

**VILLAGE OF HASTINGS-ON-HUDSON, NEW YORK  
BOARD OF TRUSTEES  
REGULAR MEETING  
NOVEMBER 18, 1997**

The Regular Meeting of the Board of Trustees was held on Tuesday, November 18, 1997 at 8:06 PM 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 Anthony Gagliardi, Attorney Brian Murphy, Village Manager Neil P. Hess, and Village Clerk Susan Maggiotto.

**CITIZENS:** Six (6)

**PROCLAMATION**

Mayor Kinnally signed a proclamation declaring Friday, April 24, 1998 as Arbor Day in the Village of Hastings and directed that the proclamation be forwarded to the National Arbor Day Committee.

**APPOINTMENTS**

On MOTION of Trustee Keaney, SECONDED by Trustee De Vita, with a voice vote of all in favor, the following persons were appointed to the Parkway Gas Station Study Committee: Linda Antonian, Michael Foley, Anthony Gagliardi, Neil Hess, Michelle Hurtz, and Francis Pollack.

Mayor Kinnally thanked the appointees and noted that the committee will select a chair.

**APPROVAL OF MINUTES**

On MOTION of Trustee Holdstein, SECONDED by Trustee Gagliardi, with a voice vote of all in favor, the minutes of the Public Hearing of November 4, 1997 regarding Telecommunications Legislation were approved as presented.

Trustee Keaney had the following addition to the minutes of the Regular Meeting of November 4, 1997:

p. 10, fifth line of Trustee Keaney's comment: insert "not" after "could"

On MOTION of Trustee Keaney, SECONDED by Trustee Gagliardi, with a voice vote of all in favor, the minutes of the Regular Meeting of November 4, 1997 were approved as corrected.

Mayor Kinnally noted that Supervisor Feiner had been omitted from the list of officials to whom the Sprain Road Re-Opening resolution should be sent and directed the Clerk to do so.

**APPROVAL OF WARRANTS**

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

Multi-Fund No. 64-1997-98	\$ 30,667.92	Multi-Fund No. 70-1997-98	\$ 8,147.80
Multi-Fund No. 65-1997-98	162,441.30	Multi-Fund No. 71-1997-98	84,893.22
Multi-Fund No. 68-1997-98	11,450.60	Multi-Fund No. 73-1997-98	
			229,80
			3.86

**86:97 SNOW AND ICE CONTROL AGREEMENT**

Village Manager Hess stated that the agreement is with New York State for snow and ice control on 1.9 center line miles and 6.4 contract lane miles with a reimbursement of \$5,760 for 1997.

On MOTION of Trustee De Vita, 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 the Municipal Snow and Ice Agreement.

<b>ROLL CALL VOTE:</b>	<b>AYE</b>	<b>NAY</b>
Trustee James B. Keaney	X	
Trustee Elsa C. DeVita	X	
Trustee Michael Holdstein	X	
Trustee Anthony Gagliardi	X	
Mayor Wm. Lee Kinnally, Jr.	X	

**87:97 APPOINTMENT OF REGISTRAR AND DEPUTY REGISTRAR**

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

**RESOLVED:** that the Mayor and Board of Trustees hereby appoint **SUSAN MAGGIOTTO** as Registrar and **MARIE C. OELKERS** as Deputy Registrar effective November 2, 1997 through April 30, 1998.

<b>ROLL CALL VOTE:</b>	<b>AYE</b>	<b>NAY</b>
Trustee James B. Keaney	X	
Trustee Elsa C. DeVita	X	
Trustee Michael Holdstein	X	
Trustee Anthony Gagliardi	X	
Mayor Wm. Lee Kinnally, Jr.	X	

**88:97 AUTHORIZATION TO SIGN CHECKS AND INSTRUMENTS**

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

**RESOLVED:** that the Mayor and Board of Trustees authorize the following to sign checks and instruments of the Village of Hastings-on-Hudson, when countersigned by the Mayor or one (1) Trustee:

**NEIL P. HESS, SUSAN MAGGIOTTO, LINDA KNIES**

except individual payroll checks which shall require any two of the following signatures:

**NEIL P. HESS, SUSAN MAGGIOTTO, LINDA KNIES.**

<b>ROLL CALL VOTE:</b>	<b>AYE</b>	<b>NAY</b>
Trustee James B. Keaney	X	
Trustee Elsa C. DeVita	X	
Trustee Michael Holdstein	X	
Trustee Anthony Gagliardi	X	
Mayor Wm. Lee Kinnally, Jr.	X	

