

Minutes

Regular Monthly Village Board meeting and Public Hearing on PP LL Law #1-2014 to override the tax levy limit for fiscal year 2014-2015

Present: Mayor Carol Weaver, via Skype: Venice Florida

Trustees: Richard Phillips
Dale R. Leiser
Brian Murphy

Absent: Trustee Robert Puckett

Also attending: Jim Dunham; Glenn Smith; Renee Shur; David Booth; Mark Browne; Matt Cohn; Paul Calcagno; Andrew and Connie Chase; Jim Digioia; Dave Martino; Dan Pelesz and Bob Antonecchia.

PUBLIC HEARING ON PP LL NO. 1-2014 TO OVERRIDE THE TAX LEVY LIMIT FOR FISCAL YEAR 2014-2015

Mayor Weaver opened the Public Hearing at 7:20pm.

The village clerk read the public noticed published in the Register Star on January 25, 2014.

Resident Jim Digioia wanted the Village Board to know he is against the village board going over the 2% tax cap. He understands in the past the village has not gone over the 2% tax cap but feels if the village chooses to go over the 2% then other governments will too. He feels by the village staying within the 2% it will urge other governments to stay within the 2 % also.

Trustee Murphy noted the Village Hall is in need of major repair and this year may be more difficult to stay within the 2%.

Mayor Weaver made a motion to close the public hearing at 7:26pm and opened the regular monthly village board meeting at 7:30 pm; seconded by Trustee Murphy. All voted "aye."

MINUTES

Mayor Weaver made a motion to approve the village board meeting minutes of January 8, 2014; seconded by Trustee Phillips. All voted "aye."

ABSTRACT

Trustee Phillips made a motion approving the monthly abstract in the amount of \$31,124.67; seconded by Trustee Murphy. All voted "aye."

TREASURER'S REPORT

Trustee Phillips made a motion approving the monthly Treasurer's report; seconded by Trustee Murphy. All voted "aye."

FIRE DEPARTMENT

The Fire Department had 5 calls, 1 drill and 1 detail.

Trustee Phillips reported the United States Army marching band will be marching in the Fire Convention Parade hosted by the Palmer Engine and Hose Company. The Palmer Engine & Hose members will march directly behind the Army marching band.

DPW

During the month the DPW handled 7 storms using 150 tons of salt. They have constructed the ice skating rink at Rothermel Park. They have started painting the State Troopers office but have been unable to finish due to scheduling conflicts with the troopers. A trooper has to be present when they are in there painting.

Mayor Weaver requested the DPW build shelves in the 2nd floor closet. Dave reported he would need approximately 17 sheets of plywood to reface the closet and make shelves. Mayor Weaver requested an estimate of the cost before the work is performed.

Simplex Grinnell tested the Village Hall alarm system and found several batteries are not working properly. There are two fire alarms not reporting back to the panel that will need to be addressed. A quote from Simplex to replace the batteries was received in the amount of \$886.50. The board felt another quote should be acquired. Dave Booth will obtain other estimates.

Electric Village Square-Mayor Weaver asked Chuck Rothermel for an estimate to install additional electric outlet boxes in the village square. C & E Rothermel has the equipment to install the lines under the road. He questioned if he would be purchasing the conduit or will the village?

An estimate was also requested from Sheriff Electric. Scheriff Electric would wait until the sewer project was underway as they do not have the equipment to go under the road.

The Mayor requested C& Rothermel to give a separate price for the underground drilling since Sheriff does not have the equipment to do this. Then the Village will ask Casale how much it would cost for them to drill under the road.

CODE ENFORCEMENT OFFICER

The monthly CEO/ZEO report was received with \$862.40 of permit fees collected. Glenn also submitted a violations report that the board requested last month. Trustee Phillips requested the clerk add violations and new construction under code enforcement officer on the monthly agenda.

CORRESPONDENCE

Dewey Loeffel Landfill-A letter was received from the Town office dated January 29, 2014 stating the Town Board was going on record opposing the discharge of effluent from the treatment plant of the Dewey Loeffel Landfill into the creek until a comprehensive study was made.

Mayor Weaver asked the Village Board how they would like to proceed. Trustee Murphy would like more information to make a sound judgment before drafting a letter. Trustee Leiser agreed but noted if mercury was being released it would be a big worry for him. Mayor Weaver will forward the Village Board e-mails she has received from a chemist in Nassau concerning the materials being released. The Village Board can review and decide on how to proceed at the next village board meeting.

VILLAGE HALL

Specs for the Village Hall Roof-Marilyn Kaplan will have the RFP ready for the March village board meeting.

Village Siren-The siren has stopped ringing at noon on a daily basis unless it is a fire call. The siren does work when Columbia County conducts test sirens on Wednesdays and Saturdays.

