

**Village of Rhinebeck Board of Trustees  
Regular Meeting Tuesday August 12, 2014 7:00 PM**

**Present** – Mayor Heath Tortarella Deputy Mayor Howard Traudt, Trustees Gary Kenton, Heinz Sauer, Scott Cruikshank, Attorney Rich Olson, and Clerk Patricia Coon.

**Others Present:** Jeff Cotter, Alan Coon and County Legislator Joel Tyner along with members of the press.

**Mayor Tortarella** opened the meeting with the Pledge of Allegiance at 7:02pm.

**County Legislator Tyner** addressed the Board on various topics of interest that are before the County Legislature including the discussion of solar in Dutchess County buildings, the proposed Dutchess County Jail expansion, the New York State surplus and the Northern Dutchess Alliance and the need for a living wage.

**Mayor Tortarella** recognized the 40 years of public service of former Zoning Board member and Chairman Francois Weigel with a certificate from the New York State Conference of Mayors as well as a certificate from the Village of Rhinebeck.

**Treasurer's Report** Mayor Tortarella discussed the consolidation of the escrow accounts into one master escrow account. The KVS software will be going live in September. Motion made by Mayor Tortarella to approve the transfer budget items to budget items that are in the negative to be able to close out the fiscal year. Motion was second by Trustee Kenton and all the Board present was in favor. Complete report is on file in the Village Clerk's office.

#### **Department Reports**

**Wastewater Department:** Trustee Kenton made a motion to go to bid for the sludge hauling disposal services. Motion was second by Deputy Mayor Traudt and all the Board present was in favor. Trustee Kenton made a motion to approve the bid of \$25.00 from Herb Stickles for the surplus 8' plow in as is condition. Motion was second by Deputy Mayor Traudt and all the Board present was in favor. Trustee Kenton made a motion to approve the bid of \$1605.00 from Herb Stickles for the 1999 Ford F250 pick up truck in as is condition. Motion was second by Deputy Mayor Traudt and all the Board present was in favor. Trustee Kenton reported 4.25 million gallons of Waste Water was treated, 43000 gallons of sludge processed and 5370 pounds of sludge processed. Complete report is on file in the Village Clerk's office.

**Water Department:** Trustee Sauer reported that the net treated water in July 2014 was 13,188,000 gallons. Trustee Sauer made a motion to expend \$10000 from the water capital fund for Erdman Anthony to develop for conceptual plan for the water distribution district. The motion was second by Deputy Mayor Traudt. Discussion commenced on using this narrative to help with a grant writer to get funding for the project. All the Board present was in favor. Trustee Sauer reported that there was a power savings of \$536 this month due to solar panels on Village Hall..

**Fire Department:** Trustee Cruikshank reported that there were 76 calls in July: EMS 31 Town, 18 Village and 49total. Fire is 15Town, 9 village for 24 total and Motor vehicle accidents 2 Town 1 village for a total of 3. Mayor Tortarella discussed a device for a traffic light in front of the firehouse on East Market St. Resident John Varricchio addressed the board regarding the costs for fire services. He is opposed on having the Village of Rhinebeck give up the fire department. He asked the Board not to consolidate as it is not in the best interest of the Village. Complete report is on file in the Village Clerk's office. Mayor Tortarella mentioned the continued contract negotiations with the Town of Rhinebeck. Complete report is on file in the Village Clerk's office.

**Street Department:** Deputy Mayor Traudt reported that the Village has funds available for CHIPs in the amount of \$139,232.19 which will be used in part for the Asher Road/Rockefeller Lane paving. Deputy Mayor Traudt made a motion to approve the purchase of a 9" plow. Motion second by Mayor Tortarella and all the Board present was in favor. Complete report is on file in the Village Clerk's office.

