoning that we gave them was not good enough for them to get their permit from the county. That is what happened the county does not recognize day care and after school programs as the same type use. They need a local law to change the zoning law to allow these kinds of programs.

Deputy Mayor Rumbold asked if they need to file a petition.

Mr. Dowd stated that is traditionally how you proceeded with all zoning changes. Your code says they must file a petition.

Mayor Maher stated that once they file the application can the board have a special meeting to do this.

Mr. Dowd stated that they can have a special meeting any time they want. There are requirements to have a local law prepared on you desks for eight days, set a public hearing and you need at least five days to advertise the public hearing before you can take action.

Trustee Millspaugh asked if the attorney provides the petition to fill out.

Mr. Dowd stated that there is no set form. There might be one they can use as a model.

Mr. Dowd stated that if this board grants them their request and does a local law amending it, you will have the same requirements that you have for day care which requires a site plan from the planning board to make sure that all the necessary issues involving play areas and ingress and egress where people are dropping off and picking up their children are safe. You have regulations for day care and he's assuming the board wants the same kind of regulations for an after and before school program.

Deputy Mayor Rumbold stated that they are asking for a site plan for an existing day care if the criteria is the same for before and after school then her assumption is if they've met the criteria for day care.

Mr. Dowd indicated that they haven't. They haven't gone through the site plan process. They've filed an application but because of the discrepancy between how you define day care and what they are applying from at the county for their licensing are two different things.

It was the consensus of the board to allow them to go forward with the process and for the board to help them in any way they can.

Mayor Maher asked the building inspector if he would like to sit down with them and immediately when they are done with the filing process they will coordinate together to get this done.

Mr. Stickles asked the mayor to be there when they meet.

Mayor Maher indicated that he will be there.

Mr. McLaughlin stated that they will need signs to designate drop off and pick up.

Mayor Maher stated that will be fair discussion when they get down to the zoning.

Mr. McLaughlin stated that they've been dropping off and picking up children there since 1990.

Becky Pearson 162 Walnut Street stated that the ceremony for the veteran's park was well attended. She stated that the attorney had a letter to the board about police assessment, did that go to the town board and the town's attorney.

Mr. Dowd stated yes.

Ms. Pearson stated that the Pine Street Park is messy. The graffiti is still on the building and the retention basin needs to be cleaned out. She asked about the Time Warner Contract, Computel, Village Handbook, the energy audit, and A fund lawsuit.

Mayor Maher stated that the village is not doing anything with the A fund lawsuit because no one was billed from it. He will talk about it with her at a later date.

Ms. Pearson also asked if anything has been done with the handicapped parking for the rail trail.

Mayor Maher stated that they are talking about that.

Ms. Pearson stated that the garbage can at the veteran's park looks really nice.

Ms. Pearson also stated that Mr. Pillard was going to drop off pictures for the rail trail welcome center. She asked what the schedule was for the skateboard park.

Manager Politi stated that it's open all the time.

Ms. Pearson asked about Mr. Barnes doing research for the NYSERDA grants.

Mayor Maher stated yes.

Ms. Pearson asked if they've found anything.

Mayor Maher stated that it's pending.

Ms. Pearson asked about the backfill on the lower end of Bank Street. She asked if the municipal building generator has been put on hold.

Mayor Maher stated that he will look into the generator.

Ms. Pearson asked if the tree survey was received.

Mayor Maher stated that he doesn't believe they have.

Ms. Pearson asked about the park master plan. She asked about the final road dedication for Beazer Homes.

Trustee Leonard stated that is up to the developer. They are finishing the last house and they have four unsold.

Ms. Pearson asked if the event totals will have the overtime in it.

Mayor Maher stated yes.

Ms. Pearson stated that she has comments on the village managers' contract. Fifty nine violations in the sewer plant do not constitute a manager.

Trustee Norman asked that this be stopped.

Mayor Maher asked that she relax with the attacks.

Ms. Pearson stated Harrison Street when he doesn't show up.

Trustee Norman asked Ms. Pearson to stop.

Mayor Maher stated that we've had four years of attacking people, we are done with it. He asked if Ms. Pearson had any constructive comments.

Ms. Pearson asked if they would be talking about the 59 violations at the treatment plant that they would be discussing in executive session.

Mayor Maher stated yes.

Ms. Pearson asked about property purchase, can the mayor talk about that.

