

A Meeting of the Board of Trustees of the Village of Croton-on-Hudson, NY was held on Monday, April 1, 2013 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 Murtaugh
Village Attorney Feldman	Trustee Raskob
Village Treasurer Bullock	Trustee Davis

1. CALL TO ORDER:

Mayor Wiegman called the meeting to order at 8:00pm. Everyone joined in the Pledge of Allegiance.

2. APPROVAL OF VOUCHERS:

Trustee Murtaugh made a motion to approve the following Fiscal Year 2012-2013 vouchers. The motion was seconded by Trustee Gallelli and approved with a vote of 5-0.

General Fund	\$117,700.44
Water Fund	\$ 15,631.28
Sewer Fund	\$ 1,017.36
Capital Fund	\$178,803.82
Trust Fund	\$ 250.00
Debt Fund	\$ -
Total	\$313,402.90

Village Attorney Feldman stated that she is pleased to announce that this afternoon the Village received a favorable "Decision of Order" from the Court relating to the Harmon Zoning Code Amendments. Attorney Feldman advised that the Court dismissed the challenge holding that it did not find the actions of the Village to be arbitrary or capricious or in violation of law. Attorney Feldman stated that this decision finds that the Village did no wrong.

3. PRESENTATION - Project Hope

David Brezler, representative from Project Hope, advised that Project Hope is an outreach and educational program with respect to "Super Storm Sandy" which offers emotional support and links to resources to assist in recovery from the affects of the storm. Mr. Brezler explained that the money for this

program comes directly from FEMA to the New York State Office of Mental Health and the New York State Office of Mental Health has chosen several agencies around the State to implement and deliver this program. Mr. Brezler said that he is here this evening to ask for support and permission from the Village to do their outreach in Croton for this program.

Mayor Wiegman asked Mr. Brezler what his association is with the program.

Mr. Brezler responded by saying that he is an employee of Mental Health Associates of Westchester.

Trustee Gallelli asked what kind of outreach is being done.

Mr. Brezler explained that their mission is to do outreach to individual homes, businesses and community organizations to advise them of what the program offers.

Mayor Wiegman thanked Mr. Brezler and suggested that something be put on the Village's Web-Site so that residents are aware that this program is being made available.

Village Manager Zambrano asked Mr. Brezler to get in contact with him; there are some things that must be arranged through the Clerk's office before they do their outreach.

#### 4. CORRESPONDENCE

- a. Letter from Phyllis Bock, Director of Education, Teatown Lake Reservation requesting permission to use Silver Lake with respect to their Trout Release Program.

On motion of Trustee Gallelli, seconded by Trustee Murtaugh the Board of Trustees of the Village of Croton-on-Hudson, New York, unanimously approved the request from Teatown Lake Reservation to use Silver Lake with respect to their annual Trout Release Program and further authorized the Village Manager to make all the necessary arrangements, with a 5-0 vote

- b. Letter from Catherine Borgia, Chair, Government Operations, Westchester County Legislators Office, advising of available spring and summer internships at the Westchester County Board of Legislators Offices.

- c. Letter from Mary Florin-McBride, Guy Garandean, Celine Garandean thanking the Police Department for their assistance in rescuing a red-tailed hawk.

#### 5. CITIZEN PARTICIPATION-AGENDA ITEMS

Bob Wintermeier, 43 Radnor Avenue, Croton-on-Hudson asked for clarification on the resolution regarding Budget Transfers. Mr. Wintermeier also asked if there will be additional Budget meetings.

Village Manager Zambrano explained that these are accounts that have gone over the amount that was budgeted and before money can be transferred from different accounts it requires Board approval; this is a normal accounting procedure and is recommended by the New York State Comptroller's Office.

Village Manager Zambrano advised that a Budget meeting is scheduled for this Saturday for Police, Fire and EMS at 9:00am and additional Budget meetings will be held after the April 8<sup>th</sup> Public Hearing.

