

**Village of Rhinebeck
Regular Monthly Board Meeting
Tuesday October 13, 2015
7:00 PM Village Hall**

Present: Mayor Heath Tortarella, Deputy Mayor Howard Traudt, Trustees Scott Cruikshank Sean Kemp and Gary Bassett, village Attorney Rich Olson, Dr. Louis Tumolo, Louis Ruge, Mark Graminski, videographer Danielle from PANDA, John Varricchio, Barbara Schreiber, Liz Raum, Frank Gaglio, Brenda Klaproth, Paul Neidercorn and other members of the public as well as and Village Clerk Pat Coon and Treasurer Karen McLaughlin.

Mayor Tortarella opened the meeting at 7:00 pm with the Pledge of Allegiance and welcomed everyone to the Village Board Meeting.

Village Justice William Sanchez did a ceremonial swearing in of Trustee Gary Bassett.

Village Engineer Brandee Nelson discussed the Headworks project and the 5 bidders received. The Board discussed the higher than anticipated amount of the bids and all aspects of the plan of action. Mayor Tortarella made a motion to reject the Headworks bids and to go out to bid with a schedule of values. Motion was second by Trustee Kemp- Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.

Public Hearing- Community Block Grant- Village of Rhinebeck Parks and Recreation member Trevor Saksa gave a presentation on the proposed restoration of the Legion Park. The Community Block Grant would assist the Village in the restoration area adjacent to Crystal Lane and allow for handicap parking and accessibility to the propose bridge and fishing areas. Mayor Tortarella made the motion to open the public hearing on the Community Block Grant. Motion was second by Trustee Cruikshank. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed. Village Engineer Brandee Nelson addressed the Board in regards to the Community Block Grant, and the Board welcomed comments from the public. Several members of the public asked questions in regards to the plan and accessibility for Crystal Lake / Legon Park. Mayor Tortarella made the motion to close the public hearing on the Community Block Grant. Motion was second by Trustee Cruikshank. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.

Mayor Tortarella made the motion for the Village of Rhinebeck to apply for the Community Development Block Grant. Motion was second by Trustee Kemp. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.

APPENDIX A
A RESOLUTION AUTHORIZING THE SUBMISSION OF THE 2016 DUTCHESS COUNTY COMMUNITY
DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION

ACTIVITY: Development
Community Block Grant - Crystal Lake Handicap Acces.

WHEREAS, the (town/village/city) of Rhinebeck is participating in the Dutchess County Community Development Consortium for Fiscal Year 2016, and

WHEREAS, input from citizens and groups has been received and considered, and

WHEREAS, an application has been prepared which addresses our community concerns.

NOW, THEREFORE BE IT RESOLVED, that the Dutchess County Community Development Consortium Fiscal Year 2016 application for the (town/village/city) of Rhinebeck including the certifications included therein by and hereby is approved.

BE IT FURTHER RESOLVED, that the submission of said application to the Dutchess County Department of Planning and Development be and hereby is authorized.

MOTION MADE BY: Mayor Heath Tortorella

SECONDED BY: Trustee Scott Kemp

SIGNED BY: [Signature]
(authorized official)

DATE: 10-13-15

Public Hearing- Side Walk Sale- Mayor Tortorella made the motion to open the public hearing on the Sidewalk Sales. Motion was second by Trustee Cruikshank. Vote was as follows: Mayor Tortorella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.

Members of the public including but not limited to: Lila Paque, Paul Neidercorn, Barbara Schreiber offered their thoughts and opinions as well as written comments received from Piper Woods in regards to the proposed Sidewalk Sale law which the Board addressed.

**PROPOSED VILLAGE LAW OF RHINEBECK LOCAL LAW NO. 3 OF 2015
SIDEWALK SALES**

Chapter 89
Sidewalk Sales
§ 89-1 Title.

This article shall be entitled "A Local Law Regulating Sidewalk Sales and Displays of Merchandise Within the Village of Rhinebeck."
§ 89-2 Legislative intent.

