

Village Board Meeting
Monday, October 5, 2015 - 7:30 p.m.

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

PRESENT: Mayor Patricia Abato
Trustee Frank Hagen, Trustee Robert Morris
Trustee Edward Markunas, Trustee Jo Meegan-Corrigan

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

ABSENT: None

The Mayor welcomed everyone to the Village Board meeting of October 5, 2015.

SET DATES FOR NOVEMBER 2015 MEETINGS:

The Mayor said the first item on the agenda is to set the dates for the November 2015 meetings. The workshop will be Wednesday, October 28 at 7:00 p.m. and the Board meeting will be Monday, November 9 at 7:30 p.m. The Mayor said to please note that the Board meeting is not the first Monday in November. It will be the second Monday in November.

FIRE DEPARTMENT:

The Mayor said the Fire Department is at a drill and not here tonight. They just wanted to update that the EQ will be delivered in about three weeks. So they are very much looking forward to that.

CULTURE & RECREATION:

Mrs. Cathy Mills said they have a few things coming up. They have the DARE Dance, the first one of the season, this Friday, October 9 at 7 to 9 in the Community Center. The next item is they have the Window Painting which includes 6th grade, 7th grade and 8th grade students from Ramapo Central schools and from Sacred Heart. That will be on October 17, which is a Saturday. She said they are working with the Chamber of Commerce and currently they have 28 teams signed up and on each team there is up to three students. And the Chamber of Commerce gives out prizes for the pictures. So it is a great event. She said they have 28 teams at this point. And that will be at 10 a.m. until 1:00 p.m. on the 17th. On Tuesday, October 20, they have the Lions Club Blood Drive over at the Community Center and that will be 4 p.m. to 8 p.m. They have the Halloween

Parade coming up on Sunday, October 25 and that is at 2 p.m. lining up down at the end of Lafayette and then coming up to the Gazebo. They will have refreshments and the Halloween judging and they look forward to that. That is always a great event for the Village. Mrs. Mills said they have, going forward into the year, they have the Veterans Day Parade, which will be on Wednesday, November 11 - 11/11 at 11 a.m. and that will be lining up here at Village Hall and then the Soldier's Monument where there will be a ceremony. They have the Christmas Parade coming up and that will be on Saturday, December 5. That will be at 6 p.m. on Lafayette Avenue and that will be starting at Lafayette and going to the Gazebo and then meeting with Santa at the Community Center that evening. They have the Pearl Harbor Ceremony coming up on Sunday, December 6, at 2 o'clock here in the Village Auditorium. It is always a nice event and they look forward to having that. And then for all of the public they are selling tickets for "Elf" at Madison Square Garden and that will be on Sunday, December 13. And tickets are \$75 which includes bus transportation and ticket to the show. So if anyone is interested in that you can call Recreation and they do have tickets available but they are going quickly.

The Mayor said she just wanted to take the opportunity to thank her so very, very much for the outstanding job that she did with Suffern Day - Mrs. Mills and her Recreation Staff really made such a wonderful day for the Village and a wonderful celebration of the Village. Fire Department, our Police Department, our Department of Public Works just worked so hard to make it a wonderful day and it certainly was including the weather. So she wants to thank Mrs. Mills very, very much, Chief Osborn and Chief Lipori who had to step out for drill and Joe Hunt and Charles Sawicki for the outstanding job that everyone did for Suffern Day. Mrs. Mills said thank you very much.

GRANT WRITER:

Mr. Fred Rella said he is working with the Suffern Court, specifically Christine Anderson, in trying to get some money for them for varying equipment and it is through the New York State Unified Court System and it is called the JCAP Program - it is called the Justice Court Assistance Program. He said specifically they are looking to get a walk-through magnetometer. He said right now they just have the wands which they had obtained through a grant previously. They need to install new electrical outlets for the magnetometers. They want to get a router for the department computers and the installation of all the computers through that router. They want to get a shredder, several filing cabinets, a printer and a new bookcase for the Judges. He said all this totals approximately around \$15,000. This is a grant in which the money would go directly into our account. We don't have to spend the money and then ask for reimbursement. One of the criteria for the application, which is due October 16, is that they need a Board Resolution saying that the Mayor can sign the application and so

can our sitting Judge. So that is what is before the Board tonight and hopefully you will pass it.

RESOLUTION NO. 20, 2015

RESOLVED: That Patricia Abato, Mayor of the Village of Suffern, and the Honorable Ernest Buonocore, Village of Suffern Justice, are hereby authorized to approve and sign, the "NYS Unified Court System 2015 Justice Court Assistance Program" (JCAP) application. Furthermore, Ms. Christine Anderson, Village of Suffern Justice Court Clerk and/or, Mr. Fred Rella, Village of Suffern Grant Writer, are authorized to prepare and submit said application and if required, to provide any additional information.

