

VILLAGE OF CASTLETON-ON-HUDSON BOARD OF TRUSTEES REGULAR MEETING

June 10, 2013

Attendance: **Mayor Keegan** **Trustee Pratico**
 Trustee Ryan - Absent **Trustee Martin**
 Trustee Carner **Attorney Crist-Late**

At 7:00 pm, Mayor Keegan opened the meeting with the Pledge of Allegiance.

Public Hearing-Amending Section §204 of the Village Water Rules and Regulations and Local law #4 Of 2012

Trustee Martin motioned to accept the May 13, 2013 Regular Meeting minutes, seconded by Trustee Pratico and carried.

Trustee Pratico motioned to accept the May 13, 2013 Public Hearing regarding Amending Section §204 of the Village Water Rules and Regulations and Local law #4 Of 2012, seconded by Trustee Ryan and carried.

PUBLIC COMMENT

Library Director Amy Peker was present to request that the Village submit the AUD for the Library. Trustee Pratico motioned for the Village to submit the AUD, seconded by Mayor Keegan and carried.

Residents from the community were present asking questions about the status of the Anchor. Mayor Keegan stated that any decision concerning the relocation of The Anchor was that of the Building Inspector according to the codes and laws of the Village and the State. The Mayor stated that a Use Variance had been submitted to the Zoning Board of Appeals for a zoning change and then withdrawn.

REPORTS

Trustee Carner motioned to accept the DPW Report, seconded by Trustee Martin and carried. Report attached.

Mayor Keegan motioned to accept the Water and Waste Water Report, seconded by Trustee Pratico and carried. Report attached.

Castleton Kids – no reported

Mayor Keegan motioned to accept the Code Enforcement Report, seconded by Trustee Carner and carried. Report attached.

Mayor Keegan motioned to accept the Fire Department report, seconded by Trustee Martin and carried.

Trustee Pratico motioned to accept the Building Inspector's Report, seconded by Mayor Keegan and carried. Report attached.

Trustee Carner motioned to accept the LDC Report, seconded by Mayor Keegan and carried. Report attached.

Mayor Keegan motioned to accept the Justice Court Report, seconded by Trustee Martin and carried. Report attached

BUSINESS

The Board discussed the option of changing Halloween trick or treating from Thursday October 31st to Saturday November 2nd and the Trustees agreed it would cause much confusion and was not necessary.

Attorney Crist will assist Treasurer Smith in determining a reserve account for the budgeted \$80,000 possibly owed to OCR (Office of Community Renewal) for the LDC.

Trustee Carner motioned for Resolution #22 of 2013 to change the pay period from Thursday through Wednesday to Monday through Sunday and for the next payroll period that ends on June 16th a paid/not worked bonus of 3 days will be given to all full time, hourly and salaried employees, seconded by Trustee Martin.

Mayor Keegan – Aye
Trustee Carner – Aye
Trustee Martin – Aye
Trustee Pratico – Aye
Nay - 0
Trustee Ryan – absent

Trustee Pratico motioned for Local Law #1 of 2013 amending Section §204 of the Village Water Rules and Regulations and Local Law #4 of 2012 changing the billing cycle from bi-annually to quarterly, seconded by Trustee Martin and carried.

Mayor Keegan – Aye
Trustee Carner – Aye
Trustee Martin – Aye
Trustee Pratico – Aye
Nay - 0
Trustee Ryan - absent

Jolene Weidlich of the Rensselaer County Bureau of Research and Information Services has officially notified residents of Van De Wal, 911, the Town of Schodack, County Tax Map and the Castleton Post Office of the renaming of Van De Wal Lane to Van De Wal Street.

These are the levied amounts billed for the water, sewer, refuse and property tax.

June 1, 2013 Bill Date
All amounts due by July 1, 2013 without penalty

Property Tax levied for 2013-2014	\$394,921.97
Relevied Refuse	\$ 32,175.00
Relevied Sewer	\$ 55,290.16
Relevied Water	\$ 41,094.21
Capital Water Billed	\$110,475.00

Refuse Billed	\$ 73,500.00
Sewer Billed	\$138,795.00
Metered Water Billed	
Out of Village	\$ 41,830.77
In Village	\$ 57,673.89
Current Receivables	
Property Taxes	\$523,481.34
Capital Water	\$110,475.00
Refuse	\$ 73,500.00
Sewer	\$138,779.12
May 31, 2013 Credit Balance of \$15.88	
Metered Water	
In Village	\$ 57,360.84
Out of Village	\$ 46,281.59
Past Due Out of Village (Liens Filled)	\$ 31,306.52

Trustee Carner motioned for the position of Planning/Zoning Secretary be an appointed position to run concurrently with the Mayor, seconded by Trustee Martin and carried.

