

A Meeting of the Board of Trustees of the Village of Croton-on-Hudson, NY was held on Monday, March 4, 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 8:02pm. Everyone joined in the Pledge of Allegiance.

2. APPROVAL OF VOUCHERS:

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

General Fund	\$ 77,579.58
Water Fund	\$ 4,783.67
Sewer Fund	\$ 3,366.17
Capital Fund	\$ 27,683.78
Trust Fund	\$ 80,425.23
Debt Fund	\$ -
Total	\$193,838.54

3. CORRESPONDENCE

- a. Letter from Mary Kramarchyk, Community Partnership Coordinator of the New York State Department of Environmental Conservation congratulating the Village of Croton-on-Hudson on being recognized as a Tree City U.S.A.
- b. Thank you letter from Mary Haley from Teatown thanking the Village for allowing them the use of the Echo Launch for their annual Hudson River EagleFest event.

- c. Letter from Jennifer Latham of St. Augustine's Episcopal Church requesting permission to hold their annual 5K Road Race on Saturday, May 4, 2013.

On motion of TRUSTEE MURTAUGH, seconded by TRUSTEE RASKOB the Board of Trustees of the Village of Croton-on-Hudson, New York, approved the request from St. Augustine's Episcopal Church to hold their annual 5K Road Race on Saturday, May 4, 2013 and further authorized the Village Manager to make all the necessary arrangements, with a 5-0 vote.

- d. Letter from Tony Hoeltzel, Coordinator of Homes for Westchester, advising of legislative changes and public education to aid in the development of fair and affordable housing throughout Westchester.
- e. Letter from Gary Shaw, member of the Indian Point Safe Energy Coalition Leadership council, requesting permission to hold a Peace Walk on Saturday, March 9, 2013.

On motion of TRUSTEE MURTAUGH, seconded by TRUSTEE GALLELLI the Board of Trustees of the Village of Croton-on-Hudson, New York, approved the request from Gary Shaw of the Indian Point Safe Energy Coalition Leadership Council to hold their Peace Walk on Saturday March 9, 2013 and further authorized the Village Manager to make all the necessary arrangements, with a 5-0 vote.

4. CITIZEN PARTICIPATION-AGENDA ITEMS

Bob Wintermeier, 43 Radnor Avenue, Croton-on-Hudson asked, with respect to those participating in the Energy Improvement Program, how is the Village going to handle the interest on the loans that the individual property owners incur.

Trustee Murtaugh responded that those individuals who participate in the program should discuss this with their individual tax accountants.

Mayor Wiegman suggested that Mr. Wintermeier direct that question to Mr. Del Sindaco who is the Treasurer of the Energy Improvement Corporation.

5. PREVIOUSLY APPROVED RESOLUTION

Village Manager Zambrano advised that a resolution authorizing the Village Manager to sign the EIC Inter-Municipal Agreement and submit the membership

application, which will include that Energy Improvement Corporation, was adopted at a meeting held on Monday, February 25, 2013 at 7:30pm.

6. RESOLUTIONS:

- a. 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 5-0 vote.

WHEREAS, on February 19, 2013 the Village Board approved the proposal from General Code for an upgrade to the Laserfiche program; and

WHEREAS, page 10 of the proposal summarized the line items of the proposal with a total cost of \$16,612.80; and

WHEREAS, page 11 of the proposal summarized optional costs, which the Village does not want, with a total cost of the options of \$13,562.00; and

WHEREAS, the resolution approved on February 19th inadvertently quoted \$13,562 as the total cost of the upgrade; and

WHEREAS, an additional \$3,050.80 is needed to fund the upgrade to the Laserfiche Program,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees authorizes the Village Treasurer to transfers additional funds of \$3,050.80 from the contingent account A1990.4000 to account A1460.4000 for the upgrade to the Laserfiche Program.

DISCUSSION:

Trustee Murtaugh advised that this is an amendment to the resolution that was adopted at our February 19th meeting. Trustee Murtaugh explained that this system is an upgrade that will allow records to be stored more efficiently and we are looking at the efficiency and cost savings this program will bring to the Village in the long run.