Fred Wilhelm, 2 Cleveland Drive, Croton-on-Hudson, asked the Board for an extension of a couple of weeks before the Board passes the resolution that is on the agenda this evening regarding his property. Mr. Wilhelm said that he has been working the entire winter trying to move the shed on his property in an attempt to get a CO and resolve some of the issues regarding his property.

Trustee Murtaugh stated that this is the last thing that the Village wants to do; this is a relatively new issue for him but it is not a new issue for the Village and the Engineering Department. Trustee Murtaugh asked Mr. Wilhelm if the Board tabled this for a month does he think that in thirty days his situation could be corrected. Trustee Murtaugh said that it is not just the shed there are lots of other issues with respect to his property.

Fred Wilhelm said that thirty days would solve his problem with respect to moving the shed and getting the CO but the issue of the trailer was never the primary issue until now.

Trustee Murtaugh said that he is very sympathetic to his situation but we are practically in the double digits in terms of years dealing with this. Trustee Murtaugh said that he is concerned that thirty days may not be enough time to solve his problems and is concerned that he will be coming back to the Board looking for extensions with respect to the boat and trailer.

Fred Wilhelm said that the extension would solve his problem as far as the CO for the shed is concerned and the contents that need to be put back into the shed; his biggest problem is the sailboat and trailer which is a whole new issue for him because he was given permission at that time to keep certain items.

PREVIOUSLY APPROVED RESOLUTION

Village Manager Zambrano read the resolution previously adopted at a meeting held on Monday, March 25, 2013 scheduling a Public Hearing on the 2013-14 Tentative Budget for Monday, April 8, 2013.

6. RESOLUTIONS:

- a. On motion of TRUSTEE RASKOB, seconded by TRUSTEE DAVIS the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York, with a 5-0 vote.

WHEREAS, Local Law No. 3 of 2009 was adopted by the Board of Trustees on May 4, 2009 amending Chapter 172 Section 2(A) of the Village Code adding subparagraph (7) allowing sales within any Village Park and Recreation area by authorization of the Village Board, and

WHEREAS, the Blue Pig Ice Cream store has applied for a special permit to sell ice cream at Vassallo Park on Earth Day, Saturday, April 27, 2013,

NOW, THEREFORE BE IT RESOLVED: the Village Board hereby authorizes the issuance of a special permit to the Blue Pig Ice Cream store to sell ice cream at Vassallo Park;

BE IT FURTHER RESOLVED: the Blue Pig will pay a onetime fee of \$20.00 for the day and will adhere to the following requirements:

Selling hours for Vassallo Park are restricted to hours between 9:00am to 3:00pm

The vendor is responsible for providing all necessary equipment. All food must be prepared in accordance with Westchester County Health Department guidelines.

The vendor is responsible for any kind of clean-up associated with the selling of the food and is responsible for removing all of the garbage and trash associated with the sales of the food.

All equipment used to sell the food must be portable and must be removed at the end of the day.

The Village will determine the location of the vendor site(s) within the park.

The vendor must supply the necessary insurance coverage holding the Village harmless from its operations.

b. On motion of TRUSTEE RASKOB, seconded by TRUSTEE GALLELLI the following resolution was unanimously adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York, with a 5-0 vote.

WHEREAS, Local Law No. 3 of 2009 was adopted by the Board of Trustees on May 4, 2009 amending Chapter 172 Section 2(A) of the Village Code adding subparagraph (7) allowing sales within any Village Park and Recreation area by authorization of the Village Board, and

WHEREAS, La Monica's Salumeria has applied for a special permit to sell food at Vassallo Park on Earth Day, Saturday, April 27, 2013,

NOW, THEREFORE BE IT RESOLVED: the Village Board hereby authorizes the issuance of a special permit to La Monica's Salumeria to sell food at Vassallo Park;

BE IT FURTHER RESOLVED: the La Monica's will pay a onetime fee of \$20.00 for the day and will adhere to the following requirements:

Selling hours for Vassallo Park are restricted to hours between 9:00am to 3:00pm

The vendor is responsible for providing all necessary equipment. All food must be prepared in accordance with Westchester County Health Department guidelines.

