

Minutes

Regular Monthly Meeting of the Village Board of Trustees and Public Hearing on Proposed Local Law No. 3 of 2020 entitled, “A local Law amending the Code of the Village of Kinderhook to add Chapter 132 Temporary Storage Containers.” and Public Hearing on Proposed local Law No. 4 of 2020 entitled, “A local law amending the Code of the Village of Kinderhook to add Chapter 133 entitled Dumpsters.”

Wednesday, March 11, 2020

Present: Mayor James Dunham

Trustees: Richard Phillips

Dale Leiser, Via FaceTime, Myrtle Beach, SC

Robert Baumeister

David Flaherty

Also attending: DPW Superintendent David Booth; CEO/ZEO Peter Bujanow; Economic Development Director Renee Shur; Fire Chief Matt Cohn; Climate Smart Chair William Mancini; Dorene Weir; Michael Abrams; Mark Browne; Sue Patterson; Robert Puckett; Mike Urbaitis; John Meade; Michael Shaw; Michelle Shaw and The Columbia Paper Reporter Emelia Teasdale

PROPOSED LOCAL LAW NO. 3 OF 2020 entitled, “A local Law amending the Code of the Village of Kinderhook to add Chapter 132 Temporary Storage Containers.”

The public Hearing notice was published in the Register Star on March 7, 2020. Mayor Dunham opened the Public Hearing at 7:10 pm.

No public comment was received. Mayor Dunham closed the Public Hearing at 7:11 pm.

PROPOSED LOCAL LAW NO. 4 OF 2020 for Proposed Local Law No. 4 of 2020 entitled, “A local law amending the Code of the Village of Kinderhook to add Chapter 133 entitled Dumpsters.”

The public Hearing notice was published in the Register Star on March 7, 2020. Mayor Dunham opened the Public Hearing at 7:20 pm.

Q: Michael Urbaitis, former Trustee, 21 Hudson Street inquired on odors from dumpsters.

A: Trustee Phillips responded that odors are addressed in the local laws.

Mayor Dunham closed the Public Hearing at 7:23pm.

Regular Monthly Meeting

Mayor Dunham opened the regular monthly meeting at 7:30 pm.

Trustee Flaherty took several moments thanking Mayor Dunham and Trustee Phillips for their years of service to the village. He stated “Jim always does what is best for the village and the families who live here. His ability to mediate and always listen to both sides is every bit as significant as his commitment to the sewer project and revitalization of the historic district, as well as being the point person for the Albany-Hudson Electric Rail Trail. Both of these projects will make a profound difference in the quality of life for village residents. Jim’s steady hand and endless knowledge will be missed by all of us.

Rich Phillips has served thirty-five consecutive years for the Village of Kinderhook. He served on the Zoning Board, the Village Board, and as mayor. He's also served as village assessor. His contributions include being the initial voice and moving the sewer project forward, as well as being the liaison to the Climate Smart Committee, helping to bring the village into the 21st century. Rich is someone who has always put the village and its residents first -- with enthusiasm and an unbiased view of matters big and small. No one knows more about the last three decades in Kinderhook, and Village Hall won't feel the same without his presence."

Robert Puckett, former trustee wanted to thank Mayor James Dunham and Trustee Richard Phillips for their time and commitment to the village he feels the village would not be what it is today without them.

Clerk/Treasurer Heeder read a letter from former Mayor, William Van Alstyne thanking Mayor Dunham and Trustee Phillips with all their assistance when he was Mayor. He stated "the time and effort that was spent for the betterment of the Village was beyond exceptional" from the both of them.

MINUTES

A motion made by Trustee Phillips approving the minutes of February 12, 2020 regular monthly meeting and February 6, 2020 Special Joint meeting and Public Hearing of the Village Board, Planning Board and Zoning Board of Appeals on 1-3 Broad Street & 5 Broad Street; seconded by Trustee Flaherty. All voted "aye".

