

**Village Board Meeting
Monday, May 3, 2010**

A regular Village Board meeting was held on the above date at 7:30 p.m. with the following members present:

PRESENT: Mayor Dagan LaCorte
Trustee Patricia Abato, Trustee Bruce Simon
Trustee John Meehan

ALSO PRESENT: Virginia Menschner, Village Clerk
Terry Rice, Village Attorney

ABSENT: Trustee Andrew Haggerty

SET DATES FOR JUNE MEETINGS:

The Mayor said the first item on the agenda is to set the dates for the June meeting. The June workshop will be Wednesday, June 2, 2010 at 7:00 p.m. and the Board meeting will be the following Monday, June 7, 2010 at 7:30 p.m.

The Mayor said that we have three public hearings. Two of them have asked to be postponed by the applicant. The first being the public hearing on Caffe Dolce. The Mayor said he was informed by their engineer that they are not ready at this moment. So we will continue it again next month.

Also the applicant New Rock Bar and Grill has requested that that be taken off as well so he would suggest that both of those, if we could make a motion and second, to reschedule them to the same times as next month.

A motion moving to reschedule the public hearings was made by Trustee Abato, seconded by Trustee Simon. Upon vote, the motion was carried.

The Mayor said we will move forward and then go back to the third public hearing which is on tree removal permits at 8:00 p.m.

FIRE DEPARTMENT:

A) New Members - Matt Lutz and Jeffrey Cifichiello - Volunteer Hose Company:

Chief Mike Stark said that he had two items on the agenda tonight which he believes the Board all has copies of. The first one is to request the two applications be accepted for two members of the Hose Company. The first one being Matt Lutz and Jeffrey Cifichiello. He said they are requesting that they be placed on the insurance roles. A motion approving the request was made by Trustee Abato, seconded

by Trustee Simon. Upon vote, the motion was carried.

B) Service Award Program to be Approved:

Chief Stark said the second item is the final report for the 2009 Service Award Program and they are requesting that the Board approves that. A motion approving the report was made by Trustee Meehan, seconded by Trustee Simon. Upon vote, the motion was carried.

CULTURE & RECREATION:

A) Update:

Mrs. Gail Curtin said that since the last Village Board meeting, the Village Recreation Department sponsored a trip to New York City to see *Promises, Promises*. Those who did go had a very lovely time. The AARP tax service has been completed for this year and on behalf of AARP, they thank you for once again allowing them to use the facility at LPL. On Friday, April 16, the final DARE dance of this season was held and if she might take the opportunity to thank Ray Sheehan, in particular Ceasar, Officer Jim Giannettino and her staff as well for a wonderful year. And in particular she thinks that Ceasar did such a wonderful job this year with the kids. It is nice to have someone there all the time and to have Ceasar DJ each and every one this year. The final night was just so exciting as Elaine and she stood on the stage filming these kids on youtube and then to go home and watch Suffern DARE on youtube was really really nice. So she thinks they should be very proud of that program. It was great.

On April 17, they had a Great American Cleanup. As you know, Mayor, you participated and Trustee Meehan participated and in that regard we would like to thank Heidi Zebrowski-Erickson who once again was the Village volunteer who coordinated that event for the Village. We also thank Mr. Greenstein who was here with his cub scouts. We had girl scouts, brownies, and if you would like to see photos, they are on the website.

That same day the girl scouts had a powder puff derby at the Community Center and those pictures are also on the website. It is the first time that the girls actually raced cars so it was very exciting and we made history by hosting it at our Community Center. We had a session of LEAD on Friday, April 23 and without sounding repetitive that too, and she thinks that Elaine would agree with her, and she had written to Clarke and the Mayor that night, that it was just one of the most beautiful nights for those kids. In her opinion they were still healing from the tragedies that had occurred but their music and their opportunity to be together was really beautiful to watch. The seniors had a movie afternoon on Thursday, April 29.

Upcoming - tomorrow, as you know, is the blood drive. The Lions blood drive at the Community Center from 5:00 to 8:30 p.m. And then

on Thursday is the Rockland County Youth Bureau Awards Ceremony. Four members of the Recreation Department will be attending and if any of the Board are interested, let her know.

Friday night we will be hosting for the first time a girl scout pajama party at the Community Center. We are looking forward to that and the insurance has been submitted and approved by our Village Attorney for that. Tuesday, May 18, she worked with some of the members of the Village Board, the Mayor and Trustee Simon, and she thinks it is just worthy of your mention, Mr. Mayor, that the Dog Bite Prevention Program will take place. Mrs. Curtin said she brought some flyers tonight. First of all, on the off-chance that Mr. Tschudy was here, and she is not sure that he is, we had talked about the possibility of asking him to help us get the word out in Squires Gate and she wanted to thank Trustee Abato for her input on that, too, and thank her for her comments. So that will take place on Tuesday, May 18, in this room. And it certainly is a timely topic for this Village and she hopes that we do get a lot of people coming out for that. Thursday, May 20, is senior movie afternoon; Friday, May 21, LEAD; Sunday, May 23, girl scout yard sale, and Monday, May 31, we have been asked to work with the VFW and American Legion to sponsor the Suffern Memorial Day Parade.

Mrs. Curtin said that is the update.

