

**Village of Rhinebeck Board of Trustees  
Regular Monthly Meeting  
Tuesday, December 8, 2015  
7:00 PM**

Present: Mayor Heath Tortarella, Deputy Mayor Howard Traudt, Trustees Scott Cruikshank, Sean Kemp and Gary Bassett, Village Attorney Rich Olson, other members of the public as well as 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.

County Legislator Joel Tyner gave a report of the concerns and various topics he is addressing as Dutchess County Legislator. Mr. Tyner discussed the issues that the County Legislature has before them, and also gave an update on the Dutchess County budget. Mayor Tortarella asked County Legislator Tyner for an agenda of items he will be discussing and of interest to the residents of the Village of Rhinebeck.

Mayor Tortarella reported the hearing was closed on to the two amendments to Chapter 109 Vehicle and Traffic Code which involve Village Hall parking and Police parking on Center Street and the Board is working on a new draft with changes which will be presented in the future.

Resident Chris Chestney asked The Village Board while making changes to also consider extending the 2 hour parking up West Market Street and Oak Street.

Mayor Tortarella reported Dr. Tumolo has withdrawn his application.

**Treasurer's report-** Treasurer McLaughlin requested from the Board the approval of \$5000 to upgrade the tax program. Mayor Tortarella made a motion to purchase the tax program update. 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. Treasurer McLaughlin reported the following:

	BALANCE <b>11/01/15</b>	RECEIPTS	DISBURSE D	BALANCE <b>11/30/15</b>
<b>GENERAL Fund</b>	\$1,224,327.25	\$348,037.58	\$568,422.66	\$1,003,942.17
<b>WATER Fund</b>	600,633.60	120,104.81	94,803.86	625,934.55
<b>SEWER Fund</b>	697,052.32	57,677.63	47,522.79	707,207.16

<b>VOUCHERS:</b>	Pre-Paid	Dec-15	TOTAL
<b>General</b>	\$157,273.77	\$50,929.75	\$208,203.52
<b>Water</b>	\$55,947.79	\$11,774.36	\$67,722.15

<b>Sewer</b>	\$32,346.92	\$19,589.13	\$51,936.05
<b>Escrow</b>		\$5,067.50	\$5,067.50
<b>Capital - Sewer</b>		\$10,127.68	\$10,127.68

Treasurer McLaughlin requested from the Board the following transfers of funds and water and waste water adjustments:

From	To	Amount	Reason
Capital- Garbage	Capital- GENERAL	\$4.69	distribute interest
Capital- Capital	Capital- GENERAL	\$65.79	distribute interest
99509.13.000.00 sew trnsf	Capital- SEWER	\$10,127.68	Capital Projects Sewer- Head works Project

**Water and Waste Water Adjustments**  
**November 2015 Water Adjustments**  
Water

Acct #	DM (balance)	CM	Difference	Reason
			\$38,227.49	
Zone 4	\$38,227.49		9	billing
Zone 4 penalty	\$328.71		\$328.71	billing- penalty
			\$70,628.20	
Zone 2	\$70,628.20		0	billing
Zone 1 Coll Fee	\$1,200.00		\$1,200.00	billing
315		\$50.00	\$50.00	clerical error
21434	\$503.22		\$503.22	add'l water tap fee
250		\$25.00	\$25.00	pymnt rc'd on time
40087	\$51.60		\$51.60	Final Bill
40087	\$25.00		\$25.00	New Owner
40095		\$30.79	\$30.79	removal of finance charge
8971		\$25.00	\$25.00	removal of finance charge
6797	\$1,000.00		\$1,000.00	Tap in
6795	\$1,000.00		\$1,000.00	Tap in
40157	\$55.20		\$55.20	Final Bill
40157	\$25.00		\$25.00	New Owner
760		\$25.00	\$25.00	removal of finance charge
		\$133.00		bill was not removed from
40163		0	\$133.00	billing cycle

887		\$7.74	\$7.74	removal of finance charge
887		\$25.00	\$25.00	removal of finance charge
887	\$77.40		\$77.40	correct posting
877		\$77.40	\$77.40	correct posting
947		\$28.60	\$28.60	lost check
936		\$5.40	\$5.40	removal of finance charge
607		\$55.94	\$55.94	removal of finance charge
21370	\$77.40		\$77.40	Final Bill
21370	\$25.00		\$25.00	New Owner
250		\$25.00	\$25.00	removal of finance charge

Mayor Tortarella made a motion to accept the transfer of funds and to pay the vouchers as submitted. 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.

