

**VILLAGE OF HASTINGS-ON-HUDSON, NEW YORK
BOARD OF TRUSTEES
REGULAR MEETING
MAY 7, 2002**

A Regular Meeting was held by the Board of Trustees on Tuesday, May 7, 2002 at 8:05 p.m. in the Meeting Room, Municipal Building, 7 Maple Avenue.

PRESENT: Mayor Wm. Lee Kinnally, Jr., Trustee Michael Holdstein, Trustee David Walrath, Trustee Bruce Jennings, Trustee Marjorie Apel, Village Manager Neil P. Hess, Village Attorney Brian Murphy, and Village Clerk Susan Maggiotto.

CITIZENS: None

APPROVAL OF MINUTES

On MOTION of Trustee Walrath, SECONDED by Trustee Jennings with a voice vote of all in favor, the minutes of the regular meeting of April 16, 2002 were approved as presented.

Trustee Holdstein: Page 2, second paragraph, third line, "decrease" should be "decreases."

On MOTION of Trustee Holdstein, SECONDED by Trustee Walrath with a voice vote of all in favor, the minutes of the special meeting of April 30, 2002 were approved as amended.

APPROVAL OF WARRANTS

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

Multi-Fund No. 88-2001-02	\$179,547.15
Multi-Fund No. 89-2001-02	\$ 1,206.76
Multi-Fund No. 90-2001-02	\$201,285.54
Multi-Fund No. 91-2001-02	\$ 34,781.03

35:02 LICENSE AGREEMENT AM ALERT STATION

Village Manager Hess: This license agreement was provided to us by United Water Company to place our equipment and aerial for the AM Alert Station on the water tower in Hillside Park. Our Village Attorney has suggested minor changes, and I do not believe United Water will not agree with those changes. I would ask that the resolution be approved subject to the final agreement being reviewed and approved by the Village Attorney.

The AM Alert Station will provide WHoH Radio 1620 AM. The major purpose is as an emergency alert station for announcements in case of emergency situations, and what residents should do: snow or other weather emergencies, emergencies such as an Indian Point incident. It can also be used for specialized announcements such as changes in recycling or garbage schedules. We received a grant of \$7,500 through Assemblyman Brodsky's office.

Trustee Holdstein: Is the 1620 local only here in Hastings?

Village Manager Hess: We will broadcast for 3 square miles.

Trustee Walrath: On page 3, subparagraph H, there is reference to "such contractors," and it is not clear what that means. I think it refers back to somebody who might be working for us under subparagraphs 3-C, but "such contractors" implies it has been referred to previously, and we did not use the word contractor in any prior place.

Mayor Kinnally: Counsel, will you check into that and make whatever changes are necessary?

Trustee Jennings: On non-exclusive use, the wording is that there can be third-party usage of the site as long as it does not unduly interfere with the licensee's rights as set forth herein. I want to make sure that this includes coverage of something like a third-party use that might interfere with the quality of our broadcast. Is that in here, or does that need to be added?

Village Manager Hess: That is basically what that section is about. This is a license agreement United Water developed for cellular service on tanks. They allow for co-location, but they do not want a second provider to interfere with the first provider. When a cell provider looks at a location and there are already aerials or other cell providers in the location, they have to test to make sure there is no interference either way.

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

RESOLVED: that the Mayor and Board of Trustees authorize the Village Manager to sign a license agreement with United Water New Rochelle for use of the Hillside Water Tank for the AM Alert Station, subject to final agreement being reviewed and approved by the Village Attorney.

ROLL CALL VOTE

AYE

NAY

Trustee Marjorie Apel	X
Trustee Michael Holdstein	X
Trustee David Walrath	X
Trustee Bruce Jennings	X
Mayor Wm. Lee Kinnally, Jr.	X

36:02 TAX WARRANT

Village Manager Hess: It is required by law that the Board authorize the Mayor to execute the tax warrant for the coming year for the taxes due beginning June 1.

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

RESOLVED: that the Mayor and Board of Trustees authorize the Mayor to sign the 2002-2003 tax warrant as attached.

