

A Meeting of the Board of Trustees of the Village of Croton-on-Hudson, NY was held on Monday, March 15, 2010 at the Municipal Building, Van Wyck Street, Croton-on-Hudson, NY 10520.

The following officials were present:

Mayor Wiegman	Trustee Gallelli
Village Manager Zambrano	Trustee Olver
Village Attorney Staudt	Trustee Restuccia
Treasurer Bullock	Trustee Murtaugh

1. CALL TO ORDER:

Mayor Wiegman called the meeting to order at 8:09 p.m. Members of the Croton on Hudson Boy Scout Troop 28 were present and lead everyone in the Pledge of Allegiance. Scout Chris Catterino spoke as senior patrol leader, recounting the troop's recent adventures at Camp Read, a kayak trip on Lake Champlain. He thanked the Board for allowing them to be here tonight as they are working on their Community Service Badge. Trustee Murtaugh pointed out a photograph of Croton Scouts from some 40 years ago and noted several Croton residents in the photograph.

2. APPROVAL OF VOUCHERS:

Trustee Gallelli made a motion to approve the vouchers as follows, subject to review by the Audit Committee. The motion was seconded by Trustee Murtaugh and approved unanimously.

General Fund	\$ 89,148.19
Water Fund	6,728.40
Sewer Fund	111.94
Capital Account	34,649.51
Trust & Agency	2,604.00
Total	\$133,242.04

2a) Village Manager Zambrano opened the Public Hearing for a Special Permit for SkyView Rehabilitation & Health Center located at 1280 Albany Post Rd., requesting an amended special permit to construct an addition to their existing Physical Therapy Facility and the addition of an outdoor sitting patio.

Stephen Share, Administrator of SkyView, was present and explained that the reasons for the application, which they applied for in 2006, for an amended special permit for a small patio area as well as a summer room and improvements that will work to improve the odor issue; they don't use rags anymore; they have come up with a less expensive alternative to a grinder. Trustee Olver stated that the Planning Board bulleted five recommendations and he understands that SkyView has agreed to these changes at their own expense. Trustee Restuccia questioned if 6 months is a reasonable time frame to complete the project. Mr. Share replied that Skyview will do the work as quickly as possible and it should be enough time; he feels that everything can be completed within 6 months and he will work with the Village Engineer. Trustee Gallelli added

that she is happy with the Planning Board recommendations, but wants to hear from the Village Engineer on the time frame. Village Engineer O'Connor stated that some of the work can be done very quickly, others are more complicated and will take a little more time to design and implement; he believes that the existing aeration system can be repaired by summer; three of the recommendations can be done quickly and the others can be done by summer. He added that SkyView needs to have their engineer look at it and if they need more time, they will have to come back for an extension; there is a bond required to complete the work if SkyView does not complete the project. He added that the Planning Board wants substantially complete drawings for the design before it comes back for site plan approval. Mr. Share stated that Skyview has been speaking with Ryan Coyne of Kellard Engineering. Trustee Gallelli stated that these are separate projects but the Planning Board wants to tie them together; early May would be the fastest possible time to get approval of a site plan as they need to have discussions and schedule a Public Hearing. The Village Engineer and the Village Attorney will determine the amount of the bond. Trustee Restuccia stated that if the clogging problem continues, the requirement for installation of a grinder may have to be included. Mayor Wiegman replied that it would be included in the one year evaluation. Mr. Share stated that regarding the odor issue, this is their recommendation with the Planning Board to solve or seriously decrease the issue; they will have a surety bond and are asking to amend the prior special permit.

Fran Allen, Finney Farm, stated that one of the suggestions from the Planning Board was to put a process in place regarding complaints of the odor; people need to have a number to call where they can leave a message and the time. Mayor Wiegman suggested that this would be a separate piece other than this request.

Nancy Shatzkin, 132 Old Post Rd. stated that there have been definite problems on Stevenson Place and would like Fran's plan implemented; she is thrilled that SkyView is trying to address the odor problem and would appreciate it if the Village would stay on top of this to a successfully conclusion.

