

A Meeting of the Board of Trustees of the Village of Croton-on-Hudson, NY was held on Monday, June 21, 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 Murtaugh
Village Attorney Staudt	Trustee Schmidt
Treasurer Bullock	Trustee Olver - ABSENT

1. CALL TO ORDER:

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

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 Schmidt and approved with a vote of 4-0.

Fiscal Year 2009-2010

General Fund	\$17,591.36
Water Fund	8,532.95
Sewer Fund	-0-
Capital Account	-0-
Trust & Agency	-0-
Total	\$26,124.31

Fiscal Year 2010-2011

General Fund	\$47,916.99
Water Fund	1,101.60
Sewer Fund	500.00
Capital Account	13,343.00
Trust & Agency	2,450.00
Total	\$22,191.59

Blanket Purchase Orders Fiscal Year 2010-2011

General Fund	\$3,560,320.31
Water Fund	421,602.31
Sewer Fund	49,937.64
Debt Fund	252,930.73
Total	\$4,284,790.99

3. **PUBLIC HEARING:**

Village Manager Zambrano read the text of Local Law No. 1 of 2010 to revise Chapter 50 of the Code of the Village of Croton on Hudson to permit the Village Historian to live outside the Village. Trustee Gallelli made a motion to open the Public Hearing, second by Trustee Murtaugh, approved by a vote of 4-0.

No comments were forthcoming from the public.

Trustees Murtaugh, Gallelli and Schmidt stated that there were several instances where this has been done for previous positions. Trustee Gallelli made a motion to close the Public Hearing, second by Trustee Schmidt, approved by a vote of 4-0.

Trustee Gallelli made a motion to adopt the following Local Law. Trustee Schmidt seconded the motion, approved with a vote of 4-0.

**Village of Croton on Hudson. Local Law No. 1 of the year 2010**  
**A local law to revise Chapter 50, Section 2 to permit the Village Historian to live outside**  
**the Village.**

**Be it enacted by the Board of Trustees of the Village of Croton on Hudson.**

**Section One. The heading of Section 50-2 of Chapter 50 of the Code of the Village of Croton-on-Hudson, which identified Village officers who do not need to reside within the Village, is amended to read as follows:**

**“Boards, Commission, and Village Officer.”**

**Section Two. Section 50-2 of Chapter 50 of the Code of the Village of Croton-on-Hudson, last amended by Local Law 1-1986, is amended to include new paragraph “B” as follows:**

**B. Village Historian.**

**Section Three. This local law shall take effect immediately upon filing with the Secretary of State.**

Additional Discussion: Debbie Braddick stated that someone who has been 10 years as an assistant would be very qualified to fill this position.

John Giglio, 50 Emerson Ave., stated that Joyce Finnerty was raised and grew up in Croton, but moved to Amberlands; some Village workers now do not live in town, but were born and raised in Croton and do a lot of work to help the Historical Society. Trustee Gallelli agreed some have extensive knowledge of the Village and have moved out for personal reasons.

Mayor Wiegman announced that Mary Lambruschi, who has served as Joyce Finnerty's right hand man for 10 years, is appointed as Village Historian, subject to filing of this law with the Secretary of State.

Ms. Lambruschi thanked everyone for the honor bestowed on her as Village Historian

4. CORRESPONDENCE:

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

- a) Two letters from Kusum Sinha, Coalition Chair, Croton Harmon School District, offering thanks for help during two events they held recently. Trustee Schmidt stated that the Coalition is looking for volunteers and gave an explanation of some of the work they do and the organizations they are involved in. Trustee Murtaugh added that more information can be found at [crotoncoalition@gmail.com](mailto:crotoncoalition@gmail.com) or 914 830-1547.
- b) A letter from Jo-Ann Dyckman, Town Clerk, Town of Cortlandt, announcing a Public Hearing to be held on June 15<sup>th</sup> for proposed zoning amendments to their Zoning Code.
- c) A letter from Assemblywoman Sandy Galef, NYS Assembly, regarding their Fast Track Loan Modification program.

5. CITIZEN PARTICIPATION (agenda items):

Bob Wintermeir, 43 Radnor, questioned what resolutions A, B and C intend to accomplish and if they involve any money. Village Manager Zambrano replied that there is no monetary commitment. Trustee Murtaugh stated that the expense of the port-o-sans is about \$900 for the season and there is a need for these facilities for people using the Echo Beach Launch; this was not included in the original budget. Village Manager Zambrano explained that resolution C is going to be circulated before calling before a public hearing after receiving any recommendations. Trustee Gallelli added that this is amending the current excavation and fill law which has been one of the environmental laws that has been under review for several years and will be an improvement to the current law. Trustee Murtaugh stated that Mr. Wintermeir sent a letter to the Board about safety at the Croton Dam; he followed up with Chief Tramaglino who stated that the NYS Dept. assures it is under around the clock protection and the Village's disaster management team is well on the way to addressing what he asked about in the letter. Mr. Wintermeir stated that his letter also addressed other potential disasters in the surrounding area. Trustee Murtaugh replied that this is precisely the mission of the committee to envision and address many situations.