The Village of Rhinebeck recognizes that the Village merchants must have an opportunity to conduct sidewalk sales, and other displays of merchandise, outside their business premises in order to remain economically viable. However, the Village also recognizes that such sales and displays have the potential to disrupt pedestrian traffic, produce litter and otherwise negatively impact the character of the Village. The Village Board of Trustees, by this article, seeks to reach an accommodation between the needs of the merchants and the needs of the community by allowing, but regulating, sidewalk sales and other displays of merchandise by Village merchants.

§ 89-3 Definitions.

As used in this article, the following terms shall have the meanings hereinafter indicated:

APPLICANT

The organization applying to the Village Clerk for a sidewalk sale license.

LICENSE

The license obtained from the Clerk of the Village of Rhinebeck upon completion, submission and approval of the application to the Village Clerk for the conduct of a sidewalk sale.

LICENSEE

The organization to which a sidewalk sale license has been issued by the Village Clerk.

MERCHANT

Any person or business entity lawfully occupying a store in the Village of Rhinebeck.

SIDEWALK SALE

Any sidewalk sale sponsored, organized and/or supervised by an organization such as the Rhinebeck Chamber of Commerce, Businessman's Association or Merchant's Association.

PUBLIC SERVICE FACILITY

A public telephone, mailbox, bench or other facility provided for use by the general public.

SIDEWALK

Any area between the curb line and a structure, whether publicly or privately owned, which is used by the public, or open to use by the public, for pedestrian purposes. In

cases where there is no curb line within 10 feet of the structure, the sidewalk shall be deemed to extend 10 feet perpendicular from the structure.

SIDEWALK DISPLAY

The tables, carts and/or racks used to exhibit merchandise at a sidewalk sale or outside a business premises.

VILLAGE ATTORNEY

The Village Attorney, or attorney to the Village, as the case may be.

§ 89-4 Sidewalk sale licensing requirements and procedures.

The Village Clerk is hereby authorized to grant licenses for sidewalk sales within the

Village Center District upon the following terms and conditions:

A. The application for an sidewalk sale shall be on a form provided by the Village Clerk

and approved by the Board of Trustees and Village Attorney which shall provide the

following additional information:

(1) The name, address and telephone number of the sponsoring organization;

(2) The dates requested for the organized sidewalk sale;

(3) The proposed hours for the conduct of such sale; and

(4) The name and address of each merchants who will be participating in the sidewalk

sale as part of the sponsoring organization.

(5) Identification of a rain date or dates for the sidewalk sale;

(6) Indemnification on a form provided by the Village Clerk, and approved by the Village

Board and Village Attorney, indemnifying and saving harmless the Village of Rhinebeck,

its officers, agents, attorneys and employees from and against any claims of loss, liability

or damage by any person arising as a result of the applicant's operation of the sidewalk

use, including indemnification for attorneys fees incurred by the Village.

(7) Such license application fee as shall be established by the Village in its Fee Schedule.

Editor's Note: The Fee Schedule is on file in the Village offices.

B. The application shall be approved, or disapproved, within a period of 10 days from

the date of submission of all required documentation and information. In the event the

application is denied, the applicant may appeal the determination to the Village Board of

Trustees. Such review shall be conducted by the Village Board at the next regularly

scheduled meeting of the Village Board and shall not require conduct of a public hearing.

The Village Board shall have the authority, after review, to issue, or further deny, the application.

C. No license shall be issued until such time as the applicant shall provide proof of the existence of a policy of general liability insurance, which such policy shall name the Village of Rhinebeck as additional insured and have a combined single limit of not less than \$1,000,000. The applicant shall file with the Village Clerk, prior to the issuance of a license, the certificate of insurance evidencing the requisite insurance coverage.

D. No more than six sidewalk sales for a single sponsoring organization may be approved by the Village Clerk within a calendar year.

