

A Meeting of the Board of Trustees of the Village of Croton-on-Hudson, NY was held on Monday, November 25, 2013 at the Municipal Building, Van Wyck Street, Croton-on-Hudson, NY 10520.

The following officials were present:

Mayor Wiegman	Trustee Raskob
Village Manager Zambrano	Trustee Murtaugh
Village Attorney Whitehead	Trustee Davis
Village Treasurer Bullock	Trustee Gallelli

1. CALL TO ORDER:

Mayor Wiegman called the meeting to order at 8:00pm. Everyone joined in the Pledge of Allegiance.

2. APPROVAL OF VOUCHERS:

Trustee Gallelli made a motion to approve the following Fiscal Year 2013-2014 vouchers. The motion was seconded by Trustee Raskob and approved unanimously with a vote of 5-0.

General Fund	\$1,781,589.57
Water Fund	\$ 5,235.36
Sewer Fund	\$ 4.03
Capital Fund	\$ 519,448.05
Trust Fund	\$ 160.00
Total	\$2,306,437.01

3. PUBLIC HEARING - *Introductory Local Law No. 4 of 2013 to Override the "Property Tax Cap Law"*

Motion to open the Public Hearing was made by Trustee Davis and seconded by Trustee Raskob; motion was approved unanimously with a 5-0 vote.

John McBride, 32 Old Post Road North, Croton-on-Hudson, commended the Board for not having to levy higher than the Tax Cap over the last couple of years but encouraged the Board to adopt the Property Tax Cap Override because it could result in other damages if any unanticipated expenses came before the Board that would force them to go over the Cap.

There being no further comments to come before the Board a motion to close the Public Hearing was made by Trustee Gallelli and seconded by Trustee Murtaugh; motion was approved unanimously with a 5-0 vote.

On motion of TRUSTEE RASKOB seconded by TRUSTEE GALALELLI the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS, the State Legislature and the Governor recently enacted legislation that establishes a "property tax cap" on the amount that a local government's property tax levy can increase each year; and

WHEREAS, this law is effective for local government's fiscal year beginning in 2012; and

WHEREAS, under this law, the total amount to be raised through property taxes charged on the municipality's taxable assessed value of property, will be capped at 1.66 percent (as updated for 2014) or the rate of inflation, whichever is less, with some exceptions; and

WHEREAS, the state legislation provides for local governments to override the cap to protect the Village from unforeseen financial circumstances; and

WHEREAS, state legislation requires that in the event that an override is necessary, the law enabling it must already have been adopted by the Board of Trustees; and

WHEREAS, Local Law Introductory No. 4 of 2013 has been drafted to override the "property tax cap" law enacted by State Legislature if necessary; and

WHEREAS, a Public Hearing was held and closed on November 25, 2013,

NOW, THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby adopts Local Law Introductory No. 4 of 2013 to override the "property tax cap" law enacted by State Legislature if necessary, which upon adoption will become Local Law No. 4 of 2013.

DISCUSSION:

Trustee Raskob stated that the Board is not intending to go over the Tax Cap; this action is required by Albany so that we do not get penalized if unanticipated circumstances force us to go over the Cap.

Trustee Davis stated that this is a bad law and the solution is not to tie municipality's hands behind their back; if people do not like what their elected officials are doing they should just be voted out.

Trustee Murtaugh stated that this is essentially an insurance policy that allows the Village not to be penalized by the State if we find ourselves in an unfortunate situation and we would need to go above the Cap.

Trustee Gallelli stated that this is the third year that Croton is passing this law and it is something that has been recommended to all municipal governments by the New York State Conference of Mayors as being fiscally prudent. Trustee Gallelli said that one year the Village had a close call when the State sent down a very large bill a week before the budget was to be finalized; this is a protective measure and is highly recommended.

Mayor Wiegman explained that even though the Tax Levy Cap was advertised at 2%, that number varies from year to year based on a relatively complex formula that the State has compiled. Mayor Wiegman stated that his year the number is 1.66% not 2%.

4. CORRESPONDENCE

- a. Letter from Tom Costick thanking the Water Department Staff for the fast and professional job done in repairing a water line in front of his home
- b. Letter from Brittany Fowler, Communications and Special Event Coordinator, Teatown Lake Reservation dated November 14, 2013 advising of the upcoming Tenth Annual Hudson River EagleFest event on Saturday, February 8, 2014

Motion made by Trustee Gallelli and seconded by Trustee Murtaugh authorizing Village staff to work with Teatown to allow them to set up an eagle viewing station at the Boat Launch and to use parking lot areas A and J; motion was unanimously approved with a 5-0 vote.

- c. Letter from Henry P. Szypulski, Program Manager, NYS Department of Taxation and Finance dated November 7, 2013 advising of the Tentative Railroad Equalization Rate of 3.80

- d. Flyer from the Croton Free Library advising that Eleanor Brackbill will be presenting a story "An Uncommon Cape" on Thursday, December 5th at 7:00pm at the Croton Public Library.
- e. Letters from Robert Hoch dated November 17, 2013 updating the Board on Cablevision channel changes

5. CITIZEN PARTICIPATION-AGENDA ITEMS

Dan Chesnard, 64 Farrington Road, Croton-on-Hudson, asked if any part of the Term Sheet that the Village received from Mrs. Gouveia was changed. Mr. Chesnard stated that he does not know any other gift of property that has been given to the Village where the resident was able to stay on that property. Mr. Chesnard said that the Village would only be able to use seven acres which are wooded and part of a steep ravine. Mr. Chesnard presented Mayor Wiegman with a petition with four hundred and seventy names of residents who oppose the gift of 1300 Albany Post Road.

Village Attorney Staudt stated that as to the current Term Sheet it has been expanded upon by the Use Document which was a result of comments that there should be more detail on how the use of the property would work. Mr. Staudt stated that if you go back a year or two the initial Term Sheet that was submitted did not include a million dollar Trust Fund.

Joel Gingold, 55 Nordica Drive, Croton on Hudson, stated that he believes this is a done deal and does not agree with the process the Board has taken and is concerned about the validity of the documents that were submitted to the Board. Mr. Gingold stated that if a proper evaluation was performed the results might have changed his mind and others as well to support the acquisition.

Laurie Baschwitz, 80 Oneida Avenue, Croton-on-Hudson, stated that Croton is blessed with having so much green-space and is concerned that the Village does not have enough staff and resources to take care of the green-space that we currently have and is concerned about adding more property.

Virginia Calcutti, 19 Hunter Place, Croton on Hudson, stated that the property that the Village will have access to is a ravine and a trail that would be difficult to walk along. Ms. Calcutti also stated that she is also concerned with who is going to clear and remove all of the debris, insure the property, provide security, put up fencing and build an access road. Ms. Calcutti asked

if the Village has informed the residents of Arrowcrest that an overflow of traffic will end up on their street and of the dangers of walking along Albany Post Road. Ms. Calcutti stated that Mrs. Gouveia should also be required to remove all illegal buildings before the Village takes over the property.

