

VILLAGE OF HASTINGS-ON-HUDSON, NEW YORK
BOARD OF TRUSTEES
REGULAR MEETING
MAY 27, 2003

A Regular Meeting was held by the Board of Trustees on Tuesday, May 27, 2003 at 8:15 p.m. in the Meeting Room, Municipal Building, 7 Maple Avenue.

PRESENT: Mayor Wm. Lee Kinnally, Jr., Trustee Michael Holdstein, Trustee Bruce Jennings, Trustee Marjorie Apel, Trustee Peter Swiderski, Village Manager Neil P. Hess, Deputy Village Attorney Edward Lammers, and Deputy Village Clerk Linda Knies.

CITIZENS: Three (3)

APPROVAL OF MINUTES

On MOTION of Trustee Holdstein, SECONDED by Trustee Jennings with a voice vote of all in favor, the Minutes of the Regular Meeting of May 6, 2003 were approved as presented.

On MOTION of Trustee Holdstein, SECONDED by Trustee Jennings with a voice vote of all in favor, the Minutes of the Executive Session of May 13, 2003 were approved as presented.

APPROVAL OF WARRANTS

Multi-Fund No. 77-2002-03 \$137,027.81
Multi-Fund No. 78-2002-03 \$ 2,270.54

APPOINTMENTS:

Mayor Kinnally: The following are reappointments: Sue Smith to the Draper Review Board; Christina Griffin to the Architectural Review Board; Tom Forbes to the Library Board; Peter Wolf, Jacques Padawer, Sandeep Mehotra, and Ron Cascone to the Conservation Commission, terms ending 2004; John Olyha to the Ethics Committee, term ending 2007; Safety Council: Joe Rodriguez, term ending 2005; Craig Bassman and Claudia Clauson, term ending 2006; Youth Council: Jim Davis, Kathy Placido, and Pat Spana, terms ending 2005. New appointments include Youth Council: Julie Kuhn, term expiring 2006, and Jeff Edelman, to fill the unexpired term of Chris Shanky expiring in 2004.

I thank all of those people who have agreed to serve.

EXECUTIVE SESSION

On MOTION of Trustee Apel, 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 personnel items, litigation and advice of counsel, immediately following the meeting.

46:03 WATERFRONT REDEVELOPMENT STRATEGY STUDY PROPOSAL

Village Manager Hess: The committee reviewed proposals from several firms. I concur with their recommendation of Saratoga Associates. The local share, which is partially covered by a grant, is \$10,000, which is in the current 2002-2003 budget.

Trustee Apel: I read it, and it was quite thorough.

Trustee Holdstein: I agree. It was an impressive filing.

Trustee Swiderski: Same.

Trustee Jennings: Great.

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 accept the proposal of The Saratoga Associates to undertake the waterfront redevelopment strategy study for a fee not to exceed \$20,000.00 to be paid in equal parts from grant proceeds and general fund appropriation.

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

47:03 SALARIES – NON-UNION PERSONNEL

Village Manager Hess: In previous years we have been able to do personnel evaluations and provide salary increases commensurate with their evaluations. However, for the second year in a row we have found ourselves with tight budgetary constraints and we are only able to give flat across-the-board increases for all these personnel, although many of them are due more. The increases are consistent with contracts provided to our unions. It is a flat percentage, 4.5%.

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

RESOLVED: that the Mayor and Board of Trustees establish the following salaries for non-union personnel in current positions effective June 1, 2003:

Police Lieutenant	91,450
Superintendent of Public Works	88,300
Deputy Village Manager/Village Clerk	77,000
Supt. of Parks and Recreation	75,700
Director Youth Services	68,250
Building Inspector	46,000
Secretary to Village Manager	48,450
Building Department Office Assistant	47,850
Payroll / Personnel Clerk	40,500
Court Clerk	33,750
Assistant Court Clerk	22,700
Deputy Treasurer	42,700
Senior Recreation Leader	39,500
Recreation Assistant	31,350
Recreation Assistant	28,950
Parking Enforcement Officer	24,500

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

48:03 CHANGE OF MEETING DATES

On MOTION of Trustee Apel, SECONDED by Trustee Jennings 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 15, 2003
2. August 26, 2003
3. September 9, 2003
4. September 23, 2003

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

49:03 SPECIAL COUNSEL PERSONNEL

Mayor Kinnally: I announced before the start of the Special Meeting on May 13 on the settlement of the Riverkeeper's suit that we had held an executive session for personnel. This is the ratification of the action taken that evening.

