

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

May 9, 2016

PRESENT: Mayor Robert Schmidt, Deputy Mayor/Trustee Sharon Martin, Trustee Jenifer Pratico, Trustee Gina Giuliano and Trustee Amy Ryan (8:48 pm)

ABSENT: 0

ALSO PRESENT: Attorney Craig Crist ,Superintendent John Shortsleeve, Building Inspector Gary Ziegler, Planning Board Tad Johnston, Library Director Melissa Tacke, Castleton Kids Kevin Andersen , Fire Chief Matt Carner, Fire Department Chris Carner, DPW Richard Saville, Code Enforcement Officer Jim Lance, MS4 Norm Wiley, Clerk-Treasurer Joanne DeVito, Deputy Clerk Janice Better.

GENERAL PUBLIC: 12

CALL TO ORDER: A regular meeting of the Board of Trustees, Village of Castleton-on-Hudson was held at Castleton Village Hall, 85 South Main Street on May 9, 2016. The meeting was called to order at 7:07 pm by Mayor Schmidt with the Pledge of Allegiance.

PUBLIC HEARING: on the Zoning and Illicit Discharge laws- At 7:07 pm, Mayor Schmidt moved, Trustee Pratico seconded motion to open the public hearing. Attorney Craig Crist described the two proposed laws and asked if anyone had any comments to make. There were no comments. At 7:33 pm Deputy Mayor Martin moved, Trustee Pratico seconded motion to close the public hearing.

APPROVAL OF MINUTES:

- Deputy Mayor Martin moved, Mayor Schmidt seconded, motion carried to accept the minutes of the April 11, 2016 Regular Meeting.
- Deputy Mayor Martin moved, Trustee Giuliano seconded, motion carried to accept the minutes of the April 25, 2016 Regular Meeting.

PUBLIC COMMENT: Peter Citrolla of 4 Mann Drive announced that he was outraged at the letter from the Village that stated that he will now have to pay 1 unit of capital water and ½ unit of capital sewer each year on his property at 6 Mann Drive. Mayor Schmidt stated that if the property is a buildable lot then the cost is a capital cost, not a use cost. He said that the only way to avoid the cost is to merge the properties together. Bill Schouton of 2 Smith Drive stated that he was at the meeting for a letter he received as well. He said that his property is not a buildable lot as it is landlocked land and that there is no water or sewer available to him. James Ostrander of 7 Mann Drive stated that he received a letter as well and that his eight acre property is located behind his house and that he has no access to water or sewer. Mr. Ostrander also suggested that his property could be designated wetlands. Trustee Pratico said that Mr. Ostrander should have been given a special seal from DEC if that were the case. Building Inspector Gary Ziegler stated that the property is not designated wetlands. It was pointed out that he does have 100 feet of road frontage on Mann Drive. There was a discussion about what constitutes a buildable lot. Planning Board Tad Johnston stated that it is considered a buildable lot if it is over 10,000 square feet. Attorney Craig Crist said that landowners can identify that the property is not currently serviceable for water and sewer and combine the properties so that there is only one tax bill. Maria Eastwood of 20 North Main Street

lodged a complaint about Frank Paladino's property located at 22-24 First Street. She said that in a heavy rain storm, rocks run off the property into the street. DPW Rich Saville said that he would speak to Frank Palladino. Adam Figarsky of 8 Haber Way asked that pot holes be patched on that road. Haber Way is not part of the Village, but DPW Rich Saville will use leftover materials to patch holes when they become available. Trustee Pratico moved, Deputy Martin seconded closing the public comment period.

TRUSTEE REPORTS:

- **Mayor Schmidt:** Mayor Schmidt attended Riverkeeper where many volunteers removed 30 bags of trash and 15 tires behind the Sewer Treatment plant. He also attended Love my Park Day. He and Trustee Giuliano attended the CFOA workshop on grant applications. He said there are a lot of opportunities to apply for grants and that the Board plans to have a grant workshop on May 16th to discuss this further. The mayor spoke about beautiful Schemerhorn Park and that he would love to see that open. He asked for volunteers to help with that project.
- **Deputy Mayor Martin:** Deputy Mayor Martin announced that the Town of Schodack will join the fire house consolidation and take a lead role in organizing it. It will now cost the Village \$3571.00 for the study. She also said that she has been working with Deputy Clerk Janice Better to get RPS loaded onto her computer.
- **Trustee Pratico:** Trustee Pratico stated that the Economic Development meeting is coming up on a Thursday shortly.
- **Trustee Ryan:** Nothing reported.
- **Trustee Giuliano:** Trustee Giuliano has identified the Farmers Artisan Market Committee as follows: Rachel Kerner, Katherine Ashby, Ben Karis-Nix, Olivia Karis- Nix and Alan Waters. It will be held the first and third Fridays of the month beginning in June. The booth fee is \$20.00. She also identified the Community Garden Committee as follows: Kim Schlosser, Nate Dingman and Suzanne Cecala. She announced that the Facebook page has 367 likes and that the next issue of the Castletonian is finished and ready to print. She has identified reasonably priced tablets for the Board and DPW/Wastewater Plant to use at the Board meetings. This will save the Village quite a bit in expense and time to reproduce the reports each meeting. Clerk-Treasurer Joanne DeVito will purchase the tablets.