BUDGET AMENDMENTS

A motion made by Trustee Phillips approving the following budget amendments as recommended by the Treasurer; seconded by Trustee Flaherty. All voted "aye".

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
A.1990.4 Contingent	A.1910.4 Unallocated Insurance	\$235.81
A.3410.41 Fire Truck, Generator, Repair	A.3410.4 Fire Department Contractual	\$175.00
A.5132.4 Central Garage Contractual	A.5142.4 Snow Removal Contractual	\$831.25

ABSTRACT

A motion made by Trustee Phillips approving the monthly abstract in the amount of \$28,613.35; seconded by Trustee Leiser. All voted "aye".

TREASURER'S REPORT

A motion made by Trustee Phillips approving the monthly Treasurer's Report; seconded by Trustee Flaherty. All voted "aye".

FIRE DEPARTMENT

Fire Chief Matt Cohn reported 2 calls, 2 drills and 1 detail. The monthly fire incident report and Officer's meeting minutes were received. The UTV (35-60) is in service. A drill was conducted using the UTV. The fire company will make it mandatory in order to drive the UTV the firemen would have to take a course provided through the Columbia County Sheriff's Office.

Vehicle Use Regulations-A motion made by Trustee Phillips to adopt the "Policy for the Operation of the Fire Chief's Vehicle" replacing the interim policy adopted March 11, 2020; seconded by Trustee Flaherty. All voted "aye".

Solar-The CEO/ZEO will create a list to be given to the fire department to keep in the fire trucks to assist the firemen the house has solar incase the kill switch needs to be addressed before entering the house. The CEO/ZEO noted a house with solar should have a sign stating solar.

DPW

Superintendent Booth reported pre-season annual work on the mowers filling in pot holes. The playground fields have been rolled and the Persons of Colored Cemetery has been regraded in preparation of the donated fence top soil and seeding.

Water-Trustee Leiser and DPW Booth are working on the annual water report. The water fountain at the playground is being fixed and a water fountain at Mills Park will be installed. The flushing of fire hydrants are scheduled for April 7th, 8th and 9th.

Trustee Phillips thanked DPW Booth for his work and dedication to the village and that it was good working with him.

CODE ENFORCEMENT OFFICER

The CEO/ZEO, Peter Bujanow has requested quotes for a municipal building department software in the interim he has submitted a report from Microsoft excel he created. He issued two building permits with \$250.00 of permit fees collected.

GEO Thermal Installation-Peter submitted a proposed code addition concerning the installation of GEO Thermal to the Village Board. He will submit a copy to the Village Planning Board for review and email a copy to Trustee Leiser to review. Marc Browne noted when he was on the Planning Board they approved GEO Thermal for The School. He suggested Peter could review.

Air BnB-Peter submitted proposed changes to the village's Air BnB code. He referenced the Town of Warwick's code and the Town of Hillsdale code. He is concerned with safety and notes the village code Section 62-10 and Fire Safety A-3. Peter also discussed what he had learned at Code Enforcement training in Lake Placid this past week on short term rentals. He would like to address code revision of the short term rental law with the Planning Board. He submitted the proposed changes to the Village Board. Mayor Dunham noted the proposed code will need to go back before the Village Planning Board. Clerk/Treasurer Heeder noted the proposed law is before the Columbia County Planning Board for review. The village attorney will have to request a hold.

48 William Street- Mike Urbaitis inquired on the status of the property. He stated he spoke with the owner two weeks ago and again today. Her hopes were to eventually move back to the house. She applied for grant funds but the funds are only available if she is living in the house. She is living in an assisted living facility. The CEO/ZEO, Peter, stated the house has been condemned by the previous building inspector. The board authorized Peter to move forward to hire an engineer to evaluate the house and the garage to see if the garage has any structural bearing for the house. The village would like to have the garage demolished. The testing for asbestos is a concern. Mayor Dunham noted asbestos was being used in the 1940's and he believes the house was built in the 1800's. Mayor Dunham will contact the owner informing her of the required asbestos test and having an engineer evaluate the house and garage.