Ray Clifford, Prospect Place, Croton-on-Hudson, stated that his motives for supporting this acquisition have been questioned by those opposing it and it has been said that he has cut a back-door-deal for the Croton Yacht Club. Mr. Clifford stated that he served this country to protect the rights of individuals to be able to speak out freely and it is a shame that people would attack an entire organization in an attempt to silence those with an opinion; this is extremely dangerous and not what he served to protect. Mr. Clifford stated that groups in this Village are providing a disservice to this community by attacking others on a personal level. Mr. Clifford stated that this is a gift and he is in favor of the acquisition of the Gouveia property and there are many pros for this acquisition; a retreat for our seniors, arts and cultural activities, additional recreation programs to name a few. Mr. Clifford stated that those in opposition are blinded by a steady stream of misinformation fueled by ruthless opposition to the current Village Board. Mr. Clifford stated that this would be a missed opportunity for future generations and the glass half empty perspective will not do justice for Croton and while all the terms of the deal may not be perfect let us not throw the baby out with the bath water. Mr. Clifford said that we can all work together and realize what this acquisition really is intended to be; a gift for Croton and for the generations to follow.

John Ghegan, 54 Young Avenue, Croton on Hudson, asked where the million dollars will go that the Village is getting from Mrs. Gouveia; will that money be solely to maintain the property; can the Village take any of that money and use it for other things; i.e. purchasing a truck, paying staff; would the money to build and repair the trails come out of that Trust and not his tax dollars and how much does the Village anticipate his taxes will go up after the acquisition of this property. Mr. Ghegan said that it doesn't seem that there are that many people against this acquisition compared to the number of people who are registered to vote in this community and the fact that residents of the Village did not vote out members of this Board means that not everyone is against this acquisition. Mr. Ghegan stated that the acquisition of the parking lot at the Metro North train station turned out to be a good thing for the Village because we are making a lot of money and Croton Landing also turned out to be a great acquisition for the Village even though there was opposition at that time as well.

Mayor Wiegman stated that the money we receive from Mrs. Gouveia goes into a Trust Fund and the interest earned on that money will be used for maintaining the property and no tax dollars will be used for that purpose; the Trust Fund will have two Trustees, one representing Mrs. Gouveia's estate and one representing the Village with regard to the investment strategy. Mayor Wiegman stated that Mrs. Gouveia is earmarking the money to be used to maintain this property in good condition and that endowment itself will produce earnings and the interest may be drawn down on an annual basis to pay for the operating expenses of the property as well. Mayor Wiegman advised that Recreation programs that would be held on that site would continue to require fees and those user fees would pay for that event or that activity.

Village Attorney Staudt stated that Mrs. Gouveia's proposal is that the money is for the support of this property.

Trustee Murtaugh stated on average the Village tax increase would be approximately \$4.26 annually which is before any potential revenue and before consideration of the one million dollar gift.

Julie Anne Woodward, 122 Upper North Highland Place, Croton on Hudson, stated that the trails on the Ruben property are not well maintained and is concerned that these trails may also not be maintained. Ms. Woodward suggested that a connection from North Highland to Giglio Court be created so that walkers will have access to Kaplan's Pond.

Mayor Wiegman said that the Village is discussing making this connection.

Andy Levitt, 6 Cedar Lane, Croton on Hudson, stated that he is very concerned about the tenor of these discussions and the portrayal of Mrs. Gouveia as being some kind of a tax cheat. Mr. Levitt stated that Mrs. Gouveia wants to give the Village a valuable piece of property and include a million dollars along with that gift and put valuable resources into the Village's coffers. Mr. Levitt said that every time this Board proposes something good the same people oppose it and suggest that this is a back room deal and this is ridiculous. Mr. Levitt stated that casting aspersions on the Board who are doing a lot of work and spending a lot of time is very upsetting to him. Mr. Levitt said that a lot of thought has been given into this property and he has spoken with a lot of people who are in favor of the acquisition and while the deal is not perfect when push comes to shove he would definitely say that the Village should go for it.

Winifred Chesnard, 64 Farrington Road, Croton-on-Hudson asked why two hundred and seventy-nine signatures against the cell tower was sufficient to stop that deal but four hundred and seventy signatures saying they don't want the Gouveia property is not enough to stop this going forward.

Trustee Gallelli stated that the cell tower petition was never the basis of her decision and had nothing to do with signatures on a petition that she never saw. Trustee Gallelli stated that the reason why she and the Board turned away from that proposal was because upon examination and reviewing the details of where it would have been located and what it would have impacted she and the Board decided it was not the right thing to do. Trustee Gallelli stated that all of the Board's decisions are based on due diligence and not on petitions.

Don Daubney, 45 Bungalow Road, Croton on Hudson, stated that he is concerned that Mrs. Gouveia is not required by this Agreement to maintain the property from the endowment and she could let it go if she wanted to. Mr. Daubney asked how the Village will handle bathroom facilities during special events. Mr. Daubney said that he understands that he can walk the trails but will he have access to other parts of the property in the spring and who will be responsible for the liabilities. Mr. Daubney said that he feels that the Village has not given him enough information.

Mayor Wiegman stated that Mrs. Gouveia has lived and maintained her property for forty years and it is not likely that this property will suddenly become abandoned by any stretch of the imagination. Mayor Wiegman said that as per the Term Sheet once the Endowment is established it will be used for the care and maintenance of this site and while she is in residence Mrs. Gouveia will draw down from the interest and earnings on that Endowment to help maintain the site; the million dollars will stay intact and not be touched. Mayor Wiegman added that upon Mrs. Gouveia vacating the site that principal and interest earnings will go to the Village and the Village will draw down on it. Mayor Wiegman said that if there is a special event that brings people to the site the Village will do for that event what it does for all of its other special events and that is to bring in portable bathrooms. Mayor Wiegman stated that the Village has studied and reviewed well over four hundred pieces of documentation that was also made available to the public.

Village Attorney Staudt stated that Mrs. Gouveia has agreed to the use of the property while she is in residence and the Use Document goes into some detail. Mr. Staudt stated that liability will be handled the same way it would

with respect to any Village open space and if someone is injured on the property that claim would go to the Village's insurance company for review.

Joann Minett, 5 Van Cortlandt Place, Croton on Hudson, stated that she always thought that a gift was unconditional and that someone should not expect to get something in return and does not understand why Croton has to pay the taxes on the property until Mrs. Gouveia either leaves or passes away. Ms. Minett asked how much the Village has spent so far on this project and is she picking up any of the legal fees. Ms. Minett asked if she or anyone else in the Village can donate their property and live tax free.

Village Attorney Staudt stated that Mrs. Gouveia will pay her legal fees and the Village will pay its legal fees.

Mayor Wiegman stated that the Village has currently spent \$6,500; when the final acquisition is completed the Village anticipates spending \$23,600 which covers costs for engineering services, septic, water and tank testing; filing fees with the County Clerk's office; Title Insurance and legal fees.