John Giglio stated that the Board made a very good choice in selecting Ms. Lambruski as Village Historian.

6. PROPOSED RESOLUTIONS:

a) On motion of TRUSTEE Schmidt, 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 vote of 4 -0:

WHEREAS, the inter-municipal Mutual Aid and Rapid Response Plan agreement between Westchester County and the Village will expire in July 2010; and

WHEREAS, the purpose of this plan is to establish procedures for the Police Departments of Westchester County to provide the uninterrupted delivery of police service during these situations that exceed the resources of any individual department,

NOW, THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to sign the inter-municipal agreement pertaining to the Mutual Aid and Rapid Response Plan for the Police Departments of Westchester County.

b) On motion of TRUSTEE Gallelli, seconded by TRUSTEE Murtaugh, the following resolution was adopted by the Board of Trustees of the Village of Croton with a vote of 4-0.

WHEREAS, there is a public need for a Port-o-San at the Canoe Launch during the summer months and Croton Landing Park during winter months; and

WHEREAS, the cost will be \$252.00 for one regular unit for 4 months at the Canoe Launch and \$678.00 for one handicapped unit for 6 months; and

WHEREAS, funds were not budgeted in the 2010-11 fiscal budget for this item;

NOW THEREFORE BE IT RESOLVED: that the Board of Trustees hereby authorizes the Village Treasurer to transfer \$930.00 from the General Fund's Contingency Account number A1990.4000 to the Recreation and Parks Contractual Account number A7140.4000 for the rental of two Port-o-Sans.

Discussion: Trustee Gallelli made a motion to clarify the resolution that the handicap facilities are for Croton Landing Park. Trustee Murtaugh seconded the motion to modify the resolution, approved 4-0.

c) The resolution on the agenda was tabled for further information and will be brought up at a later meeting

d) On motion of TRUSTEE Gallelli, 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 vote of 4-0:

WHEREAS, the Village Board has caused to be drafted a Local Law to amend Chapter 120 of the Village Code relating to excavation, filling and topsoil removal; and

WHEREAS; this Local Law was a subject of the Board of Trustees work session and was referred to the Planning Board for review; and

WHEREAS, the Village Board has caused Parts 1 and 2 of a Full Environmental Assessment Form (the "EAF") and the Coastal Assessment Form (the "CAF") to be drafted in connection with the Proposed Action;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Village Board hereby determines that the Proposed Action is an Unlisted action.
2. The Village Board hereby declares itself to be the Lead Agency for SEQRA purposes in connection with the Proposed Action.
3. The Village Board hereby issues Parts 1 and 2 of the EAF which it has before it in connection with the Proposed Action.
4. The Village Board hereby issues the CAF which it has before it in connection with the Proposed Action.
5. The Village Board hereby directs the circulation of the proposed Local Law and the EAF and the CAF to the appropriate agencies in accordance with the law.

7. CITIZEN PARTICIPATION (non-agenda items):

Charles Henley, 7 Hudson St., stated that he saw Croton Landing was being used by AYSO and it was terrific to see so many using it. He added that he is concerned about 6 Hudson St. which is being used as a parking lot with no authority and the entrance is on Hudson St. and he is here about enforcement; in the past the whole neighborhood was concerned, but in the past year and a half some have appeared at meetings; at times there are 10 or more vehicles parked there and there has been no enforcement; there is some dialogue going on with the Village Engineer but nothing has been resolved; he is concerned about blight, the impact on property values and he would like the Board to consider immediate enforcement, if not, please communicate this to the neighborhood; he suggested perhaps a meeting with Mr. Tsagarakis, Village employees and his neighbors; he would also like this to be on a meeting agenda; this would be a good test case; Mr. Tsagarakis, is not enlarging his business, it is not about a need for parking.

2) Roseann Schuyler, 41 Olcott Ave., stated that she noticed in the newspapers, that Mr. Staudt's firm has hired Saccardi & Schiff to prepare an EAF, parts 1, 2 and 3. Ms. Schuyler stated that any votes to expend public dollars must be taken in public and asked if Mr. Staudt's firm has retained Saccardi & Schiff. Mr. Staudt replied that his firm has retained Saccardi & Schiff; they are acting as a consultant which is quite customary. Ms. Schuyler asked what they will be studying. Mr. Staudt replied that it will be Local Law #4 of 2009 and to enact a new local law that will have the substance as described in the papers. Ms. Schuyler asked why is this being studied when there supposedly are no deficiencies in the Village Board's earlier study regarding this law. Mr. Staudt replied that when enacting a law regarding zoning, you have to produce an Environmental Assessment Form. Ms. Schuyler stated that the former chair of the Economic Development Committee wrote a letter to the local newspaper that he no longer supported the rezoning of Harmon in the manner proposed and she questioned if the Board is planning to move forward with the reenactment of the law. Mr. Staudt counseled the Board members that this matter is still in litigation and one cannot say the outcome of the process. Ms. Schuyler asked if the Board is intending to move forward with its plan to repeal and reenact the law without any particular outcome in regard to what the actual law will say. Mr. Staudt repeated his counsel to the Board.