A motion authorizing the Resolution was made by Trustee Meegan-Corrigan, seconded by Trustee Hagen.

AYES: Mayor Patricia Abato
Trustee Robert Morris, Trustee Frank Hagen
Trustee Edward Markunas, Trustee Jo Meegan-Corrigan

NOES: None

ABSENT: None

BUILDING DEPARTMENT:

Mr. Steve Conlee said just a quick monthly report. He said they issued 18 building permits last month and did 18 municipal searches. There were 24 fire inspections performed and 6 fire violations issued and the total for the month was \$16,700. And they performed 6 orders to remedy or violations and 15 appearance tickets were issued. He said that is pretty much where they are right now. The Mayor thanked him.

The Mayor said that Steve and she and our Deputy Mayor have really been taking a hard look at code enforcement and ways that we can address the overcrowding here in the Village of Suffern. This is really something that they are very concerned about as to the safety of the residents, of the renters and especially for our fire and police departments that need to go into these buildings. It really poses a big safety issue for the Village. So they have been working for quite some time now in trying to find different ways to be more diligent and vigilant on making sure that we find out about these overcrowding issues. She said it is quite difficult at this point in time because you can't just walk up to someone's house and knock on their door and ask them to inspect their house. They have the right to say no. So it becomes increasingly difficult, of course, if that person living there is not in compliance with our

local laws they are not going to let you in. So two things have happened. They have formed finally - and she didn't get too many volunteers. The Mayor said she was hoping to get more for a task force for our code enforcement here in the Village of Suffern. And what that would entail is for residents to come together with Gordon Wren, our Director of Fire and Emergency Services, as well as other groups that have already formed in response to overcrowding and unsafe conditions and houses. And what this task force would do would be you, the residents, would be trained what to look for in your neighborhood. So you can identify things that you might drive past everyday and don't even realize that it can potentially be a safety condition in the home. So basically you would come, you would get educated, and then you would go out into your own neighborhoods and kind of like a community watch type of group that would be able to report these to our code enforcement department so that we may be able to better identify places that are hidden from us or are not really out in the open.

The Mayor said the second thing is which she will pass out to the Trustees - she said she was looking at some surrounding municipalities, specifically Airmont, who is working on a local law which would enable our Village to pass a local law so that any house in the Village that is not owner-occupied would be subject to an annual inspection. They would also have to submit annual renters - ask for annual renters permits where they would submit everyone who is living in that home legally and that would be kept at the code enforcement office and they would be able to take that with them into the home annually to make sure that this home is in compliance and is not overcrowded. So she had Terry work on a local law, which she will pass out to the Trustees. She said they just finished this afternoon. The Mayor asked Terry to just quickly go over it.

Attorney Rice said essentially this is based on a couple of other municipalities - primarily Kingston and Islip - and it would require, as the Mayor said, an annual permit for any non-owner occupied dwelling. He said there is a list of information that would be required. Also they would have to have if they are not a resident of the County a local agent that would be able to accept process and that the Building Department would be able to get in touch with. It would involve an annual inspection which consistent with the constitution somebody could still say no to but at that point they wouldn't be able to get a permit in order to enable them to rent it out. So there are other details and procedures in here but that is basically the sum and substance.

Trustee Markunas asked Attorney Rice if there was a requirement now for occupied rental homes and a permit that is required now in the Village? Attorney Rice said in the code there is an inspection requirement for multi-family. Trustee Markunas said and multi-family is over two? Or two and over. Attorney Rice said he believes it is over two. Trustee Markunas said so the requirement would be

basically the same? Attorney Rice said no, there is a lot more detail in this. Trustee Markunas said more detail. Attorney Rice said a permit would be required and there is specific information including local agent, people who reside there, and various details that he has in the law here that are not covered in the existing provision.

The Mayor asked if any other Board members had any questions. Trustee Morris said this law is only in effect in Central Islip? Attorney Rice said it could be in other locations but he kind of grafted parts from different communities - as he said primarily Kingston and Islip. Some of the things were not applicable he thought here so you kind of take the best from each.