Trustee Gallelli stated that anyone can offer their house if they would like; in most cases people view their home as their primary asset and they are probably going to hand it down to their relatives. Trustee Gallelli stated that if an offer was made the Village would have to logically and seriously consider the offer; look at what it would bring to the Village; would it offer recreational opportunities and things that are important to the Village and based on that the Village may or may not accept the offer.

Walter Plotch, 39 Furnace Dock Road, Croton on Hudson, stated that he has spent many years as a "big gift fund raiser" and spent a great deal of time talking to multi millionaires about ways that they can give their generous gifts. Mr. Plotch stated that he has no comments about the wisdom of accepting this gift in terms of what it can do for Croton because he does not know enough about it. Mr. Plotch stated that he understands that Mrs. Gouveia is putting a million dollars into an Irrevocable Trust which means that she cannot withdraw that money, the principle is Croton's forever and the income will be disposed of in terms of the Trust. Mr. Plotch stated that this is generous but it is a million dollars Mrs. Gouveia will deduct from her Federal and State Income Taxes the instant that the Trust is created. Mr. Plotch said that if you take the possible income from that Trust (\$50,000-\$60,000 per year) and add it to her savings of \$60,000 in taxes her income will increase by \$110,000 each year for as long as she lives in that house. Mr. Plotch stated that in addition, if the property is worth two to three million

dollars and given her age the chances are she will be able to deduct about one million dollars from her Federal and State Income Taxes. Mr. Plotch said that the million dollars that is in Trust and given her life expectancy of about twenty years that million dollars will shrink over twenty years, its income will shrink and it will not buy twenty years from now anywhere near what it buys today. Mr. Plotch said that on the other hand it is a very generous gift and if he was employed by the Village he would do his best to obtain it. Mr. Plotch added that after having discussions with his colleagues, they all agreed that accepting this gift is a wise idea but that it is unusual that Mrs. Gouveia will pay no taxes and the million dollars that she puts in the Trust ought to go directly to the Village to make up for the taxes that are being lost. In closing Mr. Plotch stated that this is a very good deal for the Village.

John McBride, 132 Old Post Road North, Croton on Hudson, stated that as residents of Croton we elect a Board and a certain amount of trust is given to them to administer and run this Village; these elections should have significance and we should grant them that trust as well. Mr. McBride said that he has studied this proposal to some extent but has a limited amount of time to do so but the Board on the other hand has devoted a lot of time and therefore supports the Board's decision and feels that it is wise to take this gift.

Ruth Spaeth, 7 Giglio Court, Croton on Hudson, stated that the true spirit of giving is when the receiver of the gift and the person giving the gift does not know each other. Ms. Spaeth said that she is also concerned that Mrs. Gouveia can continue to live there while the Village pays her liability insurance and taxes. Ms. Spaeth also said that it is the first that she is hearing about connecting North Highland and Giglio Court and suggested that maybe the homeowners of Giglio Court should donate their property for this purpose.

Jane Shumsky, 68 Sunset Drive, Croton on Hudson, said that there has been a lot of questions that have come up that have not been addressed and suggested that the vote be postponed and another community meeting be held.

Paul Steinberg, 35 Old Post Road North, Croton on Hudson, stated that he is troubled because it seems that we are creating more dissention amongst the residents and suggested that the Board reach out to the community. Mr. Steinberg stated that he had come to this meeting strongly opposed but after

listening to the discussions he may change his mind but does not see a need for this vote tonight.

Trustee Gallelli stated that she has always reached out to the community and has made herself available and would be more than happy to address and speak with any resident regarding the Gouveia property.

Bill Ryder, 3 Cleveland Drive, Croton on Hudson, asked if the details of this transaction have been publicized. Mr. Ryder said that some of the meetings were actually closed because they fell under the attorney/client privilege but the residents should have been made aware of those discussions as well.

Mayor Wiegman advised that all of the specific details have been publicized for over a week; the documents were a subject of a work session last Monday and published prior to that work session. Mayor Wiegman added that the Board went through the budget work sheet line by line; made sure that this project was in compliance with our Local Waterfront Revitalization Program and all the documents have been posted on the Village's Web-Site for everyone to review.

Phyllis Morrow, 61 Nordica Avenue, Croton on Hudson, asked if this deal is off if it is not made before Christmas. Ms. Morrow stated that she has had concerns with the capacity and use issues at Mayo's Landing and is concerned with those issues will also be an issue at the Gouveia property.

Village Attorney Staudt stated that he has not seen that time frame in any in the proposed terms and it has not been conveyed by Mrs. Gouveia's attorney as well.

Pat Moran, 49 Penfield Avenue, Croton on Hudson, stated that she understands that the Village has reached an opinion that the property should be tax-exempt and asked if that is binding on the Town. Ms. Moran stated that the term sheet provided states that the property will be a tax-exempt municipal property and asked how the Board can deliver these terms if the Cortlandt Town Assessor has yet to decide. Ms. Moran asked Mr. Staudt to explain why he thinks the portion of the property that Mrs. Gouveia is going to live on is tax-exempt and brought to the Board's attention two cases; one where a person deeded their property to the Town and reserved the right to live in the house during their lifetime; the opinion was that, "the portion of the property reserved by the seller for their own use and occupancy during their lifetime and which does not comply with the provisions of the exemption statute, is taxable and should be assessed upon the taxable portion of the

assessment roll in the same manner of any other taxable property"; the second case refers to when a Village constructed a dwelling place on sewerage facility for the operator of the sewerage facility and that stated , "it would be tax-exempt only if the operator's presence was required and his occupancy was subject to the control of the Village". Ms. Moran asked why this type of reasoning does not apply to at least the portion where Mrs. Gouveia is retaining occupancy.

Village Attorney Staudt stated that it is not binding on the Town at this time; the Town would have to make their own determination but does not see any basis for the Town not to grant this as a tax-exempt property. Mr. Staudt stated that he is aware of the cases that Ms. Moran has sited; these determinations are based on the facts of each individual case; the facts of this proposed occupancy are different from the facts of the occupancies involved in those cases and it is not appropriate to have a legal debate on this issue this evening.

Bob Wintermeier, 43 Radnor Avenue, Croton on Hudson, stated that while he is not against the acquisition because of what has been said this evening his major concern is that the Village has a lot of expensive projects on the way. Mr. Wintermeier stated that he has given the Board a "Return on Investment Analysis" which indicates that this is not a good deal financially. Mr. Wintermeier stated that because Mrs. Gouveia gets to use the interest as she wants until she dies or leaves the property the Village can lose thousands of dollars. Mr. Wintermeier said that he is also surprised that the Village has not spoken with Arrowcrest and Skyview about any potential problems.