Trustee Gallelli stated that the number can be published on the web site. She also inquired if the 6 months timetable included tonight to the conclusion of what the Planning Board has to do. Village Engineer O'Connor replied that they can start design work on the sewer immediately and can start talking to contractors; 6 months would seem reasonable.

Trustee Olver made a motion to approve the amended special permit for Sky View Rehabilitation & Health Center located at 1280 Albany Post Road with the following conditions. Trustee Restuccia seconded the motion, approved unanimously.

The Special Permit modification is approved with the conditions recommended by the Planning Board in its February 11, 2010 memorandum to the Village Board with the following modifications and additions to those conditions:

1. By July 1, 2010:
 - a) The wet well pump-out recycling time will be modified to reduce wet well holding times and allow sewage to be displaced more frequently.
 - b) Pump out of the wet well on a quarterly basis shall be implemented.
 - c) The wet well aeration system shall be repaired so it is operational.

2. By 6 months from today the remaining sewer improvements recommended in the Planning Board's February 11, 2010 memorandum shall be completed.
3. By prior to the granting of site plan approval by the Planning Board, the required surety bond shall be provided.
4. To the extent any of these conditions are inconsistent with the conditions of the prior special permit for this property, these conditions shall control.

3. CORRESPONDENCE:

Village Manager Zambrano read the following correspondence (full text available at the Village Office):

- a) A letter from Steve Smith, President, Croton Little League, requesting assistance from the DPW and Fire Dept. for their opening day parade and ceremonies on April 17th. Trustee Gallelli made a motion to approve the request with the usual caveats. Trustee Murtaugh seconded the motion; approved by all.
- b) A letter from Cara Bonomolo, Snyder & Snyder, regarding an application from T-Mobile to install a public utility wireless communications facility in Peekskill at 30 Welcher Ave.
- c) A letter from Westchester County regarding the 2009 MRF Recycling Rate Report Card. Trustee Gallelli stated that Croton is part of the Northern Tier communities and they all put recyclable reports together, so they are not called out specifically; but Croton had a decline of 1%; however, can do better.
- d) A letter from Alicia Baly, Account Executive, NY Power Authority regarding participation in solar power initiative. Mayor Wiegman stated that they are looking for 2 acres of roof space and he is not sure we have that, but will look into it. Trustee Olver suggested providing the NYPA with information about our parking lot; it is quite open and it would be a real benefit to put it to use.
- e) A letter from Suzi Oppenheimer, NYS Senator, regarding a public hearing which will be held on Friday, March 19th in Greenburgh from 9:30 am to 12:30 pm. Trustee Olver suggest that it may be in the interest of the Village to have Manager Zambrano and perhaps Mayor Wiegman attend. Mayor Wiegman suggested Trustee Olver and Village Manager Zambrano attend this hearing.
- f) A letter from Robert Hoch, Director, Government Affairs, Cablevision, announcing that they will no longer be offering the analog family cable package to new customers effective April 5, 2010.
- g) A letter from Adam Falk, Vice President, Government Affairs, Cablevision, reporting that they have notified the Public Service Commission of the temporary elimination of several channels.

4. CITIZEN PARTICIPATION (agenda items):

- a) Don Daubney, 45 Bungalow Rd., asked who is responsible for removing things from recycling bins that are not supposed to be there, such as pizza boxes. Village Manager Zambrano replied that if it is obvious, we will remove, or if not, it will be sent to the recycling facility and they have a sorting process at the sites. Mr. Daubney stated that he was wondering if any feedback was received about the composting bins that were sold. Trustee

Murtaugh replied that 195 were sold. Mr. Daubney stated that he was also wondering if the use of composting has been noticed in our recycling. Mayor Wiegman replied that the Village will know that when they do the figures at the end of the year. Trustee Murtaugh added that the sale of composting bins will be done again the Saturday before Earth Day, April 17th and will be augmented with rain barrels this year; the compost bins are \$55 and rain barrels are \$75; distribution will be from 9-12 at the train station Parking Lot A and he is looking for a good response; publicity will be coming out very soon.

