

Minutes  
 Wednesday, June 8, 2022  
 Regular monthly meeting of the Village Board of Trustees

Present: Mayor Abrams

Trustees: David Flaherty  
 Dorene Weir  
 James Mark Browne  
 Susan Patterson

Also attending: Fire Department representative Larry Eisen; Climate Smart Chair William Mancini; Economic Development Director Renee Shur; Deputy Clerk Kristy Silvia; and Water Commissioner Dale Leiser.

Mayor Abrams opened the regular monthly meeting at 7:00 PM. everyone stood for the Pledge of Allegiance.

**Clerk/Treasurer**

A motion was made by trustee Weir to adopt the minutes of April 27, 2022 Special meeting and minutes of May 11, 2022 Regular monthly village board meeting; seconded by trustee Flaherty. All voted “aye.”

**Budget Amendments**

A motion made by trustee Browne to approve the following budget amendments presented by the Village Treasurer; second by trustee Flaherty. All voted “aye”.

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
A.1440.4 Engineering	A.1325.1 Clerk Treasurer Personal Services	\$ 2,825.00
A.1440.4 Engineering	A.1325.4 Clerk Treasurer Contractual Services	\$ 295.87
A.1440.4 Engineering	A.1620.4 Buildings Contractual	\$ 3,553.40
A.1440.4 Engineering	A.1680.4 Central Data Processing Contractual	\$ 172.71
A.5110.4 Street Maintenance	A3310.2 Traffic Control Equipment	\$ 11,296.00
A5142.4 Snow Removal Contractual	A.3410.4 Fire Department Contractual	\$ 842.18
A5142.4 Snow Removal Contractual	A.3410.41 Fire, Truck, Generator, Repair	\$ 442.41
A5142.4 Snow Removal Contractual	A.3620.4 Safety Inspection Contractual	\$ 105.95
A5142.4 Snow Removal Contractual	A.5010.4 Street Administration Contractual	\$ 60.53
A5142.4 Snow Removal Contractual	A5110.11 Equipment Maintenance	\$ 267.64
A5142.4 Snow Removal Contractual	A.5182.4 Street Lighting	\$ 3,207.62
A5142.4 Snow Removal Contractual	A.7140.1 Recreation Personal Services	\$ 1,751.45
A5142.4 Snow Removal Contractual	A.7140.4 Recreation Contractual	\$ 753.20
A5142.4 Snow Removal Contractual	A.7180.1 Special Recreation Facilities	\$ 289.00
A5142.4 Snow Removal Contractual	A.7520.1 HPC Personal Service	\$ 217.25
A5142.4 Snow Removal Contractual	A.8010.1 Zoning Personal Services	\$ 39.50
A5142.4 Snow Removal Contractual	A.8097.4 Planning Survey Equipment	\$ 120.08
A5142.4 Snow Removal Contractual	A.8160.1 Refuse and Garbage Personal Service	\$ 107.25
A5142.4 Snow Removal Contractual	A.9030.8 Social Security	\$ 762.59
		\$ 20,262.65
<b>Water Fund</b>		
<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>

F.8340.4 Transmission and Distribution Contractual	F.8320.4 Source & Pumping Contractual	\$ 926.40
F.8340.4 Transmission and Distribution Contractual	F.8330.4 Purification Contractual	\$ 90.00

### **Abstract**

A motion by Trustee Flaherty approving the 13<sup>th</sup> abstract May 31, 2022; general fund expenses of \$52,620.04; water fund expenses of \$3,221.69 and capital projects expenses of \$38,058.25; seconded by trustee Weir. All voted “aye.”

A motion made by trustee Flaherty to approve the first abstract of fiscal year 2022/2023; June 8, 2022 in the total amount of \$7,770.48; general fund expenses of \$5,437.23 and water fund expenses of \$2,333.25 seconded by trustee Weir. All voted “aye”.

### **Treasurer Report**

A motion me by trustee Flaherty to approve the treasurer’s report for May 31, 2022; seconded by trustee Weir. All voted “aye”.

A motion made by trustee Flaherty approving the treasurer’s report for June 8, 2022; seconded by trustee Weir. All voted “aye”.

### **Tax bills**

The village tax bills were mailed out on June 1<sup>st</sup> and are due on July 1st. Any tax bill that was not requested by a bank was sent to the property owner. An email blast was sent to the Village residence notifying them the tax bills were sent out and if they did not receive their bill to please contact the Village office.

