

Regular Meeting of the Board of Trustees of the Village of Croton-on-Hudson, New York was held on Tuesday, February 19, 2008 at the Municipal Building, Van Wyck Street, Croton-on-Hudson, New York.

The following officials were present:

Mayor Schmidt Trustee Brennan
Trustee Kane Trustee Gallelli
Trustee Konig Treasurer/ Interim Manager Zambrano
Attorney Feldman

1. CALL TO ORDER

Mayor Schmidt called the meeting to order at 8:00 p.m. Everyone joined in the Pledge of Allegiance. Mayor Schmidt also asked that we take a moment to remember former Town Justice Daniel McCarthy.

Trustee Konig stated that Justice McCarthy served as Town Justice for the Town of Cortland for 34 years.

2. APPROVAL OF VOUCHERS:

Trustee Kane made a motion to approve the vouchers as follows; the motion was seconded by Trustee Kane and approved unanimously.

General Fund	\$ 32,295.52
Water Fund	979.81
Sewer	-
Capital Fund	-
Trust Fund	-
Total	\$ 33,275.33

Mayor Schmidt advised that Phebe Mcrea has offered to serve on the Conservation Advisory Council. Mayor Schmidt stated that Ms. Mcrea has lived in Croton for about a year and has a lot of experience with Open Space Laws and thanked her for her willingness to serve on this Committee.

Mayor Schmidt announced that he has put together a committee to begin the process of looking for a new Village Manager. Mayor Schmidt advised in addition to himself, he

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has asked Village Clerk, Paula DiSanto, Village Engineer, Dan O'Connor, Marco Gennarelli head of the Department of Public Works, Assistant to the Village Manager, Janine King, former Village Clerk Peggy Kessler, Police Chief, Tony Tramaglini, and Howard Millman, a resident of Croton.

3. CORRESPONDENCE

- a. Letter from Peter Baynes, Executive Director of the New York Conference of Mayors dated February 8, 2008 advising that NYCOM is strongly objecting to the Governor's proposal to eliminate Village Assessing Units.
- b. Letter from Jan Wines highlighting the 2007 activities of the Croton Trails Committee
- c. Letter from Ronald Wegner, Project Engineer, of Cronin Engineering dated February 13, 2008 applying for a Steep Slope Hardship Permit on behalf of John and Donna Nikić for a parcel located at 39 Truesdale Road.

Trustee Brennan advised that this particular piece of property belongs to the Brennan Family and he will recuse himself from voting on this issue. This matter was referred to the Planning Board for its recommendation and review.

5. CITIZEN PARTICIPATION - AGENDA ITEMS

There being no citizen participation, the Mayor closed Citizen Participation.

6. RESOLUTIONS

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

WHEREAS, the on-line access to Westchester County land records has been available since 2004; and

WHEREAS, this service has been very helpful to the Engineer's Department and Finance Department; and

WHEREAS, the County offers this as a free service to municipalities,

NOW, THEREFORE BE IT RESOLVED: that the Village Manager is authorized to sign the 2008 Intermunicipal Agreement with Westchester County whereby the County

- b. On motion of TRUSTEE KANE seconded by TRUSTEE KONIG, the following resolution was unanimously approved by the Board of Trustees of the Village of Croton-on-Hudson, New York:

WHEREAS, the Croton Volunteer Fire Department desires to utilize Westchester County Department of Emergency Services specialized trailers for training and local emergency purposes; and

WHEREAS, an intermunicipal agreement has been prepared which provides for the Fire Department to use and operate the Mass Casualty Incident Trailer,

NOW, THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to sign the intermunicipal agreement with Westchester County which grants to the Croton Volunteer Fire Department the right and permission to operate the Trailer.