The Mayor asked if anyone else had any other questions. The Mayor said she would like to move this tonight if we possibly can. She said she thinks it is a very important part of our diligence in keeping our residents and our fire and police department safe. And she thinks it protects all important lives and she thinks by making a stronger stand on the overcrowded issue she is hoping that landlords will stand up and take notice that she is certainly not going to tolerate any unsafe conditions for any resident or fire emergency services here in the Village. So will someone move this. The motion was made by Trustee Meegan-Corrigan. Attorney Rice said you want to set a public hearing. The Mayor said right - set a public hearing. Trustee Meegan-Corrigan made the motion to set a public hearing, seconded by Trustee Markunas. Trustee Morris said he had a question. He said we have a resource available to us now that, and he is in full agreement that whatever steps we can take we should take to kind of reign in what is going on in the Village. Trustee Morris said but why don't we reach out - and he knows that when he talked to Steve prior to this - there is a problem with search warrants, there is a problem getting access to the property. Trustee Morris said and we talked to the head of the code enforcement unit at the county level and where our summonses are handled by the criminal court their summonses are handled by an administrative judge and it changes the burden of proof and requirements, etc., etc. He said Terry can expand on that. But when we talked to them it seems to make sense to him that we team up with the county inspectors. We have no - there is no down side for us. Any violations and revenue generated from those violations would still be able to be written. There is not a question of double jeopardy since the county inspectors are writing on the public health laws which we don't write. So we would in effect, and also the level of proof if he understands it correctly for getting a search warrant to go into a house is much less than it is under the criminal sanctions. So maybe - he said again he is all for the task force - everything we can do to curtail this - but he thinks we ought to make a positive step and reach out to Rockland County Health Department and see if we can get their inspectors to come in and work with ours. The Mayor said we already do that. As a matter

of fact the property that was on Orange Avenue - the health department and the Village of Suffern worked on together. So we are really already utilizing the health department in different situations that we have here in the Village and it is an excellent resource and they are always very willing to work with the Village. We have had a great relationship with them thus far and she is sure that this Village would really truly want to continue that relationship to make sure that we use every avenue we possibly can to combat this problem that exists all over the county.

Trustee Markunas said to speak to that matter also in regards to protecting our firefighters and policemen and first responders - it is always a great idea to explore any type of changes that would protect - even the residents and the first responders. Also going to Mr. Morris's point with the county and teaming up with the county or working in conjunction with or in concert with is that they also have a confidential reporting system that we would be able to utilize here in the Village on our website. So with the task force in place that you are planning on forming or have formed that we would be able to report violations or suspected violations to the county and to the Village at the same time. There is a possibility of doing that on our website. The Mayor said we already have on our website where you can report them. Trustee Markunas said is it confidential? The Mayor said yes, they just don't have to put their name on it. That's fine. But that being said if in fact there are violations that would include the county we notify the county and they would come over and vice versa. We have had opportunity where the county has found violations from someone who has called the county and not the Village and they pass it over to the Village. So we really have had a great relationship with them and we do make sure that we work in conjunction with them. Trustee Markunas said okay. The Mayor said it really is very effective. Trustee Markunas said and we really do need to build on it. The Mayor said yes. Trustee Markunas said going forward we need to build on it. We need to stop the spread of this overcrowding and misuse of property. The Mayor said and that is exactly why we take a very firm stand on it.

The Mayor said she has a motion and a second for 7:40 p.m on November 9. The motion was made by Trustee Meegan-Corrigan, seconded by Trustee Markunas. Upon vote, the motion was carried.

7:40 P.M. - PUBLIC HEARING - SPEED LIMIT ON PARKSIDE DRIVE:

Attorney Rice said the first proposed local law here is very simple. It is lowering the speed limit on the entire length of Parkside Drive to 25 miles per hour which is the downward limit which the state law allows a municipality to set a speed limit at. The Mayor asked if anybody would like to speak. Since nobody spoke a motion to close the public hearing was made by Trustee Meegan-Corrigan, seconded by Trustee Hagen. Upon vote, the motion was carried.

VILLAGE OF SUFFERN
LOCAL LAW NO. 10 OF 2015

A LOCAL LAW AMENDING SECTION 254-52 OF THE
CODE OF THE VILLAGE OF SUFFERN
ESTABLISHING A MAXIMUM SPEED LIMIT OF
25 MILES PER HOUR ON PARKSIDE DRIVE

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

Section 1. Section 254-52 of the Code of the Village of suffern, Schedule II: Speed Limits, is hereby amended by adding after:

[Name of Street]	[Speed Limit (mph)]	[Location]
Orange Avenue	35	From the southeasterly Village line to Maple Avenue

the following:

Parkside Drive	25	Entire length
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Section 2. This Local Law shall take effect immediately upon filing with the Secretary of State.

A motion to adopt Local Law No. 10 was made by Trustee Markunas, seconded by Trustee Morris.