5. PROPOSED RESOLUTIONS:

a) On motion of TRUSTEE GALLELLI, seconded by TRUSTEE OLVER, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York:

WHEREAS, on June 1, 2009, the Mayor was authorized to sign the Northern Westchester Energy Action Coalition agreement; and

WHEREAS, the cooperating municipalities wish to consolidate and formalize their prior collaborations, some of which consist of agreements know as the Northern Westchester Energy Action coalition and to form the Northern Westchester Energy Action Consortium; and

WHEREAS, this Intermunicipal agreement supersedes any prior agreements with the Consortium;

NOW THEREFORE BE IT RESOLVED: that the Village Board hereby authorizes the Village Mayor to sign the Northern Westchester Energy Action Consortium agreement dated March 4, 2010.

b) Trustee Gallelli made a motion to approve the following resolution; second by Trustee Murtaugh.

Discussion: Trustee Gallelli stated that this waives the fee, but does not waive the need to get approval after a site visit. Trustee Restuccia questioned if this is an open ended time frame. Mayor Wiegman replied that it should be guided by staff who will determine when most trees have been removed. Village Manager Zambrano added that tree firms are also overbooked. Trustee Gallelli suggested that the resolution should have an end date and can be extended if necessary. Village Manager Zambrano suggested adding in "through May 31st".

On motion of TRUSTEE MURTAUGH, seconded by TRUSTEE RESTUCCIA, the following amended resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York:

WHEREAS, many trees were damaged during the recent storm event of February 25th and 26th; and

WHEREAS, Chapter 208 of the village code requires a tree permit for the removal of certain trees; and

WHEREAS, the Village Board recognizes that the recently damaged trees have the potential to cause unsafe conditions and should be removed as soon as possible; and

WHEREAS, the Village Board would like to encourage homeowners to remove any damaged trees that are causing unsafe conditions; and

WHEREAS, Chapter 208-16-b-2 states that the requirement of a tree permit shall be waived under an ongoing emergency condition when such tree removal is essential for the protection and preservation of life or property,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees declares that as a result of the recent storm of February 25th and February 26th there is an ongoing emergency situation through May 31, 2010,

AND BE IT FURTHER RESOLVED: that in the event a homeowner deems that there is an unsafe tree on his property he shall call the Engineer's Department to arrange a site visit and get written approval of the removal of said tree.

c) On motion of TRUSTEE OLVER, seconded by TRUSTEE GALLELLI, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York:

WHEREAS, on September 4, 2007 the Village Board of Trustees authorized the application for a grant under the 2007 Greenway Conservancy for the Hudson River Valley Grant Program, for a project known as Kaplan's Pond Trail Construction and Extension; and

WHEREAS, Mary Mangione, Executive Director of the Hudson River Valley Greenway has notified us of that the Greenway has approved funding of \$5,000 for a matching grant to the Village; and

WHEREAS, on February 4, 2008 the Mayor was authorized to sign the contract between the Village and the Hudson River Valley Greenway for the Kaplan's Pond Trail Construction and Extension Project; and

WHEREAS, the contract has expired on January 16, 2010; and

WHEREAS, the Village has requested and has been granted an extension to the contract with an expiration date of October 1, 2011;

NOW, THEREFORE BE IT RESOLVED: that the Mayor is authorized to sign the contract extension between the Village and the Hudson River Valley Greenway for the Kaplan's Pond Trail Construction and Extension Project.

d) On motion of TRUSTEE RESTUCCIA, seconded by TRUSTEE GALLELLI, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York:

WHEREAS, New York SMSA Limited Partnership d/b/a Verizon Wireless, has applied for a special permit to co-locate a wireless communication facility on the cell tower at Veterans Plaza; and

WHEREAS, this matter has been referred to the Planning Board and the Waterfront Advisory Committee for its recommendation and review; and

WHEREAS, in the Planning Boards Memo of March 10, 2010 to the Village Board of Trustees, the Planning Board has recommended the issuance of the special permit subject to certain considerations,

WHEREAS, in the Waterfront Advisory Committees memo of March 11, 2010 to the Village Board of Trustees, the Waterfront Advisory Committee has recommended the issuance of the special permit;

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby calls for a Public Hearing in the meeting room of the Stanley H. Kellerhouse Municipal Building at 8 pm on April 6, 2010 to consider the special permit application to co-locate a wireless communication facility on the cell tower at Veterans Plaza.

e) On motion of TRUSTEE RESTUCCIA, seconded by TRUSTEE MURTAUGH, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with a roll call as follows: Trustees Olver, Restuccia, Gallelli, Murtaugh and Mayor Wiegman, "aye"

BOND RESOLUTION, DATED MARCH 15, 2010, AUTHORIZING THE ISSUANCE OF UP TO \$139,000 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF CROTON, NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF THE ACQUISITION OF AN AMBULANCE IN AND FOR THE VILLAGE.

