

A Meeting of the Board of Trustees of the Village of Croton-on-Hudson, NY was held on Monday, November 2, 2009 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- absent
Village Attorney Staudt	Trustee Restuccia
Treasurer Bullock	Trustee Murtaugh

1. CALL TO ORDER:

Mayor Wiegman called the meeting to order at 8:05 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 Restuccia and approved unanimously.

General Fund	\$ 49,083.64
Water Fund	506.18
Sewer Fund	145.78
Capital Account	163,967.23
Trust & Agency	6,000.00
Total	\$218,702.83

3. PUBLIC HEARING:

Kieran Murray of the Economic Development Committee gave a power point presentation and brief background of how this process evolved. He explained the zoning changes and why the committee recommended these changes. The FAR was changed to .8 which allows mixed use buildings to be bigger; a third story allows a larger building on a smaller footprint. The recommendation is to not increase the 35 foot height; allowing the property owner to use the attic space or dormer gives the added space without increased height. A stipulation is that 50% of the first floor must be commercial and face the street; he explained the setback requirement would replicate the other side of the street; 60% of the first floor facing South Riverside must be glass.

Village Attorney Staudt stated that he drafted the recommendations and delivered them to the Board which activated a legal review process; this process has been ongoing and continues to be; several referrals of the proposed law have been distributed to the required committees and boards; comments have been received; the full environmental document has been prepared and issued by this Board; issues raised have caused changes to be made to the initial draft; public comment and questions asked have also caused changes to be made to the initial draft; this is an iterative and evolving process and this public hearing is a part of it; Planning Board comments about current non-conforming properties prompted the provision that such buildings will not be permitted to have the .8 FAR; parking requirements were revised from the original; there is no

longer a credit given to a commercial parcel because it allowed parking for residential, it is now a straight bedroom count for parking requirements; questions were raised to putting provisions in the law to encourage parking to be in the back of the properties and changes were made to the original draft to encourage and strengthen parking in the rear.

Mayor Wiegman opened the Public Hearing:

- a) Pat Moran, Penfield Ave.: has concern about this proposed law; the proposal has devolved to allow commercial property to increase the return on their investments; in the consultant's report only 9 of the 49 are likely to be developed; some parcels are fine the way they are, others are omitted, another is being considered for a day care center which is not permitted; parcel 12 is the only vacancy and most have no apartments overhead, only parcel 12 has apartments and it has been mostly vacant for at least 5 years; overhead floors make it unnecessary to get commercial tenants; the new apartments likely will increase school enrollment; officials should stay open minded about this project.
- b) Holly Crosbie-Foote, Benedict Blvd.: why rezone this area when there are other empty businesses; vacancies are not isolated to this one area; will we then be obligated to allow this in other areas; diverse businesses appear to be doing well with just one floor; there are many vacant rental units available in Westchester; she questioned what will change to expect landowners to act responsibly; can we afford to overburden the school district; feels this plan will devalue her home and is opposed to the rezoning.
- c) Robert Armaneni, Thompson Ave.: the proposal tonight is determined to allow mixed use; condominiums are mentioned, but the EAF states they would not be owner occupied; the July 2009 Westchester magazine said 50% of Westchester empty-nesters move or chose a condo; it is highly unlikely anyone of these groups will come here to rent above a store; 42 new apartments will bring more students; Westchester per student costs are over \$20,000; living behind a store does not sound attractive; subsidized housing is not our decision to make; changing the zoning provides an enhanced opportunity for a developer to go that way; urge board to leave the zoning as is.
- d) Mr. Armineni read a statement from Mr. Robert Scott who was unable to attend; Mr. Scott wrote his negative opinion of the rezoning.
- e) Lori Baschwitz, Oneida Ave.: she is disappointed with a lack of inclusive public consultation, a lack of rigorous environmental impact review and the SEQRA review; she attended a public meeting at the Library where shared parking was questioned; the SEQRA debate becomes a stacked process once the Board declares itself lead agency; why did no one utilize the automated phone call system for the meeting tonight; several questions have arisen; there is sufficient parking now; very little has been done for quality of life impact; why wasn't existing apartment parking examined; she believes the Board has not taken the mandated hard look; she requested the Board to not enact this legislation
- f) Jane Laudon, Penfield Ave.: she is here as a concerned citizen and has reviewed the analysis of the impact on school taxes; adding a child to the school district, Saccardi & Schiff have chosen to use the out of district tuition rate; she has a problem with these calculations as this rate does not take into account all the costs of educating a student; she believes the EAF has understated the costs, including the rates for special education students; 13% of our students have a special education classification and these costs should be factored into the calculations; a recent school meeting raised concerns about overcrowding in the schools;