Trustee Bassett made a motion to accept 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. The complete report is on file in the Clerk's office.

**Water Department-** Trustee Bassett reported on the total water treated as 11,541,000 gallons, down from last month and the Dutchess County Dept. of Health was on site for the annual health dept. inspection. Trustee Bassett reported the water dept. installed a water meter at the Village Highway garage, and is continuing to install residential radio meters with only 976 remaining to be replaced. Trustee Bassett reported that the goat's job is done, and thanks to some hungry goats they completed their work ahead of schedule. The lagoon sludge removal is having some difficulties as the contractor is having an issue with the density of the sludge and the road access. The complete report is on file in the Clerk's office.

**Wastewater Department-** Trustee Kemp reported that 3.55 millions of waste water were treated, 54,200 gallons of sludge was processed, and 5,718 pounds of sludge were processed and gave a summary of the monthly report which is on file in the Clerk's office. Trustee Kemp reported the Headwork's project bid results were received, and Trustee Cruikshank made a motion to award the bid to low bidder Above Standard Construction upon the recommendation of Village Engineers Crawford and Associates'. 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. The complete report is on file in the Clerk's office.

**Fire Department-** Trustee Cruikshank made a motion to accept the following slate of officers for the Rhinebeck Fire Dept. Kyle Eighmy- Chief; 1<sup>st</sup> Assistant Chief Darren Forbes and Bryant Knoapp 2<sup>nd</sup> Assistant Chief. Motion was second by Deputy Mayor Traudt. 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.

<i>November 2015</i>	<i>TOWN</i>	<i>VILLAGE</i>	<i>Misc. MA</i>	<i>M/T</i>	<i>July 2015</i>	<i>TOWN</i>	<i>VILLAGE</i>	<i>Misc. MA</i>	<i>YT</i>
EMS	19	30	0	49	19	30	0	49	
FIRE	14	6	0	20	14	6	0	20	
MVA	6	1	0	7	6	1	0	7	
<b>TOTAL</b>	<b>39</b>	<b>37</b>	<b>0</b>	<b>76</b>	<b>39</b>	<b>37</b>	<b>0</b>	<b>76</b>	

Trustee Cruikshank also reported the EMS has a total of 621 calls in the Village for the year and a total of 859 calls. Trustee Cruikshank also made a motion to approve the reinstatement of Polly Walkden and she is now a member in good standing. 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. The complete report is on file in the Clerk's office.

**Street Department** – Deputy Mayor Traudt reported on the various tasks the Street department has been doing throughout the village and the status and schedule of brush pick up. The Board discussed that leaf pickup will be ongoing until it is done and Christmas trees will be also picked up. The Board made the following resolution:

At a regular meeting of the Village Board of Trustees for the Village of Rhinebeck, Dutchess County, New York held on the 8<sup>th</sup> day of December, 2012 at the Village Hall, 76 East Market Street, Rhinebeck, New York, the following Resolution was proposed and seconded:

Resolution by: Mayor Heath Tortarella

Seconded by: Trustee Scott Cruikshank

**WHEREAS**, the Village of Rhinebeck periodically undertakes projects in connection with work affecting state highways and state right-of-ways pursuant to permits issued for said projects from the New York State Department of Transportation (hereinafter referred to as the "NYSDOT"); and

**WHEREAS**, the NYSDOT has requested the Village of Rhinebeck provide by undertaking agreement attached hereto and made part hereof, assurances as to the nature, quality and liabilities stated therein regards to permitted works, said undertaking to be for a term of 20 years.

**NOW, THERREFORE, BE IT RESOLVED**, the Village of Rhinebeck Board of Trustees, does hereby approve and authorize the Mayor of the Village of Rhinebeck to execute and deliver the attached NYSDOT Undertaking in relation to permitted projects with work that affects state highways and state right-of-ways.

