VILLAGE OF VALATIE

BOARD OF TRUSTEES

SEPTEMBER 9, 2014

FINAL

PRESENT ABSENT AUDIENCE

Mayor Diane Argyle Trustee Dave Williams- entered late 3 residents

Trustee Frank Bevens 2 reporters

Trustee Philip Bickerton

Trustee Angelo Nero

Robert Fitzsimmons, Esq.

Courtney Elliot, Esq.

Barbara Fischer, Village Clerk

Mayor Argyle called the meeting to order at 7:00 pm. The Pledge of Allegiance was recited.

The Public Hearing for Local Law #1- Occupancy Law, was continued. Attorney Fitzsimmons noted some changes made that the Board requested. Fines have been increased and the tenant will not be charged a fine for discrepancies. A $20.00 inspection fee of the dwelling will be charged with a fine to the landlord of $200 if a new tenant occupies the space before it is inspected. Any landlord who shall rent premises in violation of NYS Executive Law 382, shall be guilty of a violation and shall be punishable by a fine of not more than $500 or imprisonment not exceeding 15 days, or both for a first offense. A second offense found against the landlord shall be punishable by a fine of not more than $1000 or imprisonment not exceeding 15 days, or both.

There were no comments from the public. Mayor Argyle closed the Public Hearing for Local Law #1 at 7:03 PM. Mr. Fitzsimmons read the narrative for SEQR.

Resolution # 41 was made by Trustee Bevens to issue a negative declaration for purposes of SEQR. Trustee Bickerton seconded the motion, all in favor, motion carried. Vote- Trustees Bevens, Bickerton, Nero- aye, there were no negative votes.

Resolution #42 was made by Trustee Bickerton to pass Local Law #1, seconded by Trustee Bevens, all in favor, motion carried. Vote- Trustees Bevens, Bickerton, Nero- yes, there were no negative votes. Local Law #1 is on file in the clerk’s office.

Mayor Argyle opened the Public Hearing for Local Law #2 amending the zoning law to modify regulations for the Main Street Business District 1 and 2 at 7:05 PM.

There was some discussion regarding the Freinberg property that appears to be in both districts. The Board decided that this property should be included in District #2. Local Law #2 combines Local Law 5 of 2008 and Local Law 1 of 2008 to allow a property owner the option to have a residential use on the first floor of the building.

Mayor Argyle closed the Public Hearing at 7:13 pm.

Attorney Fitzsimmons read the narrative for SEQR.

Resolution #43 was made by Trustee Bevens to issue a negative declaration for purposes of SEQR. Trustee Philip Bickerton seconded the motion, motion carried. Vote- Trustees Bevens, Bickerton and Nero- yes, there were no negative votes.

Resolution #44 was made by Trustee Nero to adopt Local Law #2, Trustee Bickerton seconded the motion, carried. Vote- Trustees Nero, Bickerton and Bevens- yes, there were no negative votes. Local Law #2 is on file in the clerk’s office.

Mayor Argyle opened the regular meeting of the Board of Trustees at 7:15 pm. There were no public comments.

Resolution #45 was made by Trustee Bevens to approve the minutes of August 19, 2014. Trustee Bickerton seconded the motion, carried.

Resolution # 46 was made by Trustee Nero to approve the abstract of claims 2014.04.131-2014.04.185 in the amount of $79,364.39. Trustee Bickerton seconded the motion, carried.

Fire Department

Trustee Bevens reported that he and Mayor Argyle met with Jeffrey Budrow, an engineer from Weston and Sampson, for another opinion on the state of the fire house. Another opinion is also being sought from Ryan Biggs. A report will be given to the Board by the next Board meeting. Diane Argyle commented that Mr. Budrow stated that there are cracks in the wall because there are no joints for an extended length of 70 feet. There are no joints by the windows as well as the floor to allow for expansion therefore causing the cracks.

Tree Dedication

Peter Bujanow, representing the Kinderhook Democratic Committee asked for approval from the Village to plant a Rose of Sharon tree and place a bronze plaque outside the office window of the Town Clerk in memory of former Clerk Margaret “Peggy” Butcher. A bronze plaque will also be placed in front of the tree of former Town Justice Archie Williams as well. The Town of Kinderhook Board approved the planting of the tree and plaques at their meeting on September 8th. Mr. Bujanow asked if this could take place at Community Day on October 18th at 2:00pm.

Resolution # 47 was made by Trustee Bevens to approve the planting of the tree in memory of former Town Clerk Margaret Butcher and for two plaques to be placed for Mrs. Butcher and Mr. Williams. Trustee Bickerton seconded the motion, carried.

Theater

Singer Rory Block will be performing September 27th. A reception will take place after the concert at the Senior Center.

Resolution #47 was made by Trustee Bickerton to allow the use of the Senior Center for a reception after the Rory Block Concert. Trustee Nero seconded the motion, carried.

