

VILLAGE OF ATHENS BOARD MEETING
MINUTES
September 28, 2016 Time: 6:30PM

Pledge of Allegiance

PRESENT: Mayor Christian Pfister, Trustee Gail Lasher, Trustee Peter Alberti and Trustee Marla Butler.
Village Attorney Tal Rappleyea was present as well.

ABSENT: Trustee Robert June.

Public Meeting:

1. *Ken Gifford* attended the meeting as a follow-up to a Village Board meeting held on January 27, 2016 which included discussion of the Wastewater Consolidation Feasibility Study. On March 9, 2016 the Village Board voted to not go forward with consolidating wastewater services with Sleepy Hollow Lake.

Mr. Gifford is returning to the Village Board to discuss an alternative proposal for consolidation of sewer services. At the last meeting the borrowing would come from a bank. Now financing would come from the EFC which allows them to reallocate the debt.

They are asking the village to borrow 1 million dollars, considerably less than they originally asked the village to borrow. This amount would finance expanding and enhancing the existing WWTP. The cost would be paid for by Sleepy Hollow users through user fees.

The Mayor noted that the current sewer users are already paying on the WWTP debt, and have been paying for the capital improvement made at the WWTP for many years. Why would the Sleepy Hollow residents not pay for all of the debt incurred at the WWTP? All users should pay the same amount.

Mr. Gifford said that he had no answer for that but they are willing to negotiate.

Trustee Alberti discussed the matter of creating sewer districts.

Trustee Butler mentioned the odor factor.

The Village Board will discuss the matter further.

1. *David Buchakian*, village resident, attended the meeting to discuss an issue he is having with his neighbor and also the person he purchased his property from.

Mr. Buchakian purchased a piece of property from Jim Steenberg at a location named 'Academy Heights' located by the E.J. Arthur Elementary School.

It is a building lot located on a 'cul de sac'. He believes that the village has a temporary easement on to the property. He is concerned that the wording of the easement may state that it is temporary until the property is purchased. That would leave Mr. Buchakian's property landlocked. Mr. Steenberg has threatened on a number of occasions to close the road down and not allow him to get to his land. He is also concerned about how this will effect his ability to get water and sewer.

Mr. Buchakian's attorney advised him to let the Village Board know what is going on.

Village Attorney Tal Rappleyea asked to see the easement. After reading the easement he informed Mr. Buchakian that the easement still stands as there is no clear definition of when it will cease to exist. Therefore the easement continues on.

Motions and Resolutions

1. Proposed Resolution approving Village Board Meeting Minutes

BE IT RESOLVED, the Board of Trustees, hereby, approves the minutes, as amended, from the September 14, 2016 meeting.

Offered by: Trustee Lasher
Seconded by: Trustee Alberti
Record of vote: All in favor

2. Proposed Resolution to pay the vouchers

BE IT RESOLVED, the Board of Trustees authorizes payment of the following vouchers as presented
GENERAL FUND – Abstract #1898, vouchers numbered #9916223 through #9916242 in the amount of \$51,054.44
WATER FUND – Abstract #10375, vouchers numbered #9916243 through #9916253 and voucher number #9916257 in the amount of \$34754.68
SEWER FUND – Abstract #10358, vouchers numbered #9916254 through #9916256 and vouchers numbered #9916258 through #9916259 in the amount of \$3724.04

Offered by: Trustee Alberti
Seconded by: Trustee Butler
Record of vote: All in favor

3. Proposed Resolution for approval of application for sewer connection

WHEREAS, the applicants, residing at 64 N. Washington Street, are building a structure which will cross over the current sewer line,

WHEREAS, such a route will inhibit any future maintenance,

WHEREAS, the applicants wish to change the location of their current sewer tap in order to correct this issue,

WHEREAS, the fee for a residential sewer tap is \$75.00, plus time and materials,

BE IT RESOLVED, the Board of Trustees, does hereby grant permission to Mr. Carl Travis and Ms. Paulette Miller's, owners of 64 N. Washington Street, for a new sewer tap which will be installed by the Village of Athens Department of Public Works.

Offered by: Trustee Alberti
Seconded by: Trustee Butler
Record of vote: All in favor

4. Proposed Resolution for approval of connection to the Village of Athens Storm Water System, pending acceptable plans be provided by the applicant as well as proof of permission granted by the state.

WHEREAS, the applicant wishes to install a roof drainage system at 104 N. Washington Street,

WHEREAS, the applicant wishes to connect that drainage system to an existing catch basin at his own expense,

WHEREAS, the applicant has applied for a work permit from NYSDOT as a requirement for the project,

WHEREAS, penetration of the catch basin will be carried out by the Department of Public Works at the owner's expense.