B) Hiring of Christopher Abato and Jillian Munoz as Director and Assistant Director and Kimberly Salvatore as Musical Director for the 2010 Clifford Theater Workshop:

Mrs. Curtin said that she would also like permission to hire or rehire, to bring back, Christopher Abato as the director and Jillian Munoz as the assistant director for the 2010 Clifford Theater Workshop. A motion approving the hiring was made by Trustee Meehan, seconded by Trustee Simon.

AYES: Mayor Dagan LaCorte
Trustee John Meehan, Trustee Andrew Haggerty

ABSTAIN: Trustee Abato said she was respectfully abstaining since these are her children

NOES: None

ABSENT: Trustee Andrew Haggerty

Mrs. Curtin said that she would also like authorization to hire Kimberly Salvatore as the musical director this year. She said that she had the opportunity to interview her with Chris a few weeks ago and she thinks that they will find that she is going to be a tremendous asset to Chris and to Jillian this year. And as requested by our Village Attorney the past few years, each of them will be asked to sign an agreement. A motion authorizing the hiring was made by Trustee Simon, seconded by Trustee Abato.

AYES: Mayor Dagan LaCorte
Trustee Patricia Abato, Trustee John Meehan
Trustee Bruce Simon

NOES: None

ABSENT: Trustee Andrew Haggerty

C) Request from YMCA for Use of the Suffern Memorial Kiddie Pool for their Pre-Schoolers:

Mrs. Curtin said she had a request from the YMCA from Rosemary Mursch requesting that the pre-schoolers be given the opportunity to use the Suffern Memorial Pool again this summer on Tuesdays and Thursdays and they have been doing this for a few years. There has never been a problem. Each of our requests from our Attorney has been met and she sees no reason why they wouldn't be met again.

A motion authorizing the request was made by Trustee Simon, seconded by Trustee Abato. Upon vote, the motion was carried.

D) Request from Frank D'Andrea to Continue Use of Yorkshire Drive Park for Doggie Boot Camp:

Mrs. Curtin said that following that type of request, coming back with a request for the seventh year, is Frank D'Andrea for the Doggie Boot Camp. The request is to be held the first Sunday of each month. And unfortunately, since she didn't get to the Board until tonight, it was not held yesterday. He certainly didn't do that until she was able to get back to him and tell him it was okay. So if you do approve it, and we do have his insurance to be approved as it has every year by Attorney Rice, it will start the first Sunday of June. A motion approving the request was made by Trustee Abato, seconded by Trustee Simon. Upon vote, the motion was carried.

Mrs. Curtin said she will update them as she has been on the messaging system. We are up to 260. So we are getting there. And then she will tell them a little disappointing noise. She said she had mentioned at the last meeting that the Mayor had nominated Vinny D'Esposito for Senior Citizen of the Year. And although he certainly was one of the stronger candidates, someone else was selected. She will, however, accompany Vinny to the ceremony where he is honored as a nominee.

E) Presentation by Mayor LaCorte of Plaques to Bagel Train and Dairy Queen:

The Mayor said that he had two plaques to present. One of the recipients couldn't be here this evening so we will present it to them at their place of business. They are working. But the first plaque we would like to present to Mimi and Nick Battisackos, who are the owners of Bagel Train, and as we all know Bagel Train on Orange Avenue. They have been so generous to the Village donating all of the bagels for Breakfast with the Bunny at Easter and

everyone had a wonderful time and we truly appreciate their generosity and all they do for the Village of Suffern. So we have a plaque presented to you and Nick. The Mayor presented her with the plaque.

The Mayor said the other plaque, as we spoke to Jeanette Salmon who is the owner of Dairy Queen in Mahwah and they again have been really generous to the Village of Suffern donating coupons for free kiddie cones to all the children who participated that morning with Breakfast with the Bunny and the Egg Hunt. She could not be here because she is serving ice cream - always working. But we have a plaque for her as well and again, on behalf of the Village Board, he would like to thank her and Dairy Queen for their continued generosity to the Village. We are just truly blessed to have so many businesses who contribute and make our recreation events even better through their generosity. So we will present this to her.

VILLAGE ATTORNEY:

Attorney Terry Rice said that since the workshop meeting, the Village Clerk's office received late today a petition for a zone change from DB Masonry and Stone. They are the contract vendees of three acres of property on Wayne Avenue in the Village of Suffern adjacent to Berkeley Square. The property is presently zoned R-15. They are seeking a zone change to MR-15 in order to construct 25 townhouse units on the property. The procedure is, obviously, because it is directed to a legislative body - you have the discretion to do whatever you want, that is, to entertain it or not entertain it but if you want to continue with this the appropriate thing would be to refer it to the Planning Board for their review and recommendation as well as when it is ready to the Rockland County Department of Planning. Having come in late today, he would suggest that if you wish to make such a motion that you make it subject to his review to determine that the petition and accompanying documents are sufficient to satisfy the requirements of the zoning law. The Mayor said that he guesses that what Terry is suggesting is if the Board desires to refer this to the Planning Board subject to Terry's determination that the application is complete and complies with the requirements of the zoning law, and to the County Department of Planning as well. A motion was made by Trustee Simon, seconded by Trustee Meehan. Upon vote, the motion was carried.

