

VILLAGE OF HASTINGS-ON-HUDSON, NEW YORK
BOARD OF TRUSTEES
REGULAR MEETING
JANUARY 18, 2000

A Regular Meeting was held by the Board of Trustees on Tuesday, January 18, 2000 at 8:25 p.m. in the Meeting Room, Municipal Building, 7 Maple Avenue.

PRESENT: Mayor Wm. Lee Kinnally, Jr., Trustee James B. Keaney, Trustee Elsa C. DeVita, Trustee Michael Holdstein, Trustee David Walrath, Village Manager Neil P. Hess, Deputy Village Attorney Marianne Stecich, and Village Clerk Susan Maggiotto.

CITIZENS: Two (2)

APPROVAL OF MINUTES

Trustee Holdstein: Page 14, "Lieutenant Simone" should be "Lieutenant Schiavone."

Page 27, first paragraph, where I am speaking, last sentence: "not completely free of community input" completes the intent.

Trustee Walrath: Page 2, bottom paragraph, "It keeps people...": "from" is missing.

Page 15, last line of the fourth paragraph from the bottom, with my name on it, replace the word "rate" with the word "cost."

On MOTION of Trustee Keaney, SECONDED by Trustee Walrath with a voice vote of all in favor, the minutes of the Regular Meeting of January 4, 1999 were approved as amended.

APPROVAL OF WARRANTS

On MOTION of Trustee Walrath, SECONDED by Trustee Holdstein with a voice vote of all in favor, the following warrants were approved:

Multi-Fund No. 72-1999-00 \$ 25,401.95

Multi-Fund No. 73-1999-00 \$187,545.67

Multi-Fund No. 75-1999-00 \$ 49,689.79

RESOLUTION 7:00 – DESIGNATE GENERAL VILLAGE ELECTION DAY

On MOTION of Trustee Holdstein, SECONDED by Trustee Walrath, the following resolution was duly adopted upon roll call vote:

RESOLVED: that the Mayor and Board of Trustees designate Tuesday, March 21, 2000 as General Village Election Day, for the purpose of electing two (2) Trustees for a term of two (2) official years each, and one Village Justice for a term of four (4) official years, and be it further

RESOLVED: that the polls are to be open between the hours of 7:00 AM and 9:00 PM at each Election District.

ROLL CALL VOTE	AYE	NAY
Trustee James B. Keaney	X	
Trustee Elsa C. DeVita	X	
Trustee Michael Holdstein	X	
Trustee David Walrath	X	
Mayor Wm. Lee Kinnally, Jr.	X	

RESOLUTION 8:00 – DESIGNATE ELECTION DISTRICTS

On MOTION of Trustee Holdstein, SECONDED by Trustee DeVita, the following resolution was duly adopted upon roll call vote:

RESOLVED: that the Mayor and Board of Trustees designate the following Election Districts for the General Village Election Day, to be held on Tuesday, March 21, 2000:

<u>DISTRICT</u>	<u>PLACE</u>	<u>ADDRESS</u>
18 TH	HARMON COMMUNITY CENTER	44 MAIN STREET
19 TH	AMERICAN LEGION HALL	FARRAGUT AVENUE
20 TH	ANDRUS MEMORIAL HOME	185 OLD BROADWAY
21 ST	PROTECTION ENGINE NO. 1	573 WARBURTON AVE.
22 ND	HARMON COMMUNITY CENTER	44 MAIN STREET
23 RD	RIVERVIEW MANOR HOSE CO. NO. 3	83 EUCLID AVENUE
52 ND	UNIONTOWN HOSE CO. NO. 2	25 ROSE STREET
59 TH	AMERICAN LEGION HALL	FARRAGUT AVENUE

And be it further

RESOLVED: that the polls are to be open between the hours of 7:00 AM and 9:00 PM at said places.

ROLL CALL VOTE	AYE	NAY
Trustee James B. Keaney	X	
Trustee Elsa C. DeVita	X	
Trustee Michael Holdstein	X	
Trustee David Walrath	X	
Mayor Wm. Lee Kinnally, Jr.	X	

RESOLUTION 9:00 – GRIEVANCE DAY

On MOTION of Trustee DeVita, SECONDED by Trustee Walrath, the following resolution was duly adopted upon roll call vote:

RESOLVED: that the Mayor and Board of Trustees designate Tuesday, February 15, 2000 as Grievance Day, from 5:00 PM to 9:00 PM in the Conference Room, Municipal Building, 7 Maple Avenue, Hastings-on-Hudson, New York, and be it further

RESOLVED: that the Board of Assessment Review will meet at such designated time and place for the purpose of completing the Assessment Roll and of hearing and determining complaints in relation thereto.