TRAFFIC CALMING

At the intersection of Catskill View Drive and Berkshire Drive is a three way intersection. The village is proposing to install two stop signs for safety concerns. A motion made by Trustee Phillips to set a Public Hearing for April 8th pending the local law being drafted by the village attorney; seconded by trustee Flaherty. All voted "aye".

ALBANY HUDSON ELECTRIC TRAIL

Maintenance Agreement-The village has signed a maintenance agreement with Hudson Valley Greenway and for the donation of a zero turn mower and a trimmer. A sweeper may also be

donated for the maintenance of the trail. Residents are requesting to install dog mits along the trail.

Clear areas for sight distance- A 175 ft site distance is needed along Sunset Ave where the 30 mph is due to the walkable/ bike able trail area along Sunset Ave and tree clearance on Gaffney Lane and Eichybush at the trail is needed.

Raised Crosswalk- The original proposal was to have three raised crosswalks one each on Albany Ave, Gaffney Lane and Eichybush Road. Due to the site distance and 30 mph speed limit with the curve on Gaffney Lane it is being proposed to have rectangle flashing beacons and no raised crosswalk. To assist in reducing the speed on Albany Ave the raised crosswalk with signage is being installed. If, the raised crosswalk does well on Albany Ave will determine what is installed on Eichybush Road.

CLIMATE SMART COMMUNITIES TASK FORCE

The monthly report was received and is posted on the village website. The committee discussed the recent webinar about Community Choice Aggregation Program, Meatless Monday Initiative, and Earth Day Plans. The annual “Dash for Trash” will be held on April 18th at 9am starting in the Village Green.

William Mancini thanked the Mayor Dunham and Trustee Phillips as liaison to the Climate Smart Committee and the Village Board for supporting the Climate Smart Committee during their time on the board. The board thanked Bill and the committee members for bringing the village into the 21st century and being number one in Columbia County with Climate Smart.

VILLAGE CODE REVISION OF MAP FOR THE COMMERCIAL DISTRICT

Local Law No. 1 of 2020 was adopted amending the zoning law to add a portion of 5 Broad Street to the business district. The village attorney is working on the revision of the map to include a portion of 5 Broad with the small building in the back for the village code book.

WILLIAM ST. RT. 9 TO MAIDEN LANE AND ALBANY AVE, RT 9 TO SUNSET AVE

Due to an error by TGW Consulting Group the village was not awarded grant funds for the William Street project (Maiden Lane to Rt. 9) and Albany Ave. The TGW Consulting Group will submit free of charge a new application to the Environmental Facilities Corporation in their next grant funding round.

PROPOSED LOCAL LAW No. 3 of 2020 entitled, “A local Law amending the Code of the Village of Kinderhook to add Chapter 132 Temporary Storage Containers.” and PROPOSED LOCAL LAW No. 4 of 2020 entitled, “A local law amending the Code of the Village of Kinderhook to add Chapter 133 entitled Dumpsters.”

Mayor Dunham will have the Village Board hold on moving forward with the proposed local laws until next month Village Board Meeting giving the Code Enforcement Officer time to review the laws.

ZONING BOARD

Their monthly meeting was the joint meeting of the Village Board, Planning Board and Zoning Board of Appeals that was held on February 6th. They did not meet on the forth Monday of February.

PLANNING BOARD

The board met on February 6th to review two applications one for PCJ Development (Paul Calcagno) 43.20-2-46 Site Plan Review 1-3 Broad Street Proposed Ice Cream Shop “Spumoni Gardens” and the other for PCJ Development (Paul Calcagno) 43.17-1-60 Site Plan Amendment

7 Hudson Street the Flammerie 2nd floor dining area. Paul will need to go before the Historic Preservation Commission for review.