The vendor is responsible for any kind of clean-up associated with the selling of the food and is responsible for removing all of the garbage and trash associated with the sales of the food.

All equipment used to sell the food must be portable and must be removed at the end of the day.

The Village will determine the location of the vendor site(s) within the park.

The vendor must supply the necessary insurance coverage holding the Village harmless from its operations.

c. On motion of TRUSTEE MURTAUGH, seconded by TRUSTEE RASKOB, the following resolution was unanimously adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York, with a 5-0 vote.

WHEREAS, the Treasurer has analyzed the 2012/13 year to date budget and recommends the following budget transfers as detailed below,

NOW THEREFORE BE IT RESOLVED: that the Village Treasurer is authorized to make the following budget transfers to the 2012/13 General Fund, Water Fund and Sewer Fund budgets as follows:

**GENERAL FUND**

**INCREASE**

<b>Dept</b>	<b>Item</b>	<b>Description</b>	<b>Amount</b>
A1320	4000	Auditors	11,914
A1420	4000	Law – contr.	10,548
A1640	4800	Gas & Diesel	10,452
A1650	4000	Central Comm. – contr.	3,050
A1650	4500	Central Comm.- telephone	19,835
A1680	4000	Data Processing – contr.	1,478
A1680	4200	Data Processing - supplies	2,951
A1910	4000	Insurance	18,361
A1960	4000	Refund on Real Property	31,142
A7550	1200	Celebrations – o/t	5,293
A9040	8000	Workers comp.	1,353
A9060	8010	Medical Insurance	7,920

A9901	9030 Transfer to Capital	3,900
<b>Total Increases</b>		<b>\$ 128,197</b>

### DECREASE

A1620	4310 Bldg. Heating Oil	7,303
A1930	4000 Judgmts. & Claims	2,000
A1990	4000 Contingency	10,621
A3510	4000 Animal Control – contr.	2,000
A5110	4000 Street Maintenance – contr.	10,000
A5140	4000 Street Maint. – contr.	7,000
A5142	4200 Snow - supplies	50,000
A7140	4000 Recreation – contr.	15,000
A7140	4140 Recreation – plygrd. Eqmt.	15,000
A9050	8000 Unemploymt	9,273
<b>Total Decreases</b>		<b>\$ 128,197</b>

### WATER FUND

### INCREASE

Dept	Item	Description	Amount
F1320	4000	Auditors	1,549
F1910	4000	Insurance	36,920
F1920	4000	Municipal Dues	166
F8320	1200	Source of supply o/t o/t	15,819
F9040	8000	Workers comp.	237

F9060	8010	Medical Insurance	60
F9060	8030	Medicare reimbmt.	320
F9060	8040	Physicals/ innoculations	130
<b>Total Increases</b>			<b>\$ 55,201</b>

### DECREASE

F1990	4000	Contingency	20,001
F8340	1000	Transmission & Distr. – pers	15,819
F9010	8000	NYSR	747
F8340	4000	Transmission & Distr. – contr.	18,634
<b>Total Decreases</b>			<b>\$ 55,201</b>

### SEWER FUND

#### INCREASE

Dept	Item	Description	Amount
G1320	4000	Auditor	313
<b>Total Increases</b>			<b>\$ 313</b>

#### DECREASE

G1990	4000	Contingency	313
<b>Total Decreases</b>			<b>\$ 313</b>

#### DISCUSSION:

Trustee Murtaugh asked if the increase in the General Fund entitled "Refund Real Property" in the amount of \$31,000 is a result of a Tax Grievance.

Village Treasurer Bullock responded by saying yes.

Trustee Murtaugh pointed out that there are two areas in the Recreation line (playground equipment and contractor) with decreases amounting to \$30,000 that roughly match the refunds that we put into the Tax Grievance line. Trustee Murtaugh stated that in essence those decreases in our Recreation budget line were transferred to pay taxpayers who successfully grieved their property taxes; essentially there is no impact on the bottom line but this is an example of the internal shuffling of funds that the Finance Department must do to keep a balanced budget.

d. On motion of TRUSTEE RASKOB, seconded by TRUSTEE GALLELLI, the following resolution was unanimously adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York, with a 5-0 vote.