POLICE DEPARTMENT:

Chief Clarke Osborn said that he just had an update for them tonight. Originally this month he was going to bring in several officers for National Police Week which starts next week, however, we will plan to do that in June, if that is okay with the Board, since several of the officers could not make it due to other commitments at work. So we will be doing that in June.

He said he would give the Board a quick update on some department happenings. First of all, they updated their website with Tech

Spectrum, our suffernpolice.com. Totally overhauled it and it is working out great and he will have access to change and update it daily and it is much easier to use. Suffern Police Department facebook page is up to around 700 people signed on already and it has only been a couple of months and it is obvious that there is definitely a need and it is going very well. The Mayor joked that he still had more friends than the Chief on regular facebook, not that it is a competition. The Chief said it is going very well and we are having a great run with it and he encourages everybody on facebook to join in. It is a lot of information that they are giving to the community and he thinks that most of the people that are on that are Village residents so it is very good to see that. Secondly, our officers, our PBA, are sponsoring the first Annual Suffern PBA Vincent Crotty Memorial Foundation Wing Night. You are going to start seeing the flyers all over town as of tonight. We just started advertising today. Tickets are on sale at several locations throughout the Village in various businesses and we are going to be pushing this very hard to raise money for this foundation, which helps out needy families, children and sports programs throughout Suffern. So he just wanted to let them know that he appreciates any support on that as well.

The Chief said today they just found out that they received a \$20,000 grant for computers in our police cars. We have computers now but our lease is running out in August. We found out late today that we are going to be replacing some of them with a grant from the State, which was excellent, so that worked out real well. So far this year we have had 136 arrests since January 1. 35 arrests alone in April. This past month we issued 150 vehicle and traffic summonses, they conducted commercial vehicle checks and they are now conducting multiple radar details on our busy roads, particularly Route 202, Orange Avenue as well as Lafayette Avenue. And up to date so far this year, since January 1, we are up to 2,165 calls for service in the last four months. We have had a pretty busy year but the officers are doing a great job downstairs and we do appreciate the Board's support.

AUDIENCE PARTICIPATION:

Karen Wilson of 13 Washington Circle said that her problem was very small and it is an easy one. She asked if it was possible to have a rain date for the sell your stuff day? Two years in a row she has had her garage full of things to sell and it's drizzly and rainy and they still have it anyway and she still has the stuff in her garage because there is no rain date. She said that she doesn't know what is involved but is it possible to have a rain date for the sell your stuff day? Trustee Simon said it seems reasonable. The Mayor said that you should contact Mrs. Haggerty since she organizes it. The Mayor said he will give her the number and if she suggests a date, he doesn't see why. Mrs. Wilson said okay. She didn't know if there was a whole bunch of planning that went into this and she just wasn't sure why but there never was a rain date. The Mayor said it is a good idea especially this time of year. Mrs. Wilson said yes, and you just have that one day to sell and if it was rainy and

yucky, who wants to bring their stuff out. But they had it anyway. The Mayor said he would have her call Mrs. Wilson.

Mrs. Myrna Judith Faulkner of 200 Lafayette Avenue which is known as Esther Gitlow Towers said she has been living there as of this month seven years. Since she moved in, they have been promised new windows in the winter time. She said she meant to bring pictures as to how this has been addressed in the past but she forgot them. However, last year they put up this plastic and in her windows, they put this red tape to hang the plastic around the windows. This year they put up a thick plastic and she is claustrophobic. She said she couldn't see out the windows. There was hardly any light coming through. She said she had a \$90 winter bill in a one bedroom apartment of which she is hardly ever home. She said that she does volunteer work three days a week. The ceiling in the kitchen has fallen down twice. She said she lives on the top floor. They puttied it up. One of the difficulties where the windows are concerned is that they don't close properly. The other difficulty is that after the first year she was there they had been promised repeatedly that new windows were being put in. This past week they were putting new windows in the hall. She said she is sorry but she doesn't live in the hall. She lives in her apartment and she finds that absolutely horrid. The Mayor said that he didn't want to interrupt her and we definitely appreciate her concerns. He said we can relay her concerns. We do have a relationship. Mrs. Faulkner said excuse her for interrupting but before she loses her train of thought. The place is partially owned or owned by HUD. HUD has made various unexpected visits to various apartments and they have never come to hers. She said she doesn't know who else to address this to. This is why she came here. The Mayor said he understands. He said we can address if there are issues regarding the condition of the building not meeting specifications and that is something that is the responsibility of the Village. In terms of improvement to windows, what we can do is look into it and to a certain degree also to address it to the company that manages the building. But we will make sure that it is in compliance with the Village code. Mrs. Faulkner said that is one thing. And she was hoping that she could get some direction as to what she could do about it besides coming here. She realizes that you have limited responsibility in this area. She was just hoping that we would be able to guide her and tell her which way she could turn. She doesn't have anybody to ask these things to. The Mayor said he appreciates it.

Trustee Meehan said that you can actually address your complaints to the Inspector General of the United States Department of Housing and Urban Development. Mrs. Faulkner said give her his title and she will address a letter to him for sure. Trustee Meehan said okay, he can write it down. Trustee Meehan said it is in Foley Square. The Mayor said that Mr. Meehan will give her the information.

