

Minutes

New Paltz Village Board
7:30pm, 02/12/14, Village Hall

Present: Village: Mayor Jason West
Deputy Mayor Rebecca Rotzler
Trustee Sally Rhoads
Trustee Thomas Rocco
Trustee Ariana Basco

Present Town: Supervisor Susan Zimet
Councilwoman Jean Gallucci, arrival at 7:54pm
Councilman Jeff Logan
Councilman Daniel Torres

Absent Town: Councilman Kevin Barry

Also Present: Kathryn Doyle-Bunker, Village Clerk
Ellen Rocco, Village of New Paltz Zoning Board

Public Hearing

Annexation Request from Richard Cusanno and Charles Wortmann

- Memo from Village Attorney, Joseph Eriole
- Letter from Richard Cusanno and Charles Wortmann
- Letter from Dean Van Tassel, dated, September 9, 2013
- Petition and Exhibits from Dean Van Tassel to Annex Lands to the Village of New Paltz, dated January 13, 2014
- Notice of Public Hearing

00:00:00-00:05:02

The Public Hearing regarding the Annexation Request from Richard Cusanno and Charles Wortmann began at 7:37pm.

Town of New Paltz Supervisor Susan Zimet voiced a concern that there was a procedural error in hosting this Public Hearing. The members of the Board of Trustees agreed to seek advice from the Village Attorney on this matter.

Trustee Rhoads moved to hold the Public Hearing open. Mayor West seconded. 5 Ayes. Motion carried.

A Local Law Regarding Authorizing the Village Board to Override the 2% Tax Cap

- Local Law Authorizing the Village Board to Override the 2% Tax Cap
- Notice of Public Hearing

00:05:03-00:09:15

The Public Hearing regarding Authorizing the Village Board to Override the 2% Tax Cap began at 7:42pm.

No one from the public came forward to address this proposed Local Law.

Mayor West moved to close the Public Hearing for a Local Law Regarding Authorizing the Village Board to Override the 2% Tax Cap. Trustee Basco seconded. 5 Ayes. Motion carried.

Joint Meeting of the Town of New Paltz and the Village of New Paltz

Pledge of Allegiance
Approval of the Agenda
00:14:27-00:18:43

Supervisor Zimet stated that she would like to add a discussion on Park Point to the agenda.

Supervisor Zimet also requested that the topic of the Discussion on the Capital Expense Verses Operating Expense Regarding Moriello Pool be removed from the agenda.

Trustee Rhoads requested the Discussion on the Parade and Park Use Request, Process and Forms for the Town and Village of New Paltz be removed from the agenda.

Trustee Rhoads requested that item #3 the Discussion on the Appointments for the Advisory Committee for the Joint Master Plan include a conversation on the realignment of dates for the contract.

Mayor West moved to approve the agenda for the Village Board. Deputy Mayor Rotzler seconded. 5 Ayes. Motion carried.

Supervisor Zimet moved to approve the agenda for the Town Board. Councilman Logan seconded. 3 Ayes, 2 absent, Councilwoman Gallucci, Councilman Barry. Motion carried.

Public Comment and Announcements by the Joint Boards
02:21:13-00:27:12

Steve Greenfield addressed the Joint Boards.

Trustee Rocco stated that he wanted to make a commendation as to the expert job done by the Public Works Department.

Trustee Rhoads moved to have the Joint Boards send a commendation to Bleu Terwilliger, Superintendent of the DPW of the Village of New Paltz and Chris Marx, Highway Superintendent for the Town of New Paltz for their outstanding work on snow removal. Mayor West seconded. 5 Ayes. Motion carried.

Councilman Torres moved the motion as made by Trustee Rhoads for the Town of New Paltz. Councilman Logan seconded. 4 Ayes. 1 absent, Councilman Barry. Motion carried.

Discussion on the Parade and Park Use Request, Process and Forms for the Town and Village of New Paltz

- Village of New Paltz Final Draft-Park Use Policies
- New Paltz Town and Village Event Application Process If Applicant is Seeking Town or Village Approval
- Town or Village of New Paltz Event Application
- Village of New Paltz Park Use Policies
- Village of New Paltz Park Use Request Application
- New Paltz Parade Application Instructions
- Parade Request Application
- Town of New Paltz Park Use Policies
- Town of New Paltz Park Use Application

Discussion on the Capital Expense Verses Operating Expense Regarding Moriello Pool.