E. In the event a licensed sidewalk sale cannot be conducted in whole or in part because of rain or other inclement weather, the Village Clerk may issue a license to conduct the sidewalk sale on another selected date or dates rain date(s) and such license shall not be counted against the six sale limitation period in Subsection D herein.

G. The sidewalk sale shall be open to participation by all retail merchants within the Village Center District, whether or not they are part of the sponsoring organization.

H. For sidewalk sales, the following provisions shall apply:

(1) Food and drink may be sold in conjunction with such sidewalk sales. In the event

permits are required for such sale of food from the Dutchess County Department of Health, such permits shall be secured and copies provided to the Village Clerk prior to the issuance of the license for the organized sidewalk sale.

(2) The applicant shall have the consent of the owner and lessee, if any, of the premises in front of which the sidewalk sale is to be conducted.

(3) No individual merchant shall be issued a license for sidewalk sales .

(4) No sidewalk display shall be set up in such proximity to the curb as to create a

danger to pedestrians or persons exiting or entering their motor vehicles.

(5) No sidewalk display may extend more than three feet from the facade of the

premises. The licensee shall ensure that all participating merchants at all times maintain, free and clear from all obstructions, an aisle not less than three feet in width providing for pedestrian movement and access to any establishment fronting on the said sidewalk.

The sidewalk sale shall be conducted in a manner which does not unreasonably interfere with pedestrian traffic or with any other business establishment or residences.

(7) No permanent structure may be affixed to the sidewalk or any building.

The licensee shall be responsible for any damage caused to any public sidewalk or public property as a direct result of the conduct of the sidewalk sale.

(8) The use of the sidewalk for sidewalk sale purposes shall not interfere with access to any public service facility.

(9) Outdoor lighting and/or music shall be permitted in conjunction with the sidewalk sale, provided that the same are low-keyed and do not create objectionable noise or light.

(10) No sidewalk display shall be permitted after the business entity with which it is associated is closed to the public. No sidewalk sale shall commence prior to 7:00 a.m. or continue past 9:00 p.m. The sidewalk display items shall be removed from the sidewalk after hours.

(11) No food or drink shall be sold in conjunction with the sidewalk sale unless the food or drink is normally sold as part of the licensee's business operation.

(12) The display area shall at all times be kept free and clear of litter, debris and any substance that may damage the sidewalk or cause pedestrian injury.

(13) Small signs may be displayed within the display area.

I. The application for the sidewalk sale must identify all proposed sale of food and drink and provision of music.

J. The application shall be accompanied by such fees as may be established by the Village in its Fee Schedule.

Editor's Note: The Fee Schedule is on file in the Village offices.

§ 89-5 License exemption for certain displays.

Any merchant who desires to set out on the sidewalk a single rack for the display of clothing or other merchandise or a single table for the display of clothing or other merchandise, in conjunction with the operation of his or her business, shall not be required to obtain a license. The rack shall not, however, exceed three feet in length, and the table shall not exceed 15 square feet of tabletop area. The rack and/or table shall be located within the entrance alcove to the premises or within three feet of the facade of the building. All other provisions set forth in §§ 89-4 (4) through (13) of this article shall apply to such displays. The merchant shall also be permitted to locate plantings and/or a single bench outside of the premises, provided that the plantings and bench are not used for the display of merchandise and are located within three feet of the facade of the building.

§ 89-6 Reservation of rights.

Neither the adoption of this article nor the granting of any license pursuant hereto shall be construed as a waiver of any right, privilege or immunity of the Village of Rhinebeck with respect to streets and sidewalks, whether express or implied.

§ 89-7 Enforcement; penalties for offenses.

A. The provisions of this article shall be enforced by the Village's Code Enforcement

Officer and/or Village Police Department. The Code Enforcement Officer shall have the power to issue a notice of violation and order to remedy to any licensee who violates the provisions of this article. In the event the licensee does not cure the violation within the time specified in the notice of violation, the Zoning Enforcement Officer, in addition to the remedies set forth in Subsection B of this section, may notify the Village Board of the unremedied violation. The Village Board shall have the power to revoke or suspend the license of the licensee after providing the licensee with an opportunity to be heard.