There has been trouble with vandalism of the air conditioner and the fins and condenser need to be replaced. Quotes will be sought from 3 businesses and hopefully it will be repaired before the concert. Protection needs to be placed around it as well. The fence around the theater has been repaired and quotes are being sought for the placement of carpeting in the main entrance as well as trim around the walls and tile in front of the main door and sides.

Also the trailer behind the theater had been hit by a car and was damaged. The container moved 8 inches and actually saved the theatre building from being damaged.

On October 11 & 12, an Acapella Choir will be performing at the theater and a showing of the Rocky Horror Picture Show will take place in late October.

Callan Park

The vandalism that had occurred over the summer is getting repaired. One person is doing community service and the other has appeared in court.

Trustee Bickerton and the Mayor will be placing mulch around the swings in October.

Posts had been ripped out at Pachaquack and iron posts or rocks will be placed. Trustee Bevens will look into the cost of Jersey barriers. He also stated that the bathrooms will be closed at Callan Park on October 13th for the winter.

Water/Sewer

The Mayor will meet with the county health department and New York State to look into financing the upgrade of the water system. There was some discussion on placing a filtration system or to dig another well. The Board also allowed the clerk to send disconnect notices to those residents who are delinquent in paying their water bills. Payments have been coming in to the clerk’s office on a pretty regular basis so far. One homeowner had not paid their bill for the last two years but payment is now being made for the past amount owed.

The Board had commented that there were some discrepancies on notifying the Town for an increase in the water rates and whether a resolution had been passed to increase the rates. Workshops had taken place to discuss the increase with little or no response from the residents in attending these meetings that were advertised. The Town Board liason to the Village had been notified of the increase.

Resolution # 48 was made by Trustee Nero to increase the water rates “officially” and to send out the water bills as they are since they have been increased, seconded by Trustee Bevens, motion carried. Vote- Trustees Bevens, Nero and Bickerton- yes, there were no negative votes.

The Village of Kinderhook is hooking up to the sewer system and 3-6 properties have been hooked up so far.

VERA

Randall Schmit spoke about Community Day on October 18th and the Guy Gamello picture display. A Spirit of Valatie Award will also be presented on this date and a committee has been formed to decide on the recipient. Winter Walk was also mentioned and more details will follow.

Landscape

TRU Green sprayed the weeds around the Village and everything looks good.

Clerk’s Office Update

The Clerk discussed updating the Peddler’s permits pricing and safety concerns. She will work with Attorney Fitzsimmons on this and has the Boards approval.

Trash drop off day for residents will take place on October 11th from 8:00am-12 noon. Everyone is asked to sign up in the clerk’s office. Trash pick-up for Senior Citizens at their residents will take place on October 14th & 15th. Seniors are asked to call the clerk’s office or stop by as well to sign up.

Brush pick-up will take place on Mondays only starting October 6 through December 1st.

The credit card machine is coming, just waiting on paperwork to be finalized. Delinquent tax notices will also be sent out by the middle of October.

The November Board meeting has been moved to November 17th due to Veterans Day.

Senior Center

The new refrigerator has arrived. They are looking for something to keep items from falling through the wire rack.

Energy Audit

A notice was published in the newspapers but there was no reply. The Mayor will contact the energy company for assistance.

Applications for MHG

Resolution # 49 was made by Trustee Bickerton to allow the Girl Scouts to use the community room on the 1st and 3rd Tuesdays of the month from 5:30-7:30pm. Seconded by Trustee Bevens, motion carried.

Resolution # 50 was made by Trustee Nero to allow the Town of Kinderhook Volleyball League to use the gym on Tuesdays from 7-9 pm from September 16- December 30 pending approval of the Town Board. Seconded by Trustee Bickerton, motion carried.

Public Comment

Emelia Teasdale inquired about the water rate increase. The Mayor explained that a motion to increase had been made at a workshop but not a resolution. The Board just clarified things by making a resolution according to Attorney Fitzsimmons. The rate is $2.00 per thousand over 7500 gallons used. The Village rate went up to $3.00. The rate for outside the Village went from $6.00 to $9.00.

Randall Schmit stated he will contact the American Legion commander to see if the Legion Hall would be available for use for the Artisan Fair even though the power is off.

Resolution # 51 was made by Trustee Bickerton to go into executive session at 8:17 pm, seconded by Trustee Bevens, motion carried.

Resolution # 52 was made by Trustee Nero to come out of executive session at 8:47 pm with no decisions made, seconded by Trustee Bickerton, motion carried.

Resolution # 53 was made by Trustee Bevens to adjourn the Board meeting at 8:47 pm with a second by Trustee Nero, motion carried.

Respectfully submitted,

Barbara A. Fischer

Clerk/Treasurer