there are already 25 to 28 students in some classrooms; she urged to not make any decisions about any rezoning without revising the EAF educational cost figures.

- g) Steven Goe, Penfield and a member of the Croton Fire Dept.: is concerned about the overall proposal; this type of housing will greatly increase the population of the area and impact the tax base and school district during a time when middle class is facing hard economic times; increased traffic will cause parking, commuting problems; it can cause additional strains on the fire department's resources; also it may significantly impact the ambulance corps response; these are concerns of everyone in the community; residents have not been able to vote on this proposal and it would have a small chance of passing if the people here tonight had the opportunity to vote.
- h) Roseanne Schuyler, 41 Olcott Ave.: she was appointed to the Village ZBA; she is not speaking as a member of that board but as a private citizen; the process to this point is a result of procedural inadequacies and is unlawful and will leave the Village vulnerable to legal challenge; there are several substantive inadequacies of the proposal; she questioned several items in the EAF and SEQRA's core principals; the Board has defined its proposal as code amendments; she questioned the Board's response of having no impact on several items; regarding question 11 and reference to scenic view elimination, the Board's environmental assessment is inadequate by reason of law; the code amendments would abolish the Village Board's power to approve a special permit for mixed use for commercial development in the targeted area; this type of development is permitted by special permit now if it meets the requirements. This zoning amendment falls under where the law says a referendum is required. The cost of protracted land use litigation has not been addressed; if the Board insists on moving forward and adopting this law, she considers it a breach of their duty.
- i) Joseph Pettit, 6 Wolf Rd.: asked if the added costs to the taxpayer has been factored in; the added school taxes are very expensive and the Board should consider 80 to 100 additional students; there is no set plan on the number of units to be built; may be looking at five additional classes and six additional teachers, along with more school buses, an added garage, more drivers, and perhaps additional facilities.
- j) John Kolbrenner, Arlington Ave.: most of the things he wanted to say have been said already tonight; he heard the Mayor say they are here to listen to what the residents have to say; he is concerned about this proposal for two reasons; what would it be like if it works or if it does not work; he does not think it is good under either scenario; if this plan works, there will be much greater density and the problems that go along with it; if it doesn't work, there will be much bigger problems; the Board did not hear from residents on the streets who will be effected; he does not believe it will work; the consultants were hired by an Ad Hoc committee; can get an expert to put forward a good argument on any side at any time. Saccardi & Schiff's web site says they did a blight study for Briarcliff Manor.
- k) Tom Dinkler, Batten Rd.: he is not here as a representative of the Fire Dept. which has not taken a pro or con stance on the project; the parking in Harmon is horrendous; the program is that the parking spaces will be for residents overnight and during day will be for shoppers; if living in one of those apartments, he would not move a car to the Harmon parking station and pay for the parking; if stores are counting on the parking, businesses are open on Saturdays when both residents are at home and businesses are open; it will make matters worse in Harmon