B. Any person who shall violate the provisions of this Chapter shall be liable to

prosecution in the Village Justice Court either by the Code Enforcement Officer or by the Village Police Department and shall, upon conviction thereof, be liable for a fine that shall not exceed \$200 for a first offense. For a second offense, the fine shall not exceed \$500, and for a third offense, the fine shall not exceed \$500 and/or imprisonment for not more than 15 days.

C. The Village shall, in addition to other remedies, have the right to bring a civil action against any business, licensee or merchant who violates the provisions of this article, seeking injunctive relief. In any such action, the Village shall be entitled to recovery of legal fees, costs and expenses in the prosecution of any such civil action, as awarded by the Court.

D. Notwithstanding these provisions, it shall be expected that the merchants and/or sponsoring organizations shall self-police themselves in the conduct of sidewalk sales to ensure that the provisions of this article are adhered to.

§ 89-8 Legislative authority; supersession of inconsistent laws.

A. This article is enacted under the authority of Subparagraphs (a)(1)(2)(d)(iii) of the

Municipal Home Rule Law § 10(I)(ii) and Municipal Home Rule Law § 22.

B. To the extent that any law of the Village of Rhinebeck is inconsistent with this article,

it is the intent of the Village Board to supersede such sections of the law by virtue of this article.

Mayor Tortarella made the motion to adjourn the public hearing on the Sidewalk sales until November 10, 2015. Motion was second by Trustee Traudt. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed. Trustees Kemp and Cruikshank will coordinate with the merchants and come up with a proposal.

Public Hearing- Garage Sale- Mayor Tortarella gave a brief history as to why garage sale law is proposed in the Village. Mayor Tortarella made the motion to open the public hearing on the Garage Sales. Motion was second by Trustee Kemp. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed. Members of the public including, but not limited to: Frank Gaglio, Jack Varrichio, Paul Neidercorn, Melody Molinaire, Margaret Carter, and Liz Ram offered their opinions in regards to the proposed law which the Board addressed.

PROPOSED VILLAGE LAW OF RHINEBECK LOCAL LAW NO. 2 OF 2015
GARAGE SALES Chapter 60

§60-1 . Purpose

The Village Board of the Village of Rhinebeck hereby determines that unregulated garage/yard sales within the Village of Rhinebeck cause annoyance to citizens in residential areas and cause an obstruction to pedestrian or vehicular traffic, and adverse effect on the surrounding residential community or the circumvention of the Village Zoning Code by replacing the residential character of our neighborhoods with that of official enterprise.

§60-2 . Definitions

As used in this Chapter, the following terms shall have the meanings indicated:

CODE ENFORCEMENT OFFICER-The individual designated by the Village Board of

Trustees as the enforcement officer for the Village of Rhinebeck.

GARAGE SALE-Includes all general sales, open to the public, conducted from or on a

residential premises or in any residential district as defined by Chapter 120, Zoning, for

the purpose of disposing of personal property or other property, including but not limited

to all sales entitled "garage", "lawn", "yard", "attic", "porch", "room", "backyard", "patio,"

"flea market", "rummage sale", or any like kind description.

RESIDENTIAL PREMISES-A lot on which a building is located which has a Certificate of

Occupancy for residential occupancy classification only as the same is defined by the

New York State Fire Prevention and Building Code, or any vacant lot which abuts a

residential premise.

§60-3. Permit required

No person or persons shall conduct a garage sale within the Village of Rhinebeck without

first having obtained a permit issued by the Code Enforcement Officer of the Village of

Rhinebeck for said purpose. The permit shall set forth and restrict the time and location

or such garage sale. No more than four (4) such permits may be issued to one residence and/or family household during any calendar year. If members of more than one residence join in requesting a permit, then such permit shall be considered as having been issued for each and all such residences.

