

**REGULAR MEETING  
JANUARY 18, 2006**

The Regular Meeting of the Village Board of Trustees was held on January 18, 2006 at Watts dePeyster Hall. Called to order at 7:07pm. The meeting was opened with the Pledge of Allegiance.

Present: Mayor Molinaro, Trustees Cordier, Staffiero, Hogan and Cranna  
Public: Christine Chale (Village of Tivoli), Mona Herman and Terry Reetz (PANDA)

The Minutes from the December 21, 2005 Regular Meeting were approved on a motion by Trustee Cranna, seconded by Trustee Cordier, all in favor.

On a motion by Trustee Cordier, the Board approved the 12/31/05 water/sewer billing of \$49,511.63, seconded by Trustee Hogan, all in favor.

The bills (#361-408) for Abstract #8 were approved to be paid on a motion by Trustee Cordier, seconded by Trustee Hogan, all in favor.

On a motion by Trustee Cranna, the Board received the Treasurer's Report dated January 18, 2006, seconded by Trustee Cordier, all in favor.

ZEO Report dated January 9, 2006 was submitted. (See attached)

Mayor Molinaro reported the following:

- A) The comment period for Local Law #2-2006/ A Local Law Amending Chapter 159 of the Village Code, Parks was moved up on the agenda. Mayor Molinaro said the current parks law does not reference the rules. We are trying to remedy the situation.  
Ms. Herman said that the committee said that frequency of games was not an issue. The intent of village rules and laws are to protect residents. Also the committee did not follow the Open Meetings Law because one of the committees' meetings was not posted and she was not informed of meeting. Village Attorney, Christine Chale, said that ad hoc committees are not subject to the Open Meetings Law.  
Mona Herman distributed a package to each board member (on file in the Clerk's Office) which includes key pages that explain the reason for each attachment. She would like one hour of the Board's time. Trustees Cranna and Cordier are aware of the issues and do not feel comfortable meeting with her. A workshop will be held Monday, February 6, 2006, at 6:15pm in the Planning and Zoning Office where Trustees Hogan and Staffiero will meet with her.
- B) On a motion by Trustee Hogan, **RESOLUTION #1-2006/APPOINTING ELECTION INSPECTORS**, seconded by Trustee Cordier, all in favor.  
Margaret Lemon was appointed as the chairperson, Judy Scott election Inspector and Lillian McNeil was appointed alternate inspector.
- C) On a motion by Trustee Cranna, the Board confirmed the appointments of Thomas Cordier as first interim successor, Bryan Cranna as second interim successor and James Simmons as third interim successor, seconded by Trustee Cordier, all in favor.
- D) **RESOLUTION #2-2006/PLANNING, ZONING, & CODE**

**ENFORCEMENT FEE SCHEDULE** was approved on a motion by Trustee Cordier, seconded by Trustee Cranna, all in favor.

- E) **RESOLUTION #3-2006/A RESOLUTION ESTABLISHING THE GOVERNORS OFFICE OF SMALL CITIES MONTGOMERY STREETScape CAPITAL PROJECT BUDGET** was approved on a motion by Trustee Cordier, seconded by Trustee Hogan, all in favor. Work could possibly begin in the Fall of 2006.
- F) **RESOLUTION #4-2006/COST-SHARE GRANT FOR URBAN AND COMMUNITY FORESTRY** was approved on a motion by Trustee Cranna, seconded by Trustee Hogan, all in favor. This is the necessary paperwork to complete project. Eighty trees were planted in the Village, sixty-five on Woods Road and fifteen on Broadway and the park.
- G) **RESOLUTION #5-2006/ESTABLISHING A DATE FOR A PUBLIC HEARING REGARDING THE ADOPTION BY THE VILLAGE BOARD OF THE VILLAGE OF TIVOLI OF LOCAL LAW NO. 1-2006** was approved on a motion by Trustee Cordier, seconded by Trustee Hogan, all in favor. Local Law #1 is entitled A Local Law Amending the Zoning Code by Inserting a De Minimus Rule Regarding Measurement and Revising Fence Setback Public Hearing will be held Wednesday, February 22, 2006 at 6:30pm.
- H) The Village received only one proposal from a telecommunication provider to supply wireless internet access throughout the village. The proposal was from AmericanWiFi. This is the framework for a lease agreement. The proposal includes: a) Free internet access to village government, b) Free wireless broadband to the public throughout the village, c) Wireless utility meter reading, d) E-mail accounts for Village employees. No action was taken. Negotiation information will be available at the February 6, 2006 meeting. Mona Herman, voiced concerns regarding locating the antennae on the water tower. She feels it's risky to use the water tower for this purpose, and the Department of Health does not allow certain materials to be used on water towers. The Mayor said that her concerns will be looked at by the proper people. Village Attorney, Christine Chale, thought it a good idea to use available towers.
- I) The next meeting will be Monday, February 6, 2006 with the Village of Red Hook at 7:30pm in the Tivoli Visitor Center. There will be a Village of Tivoli Board Workshop at 6:15pm, February 6, 2006 in the Planning and Zoning Office. The public hearing for proposed Local Law #1-2006/ A Local Law Amending the Zoning Code by Inserting a DeMinimus Rule Regarding Measurement and Revising Fence Setback will be held February 22, 2005, 6:30pm at Village Hall. The public hearing for proposed Local Law #2-2006/ A Local Law Amending Chapter 159 of the Village Code, Parks will be held February 22, 2005, 6:45pm at Village Hall.

Trustee Cordier reported the following:

- A) The garbage truck needs new tires.
- B) The Tivoli Business and Professional Association elected new officers. President-Joe Cicileo, Vice-President-Mike Nickerson, Treasurer-Christine Curtis, and Secretary- Brooks Peters. The Mayor and Board extended a special thanks to the past officers, Woody Neese, Bernie Tieger, Linda Murphy, and Bob Zises.

- C) Waterfront Park- CSX sent a letter stating that they intend to sell land to the Village for park.

Trustee Staffiero reported the following:

- A) The fire department's ice/water rescue equipment is in service.
- B) Repair work will be done to the interior of the fire house.
- C) Last months' the calls consisted of automatic alarms and flooding conditions.
- D) They will have a membership drive in the spring.

Trustee Hogan reported the following:

- A) December Court Report (on file in Clerk's office)

Trustee Cranna reported the following:

- A) He will send a proposal to the Department of State requesting a \$3000.00 members item for handicap accessible equipment and a handicap accessible picnic table. The Village has received many donations towards the handicap accessible equipment.
- B) Trustee Cranna stated that the Memorial Park Advisory Committee has discussed the frequency and times the park is used, and to have the new law coincide with the Master Plan. They have also checked on purchasing netting along the third base line and the lights issue. The committee has not taken the process lightly. **RESOLUTION #6-2006/ESTABLISHING A DATE FOR A PUBLIC HEARING REGARDING THE ADOPTION BY THE VILLAGE BOARD OF THE VILLAGE OF TIVOLI OF LOCAL LAW NO. 2 OF 2006** was approved on a motion by Trustee Cranna, seconded by Trustee Cordier, all in favor. The public hearing will be held at 6:45pm on Wednesday, February 22, 2006. The Revised Park Use Permit Rules may be adopted by resolution upon adoption of Local Law #2-2006. The committee tried not to overlap the rules with other laws.

The Regular Meeting was adjourned at 8:30pm on a motion by Trustee Staffiero, seconded by Trustee Hogan, all in favor.

Respectfully submitted,

Carrie A. Ramsey  
Village Clerk