Jim Giannettino of 2 Memorial Drive said that he has what should be a simple question. He is looking at a permit dated 3/24/09 for the Conserv building which states "Permit is issued for express purpose for extracting tools and equipment from fire damaged building - not

to exceed one year." And this was signed by John Layne. Mr. Giannettino asked when are we going to see some action on this burnt down building which is not only ugly but it is a hazard. The Mayor said that we will address it and discuss the matter with the Code Enforcer. Mr. Giannettino said it is time - it is past time. The Mayor said that he does know that at a certain time there was an investigation into the fire but he believes at this point it is completed. Mr. Giannettino said it is 15 months. The Mayor said no problem. He will look into that.

Mel Berkowitz of 52 Milford Lane said that several things were discussed most recently and one he really thought about and it was announced by someone in the audience, perhaps at a meeting two months ago or one month ago, and it really covered everybody but there was never a discussion and he doesn't think there should have been a discussion but it was suggested that somebody or we disband our police department and get coverage from other areas. This is a downtown. He believes we have a great police department and we all believe that and they should not be disbanded and not even considered and not even considered taken over by anybody else. If anything, he made a recommendation to Clarke Osborn a couple of years ago that we try to take over some other police departments locally and that certainly is money that we could have used and still could use. He said he thinks it is a bad recommendation. He said he thinks we have a downtown, we have a train station and lots of things going for us and we are not by areas that we don't have main streets and we need a police department here all the time, full time, 24 hours a day. That is number one.

Mr. Berkowitz said number two. He lives in Bon Aire, as he said before, and he has made this recommendation several years ago - actually his wife wrote a letter five years ago - regarding the use of poles that we use for snow removal in Bon Aire. As the Mayor would know and the Board members - there are two poles that are used for snow removal and they put the signs up. For the last five years, Al Newman and Arco Management have used the poles to promote the swimming pool. He said he would like to use the poles to promote the blood drive that they are having by the Lions Club for Good Samaritan Hospital - which is tomorrow night which was mentioned previously. Or he is sure some other organization would like to rent those poles out. When Arco Management was approached, when Al Newman was approached, he obviously said they are our poles, they are Arco's poles and we can do whatever we want. Mr. Berkowitz said that he thinks finally, after five years, someone should look at the poles. There are signs up now and clear the way to finalize who should use the poles, where they should be used, and if some outside groups want to use them, perhaps let them pay for it. It bothers him because he knows Al Newman over the years was on the ethics committee and this is quite unethical to use poles that were fought for many years ago by either within the confines of the Village where Mayor Giannettino and obviously Arco were deciding who should clean up the roadway and the area around there. So if they are not Arco's they shouldn't be using the poles. The Mayor thanked him.

Since nobody else spoke, audience participation was closed.

8:00 P.M. - PUBLIC HEARING - TREE REMOVAL PERMITS:

The Mayor said we are going to open the public hearing regarding tree removal permits. The Mayor said before that he would like to thank Trustee Simon who has done a lot of work on this and he greatly appreciates all his efforts in working on this for the past several months and getting us to this point.

Trustee Simon said that he thinks pretty much that he wanted to say has been said except that he wants to make sure that Charles Sawicki, our head of DPW, and Danny Haglund also get as much credit as anybody else because this has been a joint effort.

Attorney Rice said that simply this is a hearing on a resolution to amend our standard schedule of fees to provide for a fee of \$50 per tree for tree removal permit but not to exceed \$150 per application for trees to be removed within any two day period. We have a tree removal law that requires a permit from the Superintendent of Public Works. Previously there has been no requirement for any type of fee involved in it and the purpose of this is to require a fee as it would compensate the Village for the administrative costs in administering the program.

The Mayor said we are going to open this for public comment. Jim Giannettino of 2 Memorial Drive said that he doesn't totally disagree with this. His question is that if a homeowner wants to take down a six inch in diameter tree, the permit fee is going to be what? Attorney Rice said he thinks it is twelve inches is the size. Mr. Giannettino said twelve and above? Attorney Rice said yes. Mr. Giannettino said but still and all he thinks if you are a property owner in this Village unless you are taking down a large tree, which more than likely you are hiring someone to take it down. He said if he wants to - he will use his own experience. He cut down three fir trees last year which were probably twelve inches or a little more in diameter. He said he doesn't want to have to call somebody in and have them come down and charge him \$350 and then add on the \$50 permit fee. Because that is exactly what they are going to do. The Mayor said the permit - the thing that would change is the fee associated with the permit. The guidelines already had in certain circumstances that you would have to get a permit. He said he knows that he cut down a tree and he had to get a permit. The only difference is - nothing changes in terms of when you are required to get a permit. We are just getting a fee to cover the cost of, for example, when he did it, Danny or somebody from the DPW comes and makes sure that you are not cutting down a tree that shouldn't be. So that it would be \$50 a tree with a maximum of \$150. It is pretty much to cover the time associated with it. The Mayor said we can further look into when and under what circumstances we even require a permit. Mr. Giannettino said that he thinks the average person is going to cut down a small tree on their property. We are already paying taxes. Now if you are talking about taking down twenty trees, that is a whole different story. And like he

said, if you are bringing a contractor in, he is going to hit you for the fee anyway. He is going to build it into the price. He said we are taxed, and he is not knocking anybody, but we are taxed enough here. We shouldn't have to pay \$25 or \$50 to cut down an old broken down tree that is going to fall down. People are going to wait until they fall down instead of paying \$50. And that is what he is afraid of.