- Invoice #224 from the Town of New Paltz
- Invoice #228 from the Town of New Paltz
- Inter-municipal Agreement Between the Town of New Paltz and the Village of New Paltz Regarding Moriello Pool.

Discussion on the Appointments for the Advisory Committee for the Joint Master Plan

00:18:53-00:21:12
00:27:19-01:16:43

Trustee Rhoads moved to add 35 days to each specific date listed in the Scope of Work. Deputy Mayor Rotzler seconded. Mayor West made a friendly amendment that either the Town Attorney or the Village Attorney draft a rider with the specific language necessary to carry out this adjustment to the Scope of Work. Trustee Rhoads approved the amendment. 5 Ayes. Motion carried.

Councilman Logan moved motion as stated by Trustee Rhoads on behalf of the Town of New Paltz. Supervisor Zimet seconded. 4 Ayes. 1 absent, Councilman Barry. Motion carried. Councilman Logan requested that the Attorney for the Town of New Paltz draft the rider. The Board of Trustees for the Village of New Paltz did not voice an objection.

Trustee Rhoads stated that her recommendation is that the Advisory Committee have 2 Planning Board members from each Board and it will be up to the Planning Boards to self-determine their representation from either current or past Planning Board members. Trustee Rhoads stated that each Zoning Board of Appeals will send one member also as a self-determined representative either current or past. Trustee Rhoads stated that the Advisory Committee should include one Trustee from the Village Board and one Councilperson from the Town Board. Trustee Rhoads stated that the last three members would include a citizen at large from the village, a citizen at large from the town and a representative from SUNY New Paltz.

Supervisor Zimet suggested that a subcommittee of Village and Town Board members meet at least once a month prior to the Joint Meeting of the Board and then the subcommittee can come and update the Joint Boards on the work that needs to be done by the two boards.

Trustee Rhoads stated that she could support Supervisor Zimet's plan if a representative from the college is also included in the subcommittee.

Trustee Rhoads moved to approve her concept for the Advisory Committee. Trustee Basco seconded. 3 Ayes. 2 Nays, Deputy Mayor Rotzler and Trustee Basco. Motion carried.

Supervisor Zimet moved the Advisory Committee as delineated by Trustee Rhoads. Councilman Torres seconded for the purposes of discussion. 1 Aye. 3 Nays, Councilman Logan, Councilman Torres and Councilwoman Gallucci. Motion failed.

Supervisor Zimet moved to have the two boards serve as the Advisory Committee with an active subcommittee being established to meet in between the Joint Boards meeting that will bring reports back to the Joint Boards and then the Joint Boards will dedicate time each time they meet to work on what the subcommittee has brought them. Councilwoman Gallucci seconded for the purposes of discussion. Trustee Rhoads requested that the motion be amended to include a representative from SUNY New Paltz. Supervisor Zimet agreed to the SUNY representative. 4 Ayes. Motion carried.

Trustee Rhoads moved to rescind the action taken by the Board on her own recommendation. Mayor West seconded. 5 Ayes. Motion carried.

Mayor West moved the delineation approved by the Board for the Town of New Paltz. Trustee Rhoads seconded. 5 Ayes. Motion carried.

Councilman Logan and Councilman Torres each volunteered to serve as the subcommittee for the Town of New Paltz.

Trustee Basco and Trustee Rocco each volunteered to serve as the subcommittee for the Village of New Paltz.

Supervisor Zimet agreed to send the letter of invitation from the Town and Village of New Paltz to the President of SUNY New Paltz.

Discussion on Park Point

01:17:40-01:52:26

Trustee Rhoads moved to reaffirm the position of the Village Board of Trustees with regard to Park Point. Trustee Basco seconded. 5 Ayes.

Trustee Rocco wanted to be clear that he is not opposed to all PILOT(s), but he is opposed to this particular PILOT.

Trustee Basco moved that if the Village of New Paltz receives anything from the developers of Park Point that the Village refuses to meet or discuss anything that is not at a Joint Meeting with the Town of New Paltz. Trustee Rhoads seconded. 5 Ayes. Motion carried.

Supervisor Zimet requested that the record reflect that if the developers for Park Point were to look at annexation it would take approximately 15 to 24 months.