**Planning & Zoning:** Trustee Cruikshank discussed the review of the current Zoning code. Trustees Kenton and Cruikshank along with interested members of the zoning committee will hold a meeting after

Labor Day to review the possible changes. Trustee Cruikshank made a motion to adopt the proposed changes in the Building Dept. fees as presented by Zoning Enforcement Officer Fenton effective Sept.1, 2014. The motion was Second by Trustee Sauer and all the Board present was in favor. Complete report is on file in the Village Clerk's office.

2014 Revised Building Department Fee Schedule

**BUILDING CONSTRUCTION**

Building Permit Fees

NOTE: All building permit fees are to be paid

- |     |                                                                                                                                                                                                                                                                                   |                                                            |
|-----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------|
| 1)  | Residential Construction – Group R-1, R-2, R-3, R-4<br>Single Family Dwellings, Multiple Dwellings, Apartments,<br>Boarding Houses, Hotels, Motels. Childcare Facilities, etc.<br>(based upon construction space, all floors except crawlspaces,<br>Includes basements, cellars). | \$0.55 per square foot                                     |
| 2)  | Commercial Construction – All floors, basements<br>or cellars, includes additions.<br>Group A ssembly<br>Group B usiness<br>Group E ducation<br>Group F actory<br>Group I nstitutional<br>Group M ercantile<br>Group S torage<br>Group U tility                                   | \$0.64 per square foot                                     |
| 3)  | Group H azardous                                                                                                                                                                                                                                                                  | \$1.25 per square foot                                     |
| 4)  | Conversions/changes of use, alterations, additions,<br>Replacement and repairs (based upon total number<br>of square ft. of space/area affected by work) includes<br>decks, porches, equipment systems.                                                                           | \$0.55 per square foot                                     |
| 5)  | C.O. Application fee for final site inspection<br>Single Family residential<br>Multifamily residential<br>Commercial                                                                                                                                                              | \$100.00<br>\$750.00<br>\$200.00 per building or occupancy |
| 6)  | C.O. Title Abstract (Administrative search of<br>records only)                                                                                                                                                                                                                    | \$100.00 residential<br>\$200.00 commercial                |
| 7)  | Pools - Above ground<br>In-ground                                                                                                                                                                                                                                                 | \$175.00<br>\$575.00                                       |
| 8)  | Solid Fuel Burning Device: wood, coal, pellet,<br>Fireplace with pre-fab or masonry chimney                                                                                                                                                                                       | \$150.00                                                   |
| 9)  | Demotion Permit                                                                                                                                                                                                                                                                   | \$150.00                                                   |
| 10) | Minimum Permit Fee - for # 1, 2, 3 & 4 above                                                                                                                                                                                                                                      | \$100.00                                                   |
| 11) | Building Permit Late Filing Fee (after work has<br>commenced without valid Building Permit issued<br>by the Village).                                                                                                                                                             | Double standard fee                                        |
| 12) | Operating permits – See attached schedule                                                                                                                                                                                                                                         |                                                            |

101 - 300 people	\$325.00
301 - 600 people	\$400.00
601 - 1000 people	\$750.00
Over 1000 people	Add \$25.00 per 100 persons to maximum of \$1,000.00

- 13) Renewal of active permit – 75% of original fee not less than \$100.00
- 14) Re-inspection Fee – 3<sup>rd</sup> re-inspection fee \$75.00 and thereafter for each inspection.

## **FIRE INSPECTION**

### All other non-residential buildings subject to fire inspection

<b>Floor Space</b>	<b>Base Fee</b>	<b>Additional Inspections</b>
0 to 10,000 square feet	\$75.00	\$50.00
Over 10,000 to 50,000 square feet	\$150.00	\$75.00
Over 50,000 to 100,000 square feet	\$250.00	\$150.00
Over 100,000 square feet	\$500.00	\$250.00