Jeff Genser of 32 First Street said that it is an unusual night because he agrees with Mr. Giannettino on both issues that he just spoke about for the first time ever. He said he thinks it would be unreasonable and outrageous to put a fee on getting a permit to cut a tree down. He said he had to cut a tree down four or five months ago - just before the winter. He got a permit. He said he understands the idea behind requiring the permit to make sure that a licensed tree expert will be doing it. They have insurance. They are going to be safe. They are not going to hurt somebody. That is all well and good. But to use this as another way to raise funds for the Village, he is 100% against it and he thinks it is a terrible idea. We are a full service Village. And talking about our DPW. He said he can't imagine having a better DPW ever anywhere in any Village in any state in this country. That is his opinion. So he would most siperously be against any fee even if it was for simply an eight inch tree.

The Mayor asked if there were any other comments. Since there were none, a motion to close the public hearing was made by Trustee Simon, seconded by Trustee Abato. Upon vote, the motion was carried.

VILLAGE OF SUFFERN

RESOLUTION NO. 4, 2010

BE IT RESOLVED by the Board of Trustees of the Village of Suffern as follows:

Section 1. The Standard Schedule of Fees of the Village of Suffern is hereby amended by adding after the section entitled "Taxicabs (Chapter 248)," the following:

Tree Removal (Chapter 251): Fifty (\$50.00) dollars per tree but not to exceed one hundred fifty (\$150.00) dollars per application for trees to be removed in any consecutive two (2) day period.

Section 2. This resolution shall take effect immediately.

A motion to adopt Resolution No. 4, 2010 was made by Trustee Abato, seconded by Trustee Meehan. Trustee Meehan said there are probably fewer than 10 companies that cut down trees in Suffern and it might not be a bad idea to let them know about this law. The Mayor said that is a very good idea and that way they are aware of it. Trustee

Abato said that on the motion. She has to agree in some respects to Mr. Giannettino. It does concern her that people will not want to pay this fee and will leave a dead tree on their property until it falls down. She said she thinks it is something to absolutely think about. She said we try to maintain safety and we insist on the permit so that we know who the person is that is taking down the tree and ensure that he is capable and able to take down a tree. But her only concern would be is that someone may say you know what, I'm not going to pay a fee to take down a tree on my own property. It is rotten. I'll just let it fall down with the next storm. And she thinks that is something that the Board should seriously consider with respect to this new law.

AYES: Mayor Dagan LaCorte
Trustee John Meehan, Trustee Bruce Simon

NOES: Trustee Patricia Abato

ABSENT: Trustee Andrew Haggerty

DEPARTMENT OF PUBLIC WORKS:

A) Requesting Authorization to Solicit Bids for the Replacement of the Damaged ADA Concrete Ramps within the Business District:

Mr. Charles Sawicki said he was requesting authorization to solicit bids for the replacement of damaged ADA concrete ramps within the business district. The bids would be due on Wednesday, May 26, at 3:00 p.m. The Mayor said that as everyone knows these would be throughout the Village - the concrete lips with the bubbles in them and they have come apart throughout the Village. So we want to replace those because they are not only unsafe but it also doesn't look great. A motion authorizing the request was made by Trustee Abato. Trustee Meehan said that on the southwest corner of Chestnut and Lafayette there is considerable damage. Is that going to be covered by this bid? Mr. Sawicki said over by the parking authority? Trustee Meehan said yes. Mr. Sawicki said we would be replacing the concrete there as well. The Mayor said the whole area. Trustee Meehan said that is what he understood. The Mayor said the whole crosswalk is going to be redone. All the cement is coming up there, so yes. The motion was seconded by Trustee Meehan. Upon vote, the motion was carried.

B) Requesting Authorization to Solicit Bids for the Business District Crosswalks Project:

Mr. Sawicki said he was requesting authorization to solicit bids for the business district crosswalks project. The bids would be due on Thursday, May 27, at 2:00 p.m. The Mayor asked Charles if they were going out with a number of different things. Because this has been an ongoing thing - how many crosswalks are we going to do and what the situation is and we want to make sure that we are doing it. Mr. Sawicki said that we have been unsuccessful up until now to get bids that are within our budget. We are redoing the bid documents. We are

having a bid alternate so that he would have one bid - the primary bid would be for all the crosswalks and the bid alternate would be for less - he thinks there is a total of 14 and the bid alternate could be for 8 or 9 crosswalks. It would be more affordable and they would be more focused right in the downtown area. The Mayor said that would be Thursday, May 27, at 2:00 p.m. A motion authorizing the request was made by Trustee Abato, seconded by Trustee Simon. Upon vote, the motion was carried.