Trustee Rhoads moved to adjourn the Joint Meeting. Mayor West seconded. 5 Ayes. Motion carried.

Councilman Logan thanked the Village Board for their prior motion and action.

The Village Board took a 15 minute break.

Administrative Business

Approval of the Agenda

02:14:28-02:14:54

Mayor West stated he would like to add the adoption of the 2% override law to the agenda. Trustee Rhoads requested a matter regarding the ZBA be added to the agenda. Mayor West moved to approve the agenda. Deputy Mayor Rotzler seconded. 5 Ayes. Motion carried.

Public Comment and Announcements by the Board

02:14:55-02:27:16

Trustee Basco announced that the February 12, 2014 was the first Safe Routes to School Meeting. Trustee Basco stated that the scope of work has commenced.

Amanda Sisenstein addressed the Board of Trustees and expressed her displeasure on the part of Town of New Paltz's to disband the Police Commission.

Mayor West announced that there is a flyer circulating around regarding water line service protection. Mayor West made it very clear that this flyer is not being put out by the Village of New Paltz.

Mayor West announced that Thursday, February 27, 2014 is the 10th Anniversary of the first Same Sex Marriages. At 7:00 on the 27th there will be a showing of the documentary that was filmed during this time. There will also be a panel discussion by leaders of Civil Rights organizations from around the region.

Trustee Rocco announced that Phase Two Water Exploration is progressing in spite of the cold. Trustee Rocco wanted to commend the DEP on beginning the reimbursement process. Trustee Rocco wanted to express a public thanks to David Clouser and Associates, Brinnier and Larios, and Chazen and Company and the New York City Department of Environmental Protection, with their representative Dan Michaud.

Consent Agenda

1. Bills and Claims
2. Approve Minutes from January 22, 2014
3. Approval of the Request From the National Alliance on Mental Illness (NAMI) Mid-Hudson to Tie 30 Ribbons on Main Street and Stake Two Signs in the Village of New Paltz

4. Approval of Payment Estimate #2, Contract #VNP-131 Additions and Alterations to the Waste Water Treatment Facility as Presented by Brinnier and Larios on Behalf of Trinity Construction, Inc. in the Amount of \$95,665.73
5. Approval of Payment Estimate #1, Contract #VNP-132 Removal of Underground Fuel Storage Tank as Presented by Brinnier and Larios on Behalf of R.M. Dalrymple Co., in the Amount of \$30,723.00.
6. Approval of Change Order #1 from Brinnier and Larios for Job No. VNP-131, Additions and Alterations to the Wastewater Treatment Facility to Credit the Village for the Unused Contract Allowance from Trinity Construction in the Amount of \$780.50.
7. Authorization for Mayor West to Sign the Legal Services Agreement Between the Village of New Paltz and Kehoe & Merzig, P.C. Regarding the United States Department of Agriculture Rural Utilities Service
8. Authorization for Mayor West to Sign an Agreement with Blauer Associates for the Administrative Services Associated with the USDA Project
9. Authorization for Mayor West to Sign an Agreement with Brinnier and Larios Regarding the Water Filtration Plant Upgrade for the Village of New Paltz

02:39:36-02:39:42

Trustee Rhoads moved to approve the Consent Agenda absent: Approval of the Request From the National Alliance on Mental Illness (NAMI) Mid-Hudson to Tie 30 Ribbons on Main Street and Stake Two Signs in the Village of New Paltz. Mayor West seconded. 5 Ayes. Motion carried.

Approval of the Request From the National Alliance on Mental Illness (NAMI) Mid-Hudson to Tie 30 Ribbons on Main Street and Stake Two Signs in the Village of New Paltz

02:27:25-02:39:35

Tia Lee of the National Alliance on Mental Illness (NAMI) addressed the Board regarding NAMI's request to tie Ribbons on Main Street.

Trustee Rhoads moved to approve and support the request made by the National Alliance on Mental Illness. Mayor West seconded. 5 Ayes. Motion carried.

Presentation

Partners in Preservation Presentation by the Historic Preservation Commission

00:09:20-00:14:20

Chairman Olsen of the Historic Preservation Committee made a special presentation for Partners in Preservation to Lugusta Yearwood, and to SUNY New Paltz. Michele Halstead, Vice President of Administration and Finance and John McEnrue, Director of Facilities Design and Construction were in attendance to accept the award on behalf of SUNY New Paltz.