## **BUILDING CONSTRUCTION**

### Building Permit Fees

NOTE: All building permit fees are to be paid

- 1) Residential Construction – Group R-1, R-2, R-3, R-4      \$0.55 per square foot  
Single Family Dwellings, Multiple Dwellings, Apartments, Boarding Houses, Hotels, Motels. Childcare Facilities, etc. (based upon construction space, all floors except crawlspaces, Includes basements, cellars).
- 2) Commercial Construction – All floors, basements      \$0.64 per square foot  
or cellars, includes additions.  
Group A ssembly  
Group B usiness  
Group E ducation  
Group F actory  
Group I nstitutional  
Group M ercantile  
Group S torage  
Group U tility
- 3) Group H azardous      \$1.25 per square foot
- 4) Conversions/changes of use, alterations, additions,      \$0.55 per square foot  
Replacement and repairs (based upon total number of square ft. of space/area affected by work) includes decks, porches, equipment systems.
- 5) C.O. Application fee for final site inspection  
Single Family residential      \$100.00  
Multifamily residential      \$750.00  
Commercial      \$200.00 per building or occupancy
- 6) C.O. Title Abstract (Administrative search of      \$100.00 residential  
records only)      \$200.00 commercial
- 7) Pools - Above ground      \$175.00

	In-ground	\$575.00
8)	Solid Fuel Burning Device: wood, coal, pellet, Fireplace with pre-fab or masonry chimney	\$150.00
9)	Demotion Permit	\$150.00
10)	Minimum Permit Fee - for # 1, 2, 3 & 4 above	\$100.00
11)	Building Permit Late Filing Fee (after work has commenced without valid Building Permit issued by the Village).	Double standard fee
12)	Operating permits – See attached schedule	
	101 - 300 people	\$325.00
	301 - 600 people	\$400.00
	601 - 1000 people	\$750.00
	Over 1000 people	Add \$25.00 per 100 persons to maximum of \$1,000.00
13)	Renewal of active permit – 75% of original fee not less than \$100.00	
14)	Re-inspection Fee – 3 <sup>rd</sup> re-inspection fee \$75.00 and thereafter for each inspection.	

## FIRE INSPECTION

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Over 10,000 to 50,000 square feet	\$150.00	\$75.00
Over 50,000 to 100,000 square feet	\$250.00	\$150.00
Over 100,000 square feet	\$500.00	\$250.00

Complete report is on file in the Village Clerk's office.

**Police & Court:** Mayor Tortarella reported 123 police incidents happened in the Month of July 2014, 54 tickets were issued, and 5 arrests were made. Complete report is on file in the Village Clerk's office.

## Committee Reports

**Tree Commission:** Trustee Kenton made a motion to have the Village establish the policy that the cost of tree removal and pruning is a shared expense 50/50 with the village and the homeowner effective immediately. The motion was second by Trustee Cruikshank. Discussion on the timing and established this is an interim step to control costs and budget constraints. All the Board present was in favor. Complete report is on file in the Village Clerk's office.

## Special Requests

- a. **Sinterklaas:** Mayor Tortarella discussed the event application received for Sinterklaas. Sgt. Dunn addressed the Board as to the number of attendees and if a mass gathering permit would be needed. Sgt. Dunn is concerned with the safety of that number of people, the aspects of closing Route 9 for 1 ½ hours, as well as insurance issues. Application was tabled to await further discussion at a special meeting to be held on Thursday August 14, 2014.
- b. **American Legion Ladies Auxiliary Halloween Parade:** Mayor Tortarella made a motion to approve the application for the American Legion Auxiliary sponsored Halloween Parade on October 26, 2014 at 2:00pm. Motion second by Deputy Mayor Traudt, and all the Board present was in favor.
- c. **RCSD:** Mayor Tortarella made a motion to approve the Rhinebeck PTSO "Back to School Block Party" to be held at the Lions club mini park on Friday September 12, 2014 from

3:30-5:30pm. Motion second by Deputy Mayor Traudt, and all the Board present was in favor.