AYES: Mayor Patricia Abato
Trustee Robert Morris, Trustee Frank Hagen
Trustee Edward Markunas, Trustee Jo Meegan-Corrigan

NOES: None

ABSENT: None

The Mayor thanked Chief Osborn.

7:45 P.M. - PUBLIC HEARING - NO PARKING ALONG TEMPLE LANE - CHIEF CLARKE OSBORN HERO'S PARK:

The Mayor said we have our second public hearing - no parking along Temple Lane at the Chief Clarke Osborn Hero's Park. The Mayor asked if anyone would like to speak.

James Lyons of 29 Temple Lane said he lives right down the street from the park - maybe 25 yards away. He said he sees kids running in and out of there all the time. Running between parked cars. It's really very dangerous for them. So if you could put signs up on either side of the park - no parking anytime. Cars coming down the street would then be able to see kids and it's a big safety issue. He thanked the Board. The Mayor thanked him.

Carol Varano of Suffern said that she just wanted to speak on Temple Lane on the parking. She said if maybe - she said it is crowded if you could specify certain spots fire zones. Not only just no parking to give room so that if there is a fire emergency like we recently had over by the church. There is more room for our apparatus to get in there since people won't be parking there we can specify it specifically for that area certain spots along the road. The Mayor said okay, she would certainly take it up with the fire chief and the police chief. She thanked her.

Since no one else spoke a motion to close the public hearing was made by Trustee Morris, seconded by Trustee Meegan-Corrigan. Upon vote, the motion was carried.

VILLAGE OF SUFFERN

LOCAL LAW NO. 11 OF 2015

A LOCAL LAW AMENDING SECTION 254-61 OF THE
CODE OF THE VILLAGE OF SUFFERN
TO PROVIDE FOR NO PARKING ALONG TEMPLE LANE,
ADJACENT TO CHIEF CLARKE OSBORN HERO'S PARK

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

Section 254-61 of the Code of the Village of Suffern, Schedule XI: Parking Prohibited at All Times, is hereby amended by adding after:

[Name of Street]	[Side]	[Location]
Tall Oak Apartments Parking Lot	South	Pavilion Road

the following:

Temple Lane	West	E n t i r e length of park
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Section 2. This Local Law shall take effect immediately upon filing with the Secretary of State.

A motion to adopt Local Law No. 11 was made by Trustee Meegan-Corrigan, seconded by Trustee Hagen. Trustee Markunas asked Chief Osborn if there was a difference between no parking and no standing. Chief said no standing you really can't use up there.

AYES: Mayor Patricia Abato
Trustee Robert Morris, Trustee Frank Hagen
Trustee Edward Markunas, Trustee Jo Meegan-Corrigan

NOES: None

ABSENT: None

The Mayor thanked Mr. Lyons for bringing that to our attention. She said she really appreciates the residents bringing safety situations to our attention in their neighborhoods. Trustee Markunas said and the work order for the signs will be generated. The Mayor said yes.

VILLAGE ATTORNEY:

Attorney Rice said as we spoke Wednesday night at the workshop meeting he had received a letter from the attorney for the VFW demanding that we either close or advise them that we don't wish to go ahead with the contract so he needs direction from the Board. The Mayor said she guesses we would need a motion to move forward. Attorney Rice said the two things that were pending before were the motion to adopt the negative declaration under the State Environmental Quality Review Act which means that the purchase and the financing doesn't have a significant impact on the environment and then you have the financing resolution. But you can either do that or at least give him direction by motion as to what he should advise the seller's attorney. Attorney Rice said let's just get a sense of what the Board wants and then we can do any other resolutions depending on that.

The Mayor asked if we had a motion to proceed with the purchase of the VFW. A motion to proceed was made by Trustee Meegan-Corrigan, seconded by Mayor Abato.

AYES: Mayor Patricia Abato
Trustee Jo Meegan-Corrigan

NOES: Trustee Robert Morris, Trustee Frank Hagen
Trustee Edward Markunas

ABSENT: None

The Mayor said the motion is turned down and we don't need to go any further. Attorney Rice said he would like some explicit direction so it is just not hanging because the seller's attorney

wants to move forward in a different direction if we are not going to go ahead with it. So he thinks he needs a direction from the Board specifically what to do because we are now still in limbo. Trustee Morris said he would make a motion that we don't go forward with the purchase. The Mayor said we just did that. Attorney Rice said no, we didn't. You voted down - Trustee Markunas asked Attorney Rice what he would recommend on the motion. Attorney Rice said he thinks that he needs direction. If he gets what Mr. Morris is suggesting he said he thinks he needs direction to advise the seller's attorney that the Village is not going forward and with their permission, which they have indicated in this letter, that the Village wishes to cancel the contract with no further rights or obligations from either of the parties. The Mayor asked Trustee Morris if that is what he is motioning. Trustee Morris said yes it is, which was seconded by Trustee Hagen.