Village Manager Hess: There were two actions. The second action was to appoint Thomas Sullivan as acting Chief of Police.

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

RESOLVED: that the Mayor and Board of Trustees ratify the resolution approved in Executive Session on May 13, 2003 to retain the law firm of Rains & Pogrebin, P.C. as special counsel for personnel matters.

ROLL CALL VOTE	AYE	NAY
Trustee Michael Holdstein	X	

Trustee Bruce Jennings	X
Trustee Marjorie Apel	X
Trustee Peter Swiderski	X
Mayor Wm. Lee Kinnally, Jr.	X

Trustee Holdstein: I want to note for the record that I will be out of town on business and not available for the August 26 meeting although we will have a quorum.

Trustee Jennings: I would like to advise the Board also that I will probably be absent for the September 9 meeting.

VILLAGE MANAGER'S REPORT

Village Manager Hess: We have received notification from the Bureau of the Census; while they have indicated that we will have an increase, they have only given us a plus-67 in population. I am going to ask Raf to address what they have indicated to us; I think we are going to file a second appeal.

Deputy Village Treasurer Zaratian: The Census Bureau still does not recognize the Graham School. They are indicating that the rules have changed this census. Since the population there is associated with their families, they are being counted as part of their families where their families live. That is the reason why they are not counting the Graham School. The official population of the Village of Hastings will now be 7,715, with 3,193 housing units.

Village Manager Hess: We are going to object that college students still live at home, but are counted for census purposes where they reside in college. I have the feeling that there are so many of these group homes with children transferred out of New York City and New York City wants the population counts and objected to how they are making their counts. I have no independent information on that, just a gut feeling that it comes down to congressional districts and how they are apportioned.

Deputy Village Treasurer Zaratian: We are also going to be looking at all the South Broadway addresses because we have found that some of these addresses are appearing in the Yonkers zip code under the census data. It may take a little while to do, but we will check to make sure every household is accounted for.

Trustee Holdstein: The single most important reason for this accurate count is primarily the sales tax revenue?

Village Manager Hess: From our standpoint, yes.

Trustee Apel: How many people do you estimate they have not given us?

Village Manager Hess: We believed we were closer to 8,000.

Deputy Village Treasurer Zaratzian: Our school population has risen. Our voting population has risen. It was very surprising that we would go down. Westchester County estimated that we were at 8,015. We have to take a look at the area in south Hastings, because there is a South Broadway both in Hastings and in Yonkers. The zip codes are 10706 and 10705, or 01. I am not sure if they did not put that all under Yonkers. If you go to their website and you try to get addresses for South Broadway, they all pop up in Yonkers.

Trustee Holdstein: Based on the Graham School, and a ball park in your mind of those South Broadway addresses, do those two combine to be 300?

Deputy Village Treasurer Zaratzian: No. I do not believe, unfortunately, that we are going to hit 8,000.

Village Manager Hess: We have had a very rainy season so far, which has held up our pot-holing and line painting. We have not been able to get to areas other than Ravensdale Bridge. As soon as we get some breaks in the weather we will be able to do the crosswalks, line painting, and potholes.

We have had sign-ups at the Community Center for the free cell phones for seniors program. It has been so successful that we need donations of cell phones. If anybody has old cell phones with chargers, they can bring them to the Municipal Building, and they will be put to good use with the 911 for seniors program.

Spring Thing is June 7 from noon to 6, under the able leadership of Linda Knies. The banners are up, the advertising is out, vendors are ready, and people are anxiously awaiting a nice sunny Saturday for Spring Thing.