Trustee Pratico motioned to appoint Helen Barrington as Planning/Zoning secretary, seconded by Trustee Carner and carried.

Mayor Keegan motioned for the winning bid to go to I.C.S. of Albany for Trash and recycling, subject to the approval of Working Foreman Saville after clarifying with President Sebahattin Ipek of I.C.S. that the recycling will be single stream, seconded by Trustee Pratico and carried.

The Village Picnic is scheduled for August 24, 2013 from 4-7PM at CES upon verification from the Schodack Central School District.

TRUSTEE REPORTS

PUBLIC COMMENT

Attorney Crist arrived at the meeting at 8:25pm. He apologized and stated that he was coming from another meeting. Upon arriving Mayor Keegan asked him the status of the Village Fire Contract, which he said that he will be in discussions with the Town attorney concerning same, and the National Grid gas easement to which Mr. Crist said that he would continue to have discussions with both National Grid's counsel and the owner of the parcel to effectuate this.

At that point Mayor Keegan asked Mr. Crist if he had any update as to The Anchor. Mr. Crist said that he did, that he had been in communication with Building Inspector Stark and that it was his expectation that Mr. Stark would be issuing a decision upon the Sister of Resurrection's request to locate the food pantry to the Convent building at 35 Boltwood Avenue within the next day or two.

Mr. Crist said that it was once again important to review the process. He said that the process simply involves the Village Building Inspector having the initial determination as to whether or not a proposed use is in accord with current zoning. He detailed that if there was disagreement with same, that certain persons would have the ability to appeal same to the Village Zoning Board of Appeals, who would serve as the ultimate arbiter of same. He said that Mr. Stark is an experienced Building Inspector, also holding a position in the Town of East Greenbush. He said there is no determination for the Village Board.

At that point Beverly Relyea asked in an angry tone why Mr. Stark was making any determination at all. Mr. Crist said, once again, that is the role of the Building Inspector per New York State Law. She said that she believes it unfair that Mr. Stark had told The Anchor that if it were to be allowed to locate at 34 Boltwood Avenue that it could only use 30% of the first floor and that it was ridiculous that there had to “be a determination from someone from East Greenbush.” Mr. Crist said that Mr. Stark was the Village’s Building Inspector and that was his job. Mr. Crist stated that when The Anchor was seeking to locate at 34 Boltwood, a residential zone, via claiming it was a “home occupation” that he believed the 30% that Mr. Stark was referring to was the 30% restriction that is provided in the Village Code for home occupancies and not an arbitrary number.

Mrs. Relyea took umbrage with that and asked if all repair garages and other commercial uses that were in residential zones were also being made subject to the restrictions. Mr. Crist stated that if anyone was aware of any use that was being operated in a zone that is prohibited they should immediately tell the Building Inspector so that he could look at it.

Another person in the audience said that she had been told that the Village had said that the only place to locate was the Convent. Mayor Keegan said that was simply not true and that The Anchor could locate anywhere it desired, subject of course to the approval of the Building Inspector. The Mayor said that any assertion that the Village was dictating that the only place it could locate to is 35 Boltwood Avenue was simply not true and simply stemmed from his standing offer that he would help The Anchor to locate in another place if the Building Inspector and/or ZBA were of the position that it could not be located in a place that The Anchor desired. He said that he was once again putting out the offer that, because the Village believes in the main purpose of The Anchor, to help feed people in need. He reiterated that The Anchor was free to locate anywhere it wanted, as long as the Building Inspector and/or, if applicable, the ZBA approved it. Mrs. Relyea said that “maybe the newspaper will want to hear this”, to which the Mayor said she was more than welcome to contact a newspaper, but that the matter should be fairly portrayed, that the matter was simply a determination as to whether or not a proposed use is lawfully able to locate in a desired location.

APROPRIATIONS

Deputy Mayor Carner moved to pay the bills for Abstract #27, Vouchers #696-#704 in the amount of \$5,449.06 and Abstract #28, Vouchers #705-#745 in the amount of \$24,702.19 and Abstract #1, Vouchers #1-#11 in the amount of \$10,161.42, seconded by Trustee Pratico and carried.

At 9:15 pm, Mayor Keegan motioned to go into Executive Session for Contract matters, seconded by Trustee Martin and carried.

At 9:48 pm, Mayor Keegan motioned to come out of Executive Session, seconded by Trustee Martin and carried.

At 9:51 pm, Mayor Keegan motioned to adjourn, seconded Trustee Pratico and carried.

Respectfully Submitted,

Margaret Lill
Village Clerk