ROLL CALL VOTE	AYE	NAY
Trustee James B. Keaney	X	
Trustee Elsa C. DeVita	X	
Trustee Michael Holdstein	X	
Trustee David Walrath	X	
Mayor Wm. Lee Kinnally, Jr.	X	

10:00 - TAX LIEN SALE

On MOTION of Trustee Keaney, SECONDED by Trustee Holdstein, the following resolution was duly adopted upon roll call vote:

RESOLVED: that the Mayor and Board of Trustees designate Tuesday, March 21, 2000 as the Tax Lien Sale date at 10:00 AM in the Village Clerk's Office, Municipal Building, 7 Maple Avenue, Hastings-on-Hudson, New York.

ROLL CALL VOTE	AYE	NAY
Trustee James B. Keaney	X	
Trustee Elsa C. DeVita	X	
Trustee Michael Holdstein	X	
Trustee David Walrath	X	
Mayor Wm. Lee Kinnally, Jr.	X	

VILLAGE MANAGER' REPORT

Village Manager Hess: The Southside project: we plan to have the contractors shut down for the winter. There are small open excavations on Southside Avenue that will be filled in with item 4. The contractor is of the position that if the weather gets a little nicer he is planning to work. Our position is that with this type of freezing weather and frost line you would need several weeks of very warm temperatures to consider working again and pouring sidewalks. At this point I am not amenable to continuing work before the spring. I hope to have a report at the next meeting on the Metro North lease and permit for the continuation of the project.

I want to thank the citizens of Hastings for their survey responses. We are starting to tabulate results, so if you have not submitted your survey as of yet, please do so soon. We are getting some interesting responses in terms of what the public sees as the future needs of the Village, and the most pressing issues before us.

We have a work session scheduled for January 25. The first item on the agenda is the commuter parking lot. We would like to have as many commuters as possible--people who have thoughts or ideas on what can be done there--come to that meeting. It will be a brainstorming session for solutions to the problems we are having there.

The Affordable Housing Committee will give the Board an update on the Warburton/Pinecrest project and on the Division Street project. We are going to talk about the methodology to develop so that those units will be affordable in perpetuity. Also on the agenda will be consideration of the terms and conditions of sale of the property on Pinecrest.

We have a new e-mail service. If you want to receive by e-mail information on meeting agendas, upcoming events, press releases, announcements, you can subscribe to us at "village.hastings.ny.us" and press "Announcement" and follow the instructions on-line. We have 35 subscribers so far.

Mayor Kinnally: I have been getting the announcements at home, and it is a wonderful service. People will get real-time information from Village Hall. It makes for a much better informed citizenry. Raf Zaratian is in charge of it. We have talked about utilizing the Internet to its full potential, and this goes a long way to doing that. I thank Raf, and I thank the whole staff and Neil, for getting this underway.

Trustee Holdstein: At the work session I would like to commence a review of our fine structure and tickets. I think there are some inequities in the system.

Mayor Kinnally: As preparation for that we should get input from the Police Department and the judge.

Village Manager Hess: Do you want us to take a look at it and give the Board a report?

Trustee Holdstein: Yes, we can begin that and put it off for another session.

Village Manager Hess: We will put together something, and send it to the Board.

Mayor Kinnally: I think that it would be a good idea to put the schedule of the budget process on Channel 16. All sessions dealing with the budget review are in public, from March 7 to April 25.

BOARD DISCUSSION AND COMMENTS

1. Update on the Waterfront

Mayor Kinnally: We had the public hearing earlier this evening on ARCO's application for demolition. We hope to have more information from them so that we can continue with the public hearing and get this process underway. Can we give a report on the last stakeholders' meeting?

Trustee Walrath: George Heitzman ran through the status on a number of items. The bulkhead: he knows of no comments to the Department of State. I submitted last-minute ones, which I indicated I would distribute to the people interested.

Operational Unit Two: the data is still being validated. They do not think they will be completing that for another couple of months. The demolition: they had received no major comments from outside sources.

Operational Unit One, the ARCO site: they are going to start a "step-out sampling" next week. The state thought that one more round of sampling might fully define the areas that have PCB's in excess of the state standards. The non-PCB data: the date for publishing it is supposed to be set in a meeting of the DEC and ARCO this week. The supplemental alternatives were reviewed. The state acknowledged having received comments.