Roseann Schuyler, Olcott Avenue, Croton on Hudson, asked Attorney Staudt what are the facts about the proposed residency that distinguishes it from the residency in the cases that Ms. Moran just spoke about. Ms. Schuyler stated that she would hope that as a condition of acceptance of this gift the Village will require that Mrs. Gouveia demolish and get rid of the remaining illegal structures on her property as well. Ms. Schuyler said that she is against this acquisition; there is currently enough park land in this Village that serves the purposes that the Board has articulated for this land and this is something that the Village cannot afford. Ms. Schuyler stated that the million dollar Trust and its earnings will not be given entirely to the Village; Mrs. Gouveia is going to take the earnings from that Trust as income according to the terms that she has proposed and because the Trust Fund will not be able to be touched during her residency on the property removing the trees and creating the trails will come from Croton taxpayers.

Mr. Staudt stated that he has given his opinion that he believes that the property is tax-exempt and will not have an Appellate Court review as part of a Village Board meeting and is certainly not going to say anything that could in some way prejudice the Village's position.

Dan Chesnard, 64 Farrington Road, Croton on Hudson, asked if anyone has just asked Mrs. Gouveia to donate or Will her property at the time she vacates it or at her death; the Village would love to have it at that time and it would not cost the Village anything and would give us time to think about what we would want for this property.

Virginia Calcutti, 19 Hunter Place, Croton on Hudson, asked Mr. Staudt if he said that he believes the taxes will be exempt from Town of Cortlandt taxes. Ms. Calcutti asked that the Board not vote on it this evening until we can get definite answers.

Village Attorney Staudt stated that it is his legal opinion that it would be exempt if the Village goes through with this transaction the way it is written.

6. RESOLUTIONS:

- a. On motion of TRUSTEE MURTAUGH, seconded by TRUSTEE RASKOB the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

RESOLUTION OF LWRP CONSISTENCY FOR THE ACCEPTANCE OF THE
GIFT OF 1300 ALBANY POST ROAD

WHEREAS, the Village has been offered a gift of property owned by Laurel Gouveia f/k/a Laurel Theise and located at 1300 Albany Post Road; and

WHEREAS, written terms of such offer were transmitted to the Village on September 19, 2013 (the "Term Sheet"); and

WHEREAS, the Village Board is considering taking an action to accept the gift of the property located at 1300 Albany Post Road from Laurel Gouveia in accordance with terms of the Term Sheet (the "Proposed Action"); and

WHEREAS, the Village Board of Trustees of the Village of Croton-on-Hudson, as Lead Agency, has issued a Negative Declaration in connection with the Proposed Action; and

WHEREAS, the Waterfront Advisory Committee (WAC) has previously issued to the Village Board its preliminary recommendation of consistency with the LWRP in connection with the Proposed Action; and

WHEREAS, the WAC has issued its final recommendation of consistency with the LWRP in connection with the Proposed Action; and

WHEREAS, in connection with the Proposed Action the Village Board is now required to make a determination of consistency with the LWRP policy standards and conditions; and

WHEREAS, the Village Board has reviewed the recommendations of the WAC and each of the 44 policies and sub-policies thereunder set forth in the LWRP and the explanation of each policy as set forth in the LWRP and Section IV of the LWRP, together with the EAF, the Negative Declaration and the CAF; and

WHEREAS, the Village Board concurred with the recommendations of the WAC in relation to which policies were applicable and the consistency of the Proposed Application with the policies, and also found an additional policy, 37B, to be applicable and found the Proposed Action consistent therewith

NOW, THEREFORE, BE IT RESOLVED as follows:

The Village Board makes the following findings regarding the applicability of the LWRP policies and the consistency of the Proposed Action with those policies and conditions of the LWRP which it found applicable.

1. Policy 5C - Limit proposed development within those portions of the coastal zone boundary area, where traffic impacts such as site distance and carrying capacity of the roadways are restricted

Policy 5C - Limit proposed development within those portions of the coastal zone boundary area, where traffic impacts such as site distance and carrying capacity of the roadways are restricted, particularly along Route 9A, Albany Post Road and Route 129. This policy is applicable as the property is located on Albany Post Road, and the Proposed Action will comply with and be consistent with the proposed policy as traffic impacts of the limited uses of the property were reviewed as part of the SEQRA process and it was determined the proposed action would not significantly increase traffic or have any significant impact on traffic.

2. Policy 9B – Encourage passive recreational enjoyment of the wildlife in the designated significant fish and wildlife habitats, on the Audubon Society Sanctuaries, on other public or private lands within the village, where wildlife

habitats are located. Encourage the recreational use of areas where such resources are found, as well as the protection of such resources. This policy is applicable and the Proposed Action will comply with and be consistent with the proposed policy. Much of the property is undeveloped, and under the Proposed Action will remain undeveloped thereby preserving and protecting the resources. The use of the property for passive recreation and the new trail system will provide opportunities for the viewing of wildlife in the undeveloped woodland area, as well as the pond and open lawn areas.

3. Policy 19A – Encourage the linkage of the open space along the Hudson and Croton Rivers in the form of a trail or walkway system. Such systems should be provided along undeveloped and underutilized land as well as along previously developed land. This policy is applicable and the Proposed Action will comply with and be consistent with the proposed policy. New trails will be developed on the property to provide views to the Hudson River. These trails can connect to the existing over-the-road trail segment from Brinton Brook Sanctuary and the Jane Lytle Arboretum which extends down Arrowcrest Drive across Albany Post Road from the property, and which also links to the Graff Sanctuary.

4. Policy 19B – Increase physical access to areas that have specific value for their physical and visual access to the Hudson River or Croton River and Bay. This policy is applicable and the Proposed Action will comply with and be consistent with the proposed policy. Much of the property including the lawn areas, house, and promontories within the undeveloped area have visual access and views of the Hudson River, which will be made accessible to the public as part of the Proposed Action.

5. Policy 25 - Protect, restore or enhance natural and man-made resources which are not identified as being of statewide significance, but which contribute to the overall scenic quality of the coastal area. This policy is applicable and the Proposed Action will comply with and be consistent with the proposed policy. The property has expansive views of the Hudson River. The Proposed Action will protect the property from further development and preserve the overall scenic quality.

6. Policy 37B – Control of the development of hilltops and steep slopes should be exerted in order to prevent erosion and minimize runoff and flooding from new construction. This policy is applicable and the Proposed Action will comply with and be consistent with the proposed policy. The property contains significant steep slopes and the Proposed Action will preserve same and prevent development of the steep slopes and thereby prevent erosion and minimize runoff and flooding potential.

7. Policy 44A – Wetlands, water bodies and watercourses shall be protected by preventing damage from erosion or siltation, minimizing disturbance, preserving natural habitats and protecting against flood and pollution. This policy is applicable and the Proposed Action will comply with and be consistent with the proposed policy. The property contains intermittent streams in the undeveloped woodland portion of the site which will be protected from development by the Proposed Action. The natural habitats on the property will be protected. The remaining policies and conditions of the LWRP not specifically discussed above were reviewed and found to not be applicable.

AND BE IT FURTHER RESOLVED that based upon the above, the Village Board makes a determination that the Proposed Action, which is the acceptance of the gift of the property located at 1300 Albany Post Road from Laurel Gouveia in accordance with terms of the Term Sheet, complies with the policy standards and conditions set forth in the Village's LWRP.