C) Requesting Authorization to Solicit Bids for Roadway Improvements Phase II:

Mr. Sawicki said he was requesting authorization to solicit bids for roadway improvements phase II. The bids would be due on Thursday, May 27 at 3:00 p.m. A motion authorizing the request was made by Trustee Abato, seconded by Trustee Simon. Upon vote, the motion was carried. The Mayor said that Charles has put a real lot of work into this and also Vanderbeek Engineering has been helping us out. We are going to be able to do a lot of roads - road resurfacing, curbs, sidewalks, some striping of curbs in the downtown. We will be doing a lot in the downtown and throughout the Village. Just as an idea he has a list here in terms of priorities and so what he asked Charles to do was to put the priorities of what we are doing and again, depending on how the bids come back. There are certain roads that we know will get done because it is at the top of the list. When you get down to the eighth or ninth road, hopefully they will get done but it depends on how the bids come back. How many roads you can get done. Just as an example for concrete and/or Belgium block curbing, we have Riverside Drive, Forest Drive, Salem Court, Foxwood, Maplewood, Ramapo Avenue, Suffern Place. The Mayor said that some of those are partial and then hopefully depending on how the bid comes out Rockland Terrace, Center Street, Highland Avenue. Resurface and paving - Foxwood Avenue, which again there has been a lot of complaints about Pavilion Road, Salem Court, Lexington Avenue, Utopian Avenue, Chadick Place and partial on Ramapo Avenue. And then there are also some roadway drainage issues. The Mayor said he talked to Mr. Sawicki about resurfacing Forest also. Mr. Sawicki said yes. The Mayor said that is not on the list. That is a bad road. You actually think it is a gravel road because it is so bad. Again there has been a lot of work that has gone into it and depending on how the bids come back hopefully we will be in a position to do all the road work. The Mayor thanked Charles for his hard work and we know that we still have a lot more to go.

D) Award Bid for Secondary Digester Cover to Doyle Contracting (\$466,900):

Mr. Sawicki said the last item is requesting authorization to award the bid for the secondary digester cover. The successful contractor is Doyle Contracting of Pearl River, New York for the amount of \$466,900. A motion awarding the bid was made by Trustee Simon, seconded by Trustee Abato. Trustee Meehan asked how many bids there were. Mr. Sawicki said that we had a bid alternate on that as well. We had a dual membrane bid alternate. He said he believes we had a

total of five contractors. The Village Clerk said seven. The Mayor said seven on this and five on the alternate. The Mayor said we went out to bid and as Jack said we have to give Charles credit because you know that when we first went out to bid in the winter and again we are fortunate at the time of year because typically when you want a bid to come back you want to be able to go and do the work and fortunately we did this over the winter so we got a bid that came back and there was one respondent and it was \$730,000 or around there. So we got \$466,000 now so it is a difference of about \$270,000. And so Charles reworked the bid and went back out and we got a much better response and this is really the first major project associated with the retooling of the wastewater treatment facility. In addition, the Mayor and Charles this week will be meeting with our consultant to discuss specifically, after a meeting that we had last week in the west ward with a bunch of Village residents to discuss specifically what is going to be done in the short run to reduce and eliminate the smell and also what the long-term solution is and that any work associated with redoing the sewer plant must not only be done with the desire to get the plant to be fully functioning but also to reduce greatly, if not eliminate the odor. So again O'Brien and Gere, the Mayor, the Board, Charles are all aware and promise that that is the number one priority and so we are going to work to eliminate the smell because as we said it is unacceptable for people in the west ward to have to live with that. So again he appreciates all of the hard work by Charles and it has been a lot of time to get to this point and while it is one milestone to go, there is one more to go.

AYES: Mayor Dagan LaCorte
Trustee Patricia Abato, Trustee John Meehan
Trustee Bruce Simon

NOES: None

ABSENT: Trustee Andrew Haggerty

Trustee Meehan said that we have always had a Building Department category on the agenda since he has been on the Board but the Building Department falls under Mr. Sawicki's jurisdiction. Mr. Sawicki said no it does not. Trustee Meehan asked whose jurisdiction does it fall under. The Mayor said it is its own department. Trustee Meehan said it was his misunderstanding. He thought there was a chart that the Building Inspector reported to Mr. Sawicki. That is incorrect. Trustee Meehan said then the Building Inspector reports to the Mayor. The Mayor said yes. Trustee Meehan said then he would like to bring up a Building Inspector issue. He said it is not on the agenda. The Mayor said the head of the department is not here so it would make sense to discuss it with the person. Trustee Meehan said he would really like to bring it up because this is the time that we actually have items that can actually be put on the record. The Mayor said he is going to continue on. It is not on the agenda. Trustee Meehan said then he will bring it up under new business. The Mayor said okay, but again it is not on the agenda. Trustee Meehan said you don't have a Building Department thing on the agenda. We

have had one before. The Mayor said he is going to move right along to the Village Clerk.

VILLAGE CLERK:

A) Approval of Minutes of Regular Board Meeting of March 8, 2010:

Village Clerk Virginia Menschner said the first thing on the agenda is the minutes of the Board meeting of March 8 where we had a few people who did not attend. So she asked Attorney Rice how do we do this. Attorney Rice said as he suggested, because you can't approve the minutes by a vote of three people that were present at the meeting you can approve them as being voted on by the people at the meeting. A motion to approve the minutes of March 8 was made by Trustee Simon, seconded by Mayor LaCorte. Upon vote, Trustee Abato abstained as did Trustee Meehan. Attorney Rice said what he thinks we have to do is to have a vote with the people that are voting for it and making a notation that they were not at the meeting but the people that were at the meeting reciting that to the best of their recollection the minutes accurately reflect what occurred at that meeting. Attorney Rice said you can vote yes with the understanding that you were not at the meeting. Upon vote the motion was carried, with the foregoing notation.