### **Code Enforcement Officer**

Call enforcement officer Peter Bujanow submitted his monthly report to the Village Board. He reported \$2,768.10 of Permit fees collected and \$70 of record search fees collected. Peter reported there are two new houses being built in the village. Peter is requesting the village board allow him to update the Title 19 Uniform Code and Energy part 1203 as requested by the Department of State. The department of State is requesting all municipalities to update the Title 19 Code and Energy which is the villages 62 code. The law will reflect the new changes that was put in place in 2020. This includes the requirement to inspect Mobile food trucks and large tents. The state is requiring the code enforcement officer to propose to the municipality with the assistance of the Village attorney the changes by December 2022. Peter would like to start that process and submit a rough draft to the Village attorney and the village board by next month prior to the December 2022 date. Peter is also requesting the village to send out an email blast informing the residents of the new requirements to make them aware they will need to contact the building department. Trustee Weir inquired with Peter if he completed the food truck inspection list in layman’s terms she requested from him in December for the food truck vendors to know what he would be inspecting. Not all municipalities are inspecting the food trucks and she would like the vendors that will be coming to the village to have a checklist prior so they are aware of what he will be inspecting. Peter has not completed that yet. He is working on it and would like that inspection list to become part of the permit process along with the Village receiving a permit fee and a checklist for the inspection of the tents.

Village hall repair-Peter is requesting the village board to make a motion to amend the contract for alternate two of the village hall repair bid to include using the same flooring in the meeting room. He has also requested the contractor to use any remaining tile used at the entrance of the village hall to be

installed at the entrance door in the back room. A motion was made by trustee Flaherty to amend alternate two of the village hall repair bid to include using the same flooring in the Village hall meeting room in the amount of \$1,022 to be placed in the back room including any unused tile at the door entrance; seconded by trustee Browne. All voted "aye".

### **Fire Department**

Larry Eisen reported six calls, two drills, two details. The Fire Department had to order 200 feet of yellow 1 3/4 hose and a nozzle. The fire department will be at the OK 5K run on Saturday, June 11. The next drill is scheduled for June 18 at 9 AM for a DEC search and rescue.

### **Economic Development Director**

Renee's Monthly report for May was received and will be posted to the village's website. She attended Columbia County's roundtable concerning grants. CFA grants are due by July 29 and they will revolve around work force development and shovel ready projects.

Application of Use Form-Renee is requesting Hudson Street Landing to be added to the village's Application of use form. She has a request from a gentleman who would like to teach fly fishing lessons this season to kids and adults at the creek. Renee will amend the Application of use form adding Hudson Street Landing to the application and submit it to the Village Office.

Grants-There is a CFA Grant Opportunity through New York State parks and recreation due on July 29, 2022 for the parking area at Hudson Street Landing. One of the requirements is to provide a deed of the land. Clerk Heeder is meeting with former mayor Dunham in search of that deed.

Kayak Grant- To continue with the kayak launch Grant the villages of Kinderhook and Valatie will need to complete an Army Core of Engineers application. The villages will need approval from the Army Core of Engineers and ECON to move forward.

Blocking the trough area in the Village Square-The flower boxes in front of the village hall will be used to block off parking next to the trough area for safety concerns. An email blast will be sent to Village residence notifying them the area will be blocked off from Friday afternoon until Monday morning.

### **KBPA**

A request to keep a four round tables and eight chairs behind the band stand during the Farmer's Market season was approved.

Free Movie Night-The School is donating the land to hold the movie night. Renee is hopeful residence will order picnic dinners and drinks from the local eateries and sit on the lawn of The School and have a picnic prior to the PG 13 movie. The featured movie will be Moonrise Kingdom. There will be a small concession with the sale of baked goods, kettle corn and lemonade. Mayor Abrams would like Renee to consider the noise level and parking. Renee is proposing President of the KBPA William Laraway write a letter to the neighboring residence informing them of the movie. The Village will provide the cones for the KBPA to place out. A parking plan needs to be considered. Maybe Abrams will work with Renee at Tuesday's employee meeting concerning the parking.

### **Water and sewer**

Water Commissioner Dale Leiser reported past due water of \$4,793.50; and past due sewer of \$4,022.77. Past due notices were mailed out in the beginning of May. He will work with Deputy Clerk Silvia concerning sending out water shut off notices next week.