- d. **Republican Party:** Mayor Tortarella made a motion to approve the Rhinebeck Republican Committee to use the Village hall for their election caucus on Saturday September 13, 2014 at 10:00am/ Motion second by Trustee Cruikshank, and all the Board present was in favor.
- e. **Mad Dash: mayor Tortarella** Mayor Tortarella made a motion to approve the Church of the Messiah Mad Dash on Monday September 1, 2014 Motion second by Deputy Mayor Traudt, and all the Board present was in favor.

### **Other Business**

**Asher Dam update:** Mayor Tortarella reported that the work on the dam is almost complete and the lake should be filling up and at its normal level soon. The water was lowered for the FEMA and NYS Emergency Management inspection. The street department and John Raimondo are prepping and painting the pedestrian bridge.

**Accessible Crosswalks update:** Mayor Tortarella reported the project is installed and completed.

**Village Hall front door:** Mayor Tortarella made a motion to proceed with the installation of the Handicapped door opener for the Village hall doors with the quote from New England Door Closer, Inc. The motion was second by Deputy Mayor Traudt. Motion was tabled as Trustee Cruikshank will bring recommendations on how to proceed.

**Lion's Club Mini-Park:** Mayor Tortarella reported that after the S. Parsonage Street paving a new split rail fence will be installed.

**Legion Park at Crystal Lake park discussion:** Mayor Tortarella reported that the park should be revitalized. Trustee Sauer suggested having the street department remove debris and clean up the park.

**Village Hall** – Mayor Tortarella made a motion to close the Village Hall on Thursday August 21, 2014 as requested by village Clerk Pat Coon for records management. The motion was Second by Trustee Sauer and all the Board present voted in favor.

**Dewitt Gurnell Park- Doughboy cleaning:** Mayor Tortarella reported that on Thursday August 14, 2014 the Doughboy would be professionally cleaned. Alan Coon, former chairman of the Doughboy Committee reported that the Doughboy needs to be cleaned every 3-4 years, and as of this date, it has been done with donated funds. Mayor Tortarella made a motion to accept the maintenance of the Doughboy Statue. The motion was Second by Deputy Mayor Traudt and all the Board present voted in favor.

**Village Engineer:** Mayor Tortarella reported that as of October 31, 2014 Erdman Anthony will no longer be operating in the Hudson Valley as they are closing their Kingston Office. However, they will see through projects.

**Bicycle and Pedestrian Count:** Trustee Kenton reported that the Dutchess County Transportation council will be conducting a bicycle and pedestrian count in September. He also stated October 8 is walk to school day.

### **Correspondence**

**Richard & Cynthia Nelson:** Mayor Tortarella reported that the village has received a letter regarding installing a catch basin by their house. Deputy Mayor Traudt will discuss with Highway Foreman Mike Wolff.

**Victoria Polidoro:** Trustee Kenton made a motion to seek public comment at the September 9, 2014 meeting on keeping hens in the Village of Rhinebeck. Motion seconded by Second by Deputy Mayor Traudt and all the Board present voted in favor.

**Joy Offerman:** Mayor Tortarella discussed receiving a letter from Ms. Offerman regarding parking in front of the Town Hall as the view is totally blocked by cars parked in front of the Town Hall. Mayor Tortarella state Sgt. Dunn and Highway Foreman Mike Wolff will look into it. Ms. Offerman also wrote

that the noise from the Village Police Air Conditioner is very disturbing. St. Dunn is looking into the problem and solutions for it.

**Water & Sewer Adjustments:** Trustee Sauer made the motion to accept the adjustments as listed. Motion second by Trustee Cruikshank and all the Board present voted in favor.