AYES: Trustee Robert Morris, Trustee Frank Hagen
Trustee Edward Markunas

NOES: Mayor Patricia Abato
Trustee Jo Meegan-Corrigan

ABSENT: None

Mayor Abato said she would just like to say that she is very, very disappointed that we are not going forward with the purchase of this VFW hall. She said she thinks that it is very sad that when we have an opportunity to acquire a piece of property that is valued much more than the purchase of it, and that will be invaluable to the Village as far as the Boy Scouts, the Girl Scouts, all of our children's groups being able to utilize it as well as making sure that our VFW members have a home still there and would also create a source of revenue for the Village. So if the veterans are here tonight she apologizes to them from herself - Trustee Meegan-Corrigan said herself as well. The Mayor said she hopes that things go well as you are going forward and they will certainly have her support if she could be of any with the property.

Attorney Rice said the second item he has is as they recall we have been moving forward with the hospital zone. The last meeting they indicated their intent of being lead agency under the State Environmental Quality Review Act. He said at this point the planner that we have now back on board is just fine tuning some of the background information you need. The application of the zone change petitioner has been referred anew to the County Department of Planning since it was last referred to them a couple of years ago and at this point if the Board wants to proceed he would suggest that you set a public hearing for the November meeting. He said he thinks everything will be in in advance of that meeting so you will be in a position to make a decision or at least hold a public hearing on it. A motion to set a public hearing on November 9 at 7:45 p.m. was made by Trustee Hagen, seconded by Trustee Morris.

Upon vote, the motion was carried.

POLICE DEPARTMENT:

Chief Clarke Osborn said he just had some informational items for the Board tonight. He said he wanted to thank them for dropping the speed limit down on Parkside - it is one of those streets where all the roads around it are 25 and for some reason it didn't make the list four or five years ago but he appreciates the Board taking care of that. The Chief said his informational items are very simple. They had a commercial vehicle check a few weeks ago. That was their third one this past season. They are going to be having another one coming up in the near future. It will obviously be their fourth. They had very good results and took a lot of unsafe vehicles off the road. The Chief said the accreditation process. Sgt. Andrew Loughlin is in charge of our accreditation status. He said we were re-accredited in 2014 - our first accreditation was December of 2009. What that means is that we have to meet over 130 standards that were approved by the NYS Division of Criminal Justice Services. The Chief said we met and exceeded those standards and at this time we applied in 2014 and we received it again. And we are, at this time of year, we are re-upping all of our policies again to meet their standards. So we are one of only 20% of police departments in the state of New York that have reached this accreditation status so it is a great thing to have for us. Chief said they have been aggressively going after vehicle and traffic enforcement. Numerous locations they work on. Every month - every week they sort of take different ones to attack. This last month they based it off of officer observations, accident reports and citizen complaints and their main areas were Woodland Drive, Wayne Avenue, Washington Avenue, Bon Aire Circle, Lafayette Avenue and Hillside Avenue. He said they will be changing those around within the next few days and will hit up some other locations as well.

The Chief said the last two things. DARE Hockey is going great. They have 14 teams and there is a DARE Dance on Friday night. He said you are all welcome to come in. He said he would come in with earplugs and get out quick if he was them. He said to have a great night.

DEPARTMENT OF PUBLIC WORKS:

A) Personnel:

Mr. Charles Sawicki said that in July an MEO II employee retired from the Refuse Department. The remaining balance of the schedule of salaries and wages from the Refuse Department slated for him is \$24,134. The remaining balance will allow a newly hired laborer to work 34 weeks during the fiscal 2016 year. And that amount comes to \$22,930. Mr. Sawicki requested the Mayor to appoint Mr. Gabriel A.