WHEREAS, the Village on occasion must file documents with the Westchester County Clerk's Office, and

WHEREAS, the County now has the capability to accept electronic copies of such documents which will save time and money and allow for a quicker turnaround time, and

WHEREAS, to sign up for the County's electronic document filing service the Village must sign the Register Submitter Agreement and an Authorization for direct payment of Fees, and

WHEREAS, most of the documents filed with the County are from the Engineer's Office, and

WHEREAS, the Village Engineer has reviewed the agreement and recommends that the Village participate in the County's electronic filing program,

NOW THEREFORE BE IT RESOLVED: the Village Board of Trustees hereby authorizes the Village Manager to sign the Register Submitter Agreement and Authorization for direct Payment of Fees form for the Village to submit electronic documents for d documents for filing.

Prior to reading resolution e. Village Manager Zambrano advised that he received an updated memo from the Village Engineer with respect to 2 Cleveland Drive advising that Village Engineer and Code Enforcement Officer inspected the premises earlier today and there is no change from the last inspection held on March 25, 2013.

e. On motion of TRUSTEE MURTAUGH, seconded by TRUSTEE GALLELLI, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York, with a 4-0 vote, with Trustee Murtaugh abstaining.

WHEREAS, the contract with Community Markets to provide a weekly farmers market within the Village expired on December 31, 2012; and

WHEREAS, Community Markets (now known as Down to Earth Markets) has provided an updated contract whereby Down to Earth Markets will pay to the Village \$75 per week for the use of Village property; and

WHEREAS, the Farmers Market will be held on Sunday mornings at the Village Municipal Place property from June 2, 2013 until November 24, 2013,

NOW, THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to sign the farmer's market agreement with Down to Earth Markets for the period of March 4, 2013 through December 31, 2014.

DISCUSSION:

Trustee Raskob stated that the property owner has been spoken to by our Engineer; has been dragged through the court system and there has been many warnings given to him with respect to this situation. Trustee Raskob said that the Village has an obligation to the surrounding property owners to take this action.

Trustee Gallelli stated that she is in favor of this resolution; it is unfortunate situation but in the time that she has been involved in Village government she can only recall two times where this situation has come to the Village Board and one of those times was with Mr. Wilhelm in 2004. Trustee Gallelli stated that the history since that time has been a series of Notices of Violations which have not been followed up on and in this case the most recent history has shown at least three or four more Notices of Violations. Trustee Gallelli said that considerable amount of extensions to complete the process has been given and she advised that she happened to be in court at one of Mr. Wilhelm's appearances and the Judge had given Mr. Wilhelm ample time to resolve this problem. Trustee Gallelli said that the resolution still gives him thirty days to resolve this and believes that the Board has gone as far as we can go. Trustee Gallelli stated that this not something to take lightly; Mr. Wilhelm does not live on an island; the homeowners on his street and the surrounding area have a right to an expectation of a certain level of property maintenance and maintaining that level of expectation is what this is really about.

Trustee Murtaugh said that he is sympathetic to Mr. Wilhelm's situation and is also privy to the information that this has been an ongoing dilemma for close to ten years. Trustee Murtaugh stated he would love to be in a position to grant a stay of about a month but will also be disappointed when we get to the end of that month to find out that nothing has changed. Trustee Murtaugh said that he is very conflicted on this and will abstain from voting on the resolution.