- l) Bill Ryder, 3 Cleveland Dr.: 50 year resident of Harmon and he appreciates those serving on boards and committees; he has read the report and most laymen do not understand it because it is so detailed; a member of the Board said he did not want to see the character of the Village change, but this will change the character of Harmon; it has been said that this will be an avenue for additional taxes; several years ago the Village went through a serious problem when looking for additional revenue, the municipal building's second floor was rented out and a new garage was built; it was suggested at that time to build apartments in the Draw which is now Vassallo Park; meetings lasted many months and there was opposition to what was proposed; the decision was made with the wants of the citizens in mind. He asked the Board to say no to what is proposed in Harmon.
- m) Don Daubney, 45 Bungalow Rd.: commented on the presentation at the beginning of this public hearing; he questioned a 1.5% return on property, a number of parcels are run by the same businesses for some time and questioned if they would be still in business if they received just a 1.5% return; the people who have successfully stayed in Harmon will be reluctant to make proposed changes; if property owners do not want to make changes there still will be driveway cuts in the road; bedrooms and parking comparisons for Young Ave. and Riverside caught his attention as Young Ave. is occupied by homes but Riverside may have 5 or 6 apartments and many more vehicles; it was a poor comparison; the basic theme is housing; there was a strong desire by the community that something be brought forward, but the proposal does not seem to be what he or the majority want; please reconsider this.
- n) James Moore, 56 Irving Ave.: historically, litigation was brought against the Exxon station that cost the Village substantial lawyer fees; MetroEnviro was another problem; the Gateway plan apparently has not gone anywhere; now we are talking about commercial with all the restrictions, there is very little chance of getting anything built in Croton; the majority of people do not want this revitalization plan. The Board should listen to the people in Croton.
- o) Dino Tsagarakis, 383 Riverside and also the Croton Diner: he acquired the 383 Riverside property and was hoping to pioneer a little bit of change; the future is to keep the business prosperous and encourage new homeowners to this town; Croton needs a new image; this is a change we should be prepared to take; change is inevitable
- p) Joanne Jackson, Dailey Drive: she got involved when she heard the Economic Development Committee was looking for a marketing professional to promote the Village of Croton; she knows we do have to do something; she has been a part of the committee meetings, board meetings and work sessions where she saw them try to address public concern and amended the zoning law accordingly; we may never have everything perfect but need to move forward; keep an open mind on all sides; it is a solid plan; this is not the complete answer, but just one thing to revitalize the community, not an answer to everything; open up to see what else we can do for the community to revitalize and we should work together to make this the beautiful place where we all want to live.
- q) Louis Montana, 5 Ackerman Ct.: he appreciates the work of the committee; they put in a lot of time and effort; last month he asked the Board what factors would be significant to you to deny the proposal and the answers were they wanted economic development and no one questions that goal, but they were not responsive to the question; there is an election tomorrow and the Westchester incumbent said that the high taxes are due to school taxes; if you apply that to this proposal, what effect on the school population, the school resources and taxes would result.

