

**REGULAR MEETING  
SEPTEMBER 17, 2008**

The Regular Meeting of the Village Board of Trustees was held on September 17, 2008 at Watts dePeyster Hall. Called to order at 7:15pm.

The meeting was opened with the Pledge of Allegiance.

Present: Mayor Cordier, Deputy Mayor Cranna, Trustees Staffiero, Leedy and Ezrati

Public: Fred Cartier (P.A.N.D.A.), Leigh Palmer, Anita Micossi, Marianne Johnson of Northern Dutchess Alliance, Harry Colgan, Attorney Christine Chale, and Robert Staffiero.

The Clerk reported the following:

- 1) The Pre-Billing Report of the Tivoli Water District total of \$61,993.87.
- 2) The Tivoli Street Painting Festival will be held on October 4, 2008, rain date October 5, 2008.
- 3) The Tivoli/Red Hook Senior Picnic was held today at the Memorial Park.

The August 20, 2008 Public Hearing Minutes were approved on a motion by Trustee Leedy and seconded by Trustee Staffiero, all in favor.

The August 20, 2008 Regular Meeting Minutes were approved on a motion by Deputy Mayor Cranna and seconded by Trustee Leedy, all in favor.

Treasurer's Report: The bills for Abstract #4 (105-155) in the amount of \$51,368.01 were approved to be paid on a motion by Trustee Ezrati, seconded by Trustee Staffiero, all in favor.

The September 17, 2008 Treasurer's Report was received on a motion by Trustee Ezrati, seconded by Trustee Leedy, all in favor.

The ZEO Report dated September 17, 2008 was submitted (see attached) by Trustee Ezrati.

Mayor Cordier reported the following:

- 1) Doug Dundas has agreed to be recommended to the Red Hook Zoning Review Committee. Sue Crane has been advised of this and will consider Doug's appointment.
- 2) Marianne Johnson of Northern Dutchess Alliance gave a presentation describing the structure, mission and goals of her organization. The October meeting will be on transportation issues – what is community's vision regarding 9 & 9G? Ms. Johnson also outlined the Hudson Valley Fresh Milk

Consortium – a group of dairy farmers who formed together to save on costs and bring local milk to the Hudson Valley.

- 3) Presentation by Anita Micossi of the Tivoli Architectural Review Committee of the Bulk Regulations. Trustee Ezrati explained that the Committee was formed on a mandate by former Mayor Molinaro as dictated by the Comprehensive Plan. Ms. Micossi cited Bob Butcher's report (architectural review of Tivoli) as a great assist in forming the Bulk Regulations. Also taken into consideration was scale, walkability, and general historical character – from this came the recommendation to change the zoning regulations. Mayor Cordier mentioned that he will have grant money to give to Greenplan to help implement the Master Plan. Leigh Palmer of the Architectural Review Committee pointed out that now is a good time to change the bulk regulations since there are no recent building permits issued recently nor are there any projected to be issued in the near future.
- 4) Mayor Cordier reported on the NYMIR insurance inspection on September 8, 2008. There were no problems other than a concern about vandals climbing onto the water tower to paint graffiti. The representative, Lance Hall, suggested the Village install a fence around the Tower. Discussion ensued re: fencing vs. alarm system. It was agreed that the Village should try to satisfy the insurance company.
- 5) Mayor Cordier announced that PANDA is now on the worldwide web. They are on [pandatv23.org](http://pandatv23.org) and have a live stream of their broadcast. There was a recent meeting regarding PANDA's contract with Time Warner. They will hire outside group – Buske – to negotiate contract. PANDA is asking each municipality for \$1000.00 to do an initial study of possibility to negotiate a new contract with all five municipalities and Time Warner. Mayor Cordier asked if the Board would consider this request. Trustee Leedy remarked that if all five municipalities were involved then he wouldn't mind spending the \$1000.00. Trustee Leedy then requested that Kate Braun of the PANDA Board come to the next Village of Tivoli Board of Trustees meeting in October and perhaps a resolution can be introduced at that time.
- 6) It has come to the Mayor's attention that Waste Management's garbage trucks are coming into the Village before 7:00 am, thus are in violation of the noise ordinance. The Clerk was directed to call Waste Management and remind them of our noise ordinance.
- 7) The Mayor will lead the Hudson River Ramble on Saturday, September 20, 2008 through the Tivoli Bays.
- 8) Waterfront Update – The mayor talked to the senior citizens at the picnic at the memorial park earlier that day. The seniors were very interested in the development of the waterfront and the Mayor announced at the picnic that in two years he hopes the senior picnic will be held at the waterfront park. Attorney Chale spoke about the Purchase Agreement with CSX – it has been updated with descriptions and almost ready to sign. It is subject to letters of patent for D3 (underwater). Attorney Chale and Mayor Cordier met with OGS and they will work with us for the other areas. The final version of contract will state that the deed is subject to existing utilities, whatever there

may be. There is different language on the fencing – there is a covenant willing to give emergency access across Diana St. Once the fence is installed the Village will be responsible for maintenance of the fence. The Air Rights agreement states they will be subject to CSX approval in future development.