**July 2014 Waste Water Adjustment**  
**Waste Water**

Acct #	DM (balance)	CM	Difference	Reason
40038	\$25.00	\$0.00	\$25.00	New Owner
40141	\$25.00	\$0.00	\$25.00	New Owner
40097	\$25.00	\$0.00	\$25.00	New Owner
40138	\$25.00	\$0.00	\$25.00	New Owner
21200	\$25.00	\$0.00	\$25.00	New Owner
40142	\$25.00	\$0.00	\$25.00	New Owner
40135	\$25.00	\$0.00	\$25.00	New Owner
TOTAL				
7	\$25.00	\$0.00	\$175.00	new accounts
40138	\$26.40	\$0.00	\$26.40	final
40142	\$4.88	\$0.00	\$4.88	final
21200	\$79.20	\$0.00	\$79.20	final
40135	\$102.87	\$0.00	\$102.87	final
40038	\$147.49	\$0.00	\$147.49	final
40141	\$188.77	\$0.00	\$188.77	final
40097	\$163.00	\$0.00	\$163.00	final
40138	\$69.63	\$0.00	\$69.63	final
TOTAL				
8			\$782.24	Finals
<b>other adjustments</b>				
21362		-\$8.10	-\$8.10	removal of penalty
		-		
173		\$185.63	-\$185.63	bill included final

**July 2014 Water Adjustment**  
**Water**

Acct #	DM (balance)	CM	Difference	Reason
694	\$25.00	\$0.00	\$25.00	New Owner
40142	\$25.00	\$0.00	\$25.00	New Owner
21450	\$25.00	\$0.00	\$25.00	New Owner
40097	\$25.00	\$0.00	\$25.00	New Owner
2051	\$25.00	\$0.00	\$25.00	New Owner
40038	\$25.00	\$0.00	\$25.00	New Owner
40141	\$25.00	\$0.00	\$25.00	New Owner
40135	\$25.00	\$0.00	\$25.00	New Owner
21200	\$25.00	\$0.00	\$25.00	New Owner
11475	\$25.00	\$0.00	\$25.00	New Owner
40138	\$25.00	\$0.00	\$25.00	New Owner
892	\$25.00	\$0.00	\$25.00	New Owner
TOTAL				
12	\$25.00	\$0.00	\$300.00	new accounts
21450	\$82.20	\$0.00	\$82.20	final
40097	\$44.40	\$0.00	\$44.40	final
2051	\$25.80	\$0.00	\$25.80	final
892	\$42.00	\$0.00	\$42.00	final
40140	\$64.21	\$0.00	\$64.21	final

40038	\$41.40	\$0.00	\$41.40	final
40135	\$39.00	\$0.00	\$39.00	final
694	\$75.79	\$0.00	\$75.79	final
21200	\$35.60	\$0.00	\$35.60	final
40142	\$1.85	\$0.00	\$1.85	final
TOTAL				
10			\$370.05	Finals
<b>other adjustments</b>				
40140	\$0.00	-\$64.21	-\$64.21	transposed account # payment applied to wrong account
377	\$0.00	-\$47.34	-\$47.34	payment applied to wrong account
379	\$47.34	\$0.00	\$47.34	Village owned Police Station
298	\$0.00	-\$75.00	-\$75.00	

Minute's approval – Mayor Tortarella asked if there were any additions, omissions or corrections to the July 1, 2014 minutes

Mayor Tortarella asked if there were any additions, omissions or corrections to the July 22, 2014 minutes

Mayor Tortarella asked if there were any additions, omissions or corrections to the July 31, 2014 minutes

Motion made by Mayor Tortarella to accept the minutes as submitted. Second by Trustee Cruikshank and all the board present voted in favor.

**Executive session -:** Mayor Tortarella made a motion to go into Executive session to discuss the Police Union Contract Negotiation. The motion was second by Trustee Cruikshank and all the board present voted in favor. Mayor Tortarella made the Motion to reopen the general meeting. The motion was second by Trustee Kenton and all the board present voted in favor. Mayor Tortarella made the motion to accept the new police contract. Motion was second by Trustee Cruikshank and all the board present voted in favor.

**Adjourn:** Motion to adjourn made by Mayor Tortarella. The motion was second by Trustee Sauer and all the board present voted in favor.

Respectfully Submitted,

Patricia Coon  
Village Clerk