HISTORIC PRESERVATION COMMISSION

Chair, Ken Neilson will be attending a two day conference in April in Lake Placid for training. The Commission met on February 20th to review 17 Chatham St/Windows/Larry Enoch; 1 Church St/Storm Door/Sharon Rae; 1 Church St/Gutters/Sharon Rae; 3 Church St/Screening-2nd Floor Landing/Dan Dyksen & Kevin Gilrain.

ECONOMIC DEVELOPMENT DIRECTOR

The EDC Director's monthly report was received and is posted on the village website.

Kayak Launch Grant-The villages are awaiting the grant award notification from Hudson River Valley Grant Council by phone conference scheduled for March 25th. The grant is for a 2 mile kayak run from Valatie to Hudson Street Landing. Renee spoke with Ted Kolanskowski from Barton & Loguidice. If the grant is awarded the village of Kinderhook may be awarded \$10,000 that can be for a floating dock style launch facility, minor site improvements and for formalization of parking. The village will have to match the \$10,000 and can use in-kind services to match.

Local Waterfront Revitalization Plan-The villages are working together for further improvement for the elderly and handicapped individuals to enter and exit the water and possible future development for the kayak run to Stuyvesant.

Parking lot lighting-The following three bids were received for the electrical work to install lighting in the village parking lot. The lights will be provided by the village.

1. Scheriff Electrical Services Inc. \$4,750.00
2. Leggett Electric Inc. \$11,200
3. Jerry Jennings Electrical Contracting Inc. \$ 5,000

A motion made by Trustee Baumeister to accept the low bid of Scheriff Electrical Services Inc. for \$4,750; seconded by Trustee Flaherty. All voted "aye". The Code Enforcement Officer will oversee the project and request the required insurance certificates.

Walking Tour Brochure-Previously, Renee has distributed the Walking Tour Brochure. With the new brochure she has placed funds in the upcoming budget to hire Berkshire Brochure to distribute 5,000 brochures in the Capital Region and Berkshire County Zones.

Van Buren Hall- Renée reached out to Danda Incorporated and Jim Romanchuck & Sons for a fee estimate on the work to be done per Architect Gregory Merryweathers proposal. Danda Incorporated estimate to prepare a proposal is \$3,000. She will need an estimate to apply for grant funds in the next CFA round of grants.

Complete Street Plan

NYSDOT

The village has signed the NYSDOT shared service agreement. The agreement allows the village to work along State Rt.9 without having to wait for the permit approval.

CORRESPONDENCE

Resolution for "Purple Heart Community"-Mayor Dunham would like the Village Board to adopt the proposed resolution at next month village board meeting from Senator Daphne's office to become a Purple Heart Community.

Interest inquiry for Ground Lease with Verizon Wireless-Trustee Baumeister spoke with the representative from Verizon. They are looking at two areas in the village. Trustee Baumeister

informed him the village does not own enough land at the DPW garage that they would require and the village would not use the ballfield for a tower.

VILLAGE HALL

Back Stairway- The concrete piers were poured today and the stairs will be installed on Monday. Trustee Flaherty noted the contractor has paid out for the material. He is requesting the contractor be paid for the material and labor when the job is complete next week. He and Peter will confirm the job is complete for the payment to be processed. A motion made by Trustee Flaherty to pay S&S Fabrication Inc. for the emergency stair installation prior to next month meeting in the amount of \$22,480.00; seconded by Trustee Baumeister. All voted "aye".

1st floor back entrance-Lance Glenn will complete the brick work associated with the replacement of the back door and the removal of the A/C unit in the rear of the building on March 25th, 26th and 27th. City Locksmith, Jeff Waterhouse will drop off a new lock set for the back door to be keyed the same as the front door.

Front Entrance-Lance Glenn will be submitting a plan and price for the front entry way to be completed this fiscal year.