WHEREAS, the Board of Trustees of the Village of Croton (the “Village”), located in Westchester County, in the State of New York (the “State”), hereby determines that it is in the public interest of the Village to authorize the financing of the costs of the acquisition of an ambulance and other preliminary and incidental costs, in and for the Village, at a total cost not to exceed \$139,000, in accordance with the Local Finance Law;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Croton, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the Village, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, in the aggregate principal amount not to exceed \$139,000, pursuant to the Local Finance Law, in order to finance the costs of the acquisition of an ambulance in and for the Village, including the acquisition of any applicable equipment, machinery, apparatus, land and rights-in-land necessary therefor and any preliminary and incidental costs related thereto (collectively, the “Project”).

Section 2. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum costs of the Project are not to exceed \$170,000; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to finance the costs of the Project from (i) the proceeds of the serial bonds authorized herein, and/or of bond anticipation notes issued in anticipation of the issuance of such serial bonds and (ii) currently available funds in the amount of \$31,000 previously authorized for a similar project; (d) the maturity of such serial bonds authorized herein shall not be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs in connection with the Project for which the proceeds of any obligations authorized herein are to be applied to reimburse the Village, the Board of Trustees of the Village took “official action” for federal income tax purposes to authorize the capital financing of such expenditure.

Section 3. It is hereby determined that the Project is a specific object or purpose, or of a class of object or purpose, as described in subdivision 27-a of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of the Project is five (5) years. The serial bonds authorized herein shall have a maximum maturity of five (5) years computed from the earlier of (a) the date of issuance of such serial bonds, or (b) the date of issuance of the first bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 4. Subject to the terms and conditions of this Resolution and the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00, 56.00 and 60.00, inclusive, of the Local Finance Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this Resolution and the renewal of such bond anticipation notes and the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes authorized by this Resolution, and the power to issue, sell and deliver such serial bonds and bond anticipation notes are hereby delegated to the Village Treasurer, as the chief fiscal officer of the Village. The Village Treasurer is hereby authorized to execute on behalf of the Village all serial bonds issued pursuant to this Resolution and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Clerk of the Village is hereby authorized to affix the seal of the Village to all such serial bonds and all such bond anticipation notes and to attest

such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be authenticated by the facsimile signature of the Village Treasurer.

Section 5. The faith and credit of the Village is hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this Resolution as the same shall become due.

Section 6. When this Resolution takes effect, the Clerk of the Village shall cause the same or a summary of the same to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in The Gazette, a newspaper having a general circulation in the Village. The validity of the serial bonds authorized by this Resolution and of bond anticipation notes issued in anticipation of the sale of such serial bonds may be contested only if such obligations are authorized for an objects or purposes for which the Village is not authorized to expend money, or the provisions of law which should be complied with as of the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations are authorized in violation of the provisions of the Constitution of the State.

Section 7. Prior to the issuance of obligations authorized to be issued by this bond resolution, the Board of Trustees of the Village shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the "environmental compliance proceedings"). In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will re-adopt, amend or modify this bond resolution prior to the issuance of obligations authorized to be issued herein upon the advice of bond counsel. It is hereby determined by the Board of Trustees of the Village that the Project will not have a significant effect on the environment.