- r) Andy Levitt, Cedar Lane: he chose Croton for a variety of reasons so he does not want to see the character of Croton change but he would like to see the character of Harmon change; there are some nice businesses but a lot of space that is not utilized; people cannot make any money utilizing it; the way you have lower property taxes for residents is through a bigger business base which we do not have now; this is a well thought out plan that has been vetted and debated; the results of the election are sitting here on this Board; this rezoning plan was the big item on the agenda for the election; encourage having a nice commercial area in Harmon; approve the changes and get things going.
- s) Ellen Shields, Wayne St.: is concerned with the inclusion of Wayne St. in this proposal; there has been no environmental impact statement done on Wayne St.; there is not enough parking for the people who live on it; not addressed is that the store workers need to park; this is not a place for double family houses.
- t) Michael Goetz,: he has heard a lot of negative comments tonight; the 5 members of the Board are the first board to propose something in 30 years; in the 60's that part of Harmon was well traveled by walkers; when many businesses disappeared that character has changed and continues to change negatively; when people drive through that section of Croton, people question what is going on there; people do not see the good parts of Croton; he recounted a possible scenario that would allow building above a business that would allow for rental space and bring in rental; when jogging throughout Croton, he sees commercial units that have space above and are able to continue; it is not about housing; Harmon may also stay the same.
- u) Anthony Gagliotti: cited his own scenario of fiction and fact; fiction: it will not increase school taxes; fact: there will be a tax change not to the better of Village residents; he spoke with people involved in school boards and they say it will be a deterrent to the schools; the requirements for parking are not enough; he read from the Village Zoning Code § 230-4; he questions what happens when there is a snow storm, with this congested parking it would be a disaster; the potential would be up to 200 apartments; he asked the Board to drop this plan.
- v) Terry Yanni: heard mostly from people who want to stop this plan; we are exactly where we have been for 40 years since Rt. 9 was built; the commercial area has spiraled out of control until it is where it is today; inaction cries out for change, it has been frozen for 40 years and needs to have change; it is scary to change what is familiar; a lot of work has been done to bring this plan about; we need to have a vibrant part of the community; he questioned why such vehement opposition to this scenario; he has not heard an alternative plan and no group has come forth in the 2 years with another plan; the current plan makes a lot of sense; there is a silent majority in this Village that wants to move forward with this; a vision is needed and should move forward; Wondrous Things closed because of the rent on the property; a one story commercial space made it unavailable for the landlord to not charge extraordinary rent.
- w) Joanne Minett, Van Cortlandt Place: is in opposition to the housing end of this, not the business end; she is here to speak for Antoinette and Michael Cosentino, 4 Van Cortlandt Place and read a letter from them; they are opposed to the development plan as it stands; it will not attract new business to Croton, instead, should offer favorable incentives; apartments do not attract new business; spruce up what already exists and promote Croton to the rest of Westchester; an anchor store is needed.
- x) David Goldman, 76 Young Ave.: is concerned about the infrastructure, how the sewage and water system will handle the new load; the traffic & parking studies do not take into account additional traffic for mixed use from the Katz Property; there have been no architectural

- studies; there are curb cuts, signage is discussed, but a lack of details for developers; the gateway area should have more esthetics; rear balconies would be a major nuisance; the school system would have increased enrollment and Croton residents could not afford a bond for more space for classrooms; mixed use rezoning has too many unknowns at this time; the Board's intent is good, but they should not rush this current proposal; conditions have changes substantially; Croton cannot support more retail; Harmon needs work, but is not as bad as described tonight;
- y) Adam Rothberg, Old Post Rd. So.: people are concerned where the Village has been and where is it going; he encounters just as many in favor and residents expressed their concern when they voted for this Board; he understands it creates fear but change has been negative for many years; facts should be right in the final plan; this has been going on for 2 ½ years; there have been endless presentations, it is on the web site and has been out there for the public to talk about for some time; there has been ample time in 2 ½ years for every citizen to weigh in and applauds those who are doing it tonight; the Economic Development Committee and the Board have been trying a remedy and put in incentives that make it easy for landlords to want to invest in this community; it is not bringing in 700 new homes or inviting big box stores, it is a modest proposal; the committees' agenda is that they wanted a robust market place in Harmon where people can walk down the street, have attractive businesses that they want to go to and people can live in housing attractive to them.
 - z) Mr. Pradine, Melrose Place; it is not a fear of change, the public has lost trust in this project; the petition being passed around has many signatures; the Board should do a referendum;
 - aa) Mary Lally, 7 Cedar Lane: feels that the Board members are listening, caring, bright people who have made an investigation into this project and are listening to what people are saying; doesn't know if one can judge by the number of people who are here and who are not here; people are in support of the Village and are hearing about parking, education, crowding; she believes the Board will sit down and try to work it out; she is for it.
 - bb) Dan McNatty, 16 Prickly Pear Hill Rd.: has heard conflicting information about the numbers involved in this; he is concerned about anything that will make taxes go up; he would like an accounting of the model highs and lows of potential tax implications and would like to see a clear breakdown.
 - cc) Bob Wintermeir, 43 Radnor Ave.: he is sure the Board and the Committee did a lot of hard work; he has gone through this proposal and hears that there are two problems: some are not happy with the Harmon area and that businesses are moving out; the solution to businesses moving out is to lower rent or give a tax advantage; as far as appearance, a little elbow grease or paint and cleaning up should be done; rezoning is not the problem; he not sure of the need for more or less business; he has not heard from the school board yet; the document itself is confusing, not sure which scenario is being recommended; he has heard concerns about services and legal problems and traffic; there are some errors that need answering.
 - dd) Mark Aarons, 18 Georgia Lane: this is a difficult challenge; he was hoping for improvement when he moved into the Village; the methodology is where he disagrees, not the results; there are a number of factual assertions that can't all be true; the Gateway zoning was aimed at improving the Village; a problem with the Danth study was that it talked about a cellular store and a pet store, which couldn't exist in this Village; 4 out of 36 parcels have 50% commercial and 50% residential; he needs the right information to get the right result; he is concerned about parking, have not used the right figures; use a combination of tax incentives; why not have commercial on all three floors.