REPORTS:

1. **DPW Report:** DPW Richard Saville announced that he has pulled the tank out of the ground for the new parking lot. He will begin the lot in June. He has started street sweeping and patching, as well as hydrant flushing. He said that he has received bids of \$10,100.00 on the recycling truck, \$3950.00 on the Wastewater pickup truck and \$7,100.00 on the dumpsters. The Board approved sending 1/3 of the money received on the dumpsters to ERCSWMA for repairs. Mayor Schmidt moved, Trustee Pratico seconded motion to accept the three bids. Trustee Pratico moved, Deputy Mayor Martin seconded, motion carried to accept the DPW Report.
2. **Water & Wastewater Report:** Superintendent John Shortsleeve received bids on the roof and water main replacements. Mayor Schmidt announced that CT Male came in with the lowest bid on the water main replacement while Delaware engineering came in lowest on the roof. Mayor Schmidt moved, Trustee Pratico seconded motion to accept those two bids. Mayor Schmidt moved, Trustee Pratico seconded, motion carried to accept the Water & Wastewater Report.
3. **Castleton Kids:** CK Kevin Andersen announced that CK passed all inspections. Deputy Mayor Martin moved, Trustee Pratico seconded, with Trustee Ryan abstaining, motion carried to accept the Castleton Kids Report.
4. **Library Report:** Librarian Director, Melissa Tacke, presented the board with the May and June activity calendars. There are many events coming up at the library. Deputy Mayor Martin moved, Trustee Giuliano seconded, motion carried to accept the Library report.

5. **Code Enforcement:** Code Enforcement Officer Jim Lance asked Building Inspector Gary Ziegler if there are any restrictions on plastic carports. Gary said no. Jim explained that 22 Seaman has put one up and is storing some cars inside. He said that 60 First Street has been secured. He spoke to DOT about the fence near the nursing home and cannot seem to get a straight answer on whether it will be repaired or not. He posted a note on 55 First Street and sent one to the Management Company requesting that it be cleaned up. Deputy Mayor Martin moved, Trustee Pratico seconded, motion carried to accept the Code Enforcement report.
6. **Fire Department:** Fire Chief Matt Carner has had the ladders tested. He will be taking two trucks out of the district for testing. He will submit prices for the new fire truck soon. He said that open house/recruitment day went well and that they handed out applications. Trustee Pratico moved, Deputy Mayor Martin seconded, motion carried to accept the Fire Department Report.
7. **Building Inspector:** Building Inspector Gary Ziegler announced that he spoke to the Rensselaer County engineer and that 15-17 Main Street will be demolished within three weeks. Mayor Schmidt moved, Deputy Mayor Martin seconded, motion carried to accept the Building Inspector Report.
8. **LDC:** Deputy Mayor Martin moved, Trustee Giuliano seconded, motion carried to accept the LDC Monthly Report.
9. **Safety/MS4 Report:** MS4 Norm Wiley stated that the annual report will be ready for the Mayor to sign at the next Board meeting. A public hearing will be held in the beginning of the meeting. Mayor Schmidt moved, Trustee Pratico seconded, motion carried to accept the MS4 Report.
10. **Clerk-Treasurer Report:** Clerk-Treasurer Joanne DeVito said that she has been focusing on year end preparations and on the annual workers comp and healthcare policies. Trustee Pratico moved, Mayor Schmidt seconded, motion carried to accept the Clerk-Treasurer's Report.
11. **Tad Johnston-** Tad Johnston has announced his resignation from the Planning Board after the May meeting. He said that with extra job responsibilities and a change in his personal life he needs to resign. Trustee Pratico regretfully accepted Tad's resignation and commended him on his years of service.