LAWS AND POLICIES

Mayor Dunham is awaiting the adoption of several proposed laws before publishing the laws in the village code book. It will be a cost saving to send all laws together.

Trustee Phillips is working on the Employee Benefit Policy. He would like to adopt at one of the budget meetings.

SCHEDULE OF BUDGET MEETING

The village board will hold the first budget meeting for the Tentative 2020-2021 fiscal year on Monday, March 23rd at 6:00pm the venue to be determined due to possible Zoning meeting to be held. The annual Organizational Meeting will be held on Monday April 6th time and venue to be determined due to court and if the village board may need another night to hold a budget meeting.

PEDDLER'S PERMIT

A motion made by Trustee Baumeister approving Brian Collis, Mr. Ding-A-Ling Ice Cream, Inc., requesting to sell ice cream throughout the village streets; seconded by Trustee Flaherty. All voted "aye".

APPLICATIONS

A motion made by Trustee Flaherty approving the following applications; seconded by Trustee Baumeister; All voted "aye".

- a. Kinderhook Democratic Committee is requesting the Playground Pavilion on August 8th from 11am-4pm for a picnic
- b. Columbia County Historical Society is requesting Van Buren Hall on April 22nd from 6:30pm-8pm for a lecture
- c. Van Buren Hall on Monday evenings at 5:30 pm for Zumba classes
- d. Kinderhook's Elks Lodge is requesting the Village Square on April 11th from 11 am-1 pm for pictures with the Easter Bunny
- e. Glencadia Bullets is requesting Van Buren Hall April 23rd from 7pm-8pm for a uniform/sneaker exchange
- f. Kayla Sitzer is requesting the Playground Pavilion on August 15 from 1pm-4pm for a bridal shower
- g. Northern Columbia Little League is requesting the fields from April through July Monday-Friday; 4:30 pm to dusk and Saturday
- h. Fyfes & Drumms of Olde Saratoga is requesting Village Streets Saturday, May 30th from noon - 1:00 pm

RECREATION COMMISSION

Easter Egg Hunt-The commission met on March 9th. The annual Easter Egg Hunt is planned for April 11th at noon behind the Vanderpoel House. The stuffing of Easter eggs will be April 3rd at 6pm.

Summer Program- Applications for the Summer Program Director is due on May 4th and the Ass't Director and counselor applications are due June 1st.

TAXPAYER TIME

A motion made by Trustee Phillips to purchase water and prepackaged cookies not to exceed \$100 for candidates night scheduled for March 13th; seconded by Trustee Flaherty; all voted "aye".

Trustee Phillips thanked Mayor Dunham, the Village Board members, CEO/ZEO Peter Bujanow; Economic Development Director Renee Shur; Village Clerk/Treasurer Nicole Heeder and all the volunteers on the Boards (Planning, Zoning, Recreation Commission, Historic Preservation and Climate Smart) He commended the candidates running for Trustee he feels the residents should have a choice. He thanked The Columbia Paper Reporter Emelia Teasdale for reporting on the village.

Marc Browne and Sue Patterson thanked Mayor Dunham and Trustee Phillips for the years of service.

Renee also wanted thank Mayor Dunham and Trustee Phillips. She stated there is a bigger picture here that across the United States Towns and Villages have folded because they do not have the people willing to volunteer the time to keep going. The village has been so well governed during Mayor Dunham and Trustee Phillips's time in office and they should be really proud.

Mayor Dunham agrees with everyone's sentiments. He stated the village for years has had its historic nature and there has been a since of pride with all the Mayors up on the wall including himself that the village is something special and wants it to keep going.

Trustee Baumeister stated it has been a pleasure working with everyone and Mayor Dunham and Trustee Phillips will be missed.

A motion made by Trustee Flaherty to adjourn the board meeting at 8:59 pm; seconded by Trustee Baumeister. All voted "aye".

Respectfully submitted,

Nicole H. Heeder
Village Clerk