§60-4. Investigation to determine compliance

Before issuing a permit, the Code Enforcement Officer may conduct an investigation as may reasonable be necessary to determine if there is compliance with this Chapter.

§60-5. Display of permit

Any permit in possession of the holder or holders of a garage sale shall be posted on the premises in a conspicuous place so as to be seen by the public and the Code Enforcement Officer.

§60-6. Responsibility of permit holder and owner

The permit holder and the owner or tenant of the residential premises on which the garage sale is conducted shall be jointly and severally responsible for the maintenance of good order during the hours of the garage sale. Such individual shall ensure that there is no loud or boisterous conduct on said premises nor permit vehicles to impede the passage of traffic on any roads or streets in the area of such premises.

§60-7 Right of entry for enforcement and inspection

The Code Enforcement Officer or any police officer shall have the right of entry to any residential premises showing evidence of a garage sale for the purpose of enforcement or inspection and may close the premises and revoke the permit and issue tickets for any violations of the provisions of this Chapter.

§60-8. Revocation and refusal of permit

Any permit issued under this Chapter may be revoked or any application for issuance of a permit refused by the Code Enforcement Officer if the application submitted by the applicant or permit holder contains any false, fraudulent or misleading statement. If any individual is convicted of an offense under this Chapter, the Code Enforcement Officer is

instructed to cancel any existing garage sale permit held by the individual convicted and not to issue such individual another garage sale permit for a period of two years from the time of conviction.

§60-9. Exemptions

This provisions of this Chapter shall not apply to or affect the following:

- 1) Persons selling goods pursuant to an order or process of a court of competent jurisdiction.
- 2) Person acting in accordance with their powers and duties as public officials.
- 3) Any bona fide charitable, educational, cultural or governmental institution or organization, when the proceeds from the sale are used directly for the institution's or organization's charitable purposes and the goods or articles are not sold on a consignment basis.

§60-10. Separate offenses.

Every article sold and every day a sale is conducted in violation of this Chapter shall constitute a separate offense.

§60-11 Penalties for offences.

Any person found guilty of violating the terms of this Chapter shall be fined not less than \$25 nor more than \$250 for each offense.

Mayor Tortarella made the motion to adjourn the public hearing on the Garage Sales until November 10, 2015. Motion was second by Trustee Cruikshank. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.

Public Hearing- Re-Zoning- Louis Ruge parcel 6170-14-453324, 5 Chestnut Street- Engineer Mark Graminski representing Louis Ruge addressed the Board in regard to the changes in the zoning of the property at 5 Chestnut St.

Mayor Tortarella made the motion to open the public hearing on the rezoning of Louis Ruge. Motion was second by Trustee Kemp. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Howard Traudt- Yes, Trustee Scott Cruikshank- Yes, Trustee Sean Kemp- Yes and Trustee Gary Bassett- Yes. Motion passed.

Discussion on the options Mr. Ruge would have including a use variance application which would be the only other option. Mr. Ruge addressed the reasons and the fact that the impact on parking will not change, and the type of uses which would be allowed were discussed

Chestnut Street residents Patricia Strong and Liz Mazzarella discussed the impact the change to zoning would have to the district. Superintendent of public works John Fenton discussed the location and proposed changes.

Mayor Tortarella made the motion to close the public hearing on the Louis Ruge zoning change. Motion was second by Trustee Cruikshank. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Howard Traudt- Yes, Trustee Scott Cruikshank- Yes, Trustee Sean Kemp- Yes and Trustee Gary Bassett- Yes. Motion passed.

Public Hearing- Re-Zoning- Louis Tumolo parcel 6170-14-452336, 6450 Montgomery Street. Engineer Mark Graminski representing Louis Tumolo addressed the Board in regard to the changes in the zoning of the property at 6450 Montgomery Street for the purpose of a more consistent use. Mayor Tortarella made the motion to open the public hearing on the rezoning of Louis Tumolo. Motion was second by Trustee Cruikshank. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.