ROLL CALL VOTE	AYE	NAY
Trustee Marjorie Apel	X	
Trustee Michael Holdstein	X	
Trustee David Walrath	X	
Trustee Bruce Jennings	X	
Mayor Wm. Lee Kinnally, Jr.	X	

37:02 SUMMER MEETING SCHEDULE

Mayor Kinnally: It is our policy to limit the number of meetings during July and August to one a month, and in September not to have a meeting the Tuesday after Labor 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 hereby schedule the following summer Regular Meeting dates:

1. July 23, 2002
2. August 20, 2002
3. September 10, 2002

4. September 24, 2002

ROLL CALL VOTE	AYE	NAY
Trustee Marjorie Apel	X	
Trustee Michael Holdstein	X	
Trustee David Walrath	X	
Trustee Bruce Jennings	X	
Mayor Wm. Lee Kinnally, Jr.	X	

VILLAGE MANAGER'S REPORT

Village Manager Hess: The moratorium on the downtown ends tomorrow. The Board had a joint session with the Planning Board and developed a number of questions which were sent back to the Planning Board and the Downtown Committee. The Downtown Committee is in the process of answering those questions and getting them back to the Board. I would like to ask for a public hearing on May 28 to extend the moratorium for an additional 90 days. That automatically stays the moratorium through the 28th. If we feel we are in a position at that point to call for a public hearing on zoning changes, we can do it at that meeting. That automatically again extends any changes in the downtown until the zoning is considered.

On MOTION of Trustee Walrath, SECONDED by Trustee Jennings with a voice vote of all in favor, the Board called for a Public Hearing on Tuesday, May 28, 2002 at 8:00 p.m. to consider the extension of the moratorium for another 90 days.

Village Manager Hess: I have received a request from the New York State Department of Environmental Conservation for information relating to our disposal of garbage and refuse at the Clarkstown Landfill in Rockland County in late '81 through '82. We have sent out answers today with as much information as we could provide from that period of time. During that period we disposed of about 4,000 tons of waste, until the Peekskill resource recovery plant opened up.

The Spring Thing is going to be Saturday, June 1 from noon to 6 in the downtown. The Farmers' Market also starts that day. There will be shuttle service from the train station to the Village and to the Farmers' Market. Stars Over Hastings, sponsored by the Hastings Education Foundation, will be Saturday, June 15.

On a sad note, we announce the retirement of our long-time lieutenant in the police department, Vincent Schiavone. He will be retiring from the Village on June 28. After 38 years of service to the Village he is going to be very sorely missed.

BOARD DISCUSSION AND COMMENTS

1. Update on the Waterfront

Mayor Kinnally: I had a meeting last night with the Manager, the Deputy Village Manager, Meg Walker, and John Cronin, who is on the selection committee of the Estuaries Center, as an informational session and to request some information from us. It is hoped that a decision will be made within the next six to eight weeks. We are continuing to cooperate with them. There will be some people on site in the next few weeks, and we pledged that whatever information and cooperation he needs he will get from us. The review process is a very fair and thorough one, so we continue to keep our fingers crossed, deal with the committee, and also with some of the adjacent land owners.

There were meetings of the parties in connection with the Riverkeeper's suit, and I spoke this evening with environmental counsel, Mark Chertok. He does not have an update. I suggest that we have an executive session to meet with counsel following the meeting with the LWRP on May 14.

Trustee Jennings: I attended a meeting at MacEachron Park a couple of weeks ago, and a number of people noted that whereas in the past signs had been posted warning people not to eat fish out of the river, those signs were not there any longer.

Village Manager Hess: The New York State Health Department put those signs up. We will contact them.

Trustee Jennings: I wanted to tell the Board about something that I find very encouraging and laudable. Recently there has been a great deal of discussion in the community between the police department and many residents of the Village, particularly the high school students. In an effort to continue that dialogue, several members of the police department have been making themselves available at the high school to talk informally and privately to high school and middle school students who come to them with a question or a concern. That program was reported on at the last meeting of the Youth Council. According to the police officers who take part, it seems to be gaining momentum. More and more students are coming in to talk with the police. I think this is a terrific example of the kind of community

policing and the kind of concern that these police officers are showing for our kids that makes me proud of the Hastings police department.

Mayor Kinnally: I know from other people in the community, and also from some of the police, that they have been reaching out to the teenagers and I think it is very constructive. It has been a dialogue, not a monologue or a diatribe.

EXECUTIVE SESSION

On MOTION of Trustee Apel, SECONDED by Trustee Walrath with a voice vote of all in favor, the Board scheduled an Executive Session immediately following the LWRP meeting Tuesday, May 14, 2002 to discuss litigation.

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

ADJOURNMENT

On MOTION of Trustee Jennings, SECONDED by Trustee Walrath with a voice vote of all in favor, Mayor Kinnally adjourned the Regular Meeting at 8:30 p.m.