Mayor Maher stated no it's in executive session.

Ms. Pearson stated that it doesn't have to be you're spending money.

Trustee Norman stated that it didn't bother her when she spent money in court.

Ms. Pearson stated let's talk about that spending money.

John Revella, 16 Church Street stated that the first catch basin on Church Street needs to be fixed. Also, on the corner of Highland and Woodruff Street the catch basin is sinking.

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Deputy Mayor Rumbold asked if these were in the budget process and they discussed it in the budget process and the board knew they were buying the equipment and how they were going to do it.

Manager Politi stated that it was discussed with the superintendent of public works and himself. It will be one borrowing.

On roll call Trustees Norman, Hurd, Leonard, Wynkoop, Deputy Mayor Rumbold and Mayor Maher voted yes. Trustee Millspaugh abstained. Resolution adopted.

Request for Zoning Board of Appeals Cost reimbursement for an Applicant

Manager Politi stated that the applicant came into the zoning board for a variance, he then paid an application fee of \$100 and he paid a \$100 fee for the use variance. The rates were changed some time ago. The applicant thought he had paid for a use and area variance.

Deputy Mayor Rumbold moved to deny the request for a Zoning Board of Appeals cost reimbursement. Seconded by Trustee Leonard. All ayes. Motion carried.

Home Rehab Loan Subordination Request

Mr. Barnes stated that there has been a request from a homeowner who received a rehabilitation loan about 8 or 9 years ago. He has an existing mortgage of \$4,000 and he wants to refinance it and add the closing costs, so it brings the new mortgage to \$99,500. His village loan is a loan with no interest. There are no payments. It sits there until he sells the house and then we get our money back. The total debt is \$114,607. The house was appraised at \$160,000. The loan to value ratio of all the debt verses the \$160,000 appraisal is a little over 71%. Your guidelines say that the loan to value ratio should not be more than 80%, so he is within the guidelines. The owner has a variable interest rate mortgage right now. He's on a limited fixed income which runs with the cost of living adjustments. He has the opportunity to get a new 30 year mortgage at a fixed rate. His current rate is 6% and his new rate will be 4.875%.

Trustee Hurd asked if this triggers a repayment schedule on the village loan.

Mr. Barnes stated that if they do it the standard way it does not trigger repayment. The guidelines states that in the case of refinancing the village may at its option and if financially sound permit refinancing if such is in its interest. In general the village will not subordinate its loan to a new first mortgage unless the property owners are below 50% median. So, if he was over 50% we would say you can't refinance. In this case the owner is below 50%. If we trigger repayments it would put more financial pressure on the whole situation.

Deputy Mayor Rumbold asked what happens if the house goes into foreclosure, are we secured.

Mr. Dowd stated that only if they sell the property for excess of the original loan. The owner himself as well as any second mortgage holder are usually cut off by that first foreclosure.

Trustee Hurd moved to subordinate the village mortgage to the new mortgage. Seconded by Trustee Norman. All ayes. Motion carried.

Approval of July 10th Musical Event at Wooster Grove

Mayor Maher stated that there will be a musical event on July 10th targeted to the younger generation to raise funds for National Night Our Against Crime. There will be a lot of different musical artist there, a lot of local artists. Ms. Amanda Rougier will be singing the National Anthem. There was concern about paying village taxpayer money on the policing for the event so there will be two officers from the county sheriffs department coming in and two Town of Montgomery police officers will be donating there time as well. There will be security with no cost to the village.

Deputy Mayor Rumbold moved to approve the July 10th musical event at Wooster Grove. Seconded by Trustee Norman.

Trustee Leonard asked if they will have to provide insurance coverage.

Mayor Maher stated that the Walden Police Department through Keith Hunter has developed insurance.

Manager Politi stated that it's a village event.

Deputy Mayor Rumbold asked if they were selling ticket for this.

Mayor Maher stated yes, \$10.00 pre sold, \$15.00 at the door.

Deputy Mayor Rumbold asked if they were limiting the amount of people.

Mayor Maher stated that there is a maximum capacity of 1200.

Deputy Mayor Rumbold asked about parking.

Mayor Maher stated that there will be no parking in Wooster Grove except for performers and workers.

Deputy Mayor Rumbold asked where the event goes park.

Mayor Maher stated on the street and in the municipal parking lot. There will be crossing guards and fire police.