DISCUSSIONS:

Mayor Weigman explained that this resolution determines if this proposed action is consistent with the policies of our Local Waterfront Revitalization Program. Mayor Wiegman explained that of the forty-four specific policies that the Village is obligated to review as per Federal and State Law there are only seven policies that are applicable and they are consistent with our Local Waterfront Revitalization Program.

Trustee Gallelli stated that Waterfront Advisory Committee in their final "Consistency Review" found this to be consistent as well. Trustee Gallelli stated that a steep slope review was added to their review as well.

b. On motion of TRUSTEE GALLELLI, seconded by TRUSTEE MURTAUGH the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 4-1 vote, Trustee Davis noting nay.

WHEREAS, Laurel Gouveia has offered the Village a gift of an approximately sixteen acre parcel of real property at 1300 Albany Post Road (the "Real Property") together with a gift of a One Million (\$1,000,000.00) Dollar trust fund to support the property; and

WHEREAS, the terms of the offer of gift are set forth in a proposed term sheet transmitted to the Village by Laurel Gouveia's attorney, Edward Davidson, under cover of his September 19, 2013 letter and as further elaborated upon in the

document entitled "Uses of the Gouveia Property at 1300 Albany Post Road" and the accompanying map which have been agreed to by Laurel Gouveia (the "Use Document"); and

WHEREAS, the Village has performed substantial due diligence on the property including, but not limited to, an engineering inspection of the property and its buildings, a Phase I environmental review, oil tank testing, septic system and domestic water quality testing; and

WHEREAS, as a result of the due diligence, Laurel Gouveia performed certain remedial work on the property including the removal of a residential trailer and garage structure, replacement of an oil tank, roof repairs and electrical repairs; and

WHEREAS, the Village Board of Trustees has reviewed the Village's estimated costs in connection with accepting the gift of the property and maintaining it in the future; and

WHEREAS, the Village Board of Trustees has reviewed the anticipated benefits of accepting the gift which would include the ability of Village citizens to use the property as described in the Term Sheet and the Use Document; and

WHEREAS, the Village Board of Trustees issued an Environmental Assessment Form and Coastal Assessment Form in connection with its consideration of accepting the gift; and

WHEREAS, the Village Board of Trustees, as Lead Agency, has issued a Negative Declaration in connection with the proposed Action; and

WHEREAS, the Village's Waterfront Advisory Committee has issued a Recommendation of Consistency in connection with the proposed acceptance of the gift in which the Waterfront Advisory Committee determined that the acceptance of this gift would be consistent with the Village's LWRP policy standards and conditions; and

WHEREAS, the Village Board of Trustees has issued a Determination of Consistency in connection with the proposed acceptance of the gift in which it determined that the acceptance of the gift would be consistent with the LWRP policy standards and conditions.

NOW, THEREFORE, BE IT RESOLVED that the Village Board of Trustees is willing to accept a gift of the Real Property and the One Million (\$1,000,000.00) Dollar trust fund in accordance with the Term Sheet and Use Document subject to agreement between the Village and Laurel Gouveia on the terms of the conveyance

documents, the trust documents and documentation regarding use restrictions on the property consistent with the Term Sheet and Use Document; and

BE IT FURTHER RESOLVED that Village staff and counsel are directed to work with Mrs. Gouveia and her representatives to draft the above referenced documentation for consideration by the Village Board.

DISCUSSIONS:

Mayor Wiegman thanked the Board for all their hard work and due diligence in researching and reviewing this proposal. Mayor Wiegman stated that one of the issues that had been raised is that the Board has not had adequate commentary on the nature of this proposal and the details of the Village accepting this gift of 15.6 acres. Mayor Wiegman advised that since January of 2011 the potential Gouveia gift has been discussed at twenty-five different Village Board meetings where the community had an opportunity to share their comments and while some were during work sessions many of those meeting were televised meetings. Mayor Wiegman stated that the Board had not anticipated a quick response from Mrs. Gouveia regarding the Use Agreement and the Board was subsequently able to put forth this resolution sooner than what was anticipated.

Trustee Gallelli stated that many here in the audience are opposed to this acquisition while some of you are in favor of it; one speaker suggested that the Board should be out and about a little bit more to get people's comments. Trustee Gallelli stated that she is out and about and has engaged discussions with many residents and while some of those she has spoken to are opposed to the acquisition many are in favor of it. Trustee Gallelli said that many residents took advantage of what the Village has provided on the Village's Web-Site and during this review process approximately twenty major documents provided information on findings, studies, environmental impacts, uses and maps and it is the Board's responsibility to act on the information that we have received. Trustee Gallelli stated that there are things that are not absolutely cast in concrete at this time and some issues will be resolved if the resolution is approved this evening. Trustee Gallelli stated that a substantial list of uses has been identified that could begin almost immediately and then those uses could increase once we have control of the property. Trustee Gallelli said that many of these uses were identified several years ago when the Village took a survey with regard to building a Community Center and while some of the uses that were identified at that time cannot be fulfilled on this property many of them can. Trustee Gallelli stated that our Recreation programs are a very important asset to the residents of this Village and can be increased and improved by having this property. Trustee Gallelli stated that she believes that this property

will be an asset to the Village and will not cost the Village additional money; we have come a long way in establishing this property's viability as an important piece of property for the future of this Village.

Trustee Davis stated that he will be voting no on this resolution and while he has many reasons most of them cover the areas of fairness to residents and what he views as a lack of transparency by the Village Board. Trustee Davis said that we have been told that if we do not accept Mrs. Gouveia's offer she would give it to a religious organization and it would go off the tax rolls anyway but we have no idea which religious organization or if that organization would be willing to take it. Trustee Davis said that it is wrong to assume that it will go off the tax rolls regardless of what we do and we should have calculated this concern in the Cost Benefit Analysis. Trustee Davis stated that it is unfair to residents, particularly senior citizens on fixed incomes who are faced with rising property taxes that we are giving Mrs. Gouveia this deal. Trustee Davis said that while we have been discussing this issue for over two years when faced with questions regarding the schedule for voting on this the Board did not give any answers until last week when it was decided that this resolution would be placed on this evening's agenda. Trustee Davis said that most of the dialogue over the last two years was followed up with responses by the Village Board that nothing has been decided or some of the time we would say that we could not talk about this issue on advice of our Legal Counsel and now here we are having a vote on whether or not this offer should be accepted; what is the rush. Trustee Davis stated that this meeting was originally scheduled to be a work session and the rescheduling of these meetings was a deliberate attempt to move up this vote as soon as possible and encouraged the Board to vote down this resolution.