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

WHEREAS, on February 20, 2007 the Village Board of Trustees approved the creation of a separate Emergency Medical Services department; and

WHEREAS, this department has been given separate funding in the 2007-08 fiscal year budget; and

WHEREAS, on January 24, 2008 the members of the Croton EMS voted on operational and social officers for the 2008 year; and

WHEREAS, the officers are as follows: Captain: Gary Diggs; 1st Lt: James Ferguson; 2nd Lt: Kathryn Kennedy; President: Pat Roosa; Vice President: J.T. Camp; Secretary: Dawn Rinaldi; Treasurer: Charlie O'Connor,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby ratifies the selection of these officers

- d. On motion of TRUSTEE KONIG seconded by TRUSTEE BRENNAN, the following resolution was unanimously approved by the Board of Trustees of the Village of Croton-on-Hudson, New York:

WHEREAS, on January 28, 2008, Village Manager Richard Herbek announced his retirement effective March 27, 2008, and

WHEREAS, on January 28, 2008 the Board of Trustees appointed Abraham J. Zambrano to the position of Interim Village Manager effective January 29, 2008 and Acting Village Manager effective March 28, 2008.

NOW, THEREFORE, BE IT RESOLVED: That the Village Board authorizes that Mr. Zambrano's annual compensation be increased from \$125,318 to \$160,318 while he serves as Village Treasurer and Interim/Acting Village Manager

- e. On motion of TRUSTEE GALLELLI seconded by TRUSTEE BRENNAN, the following resolution was unanimously approved by the Board of Trustees of the Village of Croton-on-Hudson, New York:

BE IT RESOLVED, that the Board of Trustees hereby authorizes Bond, Schoeneck & King, PLLC ("BSK") to perform all work related to vacating the arbitration award of Arbitrator Roger Maher in AAA Case No. 13 300 01042 0,

AND BE IT FURTHER RESOLVED, the Board authorizes payment to BSK for such work at one-half the hourly rate set forth in the Village's retainer agreement and that such fees be charged to account number A1420.4000

- f. On motion of TRUSTEE GALLELLI seconded by TRUSTEE BRENNAN, the following resolution was unanimously approved 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 2007 Sponsor Approval Form.

Trustee Gallelli asked what "retired" means since there are people on the list who retired in 2005 and 2006 and are receiving points for 2007.

Interim Village Manager Abe Zambrano advised that these individuals have officially retired from the Fire Department and are receiving benefits but they are still active.

Trustee Gallelli asked how you can be retired and still be active?

Mr. Zambrano said that it is allowed under the Service Award Program.

Trustee Gallelli asked Mr. Zambrano if he would confirm this.

- g. On motion of TRUSTEE GALLELLI seconded by TRUSTEE BRENNAN, the following resolution was unanimously approved by the Board of Trustees of the Village of Croton-on-Hudson, New York

WHEREAS, the Village has obtained an additional permanent Sergeant position with the County of Westchester; and

WHEREAS; on January 8, 2008 William Morrison was promoted to Sergeant on a contingent permanent basis due to a medical leave of absence of Sergeant Bagley; and

WHEREAS; Sergeant William Morrison is now entitled to permanent probationary status due to the new vacancy obtained from the County of Westchester,

NOW, THEREFORE BE IT RESOLVED: that Sergeant William Morrison is hereby appointed on a permanent probationary basis as Police Sergeant at the annual salary of \$95,369.

- h. On motion of TRUSTEE BRENNAN seconded by TRUSTEE KANE, the following resolution was unanimously approved by the Board of Trustees of the Village of Croton-on-Hudson, New York

WHEREAS, Sergeant Bagley is not able to work and is currently out on Medical Leave, and

WHEREAS; a position left vacant by a leave of absence may be filled by a contingent permanent appointment, and

WHEREAS; the Police Chief has recommended that John Nikitopolous be promoted to the position of Police Sergeant to the fill this vacancy,

NOW, THEREFORE BE IT RESOLVED: that John Nikitopolous is hereby appointed on a contingent permanent basis as Police Sergeant at the annual salary of \$95,369.