BUSINESS:

1. **45 South Main Street – Dangerous Building:** Attorney Craig Crist will be talking to Mike Slawson at Rensselaer County. Trustee Pratico said that she would speak to some people about setting up a meeting to discuss the demolition of the building.
2. **Sale of Village Property to Fire Company:** Attorney Craig Crist is working on this.
3. **Eric Rager- Resident:** Mr. Rager apologized to the Mayor and the office staff for his behavior. He said that he is disabled and was forced into an early retirement. He said that the safest and best place for him to fish is directly across the railroad tracks across the street from the old Stewart's building. Mayor Schmidt said that he too wants access to that property and is actively working with DOT to get it. The gate and tracks belong to DOT and it is them who are not allowing access.
4. **Community Garden Presentation:** Trustee Giuliano moved, Mayor Schmidt seconded motion to approve the committees. The Farmers Artisan Market Committee is as follows: Rachel Kerner, Katherine Ashby, Ben Karis-Nix, Olivia Karis- Nix and Alan Waters. The Community Garden Committee is as follows: Kim Schlosser, Nate Dingman and Suzanne Cecala.
5. **Resolution # 21, Local Law #3 Zoning law:** Mayor Schmidt moved, Trustee Pratico seconded motion to approve Resolution #21 and Local Law #3 on zoning.

RESOLUTION NO. __21__ OF THE YEAR 2016 OF THE VILLAGE BOARD OF THE VILLAGE OF CASTLETON ENACTING LOCAL LAW ENTITLED "A LOCAL LAW TO AMEND THE ZONING

**LAW/SUBDIVISION LAW/SITE PLAN REVIEW LAW/STORMWATER MANAGEMENT AND
EROSION CONTROL LAW OF THE VILLAGE OF CASTLETON"**

WHEREAS, the Village Board conducted a public hearing on the proposed local law entitled: "A Local Law To Amend The Zoning Law/Subdivision Law/Site Plan Review Law/Stormwater Management and Erosion Control Law of the Village Of Castleton;"

NOW, THEREFORE BE IT RESOLVED that the Village Board adopts the accompanying local law entitled "A Local Law To Amend The Zoning Law/Subdivision Law/Site Plan Review Law/Stormwater Management and Erosion Control Law of the Village of Castleton"

- 6. Resolution #22 Local Law # 4 Illicit Discharges:** Trustee Giuliano moved, Mayor Schmidt seconded motion to approve Resolution#22 and Local Law #4 on illicit discharges.
RESOLUTION NO. _22_ OF THE YEAR 2015 OF THE VILLAGE BOARD OF THE VILLAGE OF CASTLETON ENACTING LOCAL LAW ENTITLED "LOCAL LAW TO PROHIBIT ILLICIT DISCHARGES, ACTIVITIES AND CONNECTIONS TO SEPARATE STORM SEWER SYSTEMS"

WHEREAS, the Village Board conducted a public hearing on the proposed local law entitled: "Local Law To Prohibit Illicit Discharges, Activities And Connections To Separate Storm Sewer Systems;"

NOW, THEREFORE BE IT RESOLVED that the Village Board adopts the accompanying local law entitled "Local Law to Prohibit Illicit Discharges, Activities and Connections to Separate Storm Sewer Systems."

- 7. Resolution # 25 Authorizing Mayor to sign Engineering Agreement for the Roof:** Trustee Ryan moved, Deputy Mayor Martin seconded motion for Mayor Schmidt to sign the agreement with Delaware Engineering for the roof.

RESOLUTION NUMBER #25 OF THE YEAR 2016 OF THE

**VILLAGE BOARD OF THE VILLAGE OF CASTLETON-ON-HUDSON
AUTHORIZING THE MAYOR TO SIGN THE DELAWARE
ENGINEERING PROPOSAL**

WHEREAS, the Board of Trustees in the Village of Castleton-on-Hudson has approved the Mayor to sign the Delaware Engineering proposal which will provide engineering design, bid documents and plans to replace the original roofing materials on the Control Building at the Wastewater Treatment Plant.

WHEREAS, the proposal states the price at \$9,736.00.

NOW THEREFORE BE IT RESOLVED: the Village Board of Trustees authorizes the Mayor to sign the contract.

8. Resolution # 26 Authorizing Mayor to sign Engineering Agreement for the Water Main: Trustee Pratico moved, Trustee Ryan seconded, motion authorizing Mayor Schmidt to sign the agreement with CT Male for the Water Main Replacement.

**RESOLUTION NUMBER #26 OF THE YEAR 2016 OF THE
VILLAGE BOARD OF THE VILLAGE OF CASTLETON-ON-HUDSON
AUTHORIZING THE MAYOR TO SIGN THE CT MALE ENGINEERING
PROPOSAL**

WHEREAS, the Board of Trustees in the Village of Castleton-on-Hudson has approved the Mayor to sign the CT Male Engineering proposal which will provide engineering design, bid documents and plans to relocate the existing 10” water main on Campbell Avenue from underneath the Castleton Elementary School gymnasium to the easement recently obtained from the Schodack School District.