RECORDS DESTRUCTION AUTHORIZATION SHEET

Mayor Weaver made a motion to destroy the records listed in box #46 in accordance with the NYS Destruction regulations; seconded by Trustee Murphy. All voted "aye".

PP LL NO. 1-2014 TO OVERRIDE THE TAX LEVY LIMIT FOR FISCAL YEAR 2014-2015

Trustee Phillips made a motion to adopt Local Law No. 1-2014 to override the tax levy limit for fiscal year 2014-2015; seconded by Trustee Murphy. All voted "aye".

NORHTERN COLUMBIA LITTLE LEAGUE

Dan Pelesz and Dave Martino on behalf of Northern Columbia Little League are requesting to replace the score board at the K-1 field. They would like to replace it with energy efficient, esthetically pleasing score board with no advertisements. Dave Martino owner of Maple Lane Nursery would like to volunteer his time to enhance the K-2 field. He is recommending bringing in dirt to elevate the base lines up to the grass line. Trustee Phillips made a motion approving their requests; seconded by Trustee Murphy. All voted "aye".

Dave Martino would like to install a removable temporary fence in the K-2 outfield. He has submitted a picture of the fence to the village board. The fence will run 200 ft away from home plate. He feels it will add safety between the ball fields distinguishing a line between each field and will add a home run line to the k-2 field. A discussion of the esthetics of the fence and the possibility of removing the fence when needed was discussed. Trustee Phillips inquired if the village was to receive a negative response to the fence by the neighboring property owners the board may ask them to remove the fence permanently. Trustee Phillips would like to visit a field where the fence is already installed. The men are unaware of a field where he could do a site visit. Trustee Murphy made a motion approving NCLL request to install a temporary fence contingent upon knowing the village board may ask them to take the fence down for different events or on a perm ante basis; seconded by Trustee Leiser. Voted: Mayor Weaver; Trustee Murphy; Trustee Leiser "aye". Trustee Phillips voted "nay".

UNPAID VILLAGE TAX LISTING

The village has \$17,943.25 of uncollected taxes. A follow up letter will be sent to the property owners.

WASTEWATER COLLECTION PROJECT

The village received a joint letter from Clark Engineering and Surveying, P.C. and Ryan-Biggs Associates, P.C. dated January 24, 2014 announcing as of January 31, 2014 Clark Engineering will become a fully owned subsidiary of Ryan-Biggs Associates. This will make them one of the largest women owned engineer firms in Upstate New York.

Resolution to award bid-The village board held a bid opening for the Waste Water Collection project on December 16, 2013; Casale Construction Services Inc. was the lowest bidder. On the recommendation of the Village Engineer, Clark Engineering, the following Resolution was made.

Resolution by: Mayor Carol Weaver;

Seconded by: Trustee Brian Murphy.

WHEREAS, the Village of Kinderhook has undertaken the design and bidding in relation to a project known as the Kinderhook Wastewater Collection System; and

WHEREAS, the Village has undertaken a review of the bids as received and determines to advance the Project by authorization to issue as Notice of Award to the lowest responsible bidder Casale Construction Services Inc. with a total bid of \$826,574.00;

NOW, THEREFORE, the Village of Kinderhook Board of Trustees, duly convened does hereby

RESOLVE, that the Mayor of the Village of Kinderhook be and is hereby authorized to process any and all documentation necessary to advance the Project through Notice of Award and Contract, and it is further

RESOLVED, that in addition to the Mayor the following municipal titles: Village Engineer and Village Clerk, are also hereby authorized to execute and process any necessary documents or certifications on behalf of the Village to advance the Project through Notice of Award and Contract; and it is further

RESOLVED, this Resolution shall take effect immediately.

Upon question of the foregoing Resolution, the following Board members voted "Aye" in favor of the Resolution:

Mayor Carol Weaver;
Trustee Richard Phillips;
Trustee Dale Leiser; and
Trustee Brian Murphy.

The following Board members voted "No" in opposition
thereto:
_____ ; and
_____.

The Resolution having been approved by a majority of the Village Board, the same was declared duly adopted by the Mayor of the Village of Kinderhook.

SIDEWALK LINK PROJECT

Jim attended a meeting with Hudson Valley Engineering in Beacon, NY concerning the close out phase of the sidewalk project and design plans for the proposed William Street Project. An engineers audit will need to be conducted as a close out requirement of the Sidewalk Link Project. Jim and Nicole will call the village's accountant, George Person, to receive a recommendation on a firm to hire for the audit.

William Street-Jim has requested a quote for the preliminary design work for William Street to be presented at the March Village Board meeting from Hudson Valley Engineering. Originally, the village was preparing to complete the detail design work in the 2014-2015 budget years and the construction of the new water lines and paving of William Street in the 2015-2016. The village now is considering holding the project off a year and only having the preliminary design work completed at this time.