BE IT RESOLVED, the Board of Trustees does hereby, grant permission to Mr. Sullivan Walsh to establish a connection to the Village of Athens Storm water system at his own expense, pending approval from NYSDOT.

Offered by: Trustee Alberti
Seconded by: Trustee Lasher
Record of vote: All in favor

5. Proposed Resolution for approval for connection to the village of Athens water system

WHEREAS, NYS DASNY, located at 3 Olivett Lane has been directed to install a new sprinkler system,

WHEREAS, a new water line connection is required for the new sprinkler system,

WHEREAS, the applicant will make the necessary connection to the water line at its own expense,

BE IT RESOLVED, the Board of Trustees does hereby grant permission for NYS DASNY to connect to the Village of Athens water system.

TABLED until the next meeting.

6. Proposed Resolution approving request to use the gym

WHEREAS, the Hudson Valley Hitmen have requested use of the gym on multiple nights,

WHEREAS, the applicant has provided proof of liability insurance coverage,

BE IT RESOLVED, the Board of Trustees does hereby approve the application of the Hudson Valley Hitmen for use of the Municipal Building Gym for (1) night per week beginning January 2, 2017

Offered by: Trustee Butler
Seconded by: Trustee Lasher
Record of vote: All in favor

7. Proposed Resolution approving Facility Use Agreement

BE IT RESOLVED, the Board of Trustees does hereby approve the application of the Athens Cultural Center to use the Municipal Gym on December 3, 2016 from 10:00 AM until 1:00 PM for the Presque Ballet.

Offered by: Trustee Lasher
Seconded by: Trustee Butler
Record of vote: All in favor

8. Proposed Resolution authorizing the use of Second Street by the Victorian Stroll

BE IT RESOLVED, the Board of Trustees does hereby does hereby approve the application of Athens Cultural Center to close off Second Street from Water Street to Warren Street on December 10, 2016 from 1:00PM until 7:00 PM for the Victorian Stroll and,

IT IS FURTHER RESOLVED, the Athens Cultural Center is also authorized to use the facilities of Riverfront Park and,

IT IS FURTHER RESOLVED, the Athens Cultural Center is also authorized to use the facilities of Riverfront Park and,

IT IS FURTHER RESOLVED, that the Athens Police Department is authorized to provide necessary coverage for the Stroll.

Offered by: Trustee Alberti
Seconded by: Trustee Lasher
Record of vote: All in favor

9. Proposed Resolution approving Facility Use Application

BE IT RESOLVED, the application of Henry Proper to use the Municipal Gym on Tuesdays from 9:00PM until 10:30 PM, for the period of October 1, 2016 to April 30, 2017

Offered by: Trustee Butler
Seconded by: Trustee Alberti
Record of vote: All in favor

10. Proposed Resolution authorizing the Mayor to sign HVAC Maintenance Contract

BE IT RESOLVED, the Board of Trustees does hereby, authorize the mayor to sign an agreement with Appolo Heating, Inc., to conduct preventative maintenance and inspection of the Athens Firehouse HVAC Equipment, twice each year for the amount of \$1,004.00

Offered by: Trustee Butler
Seconded by: Trustee Lasher
Record of vote: All in favor

11. Proposed Resolution Setting Date for Public Hearing

BE IT RESOLVED, the Board of Trustees does hereby set October 12, 2016 as a date for a new hearing on the Hid-Hudson Cable franchise agreement.

Offered by: Trustee Alberti
Seconded by: Trustee Lasher
Record of vote: All in favor

Trustee Reports

Past Business

1. Possible village projects
2. Decision on Athens Community Grant Applications

New Business

1. Request from Michelle Whiting
2. Sleepy Hollow Proposal
3. State Tel. Request

Communications

1. Greene County Historical Society: Jan Van Loon House
2. State Tel: Search for available property
3. Pumpkin Parade Schedule
4. NYCOM: Forum on constitution convention and home rule
5. D.R. Evarts Library: Scheduled vote
6. NYMIR: Seminar on meetings of Planning Board and Zoning Board of Appeals

The Mayor made a Motion to enter into Executive Session, seconded by Trustee Alberti, all in favor, to discuss potential litigation. Executive Session begins at 8:45 PM

A Motion was made by Trustee Alberti, seconded by Trustee Lasher, all in favor, to exit Executive Session at 9:00 PM and resume the regular meeting.

Adjournment 9:10PM

Motion made by Trustee Alberti,

Seconded by Trustee Lasher

A.i.f.

MJ Wynne