

## Minutes

Regular monthly Village Board Meeting and Public Hearings (PP LL No.4 of 2020; PP LL No.5 of 2020; and PP LL No.6 of 2020)  
Wednesday, September 9, 2020

Due to The Governors Executive Order 202.26 the Village Board is in Van Buren Hall social distanced by 6ft. The public is via Zoom Videoconference with a telephone option to listen in.

Present: Mayor James Dunham

Trustees: Richard Phillips

Dale Leiser

Robert Baumeister

David Flaherty

Also present via Zoom Videoconference/telephone: Climate Smart Committee Chair, William Mancini; Economic Development Director, Renee Shur; Building Inspector, Peter Bujanow; Kristina Lang; Dorene Weir; Mike Abrams; Mary Radomski; Aaron; Robert Altman; Steve Palumbo; Laura & Jamie Hankin; The Columbia Paper Reporter, Emilia Teasdale.

### **PUBLIC HEARINGS**

Village Clerk Heeder read the public notice published on August 28, 2020 in the Register Star announcing the Public Hearings for the following proposed local laws. The public hearing notice was also sent out by village email blast and all proposed local laws were on the village's website for review if anyone did not want to enter the Village Hall due to COVID.

#### **Proposed Local Law No. 4 of 2020 - "A local law amending the Code of the Village of Kinderhook in relation to traffic restrictions.**

Mayor Dunham opened the Public Hearing at 7:00 pm. He noted the law is being proposed to make the intersection of Catskill View Drive and Berkshire Drive safer by adding stop signs at the intersections.

No public comment was received.

Mayor Dunham closed the public hearing at 7:04 PM.

#### **Proposed Local Law No. 5 of 2020 - "A local law amending the Code of the Village of Kinderhook to add Chapter 133 entitled Dumpsters.**

Mayor Dunham opened the Public Hearing at 7:10 pm.

Robert Altman - 13 Hudson Street is in support of the local law and looks forward to seeing the law enforced. His residence is located near a few businesses.

Q: Mary Radomski - 5 Rothermel Ave inquired if the proposed dumpster law is for residential or business use?

A: Mayor Dunham responded the proposed law allows a resident to place a dumpster in their yard up to 14 days. They may request a temporary permit from the Building Inspector for up to 30 days and requests for 45 consecutive days would have to go before the Zoning Board.

Mayor Dunham closed the public hearing at 7:13 PM.

#### **Proposed Local Law No. 6 of 2020 - "A local law amending the Code of the Village of Kinderhook to add Chapter 132 entitled Temporary Storage Containers."**

Mayor Dunham opened the Public Hearing at 7:20 pm.

No public comment was received.

Mayor Dunham closed the public hearing at 7:21 PM.

Mayor Dunham opened the regular monthly Village Board meeting at 7:30 PM. He noted the meeting is being held under the Governors 202.1 Executive Orders.

## **MINUTES**

A motion made by Trustee Flaherty approving the minutes of August 12, 2020 regular monthly Village Board Meeting; seconded by Trustee Baumeister. All voted "aye".

## **ABSTRACT**

A motion made by Trustee Phillips approving the monthly abstract in the amount of \$20,769.28 seconded by Trustee Flaherty. All voted "aye."

## **TREASURER'S REPORT**

A motion made by Trustee Flaherty approving the monthly treasurer's report; seconded by Trustee Phillips. All voted "aye".

## **CODE ENFORCEMENT OFFICER**

Code Enforcement Officer Peter Bujanow submitted his monthly activity report for the month of August. He reported the following:

48 William Street- Status of violation "Notice of Proceeding to Repair or Demolish". The village is waiting to receive the detail specifications from the engineer Ray Jurkowski for the preparation of a bid document to be sent out for contractors to bid on. The legal process is also continuing parallel.

8 Broad Street-Peter issued three building permits for 8 Broad Street. One permit was for interior renovations the second permit was for roof repairs and the third permit issues were for an ADA ramp.