APPLICATIONS

A discussion concerning applicants with a liquor license wanting to serve alcohol at outside events in the village was discussed. Mayor Weaver will contact the Village Attorney to consider revising the village's Chapter 33 of the Village's code book. Trustee Phillips will call Gary at Metz Wood Insurance to discuss the insurance implications of the possible code change.

Trustee Murphy made a motion approving the following applications with a contingency of #6 having to take down the tent the same night as the event; seconded by Mayor Weaver. All voted "aye".

- a. Fifes & Drums of Olde Saratoga is requesting Village Streets on 5/31/14 from 12:00-1:00 pm parade
- b. The KBPA is requesting the following:

1. Village Square & Bandstand every Saturday from May 10th till October 11 to hold the Farmer's Market
 2. Village Square & Bandstand on July 4th for the People's Parade
 3. Village Square & Bandstand for the annual Craft Fair on May 31st
 4. Village Square & Bandstand on October 11th for Harvest Day
 5. Village Square & Bandstand on December 12th for Candle Lite Night
 6. Village Square & Bandstand on June 26th from 2-10:30 for a food truck event
- c. Fire Dept. Village Square & Bandstand on July 26 from 12-6pm to hold a parade for the C.C. Fire convention parade
 - d. Fire Dept. Requesting all baseball fields, tennis court and pavilion on July 25 from 1:00 pm to July 27 at midnight
 - e. Kinderhook Library is requesting the baseball field on Feb. 16, from 12-3pm; dog sledding presentation
 - f. Kinderhook Memorial Library is requesting the Playground Pavilion on June 25, 2014 from 4-8 pm reading kick off program

ECONOMIC DEVELOPMENT COMMITTEE

Mayor Weaver accepted Renee Shur's resignation effective March 1, 2014. Mayor Weaver will send a thank you note to Renee for her time served on the Village's Economic Development Committee.

The committee has not met waiting on the progression of the sewer project. During the budget preparation the village board will discuss the need for a paid position for the economic development of the village. Trustee Murphy feels the village will need someone to help with the administrative tasks required from the Office of Community Renewal. A person who has experience that could help to revitalize the village and report back to the village board.

ZONING BOARD

A meeting was not held as no new business came before the board.

PLANNING BOARD

Minutes of the Planning Board's December 5, 2013 meeting was received.

Mark Browne would like to conduct a public forum with the chairpersons of Village Boards and Commissions to discuss the effect of Economic Development in regards to the proposed Updated Comprehensive Plan in the current economic climate. Jim Dunham noted the village has previously obtained a Greenway Grant that allowed the village to hire Nan Stolzenberg to assist in updating the Comprehensive Plan five years ago. He strongly encourages the village to apply for a Greenway Grant to help with the proposed update.

HISTORIC PRESERVATION COMMISSION

Minutes of the Historic Preservation Commission meetings of November 14th and December 12, 2013 were received.

The village board accepted the resignation of Patricia Altman due to family commitments. A thank you letter will be sent to Patricia for her volunteer services to the Commission from Mayor Weaver on behalf of the Village Board.

Paul Calcagno attended the village board meeting to discuss the process it takes for a business owner to receive approvals through the Historic Preservation Board. He stated that he does not believe they have definitive guidelines to go by; that some of their comments are personal

opinions. Paul owns several buildings in the village and he is concerned with the process of the approvals with HPC and the cost he will incur with some of their guidelines. The major one being windows. He would like the Village Board to consider the different type of windows installed in businesses in the village square. The HPC requires wooden windows that are not energy efficient. The cost it would place on a property owner to refurbish the windows and the cost of heating a place by the tenant is not financially practical. Paul has found an energy efficient, historical looking window that would not have to be replaced every 10 years as a wooden window would need to be. He is also concerned with the long term usefulness of the wooden windows with the additional financial burden of heating/ cooling the premises. The additional financial burden could cause him to have a high rate of tenant turnover. He is looking for long term tenants to revitalize the business district.

Trustee Leiser noted Kinderhook Corners had the same scenario when requesting to replace their windows. He believes a member of the HPC conducted a site visit to assist the property owner with the functionality of their wooden windows.

Mayor Weaver would like to meet with the Glynn Smith, Building inspector and Trustee Puckett, liaison to HPC to better understand the Historic Preservation's process.

RECREATION COMMISSION

The village recreation commission is joining with Kinderhook Library to host a Winter Festival at Rothermel Park on February 16, 2014 from 1:00 pm- 3:00 PM. The Library will host a dog sledding presentation. The Recreation Committee will be giving out free hot cocoa and hot dogs.

KBPA

The Kinderhook Business Professional Association held their annual Social at the Carolina House on February 6, 2014.

Mayor Weaver made a motion to adjourn at 9:25 pm; seconded by Trustee Murphy. All voted "aye".

Respectfully submitted,

Nicole H. Heeder
Village Clerk