Wells-Jeff Smith from Smith Well Drilling is scheduled to conduct a water flow test on Well #4. The last cleanings were in 2004 and in 2014. A nitrate test was done in December with a result of 4.5ml the allowable level is 10 ml but he feels the village should check it with the spreading of manure by

WilRock Farms. He's currently working on the water asset management with the superintendent David Booth and New York Rural Water.

Pump house fence - The village board was considering removing the fence around the pump house. Former Water Commissioner Ruth Piwonka had the fence installed after September 11<sup>th</sup> but it was not a requirement. Water Commissioner Leiser inquired with Amy Schumer and Michael DeRuzzio from the Health Department if the village could remove the fence. They are not in favor of removing the fence. But there is enough room for six panels to be removed moving the fence closer to the pump house. Trustee Browne had checked with the village's insurance company they also are not in favor of the fence being removed and suggested making the fence taller.

### **Trustee Flaherty**

Zoning Board-The May 23<sup>rd</sup> meeting was cancelled due to lack of agenda items.

Village hall repair- trustee Flaherty spoke with the contractor Andrew Scharouon concerning having him purchase the same gutter that is currently on the Village hall. He will inform the Historic Preservation Commission tomorrow night of the proposed gutter as it is visible by the right of way.

### **Trustee Weir**

Recreation Commission -Summer Program update – The Recreation Commission recommended the following counselors to be hired for the village's summer program. A motion made by trustee Weir to appoint Ainsley Zaik as Assistant Director, Sofia Pantoja, Brody Chandler, Morgan Hickmen, Erin Curry, Sophia Saccento as an Alternate; seconded by Trustee Flaherty. All voted "aye".

Upcoming events in the village- Juneteenth event – Is scheduled for June 18 at Rothermel Park at 2 PM. A talk on black culture and a wreath laying ceremony at the Persons of Color Cemetery is planned. Refreshments will be served at the pavilion. Advertising the event will be done by email blast and distributing a flyer. Community Night is scheduled for September 17<sup>th</sup> from 4:30pm to 7:30pm.

The Village square sidewalk- The Historic Preservation Commission approved replacing the current thin bluestone with 4x4, 1.5 inch thick bluestone in the village square walkway. A motion made by trustee Weir to purchase the bluestone from Helderberg bluestone in the amount of \$3,530; seconded by trustee Flaherty. All voted "aye." Renee inquired if the drainage issue would be resolved when the bluestone was replaced. Mayor Abrams will speak with the DPW if a French drain would be installed or pitching the bluestone to relieve the area from standing water.

Rothermel Park Revitalization Plan Update-Jennifer Ose –McDonald as a parent representative, Planning Board member Andrew Pelletier and village trustee Weir will make up the remainder members to the Rothermel Park Revitalization Plan Committee.

### **Trustee Browne**

Historic Preservation Commission-A meeting was held on May 19<sup>th</sup>. The village was awarded the NYS Parks Recreation grant for the Historic Preservation Commission in the amount of \$13,000. The grant is to review the HPC regulations and compare them to other municipalities to improve the village's guidelines.

Long -term financial planning-Mayor Abrams requested Jerry Callahan and trustee Browne focus on the long term planning for the water infrastructure. They will estimate future budgets to address the water infrastructure needs of the village.

Traffic Safety-Super indent David Booth has taken one class to program the speed signs. Assistant Super indent Robert Meehan and trustee Browne are scheduled to take the class on June 27<sup>th</sup>. The first sign will be installed on June 13<sup>th</sup> on Hudson Street.

AHET-A car drove across the trail from Eichyush Rd to Gaffney. The troopers were alerted.

## **Trustee Patterson**

Planning Board- Previously Renee had proposed a new Planning Board Application. With additional suggestions the Planning Board would like the Code Enforcement Officer and the Village Attorney to review the new application to be placed before the Village Board for final review and acceptance.

Climate Smart Task Force the Task Force applied for a pilot grant program with a Local Champion Program to achieve Bronze Certification. If accepted, the Bronze certification opens the doors to NY State funding for sustainability projects.

Recodification award contract-the village received three quotes to recodify the village's code book. (General Code, Muney Code and American Legal) Jerry Callahan created an excel spreadsheet showing the different variables. Jerry and trustee Patterson determined General Code submitted the most competitive financially quote with the greatest number of deliverables. There quote was \$7,500 with an additional cost of \$258 if the village wanted to consider gender neutral wording. A motion made by trustee Patterson to accept General Code's quote of \$7,500 with the additional \$258 for gender neutral wording; seconded by trustee Weir. All voted "aye". There are ancillary charges the village will need to consider; Village attorney fees and costs incurred with adopting any changes to the code.