- ee) Lisa Cohen, 179 Old Post Rd. North: the school board has a serious problem and received just a 40% return of their study; about half were older people with no children; the school board was asking the census taker for information and none of the board members have come to the informational meetings or Village Board meetings; there is not enough information for the school board to take recommends into account to predict future years.
- ff) Ron Napolitani: a gentleman said this was a modest project and he agrees; not everyone who owns property in this area will put up apartments.
- gg) Maria Cudequest, 84 Grand St.: saw people stepping up to the plate tonight; she has kept an open mind for this proposal but questions have not been addressed; is concerned about the issue of a precedent being set for other areas of the Village; she mentioned parcels owned by the Village; she is concerned about a flawed analysis being applied to other properties the Village owns and there are legal pitfalls.
- hh) Georgianna Grant: commented on the descriptions of Harmon and people have a right to express their own personal feelings whether we agree with them or not; an e-mail has been circulated today making reference to a comment made about concern that the Harmon proposal will turn the area into a tenant ridden slum which is way over the line of what is appropriate; should not suggest any kind of affordable housing will create a tenement infested slum; each member of the Board who has read, studied and analyzed the reports will make their decision of what is best for the Village; as a taxpayer, she is in favor of the project; she is sure Village Attorney Staudt has addressed the legal questions and looked at what has been spoken of tonight.
- ii) Kieran Murray, Arlington Drive. speaking as a resident: he has passion as well and appreciates the comments from those being either for or against this; many statements were made tonight and he invites anyone who has questions to sit and talk with him; do not take everything presented as fact; he has committed himself to not be involved in any real estate in the Village; he apologized and said he was sorry he lost his patience with a resident.
- jj) Anthony Nelson, Morningside Drive: he has lived in towns resistant to change; everyone who lives here loves it whether for or against this plan; he likes the little village that is Harmon; this will not change us, it will just give everyone an opportunity to build it they want; he has been away for 3 years but has been following this from afar; the hate has got to stop; both sides are impassioned and there is a vehemence; take into account both sides of the story; go together to make something great.
- kk) Daniel Cummings, 62 Young Ave.: if you are opposed to the plan, suggest something else; he has been thinking about lower property values and what major event could lower the values here– the train station could close, the river could dry up, the board could tinker with zoning; show some imagination, this plan does not get everything right, but it has spurred a lively discussion and a certain forward motion.
- ll) Jane Hallock, 50 Young Ave. speaking for her grandmother, Rose Caragosian, 100 Young Ave.: she likes Harmon; she wants Croton Dodge to open their classic car dealership; she wants to see flowers and trees, not apartment buildings and car congestion; Croton should not become like a city; traffic will become intolerable, will have to expand schools or additional children will be in classrooms; will have to hire more police, equipment and firemen; make buildings nicer but a lot of people like the way it looks; ask the people what they want, not what the government wants.
- mm) Jane Hallock, 50 Young Ave.: a parking lot will be put in her neighborhood; this is not an improvement and will cause noise and congestion; she wants business to come and go from

Riverside; let the businesses who want to open come back and make it as enticing as possible; the plan is too dense; use common sense and not hire experts, just ask people in the area what is going on; they are having trouble renting apartments; be creative where there are businesses now; there are no guarantees in the plan; cannot sacrifice the neighborhood so the rest can drive by and say how beautiful it looks; schools are filling very quickly for a reason; rental apartments have many people and cars and then there are visitors on weekends who are parking all over the street.