Upon question of the foregoing Resolution, the following Rhinebeck Village Board members voted “Aye” in favor of the Resolution:

Mayor Heath Tortarella;  
Deputy Mayor Howard Traudt;  
Trustee Scott Cruikshank;  
Trustee Gary Bassett; and  
Trustee Sean Kemp.

The following Rhinebeck Village Board members voted “No” in opposition, and thereto: \_\_\_\_\_; and \_\_\_\_\_.

The Resolution having been approved by a majority of the Village Board the same was declared duly adopted by the Mayor of the Village of Rhinebeck.

Dated: December 8,, 2015 \_\_\_\_\_  
Patricia D. Coon, Village Clerk  
Village of Rhinebeck

The complete report is on file in the Clerk’s office.

**Planning & Zoning** - Trustee Kemp reported that there was one C.O. searches for a total of \$100.00, 15 building permits for a total of \$23,071.19, a sign application fee for \$75.00 , one site plan application fees for \$150.00. The complete report is on file in the Clerk’s office. Mayor Tortarella made a motion to approve Karen Macfarlane’s vacation buy out request of 35 hours. Motion was second by Deputy Mayor Traudt. 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. The complete report is on file in the Clerk’s office.

**Police & Court**- Mayor Tortarella reported a total of 25 incidents in the Town, 88 incidents in the Village, 19 tickets in the Town, 63 tickets in the Village,10 arrests and 13 accidents. Sgt. Dunn reported on the need for a new transmission on the crown vic. Mayor Tortarella made a motion to approve the transmission and motion was second by Trustee Cruikshank. The Board discussed the possibility of a new versus a re-built transmission. Mayor Tortarella withdrew the

motion pending estimates on rebuilt vs. a new transmission. The complete report is on file in the Clerk's office.

### **Committee Reports**

**Tree Committee-** Deputy Mayor Traudt reported the November tree planting went very well. John Fenton met with a representative from Central Hudson in regards to the pruning and removal of trees in January. There may be as many as 63 trees that will be involved. Central Hudson will take the tree down to under the wires, and the Village of Rhinebeck will remove the remaining. Deputy Mayor Traudt reported there is an open seat on the Tree Commission and interested parties should contact the Village Clerk.

**Parks and Recreation Committee-** Mayor Tortarella reported no report.

**Special Requests-** none filed

**Correspondence-** Jeff Scales had sent a letter to the Board requesting doing away with permit parking on Livingston Street. The Board discussed on doing away with it, and Trustee Cruikshank will report back in January to provide background as to when it was adopted.

**Minutes review-** Mayor Tortarella made a motion to accept the minutes from 11-19-2015. Motion was second by Trustee Kemp and the Vote was as follows: Mayor Tortarella- Yes, Deputy Mayor Traudt- Yes, Trustee Cruikshank- Yes, Trustee Kemp- Yes and Trustee Bassett- Yes. Motion passed.

### **Public Comment-**

Rhinebeck resident Enrique Garrido of Hilee Rd. addressed the Village board in regards to his negative concerns about the goats the Water dept. had at the reservoir. Mayor Tortarella and Trustee Bassett responded the village had the goats at the reservoir to make it look nice, to maintain it better. Trustee Bassett asked the residents for suggestions.

Rhinebeck resident Ronald Ross of 30 Hilee Rd. though it was a good project and thought the residents and the Village could come to mutual agreement. Mr. Ross also suggested repairing and restoring the Rhinebeck signs.

Rhinebeck resident Frank Santamorena of Hilee Rd. addressed the Village board in regards to his negative concerns about the goats the Water dept. had at the reservoir. He discussed the shelter, livestock, the noise ordinance.

**Executive session-** Mayor Tortarella made a motion to enter into executive session to discuss the employment of a specific individual and Union negotiations. The motion second by Trustee Cruikshank. 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 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.

Motion to deny the UPSEU's grievance regarding the Village's refusal to cover the cost of the deductible for the retirees was 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

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