Mayor Wiegman stated that as Trustee Gallelli pointed out this is the second time that Mr. Wilhelm's property has come before the Village; the first time it came before the Village he was a Trustee and that was a very difficult process for us to go through and consumed a tremendous amount of time on the part of our professional Village staff and the court system. Mayor Wiegman noted that the Village has documented the process very carefully to be sure that we have a paper trail that is appropriate; we have granted numerous extensions and at this point there is thirty days left on the clock once we approve the resolution this evening. Mayor Wiegman said that if we postpone this situation once again we raise the risk of any other Village property that has similar issues to tell us that we turned a blind eye once why wouldn't we do it again. Mayor Wiegman said that the sailboat has been in Mr. Wilhelm's yard for many years and if the boat and trailer were operable then it should be operated and sold as such; they both appear not to have been moved, cleaned or maintained in any form and as much as it has been difficult to go through this process some seven or eight years ago it is as difficult to do a second time. Mayor Wiegman said he does not see any benefit in any further extensions and as the resolution reads Mr. Wilhelm has thirty days upon receipt of a Notice from the Village. Mayor Wiegman stated that after that point the Village will take action as the Village has done in the past as we would with any resident who is placing their neighbors in the same position.

f. On motion of TRUSTEE MURTAUGH seconded by TRUSTEE GALLELLI, the following resolution was unanimously adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York, with a 5-0 vote.

WHEREAS, on September 20, 2010 the Village hired Ocean & Coastal Consultants (OCC) to provide engineering design services for the repair of the bulkhead at the Croton Yacht Club (the Proposed Action), and

WHEREAS, due to the current state of the bulkhead and the increase in the number of storms that have resulted in higher than normal tides in the Hudson River the shoreline has eroded faster than anticipated; and

WHEREAS, although temporary erosion control measures have been addressed, it is being recommended that an in-depth evaluation be completed to ensure ground stability at the site; and

WHEREAS, the Village has receive a proposal from Ocean & Coastal Consultants (OCC) in the amount of \$2,100 to perform a review of the site with respect to the sinkholes that developed adjacent to the steel pile bulkhead; and

NOW THEREFORE BE IT RESOLVED: that the Village Manager is authorized to accept the agreement from Ocean & Coastal Consultants (OCC) in the amount of \$2,100 for the review of the site with respect to the sinkholes that developed adjacent to the steel pile bulkhead.

AND BE IT FURTHER RESOLVED: that the proposal from Ocean & Coastal Consultants (OCC) for the review of the site with respect to the sinkholes that developed adjacent to the steel pile bulkhead is charged to Account H7140.10209.

#### DISCUSSION

Trustee Raskob said that he is all for fixing the bulkhead but what are we actually going to learn from this.

Village Manager Zambrano stated that one of the issues that came up is that even though there were repairs made to the bulkhead we are really not sure of the extent of the erosion. Mr. Zambrano said that additionally members of the Yacht Club made an inspection and they were not sure of exactly how far back inland the erosion has gone. Mr. Zambrano said that even though we are at a point with the project where we will be getting the final reports and a final design we want to make sure that if there are any conditions that need to be addressed this is the time to mitigate it and this is a step so that we eliminate any kind of liability.

Trustee Gallelli stated that late this afternoon the Board received an update along with pictures from Dennis Cooney of the Yacht Club showing further erosion at the northwest corner of the bulkhead. Trustee Gallelli said that it seems that there has been further and faster erosion that is still continuing even though we have taken some short term steps to mitigate it. Trustee Gallelli asked how soon Ocean & Coastal Consultants can get back to the Board.

Village Manager Zambrano said that as soon as we give them authorization they will get started; we have advised them that they need to do this immediately and get something back to us so that whatever steps need to be made we can plan accordingly.

Mayor Wiegman stated that it may end up that we don't need to make additional amendments to our design but the speed of which the erosion has occurred has been somewhat surprising.

Village Manager Zambrano stated that it seems that every time we have an unusual high tide things are happening quicker than we had anticipated.

g. On motion of TRUSTEE MURTAUGH seconded by TRUSTEE RASKOB, the following resolution was unanimously adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York, with a 5-0 vote.