Trustee Raskob stated that this is a fascinating prism into the power of money; we have someone with close to sixteen acres of beautiful land and if that property was being handed to just about anyone in this room they would immediately sub-divide it and put houses on it. Trustee Raskob stated that the bottom line here is that we have someone proposing a very generous gift to the Village. Trustee Raskob stated that Mrs. Gouveia owns this property free and clear and can give it to someone else; a religious organization or an Audubon Society and since the major contention is that it is being removed from the tax rolls, if anyone of these other organizations took it over it comes off the tax rolls as well. Trustee Raskob responded to the question of why the cell tower was knocked down; the cell tower is different because they did not have an "as of right" to build it since they had no right to the property but on the other hand if we do nothing Mrs. Gouveia can give her property to someone else; the Village loses control and it comes off the tax rolls as well. Trustee Raskob referred to the last paragraph of the resolution where it

states that "Village staff and Legal Counsel are directed to work with Mrs. Gouveia and her representatives to draft the above referenced documentation for consideration by the Village Board." Trustee Raskob stated that what this says is that we are taking the next step; we are not accepting the deed this evening and we are going to get answers regarding the tax issue as well as all of the issues and concerns that have been raised.

Trustee Murtaugh stated that we have been talking about this for several years now and has fairly tried to weigh the opinions of both sides of this issue and has reached the conclusion that he will be voting in favor.

Mayor Wiegman stated that this is the process and the steps that municipalities must follow for acceptance of gifts of this nature; the first step was acceptance of the "Consistency Findings", the next step is to direct staff and Legal Counsel to prepare the referenced documents for consideration at some future meeting of the Village Board. Mayor Wiegman stated that about once every ten years the Village is asked to engage in the process that has meant a significant acquisition of land; twenty-five years ago it was the property at the train station parking lot; fifteen years ago it was the Croton Landing property; sometime in between it was the Jane E Lytle Arboretum property and about eight or nine years ago there was the acquisition of land in the area of our well fields.

c. On motion of TRUSTEE RASKOB, seconded by TRUSTEE DAVIS, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS, the village applied to the NYS Department of Environmental Conservation for a water quality improvement grant in the High street Watershed/drainage area to improve the quality of storm water draining into the Hudson River; and

WHEREAS, the grant application was approved in the amount of \$200,000 by the NYS DEC and entered into contract with the Village of Croton on Hudson on May 9, 2005; and

WHEREAS, circumstances necessitated an extension of the original contract in May of 2009, February of 2012 and December 2013 with an end date of June 30, 2014; and

WHEARAS, the Village Board has previously authorized funding in the amount of \$250,000; and

WHEREAS, on August 6, 2012, the Village hired Dvirka and Bartilucci Consulting Engineers and Architects (D&B) for the preparation of plans and specifications, permitting, bidding assistance and engineering services during construction for the High street Watershed/drainage area to improve the quality of storm water draining into the Hudson River; and

WHEREAS, in October of 2013, the Village distributed the notice to bid for the New York State Department of Environmental Conservation State Assistance for Non-Point Source Project High Street and Old Post Road Drainage Area Erosion/Sediment Controls and Non-Point Source Pollutants Improvements; and

WHEREAS, six contractors picked up plans and specifications, and four submitted bids; and

WHEREAS, Bilotta Construction Corp. of Rye, NY, submitted the lowest bid in the amount of \$570,240.00, followed by Morano Brothers Corp, in the amount of \$627,938.00; ELQ Industries, Inc. in the amount of \$686,190.00 and Paleen Construction Corporation, in the amount of \$859,395.00; and

WHEREAS, a review of the lowest bidder has been performed by the Superintendent of Public Works and D&B Consulting; and

WHEREAS, based on the results of the review, the Superintendent of Public Works and D&B Consulting have determined that Bilotta Construction Corp., of Rye, NY, is a reputable contractor and has the resources and experience to complete the project and recommend that Billotta Construction Corp. of Rye, NY be awarded the contract,

NOW THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to award the bid to Bilotta Construction Corp., of Rye, NY, in the amount of \$570,240.00 for the New York State Department of Environmental Conservation State Assistance For Non-Point Source Project High Street and Old Post Road Drainage Area Erosion/Sediment Controls and Non-Point Source Pollutants Improvements

AND BE FURTHER RESOLVED: that the Village Board authorizes additional funding in the amount of \$200,000 for the project,

DISCUSSIONS:

Trustee Raskob stated that he looks forward to this work being done; it is the worst stretch of road in Croton made worse by the fact that it is a huge hill and if we can fix the drainage and fix the road it would be a good thing.

d. On motion of TRUSTEE MURTAUGH, seconded by TRUSTEE RASKOB, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton on Hudson; with a 5-0 vote

WHEREAS, at a Village Board Meeting on October 15, 2007, T-Mobile Northeast LLC, (f/k/a Omnipoint Communications, Inc.), was issued a Telecommunications special permit to collocate a personal wireless facility at One Van Wyck Street; and

WHEREAS, this Telecommunications special permit expired on October 15, 2012; and

WHEREAS, the Village has received a special permit renewal application from T-Mobile Northeast LLC, (f/k/a Omnipoint Communications), Inc. for a renewal of a special permit for a Personal Wireless Facility at 1 Van Wyck Street; and

WHEREAS, an Antenna Site FCC RF Compliance Assessment and Report dated October 2, 2013 has been submitted and indicates that the calculated maximum RF level at the site is 3.2 percent of the FCC maximum permissible exposure; and

WHEREAS, T-Mobile has submitted a letter dated October 2, 2013 indicating that the required smoke detector and strobe light have been installed in the equipment room and the remaining painting work on the antenna cables also has been completed; and

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees does hereby issues a renewal of the Telecommunications Special Permit to T-Mobile Northeast LLC, (f/k/a Omnipoint Communications, Inc.) for the collocation of a personal wireless facility at 1 Van Wyck Street with the following conditions:

1. This permit expires on October 15, 2017; and must be renewed in accordance with the Telecommunications Chapter of the Village Code.
2. That, the T-Mobile facility shall at all times during the life of the facility comply with the applicable FCC regulations pertaining to radio frequency emissions, including such regulations as applicable to cumulative radio frequency emissions. Any necessary mitigation measures to ensure compliance shall follow FCC requirements, procedures and protocols.
3. That, in accordance with section 206-5(B) of the Village Code antennas shall be subject to state and federal regulations pertaining to non-ionizing radiation and other health hazards related to such facilities. The owner of the antenna shall

submit to the Board of Trustees evidence of compliance with the FCC standards on a yearly basis. If new, more restrictive standards are adopted, the antennas shall be made to comply or continued operations may be restricted or prohibited by the Board of Trustees. The cost of verification of compliance shall be borne by the owner and operator of the personal wireless facility.

4. That, T-Mobile is advised that the Village may switch to a different Emergency Services communication system in the future and that the T-Mobile system must be operated to prohibit interference, including implementation of any FCC re-banding plan, to current and future Village wireless systems.

5. That, any additional monthly rental cost charged by the Village's fire alarm company for the fire/smoke detector and strobe/horn in the T-Mobile equipment room shall be paid by T-Mobile Northwest, LLC upon written notification of by the Village of being charged by the Village's fire alarm company.

6. As required in the Telecommunications Chapter of the Village Code the applicant must post a bond in an amount to be determined by the Village Engineer to cover the costs of removing and disposing of the tower, antenna and associated facilities. In the event that a tower is not removed within 90 days of the cessation of operations at a site, the tower and associated facilities may be removed by the Village and the costs of removal assessed against the property, the bond or both.