Violations- Three violations were issued in the Historic District. He is working with the residents to come into compliance.

Camp Fires is within the control of the NYS Department of Environmental Conservation. There is no burning within village limits unless it is a small fire for cooking, camp fire or burning of flags and or religious reasons. Trustee Phillips will submit a write up of what is allowed for burning in the village to be sent out in the village bulletin and by email blast.

## **ALBANY HUDSON ELECTIC TRAIL**

Construction-Mayor Dunham spoke with Andy Beers from the Greenway. The rectangle rapid Flashing beacons on Rt 9 will be installed and tied into the National Grid system. A portion of the trail from River Street in Valatie to New Street in Stuyvesant Falls including the full length in the village will be opening soon.

## **VILLAGE ELECTIONS**

Village Elections will be held in the Village Hall on Tuesday, September 22, 2020 from noon until 9pm. Residents will be required to wear a mask, use hand sanitizer, and sign in for contract tracing before voting. Village Clerk Heeder thanked village resident and election inspector Sue Lauster for making new curtains for the Village Hall meeting room and court area.

## **PARKING LOT LIGHTING**

The village has not been notified if the if Sheriff Electric installed the dimmer switch to the lights in the village parking lot. Mayor Dunham will ask the village DPW if they have had any contact with Sheriff Electric on installation of the dimmer switch.

### **LOCAL LAWS**

Proposed Local Law No. 4 of 2020 – A motion made by Trustee Flaherty to adopt Local Law No. 4 of 2020 A local law amending the Code of the Village of Kinderhook in relation to traffic restrictions; seconded by Trustee Baumeister. All voted “aye”.

Proposed Local Law No. 5 of 2020 – A motion made by Trustee Leiser to adopt Local Law No. 5 of 2020 A local law amending the Code of the Village of Kinderhook to add Chapter 133 entitled Dumpsters; seconded by Trustee Flaherty. All voted “aye”.

Proposed Local Law No. 6 of 2020 – A motion made by Trustee Baumeister to adopt Local Law No. 6 of 2020 A local law amending the Code of the Village of Kinderhook to add Chapter 132 entitled Temporary Storage Containers; seconded by Trustee Phillips. All voted “aye”.

### **STREET & SIDEWALK PROJECTS**

The village had proposed to do a Chip Seal for maintenance improvement on Martin Court and Presidential Drive. Similar work was done eight years ago on Martin Court and Presidential Drive. To receive CHIP funds the maintenance of work on the road has had to be at least 10 years. The village requested Gorman Brothers to submit a quote for the chip seal of Kinderknoll and Kindertree Drive. They will not guarantee their work beyond Sept 15<sup>th</sup> due to the weather. They will require the village to sign a waiver. Trustee Phillips feels the village should not consider the chip seal until the weather is at least 75 degrees. If it is not going to be warm enough he feels the village should wait until May when the weather is warmer and the expense would still be in this year’s budget.

### **CABLE TV FRANCHISE**

The Public Service Commission is reviewing the franchise renewal agreement with Charter Communications for Spectrum cable and Consolidated Communications. The village attorney review and Public hearings will be set.

### **TREES**

A motion made by Trustee Flaherty to hire Homestead Tree Service for the removal of a portion of a tree on Church Street and two trees on Sunset Ave including grinding of the stumps pending the certificate of insurance. The estimate to remove the two trees on Sunset Ave is \$1,003.00; seconded by Trustee Baumeister. All voted “aye”.

### **RECORDS MANAGEMENT**

A motion made by Trustee Baumeister to adopt the following Resolution; seconded by Trustee Flaherty. All voted “aye”.

**RESOLVED**, By the Village Board of the Village of Kinderhook that Retention and Disposition Schedule for New York Local Government Records (LGS-1), issued pursuant to Article 57-A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records, is hereby adopted for use by all officers in legally disposing of valueless records listed therein.