- i. On motion of TRUSTEE KONIG seconded by TRUSTEE BRENNAN, the following resolution was unanimously approved by the Board of Trustees of the Village of Croton-on-Hudson, New York

Be it resolved that notice is hereby given that the taxes for the year 2007-2008 of the Village of Croton on Hudson are unpaid on the real property described on the list attached herewith, and

Be it further resolved that and in accordance with Article 14, Title 3 of the Real Property Tax Law (Section 1455), that the advertisement of the notice required by law be published in the official newspaper(s) of the Village, and

Be it further resolved that the Village Treasurer be authorized to advertise and sell tax liens for the fiscal year 2007-2008 as shown in the attached schedule of accounts of unpaid taxes.

7. CITIZEN PARTICIPATION - NON-AGENDA ITEMS

There being no citizen participation, the Mayor closed Citizen Participation.

8. APPROVAL OF MINUTES:

Trustee Gallelli made a motion to approve the minutes of the Executive Session held on Monday, February 4, 2008. Trustee Brennan seconded the motion. The Board voted unanimously to approve the minutes.

Trustee Brennan made a motion to approve the minutes as amended of the Regular Meeting held on Monday, February 4, 2008. Trustee Kane seconded the motion. The Board voted unanimously to approve the minutes

Trustee Brennan made a motion to approve the minutes of the Special Meeting held on Monday, February 11, 2008. Trustee Konig seconded the motion. The Board voted unanimously to approve the minutes

9. REPORTS

Interim Village Manager Abe Zambrano reported that on February 13, 2008 the train station parking lot was closed due to potential flooding. Mr. Zambrano said the contingency plans worked well and they have not heard any complaints. Mr. Zambrano advised that he attended, along with Village Clerk Paula DiSanto, a meeting with the Commissioners of the Westchester County Board of Elections regarding upcoming elections issues.

Trustee Konig expressed her condolences to the McCarthy family on their loss.

Trustee Gallelli advised that the Board met today for Grievance Day; the purpose of this meeting is to give residents an opportunity to grieve their taxes. Trustee Gallelli reminded everyone of the March 11th School Bond and advised that the school will be holding an informational meeting on Tuesday, February 26th at 7:00pm. Trustee Gallelli advised that next Thursday, February 28th, the Board will be meeting with their consultants to discuss and review changes that have been made between the old and new Steep Slopes Law. Trustee Gallelli asked Trustee Brennan how the meeting with the Town of Cortlandt went with respect to their Recreation Plans.

Trustee Brennan advised that he, Sue Snyder, John Miller and John Giglio meet with representatives from the Town of Cortlandt and had a very informative discussion about possible usage of the new Teen Recreation Center and they are hopeful that there will be some areas that can be merged together. Trustee Brennan advised that they should be bringing the plans for the new center to Village Hall and would like to speak with the Recreation Advisory Committee and the Community Center Committee before he goes into more details. Trustee Brennan congratulated Chief Tramaglino and the two new Police Sergeants and wished them the best of luck. Trustee Brennan expressed his condolences to the McCarthy family; he was a true professional and a wonderful man.

Mayor Schmidt advised that he and Abe Zambrano attended a seminar hosted by Bond Counsel regarding the State's initiative to offer money to help municipalities share services. Mayor Schmidt said that while we appreciate the Governor putting this money into the budget, it is in conflict with what the Governor is trying to do in terms of taking away the Village's taxing authority. Mayor Schmidt said that the Village will be actively investigating this kind of funding to see what we can do between the Village, the Town and School. Mayor Schmidt said the goal is to help communities save money by sharing services.

On motion of TRUSTEE KONIG, seconded by TRUSTEE BRENNAN the Board of Trustees of the Village of Croton-on-Hudson, New York unanimously approved going into an Executive Session following the close of the Regular Meeting to discuss Personnel and Real Estate matters.

There being no further comments to come before the Board, a motion to close the meeting at 9:50pm was made by Trustee Brennan and seconded by Trustee Konig. Motion was unanimously approved.

Pauline DiSanto, Village Clerk