7. That, proper radio frequency and antenna location warning signs be posted and maintained in the attic near the access to the roof and on the roof.

8. That, T-Mobile shall provide a basic radio frequency safety course appropriate for Village (DPW) employees, if requested by the Village.

9. That, upon written notice T-Mobile, reasonably in advance of a requested shut down of the antennas, T-Mobile shall provide a field technician on site to verify that the T-Mobile antennas are off and provide a confirmation of this to the Village. In the case of an emergency T-Mobile shall provide a field technician as soon as reasonably possible.

e. On motion of TRUSTEE GALLELLI, seconded by TRUSTEE DAVIS, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS, at a Village Board Meeting on November 3, 2008; a Telecommunications Special Permit was issued to Homeland Towers LLC, Nextel of New York, New

Cingular Wireless, and Omnipoint Communications for the construction of a tower upon which there would be a collocation of personal wireless facilities at 26 Veterans Plaza; and

WHEREAS, this special permit expired on November 3, 2013; and

WHEREAS, the Village has received a special permit renewal application from M&B Towers, LLC, (f/k/a Homeland Towers, LLC), T-Mobile Northeast LLC, (f/k/a Omnipoint Communications, Inc.), Sprint/Nextel and AT&T (f/k/a New Cingular

Wireless) for the Personal Wireless Facilities and cell tower at 26 Veterans Plaza, and

WHEREAS, an Antenna Site FCC RF Compliance Assessment and Report dated October 1, 2013 has been submitted which indicates that the calculated RF exposure at the street level around the site is less than 1 percent of the FCC maximum permissible exposure, and

WHEREAS, a Structural Analysis Report dated October 13, 2013, for the existing 140 foot monopole has been received and indicates that the existing tower and foundation have adequate capacity to support the current equipment conditions, and

WHEREAS, the Village Engineer has reviewed the special permit renewal applications and recommends that the special permit be renewed for another five years,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees does hereby issues a renewal of the Telecommunications Special Permit to M&B Towers, LLC, (f/k/a Homeland Towers, LLC), T-Mobile Northeast LLC, (f/k/a Omnipoint Communications, Inc.), Sprint/Nextel and AT&T (f/k/a New Cingular Wireless) for the Personal Wireless Facilities and cell tower at 26 Veterans Plaza with the following conditions:

1. This permit expires on November 3, 2017, and must be renewed in accordance with the Telecommunications Chapter of the Village Code.
2. That the Telecommunications facility shall at all times during the life of the facility comply with the applicable FCC regulations pertaining to radio frequency emissions, including such regulations as applicable to cumulative radio frequency emissions. Any necessary mitigation measures to ensure compliance shall follow FCC requirements, procedures and protocols.

3. That in accordance with section 206-5(B) of the Village Code antennas shall be subject to state and federal regulations pertaining to non-ionizing radiation and other health hazards related to such facilities. The owner of the antenna shall submit to the Board of Trustees evidence of compliance with the FCC standards on a yearly basis. If new, more restrictive standards are adopted, the antennas shall be made to comply or continued operations may be restricted or prohibited by the Board of Trustees. The cost of verification of compliance shall be borne by the owner and operator of the personal wireless facility.

4. That the monopole and foundation be inspected annually by a qualified individual and a report on the inspection results are submitted to the Village within 30 days of the inspection.

5. This is to advise that the Village may switch to a different Emergency Services communication system in the future and that the PWS Wireless systems must be operated to prohibit interference, including implementation of any FCC re-banding plan, to current and future Village wireless systems.

6. As required in the Telecommunications Chapter of the Village Code the applicant must post a bond in an amount to be determined by the Village Engineer to cover the costs of removing and disposing of the tower, antenna and associated facilities. In the event that a tower is not removed within 90 days of the cessation of operations at a site, the tower and associated facilities may be removed by the Village and the costs of removal assessed against the property, the bond or both.

7. That proper radio frequency and antenna location warning signs be posted and maintained at the PWS facility compound at 26 Veterans Plaza.

DISCUSSION

Trustee Murtaugh stated that this is just a bit of necessary housekeeping; the poll has been a success and is very well situated in its current location.

Trustee Gallelli said that a lot of input and study had gone into the review of this site at the time that it was determined to go in this particular location.

f. On motion of TRUSTEE RASKOB, seconded by TRUSTEE GALLELLI, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS, section 2019-a of the Uniform Justice Court Act requires that Village justices annually provide their court records and dockets to be audited; and

WHEREAS, O'Connor Davies, LLP, of Harrison, NY conducted an independent audit of the Justice Court of the Village of Croton on Hudson for the fiscal year ended May 31, 2013; and

WHEREAS, the Board of Trustees received a copy of the audit report,

NOW, THEREFORE BE IT RESOLVED: that in accordance with Section 2019-a of the Uniform Justice Court, the Board of Trustees acknowledges that the required audit was conducted and authorizes the Village Treasurer to forward a copy of the annual report and a copy of this resolution to the NYS Office of Court Administration.

DISCUSSION:

Trustee Raskob stated that he is not surprised; as someone who works throughout the Court System in Westchester County the Croton Court has a reputation as being well run, efficient and in compliance with the law and we should be very proud of our Court Clerk and Village Justices.

g. On motion of TRUSTEE RASKOB, seconded by TRUSTEE GALLELLI, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS, the on-line access to Westchester County land records has been available since 2004; and

WHEREAS, this service has been very helpful to the Engineer's Department and Finance Department; and

WHEREAS, the County offers this as a free service to municipalities,

NOW, THEREFORE BE IT RESOLVED: that the Village Manager is authorized to sign the 2014 Memorandum of Understanding with Westchester County whereby the County will provide access to the Public Viewer for four users.

DISCUSSION

Trustee Gallelli asked if this is limited to only four people.

Village Manager Zambrano advised that the County gives us four licenses and those can float amongst various staff. Village Manager Zambrano stated that this is a very sufficient way to receive documents from the County and it saves a lot of time being able to access these records.

h. On motion of TRUSTEE DAVIS, seconded by TRUSTEE MURTAUGH, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS, on February 21, 2012 the Village Board approved a contract with the Chazen Companies of Poughkeepsie, NY in the amount \$22,000 for the Wolf Road-Cook Lane Water Main Replacement and Extension Project; and

WHEREAS, this amount represented the work for engineering design, Westchester County Health Dept approval, NYS DOT approval, preparation of final bid plans and specifications, and bid assistance; and

WHEREAS, the amount of \$22,000 has already been exceeded and the project has not yet been completed and additional funding is needed to complete the work; and

WHEREAS the Village Engineer has recommended that an additional \$20,000 is appropriated to complete the work,

NOW, THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to increase the Purchase Order #01200832-00 by an additional \$20,000,

AND BE IT FURTHER RESOLVED: that this amount should be charged to capital account # H8340.2106.09178.