WHEREAS, the State of New York provides financial aid for municipal waste reduction and municipal recycling projects; and

WHEREAS, on January 3, 2013 the Village Board passed a resolution authorizing the filing of an application for a State Grant-In-Aid for a Municipal Waste Reduction and/or Recycling Project; and

WHEREAS, the Village has been notified by the State that we have been awarded a grant in the amount of \$84,000 to be used for reimbursement of a previously purchased recycling truck;

NOW THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to accept the State Aid Grant awarded to the Village in the amount of 84,000 for reimbursement of a previously purchased recycling truck.

DISCUSSION:

Village Manager Zambrano advised that the Village applied for this grant four years ago; Superintendent of Public Works Marco Gennarelli will come before the Board when we discuss the Capital Budget next Wednesday.

h. On motion of TRUSTEE MURTAUGH seconded by TRUSTEE RASKOB, the following resolution was unanimously adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York, with a 5-0 vote.

WHEREAS, the Village Volunteer Ambulance Corp. (Emergency Medical Services) Department provides ambulance service to the Mount Airy/Quaker Bridge District on a contract basis each year, and

WHEREAS, the Town has provided the Village with the 2013 Ambulance Agreement between the Town of Cortlandt and the Village of Croton-on-Hudson,

NOW THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to sign the 2013 Ambulance Agreement with the Town of Cortlandt which provides that the Town shall pay the Village the sum of \$61,126.00 for providing Emergency Medical Service within the Mount Airy Quaker Bridge Fire District during the period from January 1, 2013 to December 31, 2013.

DISCUSSION:

Trustee Murtaugh said that aside for the peace of mind that residents outside of the Village in this part of Cortlandt gain from this IMA and considering the insurance payments that we get now; is this revenue stream for the Village.

Village Manager Zambrano responded by saying yes; this helps pay for expenses for the department.

- i. On motion of TRUSTEE MURTAUGH seconded by TRUSTEE RASKOB, the following resolution was unanimously adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York, with a 5-0 vote.

WHEREAS, the Village has begun several steps to prepare for the replacement of water mains and other water infrastructure improvements within the Village; and

WHEREAS the Harmon area of the Village has been designated as one of the priority areas for water main improvements (phase 2A); and

WHEREAS, the Village sent out request for proposals for engineering design services for the Harmon Water Main Replacement Project; and

WHEREAS, on February 21, 2012 the Village Board authorized the Village Manger to enter into a contract with WSP Sells of Briarcliff Manor, NY in the amount of \$65,430 for engineering design services for the Harmon Water Main Replacement Project(phase 2A); and

WHEREAS, the project was expanded to include the remaining area between Cleveland Drive and the Croton River (phase 2B); and

WHEREAS, WSP Sells has submitted a proposal for the phase 2B area and for extra work items submitted for phase 2A in the amount of \$42,866,

NOW, THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to accept the proposal from WSP Sells of Briarcliff Manor, NY for engineering design services for the expanded area between Cleveland Drive and the Croton River (phase 2B) of the Harmon Water Main Replacement Project and the extra work items in phase 2A in the amount of \$42, 866,

AND BE IT FURTHER RESOLVED: that this amount should be charged to capital account # H8340.2106.09178.

#### DISCUSSION:

Trustee Gallelli stated that she is very happy to see that we are able to expand the area.

Mayor Wiegman said that he completely agrees and thanked the staff for working very hard on this and working with our Consulting Engineers.

#### CITIZEN PARTICPATION-NON AGENDA ITEMS

Bob Wintermeier, 43 Radnor Avenue, Croton-on-Hudson, asked what deliverables can we expect to receive from Ocean & Coastal Consultants. Mr. Wintermeier also asked if the recent mailing with respect to the Ambulance Corps was successful.

Village Manager Zambrano advised that the proposal from Ocean & Coastal includes an inspection of the site; preparation of a report and recommendations for things that the Village should consider.

Trustee Murtaugh advised that Dick Nagle reported that there was an upswing in Ambulance Corps membership applications and that they received a positive response.

Village Manager Zambrano advised that the Ambulance Corps had a lot of inquiries as a result of the mailing; applications have been submitted and the campaign was successful with a lot of people inquiring and a number of individuals who have pledged to become drivers. Mr. Zambrano said that we

now need more people to be trained as EMT's but the process does take some time.