WHEREAS, the proposal states the price at \$5,900.00.

NOW THEREFORE BE IT RESOLVED: the Village Board of Trustees authorizes the Mayor to sign the contract.

9. Workers Comp: Clerk-Treasurer Joanne DeVito submitted three bids on the annual Workers Comp policy. They were from NY Comp, Perma and a shared service with Rensselaer County. Perma was chosen by the Board because the policy also includes a liability policy that Attorney Craig Crist felt the Village should have. Deputy Mayor Martin moved, Trustee Ryan seconded motion to remain with Perma for our Workers Comp carrier.

10. Resolution # 27 Budget Modifications: Deputy Mayor Martin moved, Trustee Giuliano seconded motion to approve budget modifications.

**RESOLUTION NUMBER #27 OF THE YEAR 2016 OF THE VILLAGE BOARD
OF THE VILLAGE OF CASTLETON-ON-HUDSON 2015-2016 BUDGET
TRANSFERS AND MODIFICATIONS**

GENERAL BUDGET TRANSFERS

Transferred From			Transferred To	
Account #	Account Name	Amount	Account #	Account Name
A5410.4	Sidewalks	\$5000.00	A8510.4	Home and Community
A1410.4	Clerk Contract	\$2500.00	A1410.1	Clerk Personal
A3620.1	Public Safety	\$3000.00	A3620.12	Building Inspector
A5142.4	Snow	\$100.00	A7550.4	Celebrations
A5142.4	Snow	\$11,300.00	A3650.4	Demolition
A1325.2	Treasurer Cap	\$250.00	A1325.1	Treasurer Personal
A5142.4	Snow	\$900.00	A1325.4	Treasurer Contract
A5110.4	Streets	\$500.00	A1210.4	Mayor Contract
A5110.4	Streets	\$4000.00	A1420.42	Law
A1620.21	Cap out	\$200.00	A1620.2	Other
A8160.44	ERCSWMA mil	\$50.00	A8160.45	ERCSWMA Annual Fee
A3410.4	Fire Contract	\$1000.00	A3410.47	Training
G1380.4	Fiscal Agent Fees	\$9000.00	G9950	Trans to Cap Proj Fund
F8340.4	Water Contract	\$4000.00	F9060.8	Hospital and Medical
F9030.8	Social Security	\$200.00	F9010.8	State Retirement

11. **Resolution # 28 – Call for a Public Hearing on the annual MS4 Report:** Trustee Ryan moved, Trustee Pratico seconded motion to call for a Public hearing on the annual MS4 report.

12. **Approval of Grant Workshop for Monday May 16:** Mayor Schmidt moved, Trustee Giuliano seconded motion to approve the grant workshop to be held on Monday May 16th at 7:00pm at Village Hall.
13. **Andrew Klein water bill:** Deputy Clerk Janice Better spoke with Rensselaer County on Mr. Klein's bill. Rensselaer County stated that he was notified at the sale that he would be responsible to pay any outstanding bills. Janice Better has notified Mr. Klein of this.
14. **OSC Report Review:** Tabled.
15. **NYMIR Insurance audit:** Tabled.
16. **Water Main easement from Schodack schools:** Attorney Craig Crist is in contact with the school district's new attorney, Jeff Honeywell.
17. **Code of Ethics:** Tabled.
18. **Village offices renovation:** Deputy Mayor Martin has contacted Frank Palladino to get a copy of the quote that he prepared.
19. **Memorial Day Parade:** Nothing to discuss.

PUBLIC COMMENT:

APPROPRIATIONS: Trustee Pratico moved, Trustee Ryan seconded, motion carried authorizing the following bills to be paid:

1. Abstract #22 voucher # 715- # 716 in the amount of \$3,848.69
 - a. General Fund - \$1,203.78
 - b. Water Fund - \$1,240.95
 - c. Sewer Fund - \$1,403.96
2. Abstract # 23 vouchers # 717 - # 779 in the amount of \$53,254.71
 - a. General Fund - \$24,844.95
 - b. Castleton Kids- \$752.06
 - c. Water Fund - \$4,425.95
 - d. Sewer Fund - \$23,231.85

ONLINE BANKING TRANSFERS: Trustee Pratico moved, Trustee Ryan seconded motion carried authorizing Clerk-Treasurer Joanne DeVito to transfer funds according to the schedule presented to the board.

EXECUTIVE SESSION: None.

ADJOURNMENT: At 9:49 pm, Trustee Giuliano moved, Trustee Pratico seconded, motion carried to adjourn the meeting.

Respectfully Submitted,
Joanne DeVito
Village Clerk-Treasurer