B) Request - Suffern Farmers Market - Use of Parking Lot A from June 12 through October, 2010:

The Village Clerk said this is a request from the Suffern Farmer's market to use parking lot A from June 12 to October, 2010. A motion authorizing the request was made by Trustee Abato, seconded by Trustee Simon. Upon vote, the motion was carried.

C) Request for Tables and Chairs - Crumbs Gourmet Bakery, Caffe Dolce, Ravi Continental Cuisine and Uncle Joe's Smokehouse:

Ms. Menschner said this is for the tables and chairs request. She said they all have a memo dated today from John Loniewski. She said that one of them is from Crumbs Bakery, Caffe Dolce, Ravi and Uncle Joe's Smokehouse. A motion approving Ravi's request under the recommendation of the Code Enforcer that there is more than enough room for them to have five tables and 20 chairs on the side patio from May through September was made by Trustee Abato, seconded by Trustee Meehan. Upon vote, the motion was carried.

The Village Clerk said the next one is Crumbs, 65 Lafayette Avenue, and they are requesting three tables and 7 chairs. They have been using this set up for two years and we have no problems there. It is recommended that the Board approve the request. A motion approving Crumbs request was made by Trustee Simon, seconded by Trustee Meehan. Upon vote, the motion was carried.

The Village Clerk said this is for Uncle Joe's Smokehouse, 114 Orange Avenue. They are requesting 6 tables and 12 chairs for 12 months. The Code Enforcer feels that there are too many tables and

chairs for that location. In the past they have only issued permits for outdoor tables and chairs from May through September. They are recommending two tables and six chairs limited to May through September. A motion approving the request under the recommendation of the Code Enforcer for two tables and six chairs from May through September was made by Trustee Abato, seconded by Trustee Simon. Attorney Rice said that before you vote on this, to the best of his understanding, there hasn't been any type of application made to the Building Department so this use is hypothetical at this point. So anything that you might want to do he would suggest that it be subject to and not be commenced until they receive whatever permits are necessary in order for them to begin operation of the restaurant. Trustee Abato said she will withdraw that motion and table it until the proper - Attorney Rice said he is not saying necessarily to table it but make it subject to them getting all their permits. Trustee Abato said she is tabling it. She asked Attorney Rice what his recommendation is. Should we table it or should we - Attorney Rice said whatever you desire. He is pointing out to them that there is no application and we haven't seen anything yet. Trustee Abato said that she would be more comfortable, since they don't have any permits and we have no information, she would like to withdraw her motion and table it until all the proper permits are issued.

The Village Clerk said we have Caffe Dolce, 24 Lafayette Avenue, who are requesting three tables and 12 chairs. The Code Enforcer said they feel that this is too many tables and chairs for the limited sidewalk space in front of Caffe Dolce. They are recommending two tables and six chairs limited to May through September. A motion approving the request was made by Trustee Meehan, seconded by Trustee Simon. Upon vote, the motion was carried.

D) Award Concession Stand Bid to Ronni Jones and Laurie McBrinn (\$250.00):

Ms. Menschner said that as the Board knows we have to advertise each year for our stand up at the swimming pool. This year we did get one reply and it was from the young lady who took care of it last year - Ronni Jones and her friend Laurie McBrinn and her bid was for \$250.00. A motion awarding the bid was made by Trustee Abato, seconded by Trustee Meehan.

Ayes: Mayor Dagan LaCorte
Trustee Patricia Abato, Trustee John Meehan
Trustee Bruce Simon

NOES: None

ABSENT: Trustee Andrew Haggerty

E) Application for Taxicab License and Driver's License - Set Public Hearing - Monday, June 7, 2010 at 7:55 P.M.:

Ms. Menschner said you have an application for a taxi license and

a driver's license from Deborah Tapp and she recommends that we set a public hearing for this. A motion to set a public hearing at 7:55 p.m. was made by Trustee Abato, seconded by Trustee Simon. Upon vote, the motion was carried.

FINANCE DEPARTMENT:

Treasurer Tom Zordan said that as the Board knows, the water and sewer billings went out Friday and lots of people got their bills and he would like to thank the 41 people who came in today and paid their bill. Keep up the good work. He said that we actually billed out for 240,000 units of water and we are getting closer to what we actually need - we had projected 265,000 so we are going to be short a little bit but we are cutting back expenses so hopefully this budget will have worked out fine for us.

MAYOR:

The Mayor said he had a couple of items on the agenda.

A) Dedication & Proclamation - Vincent Crotty Memorial Field - Friday, May 21 - 6:00 p.m.:

The Mayor said this first item is the dedication and proclamation memorializing Vincent Crotty Field on Friday, May 21. In talking with the family and with Chief Osborn, we are going to have to reschedule that. The Crotty family is unable to attend at that time due to a prior engagement. The Mayor said he will inform the Board of the other date but obviously we are moving forward on the details and the family is obviously very appreciative and are looking forward to that day. The Mayor said two items in respect - one with respect to that.