Fred Wilhelm, 2 Cleveland Drive, Croton-on-Hudson, thanked Trustee Davis on his report on the Brooklyn Bridge Park last Tuesday evening.

#### APPROVAL OF MINUTES

Trustee Gallelli made a motion to approve the minutes of the Regular Meeting held on March 18, 2013 as amended. Trustee Murtaugh seconded the motion. The Board approved with a vote of 4-0, Trustee Raskob abstained.

Trustee Gallelli made a motion to approve the minutes of the Executive Session held on March 18, 2013. Trustee Davis seconded the motion. The Board approved with a vote of 4-0, Trustee Raskob abstained.

Trustee Gallelli made a motion to approve the minutes of the Meeting held on March 25, 2013 as amended. Trustee Davis seconded the motion. The Board approved with a vote of 3-0, Trustee Raskob and Trustee Murtaugh abstained.

#### 7. REPORTS

Village Manager Zambrano advised that the Village will begin the spring Hydrant Flushing Program beginning tomorrow; the program will run for three weeks, Monday through Friday from 8:00am to midnight. Mr. Zambrano asked the community to keep an eye out for notifications because there will be water discoloration.

Village Manager Zambrano reminded everyone that now that the nice weather is here and more people are frequenting our parks to please remember to pick up after your pets.

Trustee Davis thanked the Department of Public Works for doing a great job of clearing our roads during the recent snow storms.

Trustee Raskob said that he hopes that the Harmon litigation is finally concluded; we have been dragged back and forth and at the end of the day the court found that we had properly complied with the requirements of the law and

is hopeful that the Harmon area will be built up and become the gateway that we had envisioned.

Trustee Raskob apologized to Mr. Wilhelm and reminded him that he does have thirty days to clean up his property. Trustee Raskob said that this is not to use the power of the Village to handle one homeowner; this really has to do with the level of obligation that we have to the other homeowners.

Trustee Gallelli advised that the Board started their Budget deliberations with their first work session last Wednesday with the Department of Public Works; the Board will be meeting with the Police Department, Fire Department and EMS this Saturday and then on several subsequent work sessions will be meeting other departments, administration and review of our Capital Plan. Trustee Gallelli said that the schedule and subject of each of these meetings is available on our web-site and in the Village's newsletter.

Trustee Gallelli said that it has come to her attention that some residents who have signed up for the Village's E-Newsletter may not be receiving it. Trustee Gallelli asked those who have signed up and have not received it to please contact the Village. Trustee Gallelli also advised that the Recreation Spring/Summer brochure is also available on line.

Trustee Gallelli said that she has made a practice over the last several months of reporting on the costs of the Article 78 proceedings. Trustee Gallelli said that she is happy with the news of today and that her reporting will shortly come to an end. Trustee Gallelli did advise that as of the end of February 2013 the Village has spent \$422,620.43 to defend itself against the Article 78 and is hopeful that this will be the last figure to report.

*Mayor Wiegman* said that he was delighted to receive the notice from our Village Attorney that the Judge ruled in the Village's favor in the matter of the Harmon Zoning; finding that the Village does have the right to amend its Zoning if we go through the due process associated with those requirements. Mayor Wiegman stated that it has been 302 days since we adopted the second law amending the Zoning for the Harmon area last summer and 1,233 days since the adoption of the first version in November of 2009. Mayor Wiegman said our expenses now stand at \$422,620.43 and also hopes that this is the last time he will need to present these numbers. Mayor Wiegman said that the public had the right to know how much time has elapsed and how much money has been expended on their behalf and on behalf of the entire business community in the Village.

Mayor Wiegman wished everyone a happy spring.

There being no further business to come before the Board, Trustee Davis made a motion to adjourn the meeting. Trustee Raskob seconded the motion; approved unanimously with a 5-0 vote. The meeting was adjourned at 9:27pm.

Respectfully submitted  
Judy Weintraub, Board Secretary

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Village Clerk