Vasquez to the vacant laborer's position within the Refuse Department. He said that Mr. Vasquez has been approved by Rockland County Personnel and is a resident of Suffern and has a CDL driver's license. The pay rate for this position is \$16.68 per hour with a starting date of October 13, 2015. The Mayor said that in lieu of the fact that this is a budgeted position, actually it is a lower position than we originally budgeted for and we are not going to replace the higher salary budget and that the Department of Public Works has been working with a very reduced staff she commends them very much for what they have been able to accomplish. However it is truly needed to have another laborer down there. So she will appoint Mr. Vasquez as a laborer at the Department of Public Works. A motion to confirm was made by Trustee Meegan-Corrigan, seconded by Trustee Markunas for discussion. The Mayor said okay. Trustee Markunas said what we did in the past, and he knows we have done it with the police department when we were approached to hire an additional police officer is that what they did with Chief Osborn and the Treasurer and the Mayor included is that they went over the organizational chart to determine how many workers and employees were needed based upon your manpower requirement. So that is what he would think that he would like to do before he moves forward with this - to get a full thorough understanding of the personnel and the shortage that you are indicating. So that is what he would do. That is his recommendation. Mr. Sawicki said he would just add one thing. In preparing the 2016 budget they did reduce the Street Department by one laborer. So they are already down one laborer from the previous year and they currently are utilizing a laborer from the Street Department to fill that position in the Refuse Department. You need six employees, six people, to run the Refuse Department on a daily basis. Trustee Markunas said right, he knows. He said even when they were going over the budget, the recent 15/16 budget, there seemed to be a little bit of weighted differently between the Street Department and the Refuse Department. So if that could be clarified to him - he is speaking for himself - and to see what personnel are specifically needed, he would take a look at it. The Mayor said the Department Head is telling you he is in need of a laborer. Trustee Markunas said he understands that. The Mayor said and just let her say a couple of things. She said at the workshop you expressed this concern - Trustee Markunas said yes - the Mayor said you had between the workshop and tonight to make sure that you went and got the information that you needed. So you didn't do that. And you are leaving a department short-handed. They are telling you they need six, they don't have six. They need to fulfill those spots in order for them to continue on to do the work. Trustee Markunas said right and he understands that. The Mayor said you are still saying that you need more information. Trustee Morris asked if he could interject. The Mayor said excuse me. Trustee Morris said sorry. The Mayor said her question she guesses to him would be why between the workshop and today have you not gotten your chart together, gone to the appropriate people and made sure that you had that information. Trustee Markunas said he

can answer that question. He said he did call the Mayor on Wednesday or Thursday indicating that he had personal obligations on Thursday and Friday. The Mayor said okay. Trustee Markunas said today is Monday. This is where he was going to address it. This is what he thought about it. Trustee Morris asked if he could say something here. He said at the workshop meeting he thinks he asked Mr. Sawicki to produce a table of organization indicating the amount of people necessary in each department. And the answer he received was well, we had one twenty years ago and I am not sure, so on and so forth and it was a pretty ineffectual answer. The Mayor said no, that is not true Mr. Morris. The Mayor said you were told Joanne has it. Mr. Sawicki said he thinks the end result there was that you would ask Virginia and Virginia was - Trustee Morris said do you have - he said he asked him for it specifically. The Mayor said Joanne has it and that is what you were told. Trustee Morris said again - he asked Mr. Sawicki for it. Do you have a table of organization for these people. Mr. Sawicki said the way it was left, Mr. Morris, is that you asked Virginia for that - Trustee Morris said he asked Mr. Sawicki directly - can you give me a table of organization showing how many people are necessary to operate each department. Mr. Sawicki said and then you said you would come and get it from the clerk. You said you were going to get it from the clerk. Trustee Morris said no, he didn't say that at all. The Mayor said yes, you most certainly did. Mr. Sawicki said you did. Trustee Markunas said alright, he thinks that is besides the point. The Mayor said excuse me, Mr. Markunas. She said you originally asked Mr. Sawicki for it and the Village Clerk told you that she had it and that Joanne could give it to you and you said okay, I will get it from them. Trustee Morris said if there is any confusion to let him make it clear now then. There seems to be a difference of opinion as to what was actually said. He said he is asking him for a table of organization of how many people are required to operate every department in the Village under his jurisdiction. Trustee Morris said he might also point out that the MEO II that you are seeking to replace did not perform laborer's work. This was the union president who was doing clerical work three or four days a week, right? That's the MEO II that we are looking to replace. The Mayor said we are not replacing him. Mr. Sawicki said we are not replacing him. Trustee Morris said we are looking to replace him with a laborer's title. Correct? Mr. Sawicki said that is correct. Trustee Meegan-Corrigan said because we are already down one person. Trustee Morris said okay. If you can supply the table of organization, how many men you need for every department - Trustee Meegan-Corrigan said doesn't that get done when you are reviewing the budget? The Mayor said yes. Trustee Morris said and we will work on it. The Mayor said during the budget process every position is in the budget. Every position is laid out. So during the budget process you were well aware of all the positions that were needed to be filled. Trustee Morris said he is well aware of the numbers in the budget. That doesn't mean that those numbers are valid. The Mayor said so she guesses - Trustee