### **VILLAGE MANAGER'S REPORT**

1. Happy Birthday to the Village of Hastings. Hastings was incorporated 118 years ago today, on November 18, 1879.
2. The tree lighting ceremony will be on December 12 at 7:30 PM in front of the VFW building. There will be holiday songs, refreshments, and a visitor with a white beard. For the fifth year the Village in a joint project with the Chamber of Commerce is offering a holiday babysitting service for shoppers on Dec. 13, 18, 19, 20 and 21 from noon to 4 PM for five dollars per hour which will be waived with proof of shopping in Hastings.
3. The first meeting of the newly appointed Parkway Gas Stations Committee will be December 25 at 6:30 PM. This is an open meeting where we will brainstorm with ideas for potential uses. Any suggestions from the public are welcome prior to the meeting.
4. The Planning Board has issued its Compendium of Committee Reports on "A Community Vision for Hastings Future." The document is 163 pages long and combines the five committee reports. It will be available in the library for reference and for circulation, will be on sale for twenty dollars at Village Hall, and will be on the Village's web page. The Planning Board will

hold the first community meeting on "The Village Core" on November 22 from 10 AM to 12 PM.

5. Atlantic Richfield and New York State DEC have requested another set of availability sessions on December 9 at 7:00 p.m. in the Meeting Room in Village Hall.

6. The Historical Society did a tremendous job this past weekend with its open house at the building in Draper Park and with the renovations approved by the Historical Society and the Village Board. The contractor did an excellent job and the Society is a great tenant for the building.

**Mayor Kinnally:** It's a remarkable building to begin with and the work is so professional and so classy. The use could not be more consistent with what the will requested. It's a credit to the foresight of the Historical Society that it came up with these plans and executed them to perfection. The building is a masterpiece that will serve the Village for many years to come. Congratulations to all.

## **BOARD DISCUSSION AND COMMENT**

### **1. Waterfront Update**

**Mayor Kinnally:** I met with the DEC in Tarrytown to discuss the progress of the ARCO cleanup and the work to be done on the bulkheading. There are concerns about the continued erosion of the bulkheading. We have spent almost a year with Mr. Kheel and Mr. Greene without a lot to show for it, but the DEC assures the Village that it will continue to pressure ARCO. There is continuous progress in Building 15. Screening has concluded and two piles remain, one modest and one considerable; the material will remain until spring because the fill sites are closed. 1,380 cubic yards went out in the past two weeks, mainly C & D and processed wood, which is good because that material is harder to dispose of. We are on target for the completion of the court ordered deadline of September 1, 1998.

### **2. Affordable Housing**

At the last meeting Fred Wertz stated that the Village "lost" an opportunity to obtain the Division Street site. I called Paul Feiner and his answer was that the town is not offering to give the site to the Village. The town is willing to work out a deal with any developer; the town and Village would both forgive part of the outstanding taxes so that the purchase price would come down to make the site affordable. I participated via telephone today in a work session with the Town Board regarding the Capelli proposal; a contract has not been executed so the deal is in limbo. I have told Mr. Feiner that the village has always been interested in putting affordable housing on the site, but the problem has been finding a developer. The Village and town have pledged to work together. To clarify again: the town will not give the Village the site, but will try to structure a deal so that the site would be affordable.

**Trustee Holdstein:** Are taxes owed to the Village?

**Mayor Kinnally:** Yes, but the intermunicipal agreement we have with the town provides that whatever money is collected would be split among all the taxing entities.

**Village Manager Hess:** The IMA means that we receive a prorated share of whatever the town gets in a foreclosure. In most cases in Westchester, towns take the lead in foreclosure.

**Mayor Kinnally:** The reason for that is the town has an obligation to pay school taxes until the property is foreclosed.

**Village Manager Hess:** The town has accepted an offer for \$185,000 by resolution but has not sent a contract; they intend to follow up with a letter.

**Mayor Kinnally:** I have a letter dated November 18, 1997 from Naomi Tor, chair of the Affordable Housing Committee, to Christine Bullen, co-chair of the Committee on Affordable Housing of the Greenbelt Coalition, in response to Ms. Bullen's letter of November 4, 1997 and the attached news release. The letter will be part of the record of this meeting.

To summarize this discussion, our discussions with the town have been fruitful; Mr. Capelli will let the town know whether or not he wishes to proceed; the Village and the town will continue their efforts to develop the site with affordable housing. I thank Supervisor Feiner for the opportunity to present our case.

**Trustee Keaney:** I have been hearing positive feedback for affordable housing. I am happy to see a petition signed by a number of people in which they agree that Division Street is a good site for affordable housing. There is a growing public awareness that there is an important public benefit to affordable housing.

### **3. Safety Council Report**

The Board discussed the report of the Safety Council meeting held on October 3, 1997.