Section 8. For the benefit of the holders and beneficial owners from time to time of the bonds and bond anticipation notes authorized pursuant to this resolution (the "obligations"), the Village agrees, in accordance with and as an obligated person with respect to the obligations, under Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934 (the "Rule"), to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of the Rule. In order to describe and specify certain terms of the Village's continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the Village Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by subsection 6(c) of the Rule (the "Commitment") to be placed on file with the Village Clerk, which shall constitute the continuing disclosure agreement made by the Village for the benefit of holders and beneficial owners of the obligations in accordance with the Rule, with any changes or amendments that are not inconsistent with this resolution and not substantially adverse to the Village and that are approved by the Village Treasurer on behalf of the Village, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed, collectively, by this paragraph and the Commitment, shall be the Village's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the Village would be required to incur to perform thereunder. The Village Treasurer is further authorized and directed to establish

procedures in order to ensure compliance by the Village with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the Village Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other qualified independent special counsel to the Village. The Village Treasurer acting in the name and on behalf of the Village, shall be entitled to rely upon any legal advice provided by the Village Attorney or such bond counsel or other special counsel in determining whether a filing should be made.

Section 9. The Village hereby declares its intention to issue the obligations authorized herein to finance costs of the Project. The Village covenants for the benefit of the holders of the obligations authorized herein that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations or any other funds of the Village, and will not make any use of any of the equipment financed with the proceeds of such obligations which would cause the interest on such obligations to become subject to Federal income taxation under the Internal Revenue Code of 1986, as amended (the "Code"), (except for the alternative minimum tax imposed on corporations by section 55 of the Code) or subject the Village to any penalties under section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or any of the vehicles financed thereby if such action or omission would cause the interest on such obligations to become subject to Federal income taxation under the Code (except for the alternative minimum tax imposed on corporations by section 55 of the Code) or subject the Village to any penalties under section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of the bonds or any other provisions hereof until the date which is sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the Village made for such purposes on or after a date which is not more than sixty (60) days prior to the date of adoption of this Resolution by the Village.

Section 10. This Resolution will take effect immediately upon its adoption.

Discussion: Croton resident, Mary Lally, 7 Cedar Lane, stated that she has noticed a number of vehicles are purchased new and we turn in used vehicles; is there some way that this \$139,000 for a vehicle could be postponed for a year or so and use what we have; she hasn't heard that we do not have vehicles to take care of people when they get sick; could residents have a vote and say yes or no. Mayor Wiegman replied that 1 ½ years ago, the Board tried very hard to buy a used ambulance, but the one ambulance was sold to another municipality and may have required a lot of maintenance; they have been running on an emergency response vehicle they do not feel is reliable and have known that for 2 or 3 years; the Board tried to do it in a way that was most cost-effective. Trustee Murtaugh added that the used vehicle was going to cost about \$75,000, which is more than half of a new vehicle; the vehicle being retired is over 20 years and the other is 10 years old; the new one will be paid off in a 5 year note without encumbrances for the balance of its life; as of Jan. 1st, the EMS is beginning to collect revenue from insurance companies; the purchase is not a decision taken lightly; they looked very closely at it. Trustee Olver stated that at one point had the same reaction when this was brought before us; but going through the process of trying to buy a used one and noting that federal standards had tightened up considerably, we would have to pay a good bit extra to bring the used vehicle up to standards,

is the right thing to do and the right time to do it. Trustee Restuccia stated that the retired vehicle is going to the Police Dept. and will stay a useful vehicle.

f) On motion of TRUSTEE MURTAUGH, seconded by TRUSTEE GALLELLI, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York:

WHEREAS, Chazen has provided a proposal to the Village for the preparation of conceptual design plans to address the water distribution issues of capacity, chlorine contact time, corrosion control, and a new treatment facility above the flood elevation; and

WHEREAS, the Village Engineer and Superintendent of Public Works have reviewed the proposal and find it to be comprehensive; and

NOW THEREFORE BE IT RESOLVED: that the Village Manager is authorized to approve the proposal from Chazen in the amount of \$54,700 for design plans to address the water distribution issues of capacity, chlorine contact time, corrosion control, and a new treatment facility above the flood elevation.