Trustee Raskob said that even though we are a small Village we still generate a huge amount of paper and this will enable us to save money on storing paper in boxes as well as long term storage costs.

b. On motion of TRUSTEE RASKOB, 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 5-0 vote.

WHEREAS, Citi Merchant Services Provided by First Data Merchant Services Corporation has been providing credit card services for the Village for the digital automated pay stations since 2009; and

WHEREAS, Citi Merchant Services Provided by First Data Merchant Services Corporation has provided the Village a quote for credit card services for the new online paperless permitting system with Parcmobile,

NOW THEREFORE BE IT RESOLVED: that the Village Manager is authorized to approve the quote from Citi Merchant Services for credit card services for the online paperless permitting system.

DISCUSSION:

Trustee Gallelli said that this is an advantage to our permit holders; they can now apply for their permit on line, have it charged to their credit card and not have to come into the office.

Mayor Wiegman said that permit holders can still apply in person if they choose and can also pay by check.

Trustee Murtaugh said that this new program supports our greatest non-tax revenue and if we can make this program more efficient it is a benefit to our entire community.

c. On motion of TRUSTEE DAVIS, 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 5-0 vote.

WHEREAS, on January 22, 2013 the Village approved a contract with Parcmobile USA for an on-line paperless permit management system for permit parking at the Croton-Harmon Train Station; and

WHEREAS, the online system allows permit holders to pay for parking with credit cards; and

WHEREAS, on March 4, 2013 the Village Board authorized the Village Manager to approve an agreement with First Data Merchant Services Corporation for credit card processing services for the online permitting system; and

WHEREAS, the Village intends to charge a service fee to the customer which will offset the credit card fees that the Village must pay for credit card services,

NOW THEREFORE BE IT RESOLVED: the Village Board of Trustees authorizes the service fees to be charged to the permit holders for the use of the on-line paperless permit system will be as follows:

Residents: \$4 per quarter

Non-Residents \$7 per quarter

Preferred \$11 per quarter

DISCUSSION:

Village Manager Zambrano advised that under New York State Law the Village is required to add a service fee for anyone paying by credit card; this increase is only for those who want the convenience of paying by credit card.

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

WHEREAS, on January 22, 2013 the Village Board approved a quote from Secure Watch LLC/Genetech for an LPR system for parking enforcement at the Croton-Harmon Train Station and off-street permit parking; and

WHEREAS, the DPW Mechanic Foreman has recommended that this equipment be installed in a new vehicle; and

WHEREAS, the DPW Mechanic Foreman has obtained a quote off the State Contract for a new Ford Focus in the amount of \$16,000,

NOW THEREFORE BE IT RESOLVED: that the Village Manager is authorized to direct the DPW Mechanic Foreman to process the paperwork for the purchase of a new Ford Focus.

DISCUSSION:

Trustee Raskob advised that this equipment requires a special mount and it seemed to make more sense to purchase a new vehicle to mount the special equipment given the service life of the equipment rather than mounting the equipment on an old Crown Victoria. Trustee Raskob added that the Crown Victoria is not noted for fuel economy.

Mayor Wiegman stated that this is a vehicle that has to navigate all our parking areas and having a higher mileage vehicle is another benefit.

Trustee Murtaugh said that this is a significant purchase but the license plate reader needs special brackets to mount on the vehicle and since we already have a Ford Focus that is used for traffic enforcement this will allow us to switch the license plate reader from one Focus to the other if necessary as opposed to purchasing a separate bracket system for a Crown Victoria. Trustee Murtaugh added that it is also more efficient from a traffic management perspective to have a smaller fuel efficient vehicle.

Trustee Gallelli stated that the Crown Victoria will be retired from Village service.

Village Manager Zambrano stated that there are areas in the parking lot where it would be very difficult to maneuver a larger vehicle especially when you have a camera trying to read license plates.

e. 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 5-0 vote.

