

## VILLAGE OF ATHENS BOARD MEETING MINUTES - September 12, 2012

*Pledge to the Flag.*

**PRESENT:** Mayor Andrea Smallwood, Trustee Herman Reinhold, Trustee Robert June, Trustee Gail Lasher and Trustee Anthony Patsky.

Fire Chief Jim Robinson Jr., Code Enforcement Officer Mike Ragaini, DPW Director Dennis Proper, Sergeant Tercasio were also present.

Ken Sabia of VRI and Brock Juusola, representing Delaware Engineering were also present.

### **DEPARTMENT HEAD MEETING.**

#### **PUBLIC:**

1. *Sheila and Ed Brady, residents of Water Street*, attended the meeting to inform the Village Board that although Dionysos had agreed to end live outdoor music at 5:00PM on Sundays, this past Labor Day weekend one band stopped playing at 5:00PM and another band started playing at 8:00PM. They were very loud. She measured the sound on her decibel meter and provided a print-out of the reading to the Village Board . She did call Sal (the owner of the Restaurant) and he did tell the band to quiet down a bit. However, it did start to rain and the band left.

Ms. Brady stated that the issue really concerns the level of sound with which they are subjected to weekly. She feels that she is providing the Village with a lot of information in which to make this decision regarding a noise ordinance.

The Mayor stated that the Village Board has received a lot of information and thanks her for that but the Village Board must think and consider the waterfront as a whole. Especially considering the zoning in that area and the goal for the village and its residents.

Mr. Brady stated that there are residents that live on that waterfront. It is not just about the businesses on the Waterfront. He reiterated that it is the volume of the noise that concerns him. He also stated that this would not continue next summer.

Trustee Reinhold asked where the reading was taken from?

Ms. Brady stated that it was taken from the picnic tables.

Trustee Reinhold also mentioned all of the things that can be done to tone down the noise level.

Ms. Brady stated that the noise level has been better. However, it has taken more than 8 weeks to get this far and feels it would be better if the police and the citizens, etc. had something to measure the noise so as to say when it has reached a level where it is against the law.

Ms. Brady noted that there are other areas in the Village that have had the same frustrations with loud music. She feels strongly that this would solve the problem.

Trustee Reinhold mentioned that he is in favor of going forward with enacting some type of noise ordinance.

2. *Chris Pfister, member of the Street Festival Committee*, attended the meeting to inform the Village Board that the Street Festival Committee will pay to fix the steps on the bandstand.

A RESOLUTION was made by Trustee Lasher, seconded by Trustee June, all in favor, approving the Street Festival Committee repairing the steps at the bandstand in the Riverfront Park as soon as possible in the amount of \$2100.00. Due to the emergency nature of this work, as it is a safety hazard for those using the park, and that the Village is in no way paying for the repairs, that the job be overseen directly by the Street Festival Committee.

#### **CORRESPONDENCE:**

1. MEGA- Municipal Electric & Gas Alliance. Re: Notice of intention to bid electric and natural gas supplies in Central Hudson.
2. Greene County Administrator. Re: 2013 Tentative Premium for Workers and Firemen's Compensation coverage.
3. The Hartford Steam Boiler Inspection and Insurance Company. Re: Loss Prevention Report.
4. Ronin Institute of Martial Arts- Nils Johnson. Re: Application to continue usage of the gym.

RESOLUTION made by Trustee June, seconded by Trustee Lasher, all in favor, approving the application as submitted.

#### **OTHER BUSINESS:**

A Motion was made by Trustee Patsky, seconded by Trustee June, all in favor, approving payment of the following vouchers:

GENERAL – Abstract #1718, vouchers numbered #9911917 through #9900935 and voucher number #9911940 in the amount of \$47,260.27.

WATER – Abstract #10256, voucher number #9911936 and vouchers #numbered #9911938 through #9911939 in the amount of \$26051.90.

SEWER – Abstract # 10226 , vouchers numbered #9911937 and #9911941 in the amount of \$1,593.23.

A RESOLUTION was made by Trustee June, seconded by Trustee Lasher, all in favor, approving the following appropriation transfer:

Move \$19,900.00 from G9710.7B (Long term debt) to:

G8130.4I - \$15,000.00

G8130.4J - \$4,500.00

G8130.4K- \$400.00

The Mayor presented a Draft Local Law for regulating outdoor use of sound by commercial establishments for Board Members to review and critique. Public Hearing will be held on September 26, 2012.

The Village Board agreed to adjust the payment to William Nestlen for watering the flowers and charge it to the Parks Appropriation as opposed to its original charge to the Flower Program.

A RESOLUTION was made by Trustee Reinhold, seconded by Trustee June, all in favor, approving payment of the final payment to Kingsley Arms (draw down #22) in the amount of \$29,000.00

Good Evening!

M. Wynne