Discussion: Trustee Olver explained that there have been a number of changes to the federal and other standards regarding water supply that means our system is not fully in compliance; many on this Board were doubtful whether it was necessary to take a holistic approach to these problems and asked engineers to come back to see if could be brought up to standards, but the cheapest was to do it was to do the whole job at once; we will be creating the capacity within our shed to add other chemicals in future if that is required given the quality of the water; this prudent approach to addressing all these problems will give us cost savings, but at a considerable cost. Trustee Gallelli added that the flood elevation has been changed by the federal government; when she was in Albany recently, she found out at the remapping is being questioned and it may turn out one part of this may not have to be done. Trustee Murtaugh stated that Westchester County has determined that the Village must be able to supply a certain amount of water with one well out of service. Village Manager Zambrano stated that these are federal mandates as well.

g) On motion of TRUSTEE GALLELLI, seconded by TRUSTEE MURTAUGH, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York:

WHEREAS, the Volunteer Fire Department Service Award Program was approved by referendum in 2003; and

WHEREAS, Article 11-A of the New York State General Municipal Law requires that the list of members of the Fire Department indicating those who earned a year of service credit during the calendar year, those that did not earn a year of credit, and those who waived participation must be certified under oath by the Fire Department; and

WHEREAS, once certified, this list must be approved by the Village Board,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees is hereby authorized to sign the 2009 Sponsor Approval Form.

Discussion: Trustee Gallelli stated that well over 100 firemen have earned their points over the year. Chief Tom Dinkler, Batten Rd., and a part-time employee of the Village, explained that the service award program is a retirement program for volunteer firefighters who can earn points for various participation; a year of service credit requires 50 points; members can earn up to 20 years of credit, but will not earn any additional credits after that; after reaching age 60, the member, if less than 20 years of credit, the member can continue to accrue credit; Firefighters and EMS are now separate credits. Village Manager Zambrano stated that the Board can put together a separate service award program for EMS by referendum. Chief Dinkler added that there are a number of firefighters who are also members of the ambulance corps.

6. CITIZEN PARTICIPATION (non-agenda items):

- a) Don Daubney, 45 Bungalow Rd., stated that there had been a resolution for a truck to run on vegetable oil and asked about the current status. Trustee Murtaugh replied that the purchase order was put in abeyance and not submitted to the vendor; he would like to continue to consider a conversion which will drive down diesel fuel cost but will not proceed until Village finances are more clarified. Mr. Daubney stated that two meetings ago, the Board passed a resolution about land protection and Trustee Gallelli recused herself; please explain. Trustee Olver replied that the Comprehensive Plan Committee had made recommendation to further safeguard the Village against overdevelopment including Croton Point Park and the north end of the Village; because Trustee Gallelli lives in the north end of the Village, she recused herself. Village Manager Zambrano added that it includes many properties on the west side of Albany Post Rd. and the northern part of the Village by the Town of Cortlandt. Trustee Murtaugh added that there also is a property in the Saw Mill River Audubon Sanctuary Park which is adjacent to Trustee Gallelli's property. Mayor Wiegman added that there are several properties that are currently zoned for ½ acre zoning and probably should be upzoned; they asked the Comprehensive Plan Committee to look at these and make recommendations. Trustee Restuccia stated that the CPC made a series of recommendations which the Board is now going to look at. Mayor Wiegman stated that the CPC met with the Village Board and delivered their report which was then passed on to other boards to look at the recommendations; no zoning has been changed. Mr. Daubney stated that he has not heard of the filing of the proposed budget. Village Manager Zambrano replied that it will be filed on March 19th, this Friday. Mr. Daubney explained that he is not opposed to a Village community garden, but thought the size, the location and the execution were ill planned.
- b) Mary Lally, 7 Cedar Lane, stated that she is one of the people planting in the Community Garden; she explained how it started; there are now approximately 30 people signed up and it will be open to more members, it is completely organic; soil was checked thoroughly; the site is quite sunny; they put stones down at the gardeners' expense; there have been a number of specific donations and all is carefully chosen by people who know

what they are doing; those involved thank you for giving them the opportunity to start this out; they expect to have enough fruits and vegetables to share with people who need food for those less fortunate who cannot have a garden; it is a positive community experience.

7. APPROVAL OF MINUTES:

Trustee Olver made a motion to approve the minutes of the Board Meeting held on March 1, 2010 as corrected. Trustee Restuccia seconded the motion. The Board voted unanimous approval.