- 9) **RESOLUTION 19-2008: RESOLUTION APPROVING PURCHASE AGREEMENT FOR CSX WATERFRONT PARCEL** was approved on a motion by Trustee Ezrati and seconded by Trustee Leedy, all in favor. Roll Call – Mayor Cordier, Deputy Mayor Cranna, Trustees Staffiero, Ezrati and Leedy – all yes.
- 10) The next regular meeting will be held Wednesday, October 15, 2008 at 7 pm. (Workshop 6:30 pm)

Deputy Mayor Cranna reported the following:

- 1) The Deputy Mayor asked the Clerk when portable toilets should be removed from Memorial Park. The reply was before Halloween.
- 2) Deputy Mayor Cranna spoke to Bill Johnson, the Dutchess County Stop DWI Coordinator. Mr. Johnson would in the future like to hold events on the third floor of the Watts dePeyster Hall for teenagers and perhaps Bard Students. Mr. Johnson also told Deputy Mayor Cranna that he considers the Bard Shuttle an asset to the community in the efforts to curb DWI's.
- 3) Deputy Mayor Cranna noted that the Dutchess County Sheriff's Department wants to give a presentation on drug use to parents and teenagers on the 3<sup>rd</sup> floor of the Watts dePeyster Hall sometime in the future.

Trustee Staffiero reported the following:

- 1) The fire department pig roast fundraiser was a success and the Trustee Staffiero thanked everyone for their support.
- 2) There were nineteen calls in August.

Trustee Leedy reported the following:

- 1) Justice Clark said we need letter for the Carpenter who is renovating the courtroom door holding him harmless should the courtroom be broken into.
- 2) Discussion of the role of Acting Justice, Interviewing and how advertisement should be worded took place.
- 3) There is an issue of too many cases being dismissed in the court because of the absence of the police officer. This is apparently mostly the case with the Dutchess County Sheriff's Department, and occasionally the New York State Troopers. It was noted that the Red Hook Police Department's attendance at court is excellent.
- 4) Water report – Well output for August is a total of 300,700 gallons.
- 5) There was a water main break on August 18, 2008 on Broadway and a main break on August 28, 2008 on Woods Road.
- 6) Solid Waste – The recyclables were not collected last week by Red Hook due to a lightning storm, however, the two Village of Red Hook laborers did not return to pick up the recyclables after the storm or in the days following. The Board of Trustees will review the contract with the Village of Red Hook to see if it benefits Tivoli taxpayers.

Trustee Ezrati reported the following:

- 1) LOSAP update – Funds received in June, last month Royal Bank of Canada was hired to manage funds. Three retirees will be paid. In February there is another Tivoli Fire Department member due to retire and that individual will receive his payout in a timely manner.
- 2) Planning and Zoning Waterfront Issues – The variance was approved by the Tivoli Zoning Board of Appeals. The Planning Board approved the subdivision application. There was excellent feedback at the hearings, some of which will be incorporated into the design of the Waterfront.
- 3) Trustee Ezrati praised the efforts of the Architectural Review Committee.
- 4) It was noted that Broadway is swept the day before the Street Painting Festival. The Clerk was asked to remind Jim Simmons to put up No Parking signs a few days before the street sweeping.
- 5) An application for a grant from the Dutchess County Council of Arts for \$1200.00 was submitted for next year. That is about 40% of the total cost for putting on the festival. So far this year Bard College and Classic Auto have made generous contributions and Pump Audio has promised to make a contribution. A number of businesses and individuals have given \$25.00 to sponsor a square. Trustee Leedy and Deputy Mayor Cranna pledged to sponsor a square for \$25.00.

Public Comment:

Harry Colgan complimented the Board for approving the purchase of the CSX lands for a future Waterfront Park. As a Town of Red Hook Councilman he will ask the Town to support this project.

On a motion by Deputy Mayor Cranna, seconded by Trustee Leedy, the meeting was adjourned at 9:05 pm, all in favor.

Respectfully submitted,

Laura Queen  
Village Clerk