Deputy Mayor Rumbold asked who will take care of the money and disburse it.

Manager Politi stated that it's a village event so it will be a donation to the village for National Night Out.

Mayor Maher stated that he is not running this event. It's being run by several different organizations as well as the police department.

Deputy Mayor Rumbold stated that the village budgeted \$3000 for National Night Out, so what would this money be used for.

Mayor Maher stated that it was noted at a meeting that they would need several dollars more for National Night Out. They didn't want to go out to the local businesses this year because of the hard economical times. Last year they spend between \$12,000 and \$15,000. This will go toward the fireworks and food.

All ayes. Motion carried.

Request for Hearing Date for 31 Madison & 33 Seeley Street Unlicensed Vehicle Violations

Mr. Stickles stated that he is requesting a hearing for 31 Madison Street for an unlicensed vehicle and 33 Seeley Street for two unlicensed and one oil truck July 14th at 6:30pm.

Trustee Wynkoop moved to hold a hearing for 31 Madison and 33 Seeley Street on July 14th, 2009 at 6:30pm. Seconded by Trustee Hurd.

Deputy Mayor Rumbold stated that this was remedied before.

Mr. Stickles stated that the unlicensed vehicles were added. The owner has placed an oil truck in the driveway which is a violation of our zone. He has also put out three unlicensed vehicles. In order to move them he needs a hearing from the board.

Deputy Mayor Rumbold asked if the building inspector has sent the owner letters.

Mr. Stickles stated that he sent violation notices. In the past it included property maintenance which he has done. If it's not done he will violate him and have it done.

All ayes. Motion carried.

Workplace Violence Prevention Program Review

Manager Politi stated that the New York State Workplace Violence Prevention Act is based on an increasing awareness and response to the violence that was occurring in public sector work places. The New York State Workplace Violence Prevention Act was passed in 2006. Section 27B requires all state and local government employers to take steps to insure their employees are provided adequate protection from potential incidents of violence in the work place. Working with Public Sector HR there were two things the village contracted with them, our employee handbook and with that was the workplace violence prevention program. This does not include sexual harassment which is a separate issue. That will be reviewed when they do the handbook.

Trustee Leonard moved to adopt the executive draft of the workplace violence prevention program. Seconded by Trustee Millspaugh. All ayes. Motion carried.

Set Date for Code Book Review

Manger Politi stated that it is for code book review and the priority list review.

It was the consensus of the board to do code book and priority list review on July 13th at 6:30pm.

Parking at One Municipal Square

Manager Politi stated that this is his request to have two 15 or 20 minute parking spaces in front of the municipal building so people can come in and do business and leave. This will not be handicapped. You can do it 24-7 or during business ours.

Trustee Hurd moved to authorize the attorney to draw up a local law for two 15 minute parking spaces in front of the municipal building. Seconded by Trustee Leonard. All ayes. Motion carried.

Trustee Hurd amended his motion to include 24 hours 7 days a week.

Public Comment on Discussion Items

Mrs. Sandbothe asked what would happen if the property owner at 31 Madison and 33 Seeley Street does or doesn't show up.

Mr. Dowd stated that it would depend on what he has to say.

Manager Politi stated that if he shows up you would listen to what he has to say and if he doesn't show up we take action as we did tonight.

Mrs. Sandbothe asked about the rehab loan, why are we making these loans.

Manager Politi stated that housing rehab loans are meant for low and moderate income families or homeowners. This is money that is gained through federal dollars.

It's not coming from your village taxes. The purpose of that is to help just that kind of family that you heard tonight. They are fixed income, low fixed income and they own the home and they are trying to retain that house and keep it in good repair. The board has the option, depending on the income level whether to charge an interest rate. There remains a lien on the home so there is no repayment when it's sold. It's not a grant.

Mr. Revella stated that in regard to the municipal square keep in mind that in the future it would be nice to have a pedestrian friendly square that's more green and spread out.

Approval of Minutes

Deputy Mayor Rumbold moved to approve the minutes of June 9th, 2009. Seconded by Trustee Norman. All ayes. Motion carried.

Payment of the Audited Bills

Deputy Mayor Rumbold moved to pay the audited bills for June 23, 2009. Seconded by Trustee Leonard.

Deputy Mayor Rumbold asked where they were with the Stantec bills that were held.