Trustee Murtaugh made a motion to close the Public Hearing, second by Trustee Gallelli and approved by all. The Public Hearing was closed at 11:10 pm. The Board took a short recess.

4. CORRESPONDENCE:

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

- a) A letter from Tom Vayda requesting a special permit to open a pre-school/day care facility at 1380 Albany Post Rd. This will be referred to the Planning Board
- b) A memo from Joyce Finnerty, Village Historian regarding the new exhibit on the first floor of the Municipal Building.
- c) A notification of a community tribute to honor Ed Rondthaler which will be held on Saturday, November 7 at 2 PM at the Croton Free Library.
- d) A memo from the Saw Mill River Audubon regarding the prohibition of hunting in their wildlife sanctuaries.,
- e) A letter from NY Metropolitan Transportation Council regarding Van Cortlandt Manor's entrance improvements.
- f) A letter from Robert Hoch, Director of Government Affairs, Cablevision, regarding business class entertainment accounts no longer eligible to receive the Big Ten Network channels effective November 17th.

5. CITIZEN PARTICIPATION (agenda items):

none

6. PROPOSED RESOLUTIONS:

a) 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, on April 20, 2009, Con-Tech Construction Technology, Inc. was awarded the 2009-2010 contract for the sidewalk improvement program, and;

WHEREAS, the base contract amount was \$243,375.00, excluding change orders; and

WHEREAS, the contract did not include specific work items which are required to complete work at the Duck Pond Park and the revealing of a buried man hole near the intersection of Truesdale and Morningside Drive; and

WHEREAS, the additional work including labor and materials will cost \$34, 307.50; and

WHEREAS, the Village Engineer has reviewed and approved the additional work;

NOW THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to sign change order number two with Con-Tech Construction in the amount of \$34, 307.50 for additional labor and material to complete work at the Duck Pond Park and the intersection of Truesdale and Morningside Drive;

AND BE IT FURTHER RESOLVED: that this amount should be charged to account numbers H5110-2106-10200 and H5110-2106-10203.

Discussion: Trustee Restuccia noted that Truesdale & Morningside are far from Duck Pond and asked why they are included in the same resolution. Village Manager Zambrano replied that the contractors are doing several areas of work, including the sidewalks by Duck Pond and are also doing Truesdale & Morningside at the same time; a manhole cover also needs to be raised and the same contractor doing both gave one quote to address both areas. Village Engineer O'Connor stated that they televised some of the sewer pipes and storm drains and found a manhole buried in that location; it has been on the list to do; if there is a problem with the storm drain in that area, they would have to raise it and it would be more money.

b) 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:

WHEREAS; request for proposals for credit card services were issued on October 16, 2009; and

WHEREAS, five proposals were received; and

WHEREAS, after reviewing the proposals it was decided that credit card services would only be offered at the electronic pay stations initially; and

WHEREAS, an addendum was prepared asking for revised proposals based on this updated information; and

WHEREAS, the proposals were reviewed by the Manager, Assistant Manager and Treasurer; and

WHEREAS, the proposal from Citi Merchant Services Provided by First Data Merchant Services Corporation was considered to be the one that would best suit the needs of the Village;

WHEREAS, the attached spreadsheet shows a comparison of some of the major costs associated with the use of credit cards; and

WHEREAS, the costs are not the only consideration when choosing a bank and processor, however, other considerations include the online reporting, funding, timing of settlements, and ability to meet the future needs of the Village,

NOW, THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to approve the proposal from and enter into a contract with Citi Merchant Services Provided by First Data Merchant Services Corporation for credit card services for the automated pay stations.