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 Gallelli stated that she believes we came to a good agreement with Down to Earth Markets; there was a lot of discussion and what we arrived at is the same figure on a weekly basis as we've had in the past and what we hope will be a better day of the week for them. Trustee Gallelli stated that nothing more is required from the Village under this agreement than what we provided in the past.

Mayor Wiegman said that he hopes that the Sunday morning time slot will be more attractive to prospective customers.

Trustee Raskob understands that Down to Earth Market is currently scrapping along at the moment and would like to see them succeed but they are getting this relatively inexpensively and they should be aware of this.

Mayor Wiegman said in the event that the market does take off we have ample understanding in the agreement that we can re-negotiate.

Trustee Davis said that for now this is fine because they are trying to scrape by financially but they are a for-profit company making money on Village land and even though he does not agree with the contract one-hundred percent overall the Village is better off having the market. Trustee Davis added that there was a lot that was proposed that they did not get and believes that Sunday will be a benefit for everyone.

Mayor Wiegman stated that this particular agreement for a rental fee for a few hours on Sunday mornings for several weeks of the year is similar to the precedent we set with agreements for the use of Village property for the Kayak and Canoe Rental Program at Echo Canoe Launch, which is a service that Village residents and those who visit the Village enjoy, and the arrangements we have with food vendors who participate in our summer evening programs at Senesqua Park that provide edibles for our concert goers and evening event participants. Mayor Wiegman said that this is just another way for the Village to experiment in public/private partnerships to try to make life a little more interesting and a little more fun.

Trustee Murtaugh said that when you put the seventy-five dollar amount into scale with what other for-profit commercial establishments are paying for their

property it is on par because they are only doing it for six hours one day a week. Trustee Murtaugh said that this does bring a community aspect to the Village that is nice to have and hopes that they succeed but it is up to Down to Earth Markets to get the vendors that will attract customers.

CITIZEN PARTICPATION-NON AGENDA ITEMS

Fred Wilhelm, 2 Cleveland Drive, Croton-on-Hudson, advised that he has once again received a letter regarding the sailboat and trailer on his property and feels that his property is under extreme scrutiny; in 2004 problems were brought to his attention regarding his property and, at that time, there was a verbal understanding that he could keep the sailboat and trailer. Mr. Wilhelm explained that he is making an extensive effort to move a shed and understands that there are a lot of things scattered all over his property but he should not have this problem with the Village regarding the sailboat and trailer.

Ray Clifford, 30 Prospect Place Croton-on-Hudson, thanked the Village Administration, Department of Public Works and Daniel O'Connor for their quick response in assisting the Yacht Club in stabilizing the property after a major blowout of the bulk-head. Mr. Clifford said there could have been a disastrous end not only for Village property but for the Yacht Club. Mr. Clifford stated that it looked like a cavern when the pavement and the sidewalk dropped; it was very scary and appreciates the efforts of the Village for working with them to mitigate the situation.

Mayor Wiegman thanked the Yacht Club for being so careful in documenting both visually and in writing the entire health of the structure of Village property which has led the Village to be very specific how the bulkhead itself has deteriorated and it is remarkable that more of that structure has not collapsed.

Bob Wintermeier, 43 Radnor Avenue, Croton-on-Hudson, stated that he saw an article on the internet regarding the dangers of eating fish along the Hudson River and asked what is the Village doing with respect to signage

Village Manager Zambrano said that this warning is from the New York State Department of Environmental Conservation and signs have already been posted along the Hudson River.

Trustee Gallelli stated that signs have been posted at Croton Landing.

Mayor Wiegman said that New York State Department of Environmental conservation has already put up signs along the River and the Village will be providing more signage in an effort to get the word out. Mayor Wiegman said

that our zone of the Hudson is not as heavily impacted as much further north but there are still limits for consuming fish. Mayor Wiegman said that we are working with our Recreation Department to decide where they will place the additional signage relative to the popular places that people like to fish.