B) Money in Lieu of Recreation - Sign at Memorial Field - Not to Exceed \$1500:

The Mayor said that this is a request for money in lieu of recreation for a sign at the field. The Mayor said we should vote to rename the field. A motion to rename the field was made by Trustee Abato, seconded by Trustee Simon. Upon vote, the motion was carried. The big field will be renamed the Vincent Crotty Memorial Field.

The next item is to allocate the money from the money in lieu of recreation fund for a sign at the memorial field. He said he showed a mock up to the Board members during the workshop and so it will be a very nice sign and this money will come out of a fund - not tax dollars. So he would like authorization to get that sign made in an amount not to exceed \$1500. A motion authorizing the request was made by Trustee Simon, seconded by Trustee Abato.

AYES: Mayor Dagan LaCorte
Trustee Patricia Abato, Trustee John Meehan
Trustee Bruce Simon

NOES: None

ABSENT: Trustee Andrew Haggerty

C) Money in Lieu of Recreation - Stage Extension at Community Center - Not to Exceed \$4,000:

The Mayor said the other item that he has on the agenda is money in lieu of recreation. This was discussed at the workshop for a stage extension at the Community Center. As everybody knows, we have the Stay Fit Senior Program which is very popular among the seniors. The one drawback of it is that since it is on the stage we have lost use of the stage to a great degree so in talking with Gail, Charles, Bobby Conklin, Elaine - and we spent some time going over there and we felt that we could extend the stage and then get use of it and it would give more room to the seniors to use Stay Fit Seniors and it would also enable us to have meetings where the Board members could sit atop there - we could have a band up there, we could have Santa and the Bunny up there. So again, this is something which our DPW can do during rainy days such as today. It would just be paying for the materials associated with it so he is asking the Board to authorizing money in lieu of recreation. He originally had \$4,000 there. Mr. Conklin suggested just to be safe that we up that to \$5,000 and again we think it will be less but just to be safe to \$5,000. A motion authorizing the request was made by Trustee Abato, seconded by Trustee Meehan.

AYES: Mayor Dagan LaCorte
Trustee Patricia Abato, Trustee John Meehan
Trustee Bruce Simon

NOES: None

ABSENT: Trustee Andrew Haggerty

The Mayor said that is all the items he has on the agenda. A motion to adjourn was made by Trustee Abato.

Trustee Meehan said that we normally have old business and new business and he sees that it is not on the agenda and he would like to bring up some old business and some new business.

The Mayor said that we had a discussion last month about concerns about how the meeting was being carried out - the procedure. The Mayor said he felt that as Board members who had a working relationship and again and while we understand that we don't have *Roberts Rules of Order* adopted in the Village, that we can conduct ourselves in a manner that is professional and collegial so it seems again that there are concerns by certain Board members regarding procedure so he felt that it would be better to ask Board members prior to a meeting so that we don't get into situations where items are brought up at the last minute if at all possible, that the Village Clerk would call the Board members and ask them to put items on the agenda. So he would ask that that would be again respected.

Trustee Meehan had brought up an item about the Building Inspector. The Building Inspector is not here. Obviously you can feel free to speak to the Building Inspector and if he can't rectify it, you can speak to the Mayor. If not, it can be put on the agenda at the next meeting but again at this point, as the Mayor and the Chair of this meeting, he sets the agenda. If there is an item that you wish on the agenda that is not currently on the agenda, you can make a motion and if there is a second and a majority vote, we can place it on the agenda. But again in the absence he would ask that since we are trying to conduct business in this fashion that items can be put on the agenda prior to a meeting and not brought up at the last minute.

Trustee Meehan said he respects that. However, actually, Ms. Menschner called him in reference to a resolution regarding Quarry Ridge Corporation and that was on the agenda at the workshop meeting on Wednesday and he presumed it would be on the agenda tonight and Ms. Menschner told him that you removed it and he really resents that you did that. So he would like to bring that up tonight. And the other item, you made reference to a meeting in the west ward that you had with the community people there. Now certain people were invited. Your handpicked people were invited. But as an elected Trustee of the Village, he was not invited. Trustee Abato said that she was not invited. She said it was something that the Mayor decided to do with the west ward and took it upon himself. She said that she wasn't invited either. It was something that the Mayor wanted to do with the west ward. Trustee Meehan said she may not resent it. He did resent it. Trustee Abato said that she is glad that we have a Mayor that reaches out to the public. She thinks it is very important. Trustee Meehan said he should reach out to his fellow Board members, too. The Mayor said it would need to be a public meeting if we have all members present. Trustee Abato said unfortunately we can't have illegal meetings. Trustee Meehan said that is not true. The Mayor said it is absolutely true. Trustee Meehan said he would have sent a representative of his own. The Mayor had his candidates there. The Mayor said this was not a political thing.

The Mayor said he would like to entertain a motion to adjourn at this time. Trustee Meehan said excuse him. He would like to have the resolution that he had on the agenda at the workshop. The Mayor said there is no second. We are not here to make political statements. There is no second.

A motion to adjourn at 9:00 p.m. was made by Trustee Abato, seconded by Trustee Simon. Upon vote, the motion was carried.