Morris said what he is asking for, and it is pretty simple - he runs the departments. How many people do you need in each department to run that particular department. And if there is a shortage then we will address it. The Mayor said okay. She said she guesses her next question to Mr. Morris and Mr. Markunas would be then why would you pass a budget, budget for this position, allow the taxpayers to be encumbered by that number when you had no intention whatsoever of going forward and fully staffing our Department of Public Works. Trustee Morris said well maybe reviewing what their needs are and what the necessities are, as in anything, you have to have an open mind and be flexible. The Mayor said okay, but you should have thought about that during budget time. Trustee Morris said and he is sure that with all the budget malfunctions that have occurred over the years you thought about it in advance also. The Mayor said okay. She said to Mr. Morris that she is going to caution him again. She said you really have a horrible habit of making really nasty comments towards people and this is not the time and place for them. Trustee Morris said well then you should limit your statements also. The Mayor said she was asking questions. Trustee Morris said no, you were making a statement. The Mayor said okay. We have a motion and we have a second.

AYES: Mayor Patricia Abato
Trustee Jo Meegan-Corrigan

NOES: Trustee Robert Morris, Trustee Frank Hagen
Trustee Edward Markunas

ABSENT: None

The Mayor said the motion is not carried.

Mr. Sawicki said the next item here is that he is requesting the Mayor to appoint Mr. Steven Cottiers to the position of sewer and water maintenance mechanic II, grade 16, at a rate of pay of \$33.84 per hour effective October 6, 2015. He said that Mr. Cottiers holds a water D license and water IIB license. The position has been posted. And Mr. Cottiers has been approved by County personnel. The difference in hourly rate has been included in fiscal 2016 budget. A motion to approve the appointment was made by Trustee Meegan-Corrigan, seconded by Trustee Hagen. Trustee Morris said he had a question. He said he is changing titles. Is that a title necessary to operate that particular - Mr. Sawicki said in the water department we have had historically a water and sewer maintenance II mechanic. A short while ago the mechanic II that we did have in the water department was transferred to the street department so we currently do not have that position with that employee in place. Mr. Cottiers has shown a high level of expertise. He has obtained the II B license which is a very big positive thing for the Village of Suffern in regards to the Rockland County Health Department. It is quite difficult to get and Mr. Sawicki was very happy to see

that he did achieve that. And he has on top of that has, through his years of experience, has gained a much higher level of expertise in terms of his mechanical ability and he certainly exceeds that mechanic II level at this point of time. Trustee Morris said okay so historically we have had this position there and it was filled and utilized in that department for years, right? Mr. Sawicki said right. Trustee Morris said and we lost that position. He was transferred to another department. He said he has no problem with that then. The Mayor said she has a motion and a second.

AYES: Mayor Patricia Abato
Trustee Robert Morris, Trustee Frank Hagen
Trustee Edward Markunas, Trustee Jo Meegan-Corrigan

NOES: None

ABSENT: None

Mr. Sawicki requested authorization for Mr. Steven Cottiers to attend a water system management workshop on October 15, 2015. The workshop is located in New Windsor, New York, and has been approved for six water contact hours as required by the New York State Department of Health. Mr. Cottiers will utilize a Village vehicle and there will be no cost to the Village. A motion authorizing the request was made by Trustee Meegan-Corrigan, seconded by Trustee Hagen.

AYES: Mayor Patricia Abato
Trustee Robert Morris, Trustee Frank Hagen
Trustee Edward Markunas, Trustee Jo Meegan-Corrigan

NOES: None

ABSENT: None

AUDIENCE PARTICIPATION:

Ray Lemelino said he has been living in the town for several decades and he would like to first talk about a couple of comments. He said he never attends these meetings too much. He watches on television. He said the police, as far as he is concerned, have all the bases covered. They do a good job. He said the Suffern Day, which he does attend, was handled very well. Compliments to the Director. He said he had an issue recently in city hall and he would like to thank Virginia Menschner and the Mayor for facilitating that issue and taking care of it. He said he talks to people up at Bon Aire and Stonegate and they have a problem with this here. He said while he was sitting in his chair he closed his eyes and he thought he was in Washington where it doesn't seem like a lot of your Board members are kind of working issues out. It