Comparison of additional costs over and above interchange and wholesale costs charged by the Credit Card Company			
	Citibank	TD Bank	Webster
MC/Visa processing transaction fee	\$0.10	\$0.05	\$0.10
Processing Percentage-MC/Visa	0.00%	0.15%	0.10%
Discover Transaction Fee	\$0.05	\$0.05	\$0.10
Discover Assessment Fee Percentage	0.00%	0.15%	0.10%
Amex Transaction Fee	\$0.05	\$0.10	\$0.00
Chargeback fee	\$15.00	\$15.00	\$5.00
PIN Debit Transaction Fee	\$0.10	\$0.15	\$0.15
Voice Authorization Fee	\$0.30	\$1.00	\$0.35
Annual PCI Compliance Fee	\$79.50	0	\$159.95
Monthly Statement	\$0.00	\$9.75	\$5.00
Application Fee Per Location	0	\$75.00	0

c) 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 electronic pay stations to be installed at the Village accept credit cards and it is necessary for the village to obtain a contract with an authorized credit card processor; and

WHEREAS, it is also necessary to contract directly with the American Express Company and Discover Card; and,

WHEREAS, Both American Express and Discover have negotiated state contracts which offer fixed percentage prices for municipalities; and

WHEREAS, American Express will charge 2.15% per transaction and Discover Card 1.8% per transaction,

NOW, THEREFORE BE IT RESOLVED: that the Village Manager is authorized to execute the state contract with American Express and the state contract with Discover Card for credit card services.

7. CITIZEN PARTICIPATION (non-agenda items):

None

8. APPROVAL OF MINUTES:

Minutes of the previous were not available for approval.

9. REPORTS:

Village Manager Zambrano reported that some street paving will begin tomorrow; they will try to reschedule the work by the Harmon firehouse because of elections.

Trustee Olver: Trustee Restuccia read a memo from Trustee Olver who was unable to attend because of business commitments and is out of the country.

Trustee Restuccia stated that this 2 ½ year process has brought out the good, bad and ugly and finds herself surprised by the large doses of good in Croton; she admires the people who came here tonight either to listen, speak or both and also those who are at home but are paying attention. She has watched the committee for years tackle this problem and tweak it; she has seen people expressing their ideas and encouragement, the Village staff and many others have been able to come together and bring this process to where it is.

Trustee Gallelli reported that the Veterans' Day ceremony will be held on Nov. 11th at Veterans' Corner and everyone has been invited. Trustee Gallelli stated that, regarding the public hearing, they heard a lot of people and she is appreciative so many people took the time to come; they heard concerns about a number of issues and what the impacts might be as a result of rezoning; they heard a number of times tonight that it is believed that we are building something, but we are not building anything; it is a change in the rules to allow property owners to build if they desire. Trustee Gallelli stated that the next step in the SEQRA process is to prepare a finding statement of the significance of the impact; she asked for a consensus of the Board to have

Counsel prepare a finding statement for the next meeting. Village Attorney Staudt stated that he will work with Saccardi & Schiff to draft something. Trustee Gallelli reported also that on Thursday night there will be a presentation by the Friends of History on the Leatherman at the Croton library at 7:30 pm.

Trustee Murtaugh reaffirmed his thanks to the members of the community who came forward tonight; he made notes on each speaker and will give due consideration and he is looking forward to moving forward with all this good input.

Mayor Wiegman reminded residents that tomorrow is Election Day; polls are open in several places throughout the Village from 6 am to 9 pm. He reported that on November 7th in the morning at Garrison Golf Club there is a free Sustainability Fair sponsored by Teatown Reservation and Hudson Highlands Land Trust; various speakers will be there; go to the Teatown web site www.teatown.org or www.hhlt.org for more information. Mayor Wiegman thanked all the speakers and those who came tonight; he took a lot of notes and thanked residents for participating in the public hearing process.

Trustee Restuccia made a motion to adjourn. Trustee Murtaugh seconded the motion; approved unanimously. The meeting was adjourned at 12 am.

Respectfully submitted,

Phyllis A. Bradbury

Phyllis A. Bradbury, Secretary

Village Clerk