Bob Wintermeier, 43 Radnor Avenue, Croton-on-Hudson, questioned the Croton Point Improvement Project that Mayor Wiegman addressed on the Mayor's Corner but said he will address it at another meeting.

APPROVAL OF MINUTES

Trustee Raskob made a motion to approve the minutes of the Regular Meeting held on February 19, 2013 as amended. Trustee Davis seconded the motion. The Board approved with a vote of 5-0.

Trustee Davis made a motion to approve the minutes of the Executive Session held on February 19, 2013 as amended. Trustee Raskob seconded the motion. The Board approved with a vote of 5-0.

Trustee Gallelli made a motion to approve the minutes of the Special Meeting held on February 25, 2013. Trustee Raskob seconded the motion. The Board approved with a vote of 5-0.

7. REPORTS

Village Manager Zambrano advised that the Croton River Task Force will be meeting this Thursday, March 7th at 6:30pm at Village Hall.

Village Manager Zambrano reported that the Westchester County Clerk's Mobile Office will be in the Village Hall Parking Lot this Saturday, March 9th, from 10:00am to 3:00pm.

Trustee Davis, no report

Trustee Raskob, no report

Trustee Gallelli updated the community on the costs associated with the Article 78 litigation that the Village has been involved in since March of 2010 with regards to the amended Gateway Zoning Law for Harmon. Trustee Gallelli advised that as of January 31, 2013 the costs associated with this litigation is currently at \$384,017.89.

Trustee Murtaugh, no report

Mayor Wiegman reported that it has been 1,205 days since our November 16, 2009 adoption of the first Harmon Zoning Amendment and 284 days since June 4, 2012 when the Village adopted the revised zoning. Mayor Wiegman said that we have spent \$384,017.89 thus far defending ourselves against this Article 78 which amounts to \$318 per day since the adoption of the first law. Mayor Wiegman said that our litigation costs are not yet finished since there is still legal work going on as of last week.

Mayor Wiegman advised that there is a section of the Village's Web-Site called the "Mayor's Corner" where he puts, on occasion, informative articles that he believes are of general interest to the public. Mayor Wiegman said that members of the public ask him questions and this is a way to address those questions and explain the facts and figures behind some of the things that the Village is contemplating. Mayor Wiegman advised that the latest Mayor's Corner, put up late this afternoon, is an explanation of the Croton Point Avenue improvements. Mayor Wiegman said that the goal that the Village has for Croton Point Avenue is to make Croton Point Avenue safer for all modes of transportation that include both pedestrians and cyclists. Mayor Wiegman said that we know that this intersection has become busier over time; the State Department of Transportation Data tells us that and certainly our own parking data tells us that. Mayor Wiegman said that in the 1960's when suburban highway systems were being built there was a proposal for an inter-state (Inter-State 487) that was to run from the Bronx to Beacon along Croton's side of the Hudson River. Mayor Wiegman said that this particular inter-state project was one of a few that was not completely built-out and the only part that was constructed was the few miles from the Croton River to Peekskill. Mayor Wiegman added that the balance of the project was cancelled in 1971. Mayor Wiegman stated that after the Federal Government threw down this portion of the inter-state, they put in, without consulting Croton, on and off ramps and demolished what was then a vital active commercial district in the Harmon area and we have paid the price ever since. Mayor Wiegman stated that we are now using Federal dollars to repair one of those intersections which is the gateway to the southern entrance of our Village. Mayor Wiegman said that the good news is that we have Federal dollars to help pay for this but the bad news is that the Federal dollars will not pay for all of it; we are fortunate that we will be borrowing at the lowest possible interest rates and the revenue we receive from our daily parking lot will more than pay for our share of the improvements to the entire Croton Point Avenue.

There being no further business to come before the Board, Trustee Raskob made a motion to adjourn the meeting. Trustee Davis seconded the motion; approved 5-0. The meeting was adjourned at 9:30pm.

Respectfully submitted
Judy Weintraub, Board Secretary

Village Clerk