The Board discussed the separation of the house from the animal hospital.

Mayor Tortarella made the motion to adjourn the public hearing until November 10, 2015 on the Louis Tumolo zoning change. Motion was second by Trustee Cruikshank. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.

Mayor Tortarella made a motion to set a public hearing on November 10, 2015 for No parking in front of village hall except for village business during hours same for area in front of police station. Motion was second by Trustee Cruikshank. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.

Treasurer's report- Treasurer Karen McLaughlin presented the Treasurers report to the Board, ending September 30, 2015. Total vouchers for the General Fund \$81756.42, Water fund \$50443.34, Sewer \$24475.43. Total balance of all funds \$3,573,032.58. Mayor Tortarella made a motion to accept the budget amendments of \$11420.16 and the water and sewer adjustments as reported. Motion was second by Trustee Kemp. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Howard Traudt- Yes, Trustee Scott Cruikshank- Yes, Trustee Sean Kemp- Yes and Trustee Gary Bassett- Yes. Motion passed. Mayor Tortarella made a motion to transfer \$4651.19 from the Police to General to pay principal on the Police Bond. Motion was second by Trustee Kemp. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed. The complete report is on file in the Clerk's office.

PorchFest- Village resident Liz Mazzarella presented to the Board a request to hold a Porch Fest from Platt Ave. to Livingston Street. The Porch Fest will involve closing several streets and musicians playing on residents porches. Ms. Mazzarella proposed food trucks on one of the

streets as well. The Board took no action as they requested further information and details from the applicant.

Department Reports

Police & Court- Sgt. Dunn gave the monthly report of 30 incidents in the Town, 100 incidents in the village, 35 tickets in the town, 91 tickets in the village, 7 arrests and 6 accidents. Sgt. Dunn also reported the status of the police vehicles and that the 2009 Crown Victoria needs work. Mayor Tortarella made a motion to approve the expenditure of \$5253.20 for the engine. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed. The complete report is on file in the Clerk’s office.

Water Department- Trustee Gary Bassett reported 13,694,000 net gallons were processed and the ladder at the reservoir needs to be replaced as seen on the divers report. Also reported was the Lagoon clean up has not been able to proceed due to the density of the sludge, but the department is working with the company to resolve the issues. The complete report is on file in the Clerk’s office.

Wastewater Department- Trustee Kemp reported 3.3 million gallons of waste water were treated, 43,600 gallons of sludge processed and 4,769 pounds of sludge processed. Trustee Kemp also reported the bids were rejected for the Headworks project and is working on the process of rebidding. October 1, 2015 is employee Bill Haight’s last day as he is retiring and the village wishes him well in his retirement.

Fire Department- Trustee Cruikshank reported a total of 57 calls for the month, and a total of 782 for the year to date. Trustee Cruikshank reported the Fire Department found favorable by the investigating committee Diego Marotta and Tiana Corbett as new members. Trustee Cruikshank made the motion to accept Diego Marotta and Tiana Corbett as new members into the Fire Department. Motion was second by Deputy Mayor Traudt. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed. The complete report is on file in the Clerk’s office.

<i>September 2015</i>	<i>TOWN</i>	<i>VILLAGE</i>	<i>Misc.</i>	
	<i>N</i>	<i>E</i>	<i>MA</i>	<i>M/T</i>
EMS	20	17	2	39
FIRE	3	5	6	14
MVA	4	0	0	4
TOTAL	27	22	8	57
<i>September 2015 YTD</i>	<i>TOWN</i>	<i>VILLAGE</i>	<i>Misc.</i>	
	<i>N</i>	<i>E</i>	<i>MA</i>	<i>Y/T</i>
EMS	227	277	22	526
FIRE	86	81	35	202
MVA	36	15	3	54
TOTAL	349	373	60	782

Street Department- Deputy Mayor Traudt reported on street work being completed within the village, and the village hall parking lot was repaved and improved. Deputy Mayor Traudt also reported that mulch is still available with an extra charge for delivery outside the village. He will also be looking into LED street lights and report back to the Board. Mayor Tortarella made a motion for Scott Minn to receive out of title pay, and additional \$2.00 per hour, for hours worked as a mechanic starting October 1, 2015. Motion was second by Trustee Cruikshank. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed. The complete report is on file in the Clerk's office.