The supplemental alternatives for the Anaconda site are to be the basis for a revised PRAP. The sampling is in process, and we are about to move on with supplemental alternatives being examined. There may be some additional data-gathering needed.

There were some discussions of the Clean Water Act suit, which is in discovery. In the third-party suit, ARCO has sued the Department of the Navy, which was in charge of the Anaconda operation during the Second World War. They are saying that pollution arose on the site because of orders they received from the Navy.

There was a discussion of public meeting schedules. There will be one in March or April dealing with the southern portion of the waterfront, that is, the Tappan Tanker Terminal, which is partly owned by Mobil and partly by Uhlich Chemical, and also to deal with Operational Unit 2, the sampling work in the river.

There was discussion of an appropriate time for the public meeting to do with the main Anaconda site. The comment was made that we should not have this meeting until the full supplemental sampling is in. Phil Karmel asked that this be scheduled at a point where we have the feasibility study, but before they draw up the PRAP, so that the state has not issued a plan and we have had no chance to deal with and be familiar with the inputs that ARCO has provided the state for drawing that plan. That looked as though it was going to come in late summer. The point was made that August is a bad time to have one of these meetings. The state attorney objected to any delay. But I think he gave a little bit on this. I think we got consensus that it would probably be in early September.

There was some review of the results of the supplemental sampling. There was some discussion of why we are not hearing anything about the non-PCB pollution. We are going to hear something after the meeting that ARCO and the state are having this week. Where they are going with that they were very unclear about.

Trustee Keaney: Which community groups were at the stakeholders meeting?

Trustee Walrath: Waterfront Watch with two representatives and the Riverkeeper.

Mayor Kinnally: Let us take up Trustee Walrath's letter dated January 7 to the Division of Coastal Resources at the Department of State. You told them that this was not something that came out of the Village Board, but your own personal observations. Did they indicate that they would entertain it, and was there a time frame?

Trustee Walrath: The cutoff date with the Department of State was January 7. I sent the letter by FAX late in the day on the 7th. The DEC has no problem with it. I have no idea whether the Department of State has accepted it or not.

Mayor Kinnally: We should have our consultant take a look at it. Neil, can you get the letter to Malcolm Pirnie, and ask them to talk to the Department of State. Tell them that we are looking at it to see if there is a timing issue, and we will get some feedback from them.

Trustee Walrath: Mark Brekhus needs a copy also.

Mr. Ambrozek: From what I gather, we are not going to have the results of the sampling as a public report until a short time before the PRAP will be released.

Mayor Kinnally: No, we will get the results of the sampling within the next two months.

Trustee Walrath: We will get them before the feasibility study is done because you cannot do the feasibility study without the full sampling.

Mr. Ambrozek: The legal issues may take a long time to play out through the courts. I do not know how they are progressing, but I do not think we can rely on those to try and further our interests. I am concerned to make sure that we do not go through the sudden surprises when we get concrete information that we can work with and then have a proposal put forth that we do not agree with.

Mayor Kinnally: We are not going to be faced with the situation of suddenly there is a PRAP and it is going to be put into effect. We are going to have hearings on it.

2. Other

Mayor Kinnally: I would like to announce the appointment of Sean Ryan as a patrolman in the Village. Sean is a Village resident. His family has lived here for years. He has worked

for the Village for about three years in the DPW. Forty members of his family were here for his swearing in, and it was a lovely show of support. I welcome him to the Police Department. He is a fine addition to the Village force and we look forward to working with him for many years to come.

Mayor Spencer of Yonkers and I are trying to set up a meeting to discuss issues that are of common concern and interest to our municipalities. I would ask my colleagues on the Board, and people in the community, if they have any items for discussion.

EXECUTIVE SESSION

On MOTION of Trustee Holdstein, SECONDED by Trustee Keaney with a voice vote of all in favor, the Board scheduled an Executive Session immediately following the Regular Meeting to discuss personnel and litigation.

WORK SESSION

On MOTION of Trustee Holdstein, SECONDED by Trustee DeVita with a voice vote of all in favor, the Board scheduled a Work Session for Tuesday, January 25 to discuss personnel and litigation.

ADJOURNMENT

On MOTION of Trustee Walrath, SECONDED by Trustee Holdstein with a voice vote of all in favor, Mayor Kinnally adjourned the Regular Meeting at 9:00 p.m.