8. REPORTS:

Village Manager Zambrano reported that Con Edison was quick to respond to this weekend's emergency; the water pump station was down again and on emergency power and they responded quickly. Mr. Zambrano reminded residents to sign up for ConnectCTY system and ask neighbors and friends to sign up also; residents can call the Village Hall for more information. Village Manager Zambrano reported that the DPW has collected most of the debris, but if they have not in your area, please have patience. Mr. Zambrano reminded residents to pick up after their dogs at the parks; he has had more calls about people not picking up after their dogs.

Trustee Olver congratulated the Croton cheerleaders who won the Conference 3 title for the 2nd year in a row. He added that the Destination Imagination team fielded 10 teams and all 10 won; they will be going on to the states. Trustee Olver also congratulated the DPW and the Village staff for their continuing fine response; they have set a high standard of service; unfortunately, they not be able to reward them or any else in the Village this coming year; conservative projections have not been met; he hopes it's the trough and things will pick up; income is down thanks to the bad economy of last year; we will see austerity and some people are worrying that they will be picking on one group to carry load, but everyone will be treated the same; they are going to have to find savings everywhere; some aggressive budget management has been done, but driving the need to find savings is unfortunate, such as some \$400,000 in pension contributions has been mandated by the state and can only protest to the senators; also an Article 78 lawsuit has been filed against the Village; this is a suit complaining of procedures that have been followed; relief is just to see that those procedures will be followed; it will not affect the Board's decision in any way, but this will cost taxpayers 6 figures; it will also discourage reinvestment in Harmon for the duration of the lawsuit; we need income to balance off the savings we are forced to make in our budget. Trustee Olver added that tomorrow is Election Day and he encouraged everyone to cast their vote.

Trustee Restuccia reported that the CAC is in the process of putting together a recycling sheet that will be available Earth Day in April. She added that they are also working on a three pronged approach to find a lasting and real solution for the Duck Pond and the Board is looking at a deer management plan the CAC recommended. Trustee Restuccia thanked Mary Lally for speaking eloquently about the community garden and added that this garden is a pilot program

and that she hopes in the future more gardens will be created. She added that she looks forward to voting.

Trustee Gallelli reported that the Seniors had a very nice St. Patrick's Day party last week and the superintendent of schools will be coming to speak to them on Friday on school budget matters. Trustee Gallelli stated that Verizon FIOS service is not coming to Croton; they have never made an application, though we reached out to them; recently Croton and many others were informed by a newly restructured Verizon staff that they are not engaging in any agreements with Croton or other municipalities in the area; they are overextended and this is their own discretion. Trustee Gallelli reported that after the outages spoken about at last meeting, they had a debriefing meeting with ConEd and went over how things could be done better, such as communications and perhaps Con Ed could have a person in touch with the Village and the crews; they are hoping to make improvements. Trustee Gallelli explained that soft billing by the EMS is utilized, and if your insurance covers it, they will be billed; if the insurance does not cover, do not pay the bill. Trustee Gallelli added that today the census letters came out and it is very important to be counted; the count makes a difference how much money is received. She reminded that tomorrow is Election Day; local government is where you make most contact with officials and service providers and she urged all to participate.

Trustee Murtaugh thanked all the Scouts for coming tonight. He stated that the compost bins and rain barrels will be available and can be reserved early for guarantee of delivery. Trustee Murtaugh reported also that Verizon FIOS has overextended themselves and will be facing penalties for not completing service where they have signed on; there are other communities that must be finished such as Cortlandt and they decided to walk away from the communities where they have not signed.

Mayor Wiegman thanked Trustee Gallelli for serving as president of the Westchester Planning Federation; it is all volunteer commission of village, city, town officials and planners. Mayor Wiegman reiterated Croton rules to get things done: 1) know what your are asking for 2) do the easy stuff first 3) know what stuff you missed 4) use all hands on deck and 5) share the data you get. Mayor Wiegman suggested the Girl Scouts should attend a Board meeting soon. He stated that Trustee Murtaugh has drafted a letter to Verizon and will share that shortly.

Trustee Restuccia made a motion to adjourn. Trustee Olver seconded the motion; approved unanimously. The meeting was adjourned at 10:35 pm.

Respectfully submitted,

Phyllis A. Bradbury

Phyllis A. Bradbury, Secretary

Village Clerk