Planning & Zoning- Sean Kemp reported on the following fees received: (3) Certificate of Occupancy \$300.00, (8) Building permits \$4350.04, sign application fee (1)\$75.00, site plan application fee (3) \$450.00 and special permit site plan fee (1)\$150.00. The complete report is on file in the Clerk's office.

Tree Commission- Deputy Mayor Traudt reported on the status of all requests to the tree commission. The Board discussed Central Hudson doing tree removal where the limbs are involved with the wires. The fall tree planting will be Saturday November 7 and the village is looking for volunteers. The complete report is on file in the Clerk's office.

Parks and Recreation Committee- Mayor Tortarella discussed the Fall Festival held on October 10, 2015. Mayor Tortarella thanked all in attendance and discussed activities held.

Special Requests- Mayor Tortarella reported on the following requests:

- A. Northern Dutchess Reformed Church Crop Walk- Mayor Tortarella made a motion to approve the Crop Walk. Motion was second by Deputy Mayor Traudt. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.
- B. Political table- Mayor Tortarella reported on the request from Susan Marsa and setting up presidential political table at the Farmer's Market. The Board took no action as they requested further information and details from the applicant.
- C. Dutchess Debs table- Mayor Tortarella made a motion to approve the Dutchess Debs table at the Rhinebeck Farmer's Market. Motion was second by Mayor Tortarella Second by Trustee Cruikshank. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.
- D. FEAT 2016 application. Mayor Tortarella made a motion to approve the second annual FEAT marathon pending coordination with the Village police department. Motion was second by Deputy Mayor Traudt Vote was as follows: Mayor Tortarella- Yes, Deputy

Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.

Trustee Cruikshank requested the Village keep a calendar with all the events which will be happening.

Correspondence

- A. A letter received from Marie Trombini, as a tree was planted in the fall of 2011 and Ms. Trombini claims it is in the way of her shed. The Board asked for the property owner to do a survey to confirm if the tree is in the right of way.
- B. The Rhinebeck Lions Club is seeking to place a fence at the Mini Park and is applying for a grant from the Frost Fund to cover the costs. In order to do that, the Village would need to partner with the Lion's Club. Discussion on the type and location of fencing to be placed. Trustee Kemp gave a brief explanation of the project. Deputy Mayor Traudt made a motion for the Lion's Club to use the Village as a conduit to apply for the Frost Grant, Second by Mayor Tortarella. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, and Trustee Kemp- abstain and Trustee Bassett- Yes. Motion passed.
- C. Mayor Tortarella made a motion to approve the Rhinebeck Farmer's Market to place four pole banners on the same utility poles as last year. Second by Trustee Cruikshank. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- yes and Trustee Bassett- Yes. Motion passed.

Water and Sewer Adjustments: Motion to accept the adjustments as submitted made by Trustee Bassett and second by Trustee Kemp. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- yes and Trustee Bassett- Yes. Motion passed.

Executive session- Mayor Tortarella made a motion to enter into executive session to discuss the employment of a specific individual. Motion second by Deputy Mayor Traudt Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Scott Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.

Motion to close Executive Session and return to regular session made by Mayor Tortarella second by Deputy Mayor Traudt Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.

Trustee Kemp made a motion to offer the position of Waste Water treatment plant laborer to Stuart Bacon at the rate of \$ 17.50 per hour on the condition of a clean background check. Motion was second by Mayor Tortarella. Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.

Motion to adjourn made by Mayor Tortarella second by Trustee Bassett. Vote was as follows:
Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes
and Trustee Bassett- Yes. Motion passed.

Respectfully Submitted,

Patricia D. Coon
Clerk