## **Mayor Abrams**

Mayor Abrams made the following resolution; seconded by trustee Flaherty. All voted "aye".  
Resolution to provide clarity for use of A-frame sandwich signs.

WHEREAS the Village of Kinderhook Board of Trustees would like to provide clarity in the use of A-frame sandwich boards and to strike a balance between allowing businesses to promote themselves, ensure that we provide clear rights of way for pedestrians and people with disabilities to walk down sidewalks and access buildings, and respect the character of our historic district.

RESOLVED that all businesses located in the business district are allowed to put out an A-frame sandwich boards in front of their store front property during their open hours.

- Boards must abide by size regulations already established in the village code book.
- Boards may not be placed in a road, parking space, or crosswalk. If placed on a sidewalk, it must not be placed more than 3 feet from the front of store front buildings.
- Boards may be placed in the grass area between the sidewalk and the road if it does not block a right of way or otherwise hinder the movement of pedestrians.
- Boards must be taken inside when the business is closed.

RESOLVED that for businesses that do not have store front located on Route 9 or whose business is not easily seen from Route 9, the village will allow up to 4 A-frame sandwich boards to be placed in the village trough area, the northwest most portion of the trough next to the electric crosswalk sign at the intersection of Route 9 and Hudson Streets.

- Only businesses that are physically located in the village business district are eligible to place their boards in this area.
- Signs must be taken in when the business is closed.
- Businesses must request to place a board in the trough with the village board.

This resolution will be in effect from June 9, 2022, through September 30, 2022.

Open meetings Law and village policy on virtual meetings-the village received two letters from village residents Joan Quilty and Former Trustee Murphy and his wife Joey requesting the village to reconsider using zoom videoconference. Mayor Abrams was in support of discontinuing with Zoom but he is now reconsidering. Hoping the village could take the lead on better transparency and communication. He does know it is hard on the secretaries to take notes, run the zoom meeting and participate in the meeting when needed. He would like to take two months to see if the village could purchase new equipment, and

hire someone to run the zoom meetings for all of the boards and commissions. If the board chooses to move forward with zoom a local law needs to be adopted prior to zoom resuming.

### **Emergency Management Plan update**

Mayor Abrams spoke with David Harrison Director of the Columbia County Emergency Office and acquired the 2020 Emergency Management Plan and a Multi Mitigation Hazardous Plan. A safety committee needs to be formed to meet once a year in February to review the emergency plan in preparation of the annual adoption during the village board April Organizational meeting. Mayor Abrams will work on creating a committee in the next few months.

### **Driveway Easement for Lot 1 on Rothermel Extension**

A motion made by trustee Flaherty authorizing Mayor Abrams to sign the driveway easement between the Village of Kinderhook and Santiago Vasquez Francisco Leticia Lopez Montiel at 15 Rothermel Ext. Kinderhook, NY. 12106 known as Lot 1; seconded by trustee Weir. All voted "aye."

### **Application for Use**

A motion made by trustee Flaherty approving the flowing applications; seconded by Trustee Weir. All voted "aye."

- a. Rhonda Conover is requesting the Playground Pavilion on July 16, 2022 from 12-3pm to have a birthday party.
- b. Marisa Rothstein is requesting the Pavilion, K3 and the tennis court on 7/23 from 9am-2pm for a child's party.
- c. Tanya Phelps is requesting the Playground Pavilion on 6/12/2022 from 9am to 2 pm

### **Peddler's Permit**

A motion made by trustee Flaherty approving Cristian Alexander Mena Perliera request for a Peddler's permit to sell educational material for Southwester Advantage with restrictions set forth of selling from June 7<sup>th</sup> to August 29<sup>th</sup>: M-F 9am – 6 pm and Saturdays 10am-6pm; seconded by Trustee Weir. All voted "aye." The village office will send an email blast to the residents informing them of the approval of the Peddler's permit.

### **Taxpayer Time**

Former Trustee Brian Murphy thanked the village board for considering continuing with zoom.

A motion made by Trustee Weir to adjourn the meeting at 8:51pm; seconded by Trustee Flaherty. All voted "aye."

Respectfully submitted,

Nicole H. Heeder  
Village Clerk