Legislative Business

New Business

Discussion on New Paltz Village Resolution Supporting Clean Energy & Keeping Statewide Fracking Moratorium

- Resolution to Continue the Moratorium on High-Volume Hydraulic Fracturing and to Advance a Renewable Energy Economy in New York State
- Clean Energy Municipal Resolution Tool-Kit

02:40:07-02:40:52

The consensus of the Board was that they would like the Village Attorney, Will Frank to review the documentation and then make comments to the Board.

Discussion on Sending Out an RFP for Municipal Waste Hauling Contract

- Email from Trustee Basco, dated January 13, 2014

- Email from Trustee Basco, dated January 16, 2014
- Email from Trustee Basco, dated February 7, 2014

03:04:48-03:078:53

Trustee Rhoads moved to have a Public Forum on Municipal Waste Hauling before the Regular Meeting of the Board of Trustees scheduled for March 12, 2014. Trustee Basco seconded. 5 Ayes. Motion carried.

Discussion on a Village Wide 25 mph Speed Limit

Email from Deputy Mayor Rotzler, dated February 6, 2014

03:07:54-03:09:54

The Board did not take action on this topic and it was tabled until the February 26, 2014 meeting.

Authorization on a to Reimburse Mayor Jason West for 80% of His Phone Bill

- Memo from Village Treasurer, Nancy Branco, dated January 6, 2014
- Email from Village Attorney, Joseph Eriole, dated December 17, 2013
- Memo from Mayor Jason West, dated February 7, 2014

03:09:55-03:20:55

Trustee Rhoads moved to reimburse Mayor West 50% of the cost of his cell phone bill with the provision that Mayor West submits his cell phone bills to the Treasurer's office. Trustee Rocco seconded for the purposes of discussion. 3 Ayes. 1 Nay, Trustee Basco. 1 abstain, Mayor West. Motion carried.

Trustee Rhoads moved to have Mayor's West's cell phone number added to the Village of New Paltz website. Trustee Basco seconded. 2 Ayes. 2 Nays, Deputy Mayor Rotzler and Trustee Rocco. 1 abstain, Mayor West. Motion failed.

Discussion on the Town of New Paltz Board's Decision to Disband the Police Commission

- Email from Deputy Mayor Rotzler, dated February 7, 2014

02:41:00-03:04:45

Deputy Mayor Rotzler moved to make a formal letter of request from the Village Board to the Town Board to ask the Town Board not to repeal Chapter 34 of the Town Code regarding the Police Commission and to please reinstate the Police Commission. Trustee Basco seconded.

Trustee Rhoads requested a Roll Call vote:

Mayor Jason West	Aye
Deputy Mayor Rebecca Rotzler	Aye
Trustee Ariana Basco	Aye
Trustee Sally Rhoads	Nay
Trustee Thomas Rocco	Nay

Motion carried.

Adoption of a Local Law Regarding Authorizing the Village Board to Override the 2% Tax Cap

03:20:56-03:20:56

Mayor West moved to adopt the Local Law regarding authorization to the Village Board to override the 2% Tax Cap. Trustee Rhoads seconded. 5 Ayes. Motion carried.

Zoning Board of Appeals

03:20:57-03:23:58

Mayor West appointed Kathryn Silberger as to Chair of the Zoning Board of Appeals. Mayor West requested the approval of the Board of Trustees for his appointment. Deputy Mayor Rotzler moved to approve Mayor West's appointment. Trustee Rhoads seconded. 5 Ayes. Motion carried.

Mayor West moved to appoint Karl Budmen to the remainder of the term for Zoning Board of Appeals member Katy Silberger. Trustee Rhoads seconded. 5 Ayes. Motion carried.

Trustee Rhoads moved to have the Board of Trustees resolve to formally thank Karl Budmen for his years of service to this community. The Board of Trustees offers their gratitude and thanks. Mayor West seconded. 5 Ayes. Motion carried.

Adjournment

Trustee Rocco moved to adjourn the meeting. Mayor West seconded. 5 Ayes. Motion carried.

The February 12, 2014 meeting of the Board of Trustees was adjourned at 11:00pm.

Respectfully submitted by,

Kathryn Doyle-Bunker
Clerk for the Village of New Paltz