DISCUSSION

Village Manager Zambrano advised that there is still one easement that we are working on but as soon as the Department of Health gives us the okay to precede the project will begin.

7. CITIZEN PARTICPATION-NON AGENDA ITEMS

Ray Fortini, 21 Wolf Road, Croton on Hudson, stated that residents are very frustrated that the Wolf Road-Cook Lane Water Main Replacement and Extension Projects have taken so long. Mr. Fortini asked where we are with Board of Health approval.

Village Engineer Dan O'Connor explained that the documents were sent to the County early this summer; a review letter was sent back to the Village with a lot of technical comments; those were all taken care and sent back to the County Health Department and about a week ago the Village received another letter which included a few housekeeping items they wanted corrected; those have been completed and sent back to the County and the Village should be hearing back from them within three weeks.

Ray Fortini asked if the Village will need Board of Health approval to connect Old Post Road and is this going to be approved before the second phase of the project.

Village Engineer Dan O'Connor responded by saying that this has been included within the entire project already.

Phyllis Morrow, 61 Nordica Avenue, Croton on Hudson, asked when the Board will be putting up the signs at Mayo's Landing. Ms. Morrow said that there are certain contingencies that were discussed at the Croton Task Force meeting that were agreed and would appropriate to be on the signs.

Village Manager Zambrano responded to Ms. Morrow by saying that the signs at Mayo's Landing are not going to be what she is looking for; the Village is not going to be blocking access to the River.

Bob Wintermeier, 43 Radnor Avenue, Croton on Hudson, stated that some of those twenty-five meetings regarding the Gouveia property were held in Executive Session or held during work session. Mr. Wintermeier said that the details have also changed since the beginning of this process and people do not understand the terms and conditions of this acquisition. Mr. Wintermeier said that many of the seniors do not know how to get to the Village's Web-Site and information should have been publicized better. Mr. Wintermeier said that he learned this evening that Mrs. Gouveia will have more benefits and that never came into play in any of the calculations and the Board should consider those as well. Mr. Wintermeier suggested that the Board arrange a tour for the residents and asked why a vote can't be held if he got enough signatures on a petition.

Trustee Gallelli stated that according to New York State General Municipal Law this is not one of the items you can hold a referendum on.

Dick Nagle, 88 Radnor Avenue, Croton on Hudson, thanked the Board for providing funding in the budget for the mechanical lifts for the stretchers on our

ambulances. Mr. Nagle advised that they were installed over the past two weeks; they have both been used successfully and they are going to be very important in preventing back injuries to the members of our emergency medical service and on behalf of all of them Mr. Nagle thanked the Board for providing this funding and looks forward to giving any member of the Board a demonstration.

APPROVAL OF MINUTES

Trustee Gallelli made a motion to approve the minutes as amended of the Regular Meeting held on November 4, 2013. Trustee Davis seconded the motion. The Board approved with a vote of 5-0.

6. REPORTS

Village Manager Zambrano advised that this Saturday, November 30th, a Small Business Campaign will take place to encourage residents to shop locally in Croton.

Village Manager Zambrano said that it has been a pleasure working with Trustee Murtaugh; the staff certainly appreciates his support over the years and that he certainly brought to the Village Board an "Old Croton" feel and thanked him for his support.

Village Treasurer Bullock advised that she is pleased to announce that the Village will be rolling out the on-line utility bill payment program beginning December. Ms. Bullock said that residents will now be able to pay their water bills on line with either a credit or debit card.

Trustee Davis advised that this is the last meeting with Trustee Murtaugh; four years and it has been a pleasure working with him these past four years and will miss having him on the Board.

Trustee Raskob joined Trustee Davis in thanking Trustee Murtaugh for his service to the Village; his input has been extremely valuable; he has brought a perspective of "Old Croton" and we will miss him.

Trustee Raskob said that a lot of people have approached him saying that they think the Gouveia acquisition is a good idea and that the Village would be foolish to pass up this opportunity as well as some people saying that they think we are crazy for taking it. Trustee Raskob said that whether or not you agree with it or

not Mrs. Gouveia owns this property and can make her own decisions with her property. Trustee Raskob said that Ms. Gouveia has put the Village in a difficult situation; we can do nothing but then someone else will take this property and at that point the Village will lose control over the property and its uses. Trustee Raskob stated he does not think that anyone has ever regretted getting parkland and in fifty years people will look back on this and realize it was a good idea.

Trustee Gallelli stated that it is not too late to make an appointment for the Blood Drive this coming Sunday.

Trustee Gallelli advised that the Bulk Head work at the Yacht Club has commenced and work will go on through the spring and early summer.

Trustee Gallelli advised that a Candlelight Vigil was held this past Thursday at Vassallo Park by the Croton Coalition against Alcohol and Drug Abuse. Trustee Gallelli stated that this Vigil is held to bring awareness and support to those people whose lives have been affected by Alcohol and Drug Abuse.

Trustee Gallelli announced that the winter Recreation Brochure is now available on line.

Trustee Gallelli stated that she has had the pleasure of sitting next to Trustee Murtaugh these past four years; the Village has had the good fortune to have had Trustee Murtaugh as a Trustee and he will be sorely missed.

Trustee Murtaugh said that being a Trustee has been a fascinating eye opening experience; it gave him a view of the Village that as a lifelong resident he didn't have. Trustee Murtaugh said that he knows now what a well functioning little environment we have here and different from anything he expected to encounter. Trustee Murtaugh stated that there is a folk song written many years ago written by Phil Oaks and the title of the song is "While I am Here" and one of the lines is "I Won't Be Asked To Do My Share When I Am Gone So I Guess I'll Have To Do It While I'm Here". Trustee Murtaugh said that it all started with a compelling issue which he felt he needed to raise his voice about and became engaged; spoke at the podium a couple of times and after world-wind of activity became a Trustee. Trustee Murtaugh said that for those who had supported him he hopes that he has exceeded their expectations and for those that didn't please understand that he did his thoughtful best; any decisions that he made over the last four years were not made frivolously. Trustee Murtaugh thanked the past Boards and current Board members, all the Administration and Department Heads and most of all the unsung employees that do not get any accolades; they do a wonderful job for our residents and it has been an honor to serve.

Village Attorney Staudt stated that it was a pleasure working with Trustee Murtaugh; with all his interactions with Trustee Murtaugh over the years it is obvious that he loves this Village to the core.

Mayor Wiegman stated that it has been an honor and a pleasure working with Trustee Murtaugh. Mayor Weigman also thanked Trustee Murtaugh for introducing him to the Men's Over Forty Soccer Team and should not be too surprised if he receives a call from him to continue to serve the community in other ways.

Mayor Wiegman thanked everyone for the condolences extended to him and his family upon the passing of his father; Joseph Wiegman; he lead a full life and will be missed.

There being no further business to come before the Board, Trustee Davis made a motion to adjourn the meeting. Trustee Murtaugh seconded the motion; approved 5-0. The meeting was adjourned at 11:52pm

Respectfully submitted

Judy Weintraub, Board Secretary

Paula DiSanto, Village Clerk