**FURTHER RESOLVED**, that in accordance with Article 57-A:

(a) only those records will be disposed of that are described in Retention and Disposition Schedule for New York Local Government Records (LGS-1), after they have met the minimum retention periods described therein;

(b) only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.

### **ZONING BOARD OF APPEALS**

Minutes of the July 27, 2020 was received. The Zoning Board of Appeals met on August 24, 2020 to hold the public hearings for the request of Tom and Margaret Riddle (6 William Street) requesting two area variances. They also reviewed the request from Robert and Patricia Altman (13 Hudson Street) requesting an area variance.

### **PLANNING BOARD**

The September 3, 2020 meeting was canceled as there was no new business to go before the board.

### **HISTORIC PRESERVATION COMMISSION**

Minutes of July 16, 2020 were received. The commission is scheduled to meet on September 17, 2020.

Trustee Phillips would like the village to acknowledge that Village Historian Ruth Piwonka was awarded the 2020 Martha Washington Woman of History. He read the following article from the Albany Times Union. "Historian and preservationist Ruth Piwonka has been named the 2020 Martha Washington Woman of History. This award is given annually by Washington's Headquarters State Historic Site to a woman who has made a contribution to the history of the Hudson Valley through education, promotion, or preservation."

### **RECREATION COMMISSION**

Status of the playground-Due to the requirements of cleaning the playground equipment due to COVID the playground is closed.

Signs for the playground to be closed from Dusk to Dawn and No dogs in the Little League field will be ordered.

### **CLIMATE SMART TASK FORCE**

A small composter was installed at Kinderhook Memorial Library.

### **ECONOMIC DEVELOPMENT**

Economic Development Director Renee Shur submitted her August 2020 monthly report to the Village Board. The Walking & Bicycling Tour Brochure is complete and may be picked up in the Village Hall.

### **KBPA**

The annual Oktoberfest will be held on October 8, 2020 in the village square. Samascotts' donated pumpkins for children to carve/decorate. The pumpkins may be dropped off for judging along with scare crows on October 8, 2020. The reading of the Legend of Sleepy Hollow will be on October 31, 2020 in the village square.

### **UNPAID WATER, SEWER**

The total of unpaid water bills of \$1,583.20; total unpaid sewer bills of \$1,421.35.

## **WATER DEPARTMENT**

The water reader will not be entering homes due to COVID. Door tags will be left for the 30-40 residents who have inside meters. The village is requesting homeowners to call their readings in or call the office to allow the village DPW in to read the meter.

## **APPLICATIONS**

A motion made by Trustee Flaherty approving the following requests; seconded by Trustee Leiser. All voted "aye".

- a. KBPA is requesting to use the Village Square on Oct 10 for Oktoberfest and October 31<sup>st</sup> for the Reading of the Legend of Sleepy Hollow.
- b. Kinderhook Reformed Church Cemetery Committee requesting a sign advertising Brooks BBQ from 9/2-9/23.
- c. Harry Birckmayer is requesting the corner of Chatham St and Hudson St on 8/22, 9/5,9/19,&10/13 voter registration table.

## **TAXPAYER TIME**

Trustee Phillips noted due to COVID the elections were cancelled twice. He and Mayor Dunham were held over in office for an additional six month. He wanted thank Mayor Dunham on behalf of himself and the village residents. He thanked him for his dedication and all that he has done for the village. Mayor Dunham thanked Trustee Phillips for his 36 years of service to the village.

A motion made by Trustee Phillips to adjourn 8:20 pm and enter executive session to discuss personnel; seconded by Trustee Flaherty. All voted "aye".

Respectfully submitted,

Nicole H. Heeder  
Village Clerk

## **Executive Session**

No motions made during executive session.

A motion made by Trustee Leiser to adjourn executive session 9:00 at pm; seconded by Trustee Phillips. All voted "aye".

James Dunham  
Mayor