3) Bob Wintermeir, 43 Radnor, stated that Mayor Wiegman posted a letter on the Village web site regarding banking with links to other web sites and he disagrees with the statement in the letter; the banks in Croton are large but with convenient local branches; he does not consider it a good solution to not use local banks who also provide local jobs to residents of Croton and posting that information puts the Village at risk of litigation if a suggested bank fails; local banks provide a lot of services the out of area banks do not; he considers it inappropriate and perhaps unethical to post anti-business information on the web site; he advised residents to seek the best deal they can and suggested removing this letter from the web site.

Virginia Calcutti, 19 Hunter Place, asked if Mr. Staudt is going to bill the Village Board for the consultant and asked if he has any idea what it is going to cost the Village. Mr. Staudt replied that he does not know at this time; at the request of Ms. Calcutti he will try to have this information at the next meeting.

Anthony Gagliotti stated that a disaster such as an accident with an oil truck could contaminate our wells and should be looked at. He added that he was told that Croton Dodge initiated a law suit against the Village. Mr. Staudt replied that he does not know about this law suit. Mr. Gagliotti stated that the former proponent for the Harmon rezoning has changed his mind about the plan and has found faults with it. Mr. Gagliotti stated that this is a terrible plan and will destroy the Village.

#### 8. APPROVAL OF MINUTES:

Approval of the minutes of the Regular Board Meeting held on June 7, 2010 was held over to next meeting, making note of the changes.

9. REPORTS:

*Village Manager Zambrano* reported that summer camp registration is still going on; tax bills are due the end of the month and water bills are due July 15<sup>th</sup>.

*Trustee Schmidt* clarified that he apparently made a mistake when it came down to the resolution regarding Article 78, approving the move to rescind the law; he did vote yes on that and apologized to the Board and the public for any confusion. Trustee Schmidt reported that the summer brings on a lot of activities and residents should enjoy them safely. He thanked everyone who had such a large part in making Summerfest a very successful event and made mention of several people. He reported that the Hudson Valley Gateway Chamber awards \$1,000 scholarships to several local high schools and the student who won from Croton is Madeleine Hindenlang. Trustee Schmidt reported that his nephew, Kyle, died in a bicycle accident recently and thanked everyone for their expressions of concern. He stressed that when riding a bicycle, you must wear a helmet and most importantly, when riding a bike, you are considered a motor vehicle on a road and must follow the motor vehicle regulations; he is going to take a much more serious role in the bicycle/pedestrian committee.

*Trustee Gallelli* congratulated Symphony Knoll and the Croton Housing Network for having received this year's Planning Achievement Award from the Westchester Planning Federation which was awarded at a recent ceremony. She reported that at the last work session, they met with the Croton Conservation Advisory Committee and discussed further a deer management program; the committee came back with the results of the County study; in the next few months you can expect to hear more about addressing the deer problem. Trustee Gallelli reported that as of April 30<sup>th</sup>, \$21,515.15 has been spent on the Article 78 litigation.

*Trustee Murtaugh* reported that the Croton Community Coalition is seeking volunteers. He stated that he attended the Clearwater Festival this weekend and several Board colleagues were also there; he is intending to write a letter to the County to help keep the fees down from the County to festival organizers; Clearwater is considering pulling out which would impact local businesses severely; the County should be aware of the importance of the festival to our businesses. He added that he spent some time in the education area which had several suggestions for energy savings advantages. Trustee Murtaugh stated that when it rained that day, he came home and found his rain barrel was full which will allow him to water his vegetable garden for several days. Trustee Murtaugh stated that permission has been given for American Terrain to give kayak lessons and tours from the Echo Canoe Launch which has been operating for several weeks now; call 914 682-2971 for more information or check the Village web site. Trustee Murtaugh reminded everyone about the noise ordinance which must be followed; please be considerate of your neighbors.

*Mayor Wiegman* appointed Marion Callas of Hale Hallow Road to the Arts Council as point person to bring questions out to the various arts groups. Mayor Wiegman reported the Village again this year had an ad in the Clearwater program book which included a map of businesses in the Village. He added that regarding 6 Hudson St., this letter was responded to immediately and Mr. Zambrano and the Village Engineer are looking into the matter. Mayor Wiegman stated that

the Village web site has a feature called the Mayor's Corner and this is where his letter regarding banks that was referred to earlier tonight is posted.

Village Manager Zambrano asked for a short Executive Meeting to discuss a personnel matter. Village Manager Gallelli made a motion to go into Executive session; second by Trustee Murtaugh, approved with the vote of 4-0.

Trustee Schmidt made a motion to adjourn. Trustee Murtaugh seconded the motion; approved with a vote of 4-0. The meeting was adjourned at 9:40 pm.

Respectfully submitted,

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Phyllis A. Bradbury, Secretary

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Village Clerk