Spring clean up was postponed several weeks ago because of the weather, and has been rescheduled to Saturday, May 31, 9 a.m., followed by the Rowley's Bridge Trail ceremony at 11 a.m.

The *ad hoc* Community Center committee established between the Trustees and the Board of Education has met several times since our joint meeting with the Board of Education on

February 25. We will have a final meeting this Thursday to forward a recommendation to the Board of Trustees.

BOARD DISCUSSION AND COMMENTS

1. Update on the Waterfront

Mayor Kinnally: The public comment period on the settlement terms of the Riverkeeper's suit closed at the end of business today. We are in receipt of a number of communications with reactions, comments, and suggestions for ways that we can strengthen the settlement terms. We will re-convene the parties to review these comments.

We are expecting the PRAP from the state by the end of the month or early in June. There will be a comment period on that and a public hearing. The DEC, absent anything from the courts, is the ultimate arbiter of how sensitive the cleanup is going to be and the manner in which the cleanup will occur.

The Great Hudson River Paddle 2003 will occur from July 3 through July 12. We can expect to see this on July 10 and 11. Anyone who wishes to participate can go to the website, at www.hrwa.org/ghrp index.html. Enjoy the river.

2. Board's Joint Committee on Youth and Their Families

Trustee Apel: We are looking for approval by the Board that they are happy with the mission statement and if there is anything they wanted to add to this.

Trustee Jennings: Have we heard anything from the school board?

Trustee Apel: No. The only comment I heard from them is that they want this limited, not a permanent thing.

Mayor Kinnally: Yes, that is the sense. It is only going to be about a year.

Trustee Apel: But is there anything else that anyone wanted to comment on?

Mayor Kinnally: My concern in the beginning is that it would be redundant, but because this is narrowly focused and there is a sunset provision in it, it is going to get in, get out, quickly. If anything, strengthen what exists already.

3. Other

Trustee Jennings: Neil, could you give a brief update on the status of the AT&T cell tower that is supposed to be on the roof of this building?

Village Manager Hess: It is up and working. They have paid their \$7,500 contribution toward the cell phone program and have paid their proportionate rental for the top of this building for 2002-2003. In July, 2003 they will be making a payment of \$22,600. There is an escalating clause on the lease agreement. I understand from several AT&T customers they have tremendously improved service in this area: the train station and along Southside. They have met the needs of AT&T customers.

Trustee Jennings: Unfortunately, it does not reach my house.

Village Manager Hess: The one they are contemplating on the Yonkers water tower will, though. I believe they have three going in over there.

Trustee Jennings: We received a copy of the guidelines on the use of some of the rooms in the library. Is this a matter for the library board, or do they want some input from us?

Village Manager Hess: I believe they adopted those guidelines and copied us on them. It is in their purview. I am sure if you have some ideas or suggestions they could be forwarded .

Trustee Swiderski: A memo was distributed about the possibility of Scarsdale being involved in yard waste pickup. There was an issue about their not agreeing to take on waste even though they were a transfer point. You had mentioned at the time that there was going to be a follow-up. Did anything ever come of that?

Village Manager Hess: Yes, I talked to their village manager. They have to make a decision prior to the end of June. The amount of waste we generate is not great in terms of their capacity to accept it. So I have urged him to check into it and let us know.

Trustee Holdstein: We had Metro North here quite a while ago, and we posed some follow-up questions on some of the design elements. Should we hear back from them soon?

Mayor Kinnally: I do not know about soon, but they will be getting back to us. I spoke to Mark Mannix last week. I had an inquiry from some people who park in the River Street area, if Metro North can incorporate for the time being another access point at the north end

of the platform. Mark indicated that engineering would look at it, and they will be getting back to me on that. They are working on all of the other items.

ADJOURNMENT

On MOTION of Trustee Holdstein, SECONDED by Trustee Jennings with a voice vote of all in favor, Mayor Kinnally adjourned the Regular Meeting at 8:45 p.m.