Manager Politi stated there are still two projects that we are still doing. There has been a severe change in the personnel so he has to contact the personnel that has taken over. The manager of that office is no longer with them and now the manager has to work with the Pennsylvania office.

Deputy Mayor Rumbold asked the bills for reproduction.

The manager stated that those were reproductions that were required. They were part of a project. One bill was not paid yet.

Deputy Mayor Rumbold asked about the group of bills for different projects that she saw that they were requesting payment to reproduce our documents.

Manager Politi stated that it was not a reproduction. That was from a project.

Deputy Mayor Rumbold stated that she is talking about the bills that they pulled a while ago that said for reproduction of materials. She asked if the manager was telling her those reproduction of materials were justified.

Manager Politi indicated that they were. He went to the office and they went through them. That was for production of bid packets.

Deputy Mayor Rumbold stated that she is looking at the bills and she is seeing project completed, engineers looking at whatever, she would think a bill for reproduction of those documents for a bid would come in the beginning of a project not at the end.

Manager Politi stated that you wouldn't put the bid document together until you've done the engineering to get to that point.

Deputy Mayor Rumbold stated that she would like to see those bills again.

Trustee Millspaugh asked about a late payment of \$533 on one of the bills. Did that come from a late payment or did we withhold payment for budgetary reasons.

Manager Politi stated that if that is a yearly cost there shouldn't be a late charge. He will check that.

Trustee Millspaugh asked if they look at the local businesses that pay taxes to the village when we get cars repaired.

Manager Politi stated that the Jeeps are going back to someone that specializes in Jeeps. Many times it's because the dealerships keep records of the police cars.

Trustee Millspaugh stated that the village pays \$95.00 for porta potties and \$80.00 at another place.

Manager Politi stated that it's the frequency of the cleaning.

Deputy Mayor Rumbold asked if the village had the capability to do oil changes in house.

Manager Politi stated that the village does do oil changes on all automobiles except for police vehicles.

Deputy Mayor Rumbold asked why not police.

Manager Politi stated because it's all logged and its part of the warranties.

All ayes. Motion carried.

Correspondence

No correspondence.

Board Comments

Trustee Norman stated that there has been a large television on Sherman Avenue for the last eight months. Going around the village there is at least five televisions. It's time for these people to remove them.

Mr. Stickles stated that the one on Sherman Avenue is gone.

Trustee Wynkoop stated that the Flag Day ceremony was great.

Trustee Norman stated that everyone is glad Mr. Spencer is fine.

Mayor Maher stated that he and the manager went to see Mr. Spencer the next day and he's glad he's doing better. Also, he is still working with the web master trying to get things added to our web site.

Deputy Mayor Rumbold stated that it was a great day on Flag Day. She asked if there will be more work done at the Veterans Park.

Trustee Wynkoop stated yes.

Deputy Mayor Rumbold asked what the time table was for that.

Ms. Vandermark stated that it's depending on the funds.

Trustee Hurd thanked the Sunshine Society for all the work they do. He had an opportunity to unfortunately use their equipment several years ago and it was a God sent. We are very fortunate in the village to have so many leaders who provide such essential services and who form so many volunteer groups. They make our village something very special.

Trustee Millspaugh stated that we had our big rain event last week and there was major flooding coming down Bradley Lane he would like to have the engineer work on getting the drainage on Bradley Lane under control. He suspects there are catch basins within the sewage treatment plant that are lost. A comprehensive survey of drainage should be done. The sewer treatment plant managed to coup with the stress of that day.

Manager Politi indicated that they did very, very well.

Trustee Leonard thanked the Sunshine Society. His family is presently using their equipment. Also, the sound committee had their second meeting.

Deputy Mayor Rumbold stated that the village is lucky that we have so many people and organizations in this village who volunteer their time to do what is right and do good things for the community. She doesn't think they get enough accolades for the time they donate and they are invaluable.

Executive Session

Deputy Mayor Rumbold moved to hold an executive session pursuant to 105-(f) Village Manager Contract Review, 105-(d) Litigation and 105-(h), Property Purchase of the Public Officers Law. Seconded by Trustee Hurd. All ayes. Motion carried.

Trustee Norman moved to reconvene the regular meeting. Seconded by Trustee Hurd. All ayes. Motion carried.

Adjournment

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

Respectfully submitted,

Nancy Mitchell
Village Clerk