1. Pedestrian safety at Mt. Hope Blvd. and Rosedale Ave. during school hours: Board agreed with recommendation for crosswalks, with Trustee Holdstein suggesting a warning sign about the crosswalks.

2. Stop sign on Oakdale at Scenic Drive: Public hearing required.

3. Sidewalk on Farlane Drive: Trustee De Vita said that people have taken the liberty of removing the chain that prevented cars from driving on Farlane before and after school hours; the lock on the chain froze in the winter so the police removed it. Mayor Kinnally stated that sidewalks are impossible on that street, that the chain has worked for years and that the police

should replace the lock. Village Manager Hess stated that he would speak with the desk sergeant immediately.

4. Pedestrian safety at Farragut Ave. and Olinda: Village Manager Hess reported that a number of suggestions were discussed at the joint meeting of the Village and School Boards on November 13 and that both Boards endorsed temporary signage for the crosswalks. The Village will continue to work with the School Board and the county but the first priority is police patrols to cut down speeding on Farragut.

5. Stop sign on Mt. Hope at Rosedale: Board concurred with recommendation that crosswalks would suffice.

6. No parking in front of 1 Warburton: Public hearing required.

On MOTION of Trustee Holdstein, SECONDED by Trustee Gagliardi, with a voice vote of all in favor, the Board voted to call for a Public Hearing on December 2, 1997 to receive comments on a stop sign at Oakdale and Scenic Drive and the establishment of a No-Parking zone in front of 1 Warburton.

**Wayt Thomas, 89 Farragut:** Thanks for taking care of the chains on Farlane. There is a serious traffic problem on Farragut. The Board should consider a crossing guard on Mt. Hope also.

#### **4. Life Safety Inspection Program**

Village Manager Hess stated that this program is a product of the building and fire departments which were asked last year as part of goal sessions for 1997-98 to develop a multiunit inspection program to provide consistent inspection of buildings. There are 140 multiple dwellings and assembly spaces in the Village with approximately 1,300 units of housing. The properties will be inventoried and put on computer. He recommended approval of this program. The Board agreed that this is a good program for public safety and Mayor Kinnally directed the building and fire departments to go forward.

Mayor Kinnally had the following additional comments:

1. The Village has been sued by Knapp McCarthy Taxi. A number of people were subpoenaed for a hearing last Friday, but there was nothing on the court calendar. The motion is still pending; we have put in papers in opposition to a motion for injunction. We are waiting for the judge to act.

2. We received a letter dated November 7 from Governor Pataki asking for our support for the nomination of the Hudson River as an American Heritage River. This will be on the agenda for the next Board meeting.

### **PUBLIC COMMENTS**

Teresa Caruso, a resident on Warburton Avenue and owner of Festivities, in reference to a November 10 letter from Chamber of Commerce president Joseph Lo Cascio, Jr., asked on behalf of the Chamber of Commerce if the Board would consider bagging the parking meters (offering free parking) during the holidays to promote shopping in the Village. The Chamber would provide the bags. The Village is one of the few places that does not do this and this presents an unfriendly image.

The Board discussed the problems in the past when this was done with both shoppers and employees overstaying the two-hour limit. The Board agreed that enforcement is difficult and causes ill will. The Board urged the Chamber to make an effort to encourage employees in the Village to park elsewhere. Mayor Kinnally stated that the sense of the Board is to approve free parking without time limitations for the days requested in the letter: Dec. 6, 13, and 18 through 24.

Village Manager Hess noted that the letter states that the bags will be affixed by Village personnel; Ms. Caruso said that the Chamber will get volunteers to bag the meters, with Village Manager Hess cautioning that the bags must be secured or they will blow off in a heavy wind.

**Ted Messer, 357 Farragut Avenue:** Regarding the Austin Avenue complex, people are fighting about it but excavations have begun and contracts have been let. We must be concerned about the severe changes in our Villages, particularly on Jackson Avenue and 9A. I suggest a major interchange north of Ardsley where the Thruway, the Saw Mill Parkway and 9A come close together. This would divert traffic from local streets for people coming from the east and west and needing to go south to the complex. This will require a coordinated effort from the Villages to speak with authority to the DOT, and needs to be done quickly.

**Mayor Kinnally:** This is an intriguing concept and coordination may be through the county planning department. Lynn Oliva, the head of the department, says the county is ready to help; we should take the county up on this offer. I will call Paul Feiner regarding coordination.

### **EXECUTIVE SESSION**

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

### **ADJOURNMENT**

On MOTION of Trustee Keaney, SECONDED by Trustee Gagliardi with a voice vote of all in favor, Mayor Kinnally adjourned the Regular Meeting at 9:22 PM.