looks like you could close your eyes and the one side says no and the other says yes. Do you have meetings to discuss the issues? The Mayor said yes we do. Mr. Lemelino said you do, okay. He said the big thing, and the important thing is, like he said, he doesn't come to these meetings in probably thirty years that he has been a resident. He said you did bring up an issue this evening about the VFW sale. He said on that he read it numerous times in the paper and he knows, and he will ask the Mayor - is there supposed to be an increase in the property taxes of 16, 16, and 16. Is that true? The Mayor said no. Mr. Lemelino said that is not. The Mayor said no, that is not true. Mr. Lemelino asked the Mayor if she could tell him what the proposal is for the next three years? The Mayor said each budget is done on an individual basis so when it becomes time for our budget preparing we sit down with our Treasurer and we go through the process of what the needs are of the Village, in its whole, and then we start cutting back and we start trimming it back and then we come to a number which would reflect what the Village would need for that coming year to cover its expenses. Mr. Lemelino said okay, so you haven't come up with a number on the taxes. The Mayor said we are not in that process yet, no. Mr. Lemelino said okay, good. He said the last thing on his mind and in talking to several - he is a low-keyed political activist unless needed - but he hears a lot of talk up in the Bon Aire/Stonegate area about the sale of the VFW. He said now you brought that up this evening and it just so happens that was the issue that he was talking about. Number one - why is this rejected and he would like to ask the gentleman - he said he sees his name in the paper who completely rejected this sale - Mr. Morris - do you have an answer for that? Trustee Morris said he couldn't hear him. Mr. Lemelino asked if Trustee Morris had a reason why he is negative on the VFW sale. Trustee Morris said absolutely. He said you are looking at a Village that is virtually broke. The New York State Controller's office will verify what he is saying. He said we have purchased buildings. He said the VFW is a purchase that we can't afford. Mr. Lemelino asked Mr. Morris how much was the purchase price. Trustee Morris said he believes it was \$150,000 if he is not mistaken. Mr. Lemelino said \$150,000 is, according to a lot of people that he talks about, is actually a steal. And you should have purchased that building. Trustee Morris said again, there are varying opinions of that. Is it a steal? He said he guesses so. It depends. If the Village takes it over you are going to factor in the insurance cost, the maintenance cost, the heating cost, the cooling cost - all the other costs associated with a building. He said their thought on the problem was listen, let's get this building - we can certainly make accommodations for the Vets here in the Village Hall, the meeting hall, without a problem. But it certainly makes more sense to get the Village, to get the VFW hall back on the tax rolls where it is zoned for, he believes, two or three family units over there and if that can be made into a residential unit you would have more people coming into the Village, more people spending money and you would have three properties going onto the tax rolls. So that is his rationale for it. Mr. Lemelino

asked who would purchase that. Trustee Morris said he knows for a fact that one group contacted the VFW regarding purchasing it. He said he has no idea where it went after that. The Mayor said it is a non-profit group. Mr. Lemelino said he wants to be respectful to Mr. Morris but he heard his son was involved in this. And this was not a rumor. This was in the paper. Trustee Morris said obviously you are misinformed, aren't you. Mr. Lemelino said okay and asked Trustee Morris if he notified his son who is in real estate regarding the property? Trustee Morris said he understands where this is going. Mr. Lemelino said it is either yes or no. Trustee Morris said he seems to understand where this is going now. Trustee Morris said okay. Let him make it very clear what transpired. He said when they said this he was very open saying he thinks it should go out, let them give it to a real estate broker, see if you can get more money for it. He said it is his understanding that the corporation, if they sold it for a million dollars, would divide up the money between the active members of that VFW. With that being said did he notify and tell his son that this property is probably going to come available? Yes, he did. And he sent an offering letter to, Trustee Morris said he thinks, the president of the corporation saying they would be interested in talking to you about this property. The Mayor said for \$150,000. Trustee Morris said you just corrected me for interrupting and here you go. The Mayor said she just added. Trustee Morris said he sees, okay. He said he sent an offering letter, which if you have any familiarity with real estate, is a fairly standard practice. A real estate company comes along and says listen, we are interested in this building and they file an offering sheet with you. You have the option of taking the offering sheet and throwing it in the garbage or saying well let me look at it. Trustee Morris said where it went after the offer sheet was sent to the VFW he has no idea. And he made that very clear on numerous occasions. If you watched on television then you know that he stated this numerous times that once the offering sheet was sent he had no involvement with his son, his real estate company or any other interaction with this program. But he is sure he heard that because he watched on TV. Mr. Lemelino said but why - if you have no interaction with your son's real estate why did you notify him. Trustee Morris said why wouldn't he? If his company had a developer who was interested in taking down the VFW building and putting up four apartments or five apartments or some similar multiple dwelling would that be bad for the Village. Is he missing something? Mr. Lemelino said no you are not missing something. Trustee Morris said again would it be bad for the Village. Mr. Lemelino said look. You don't have to be that personally involved - Trustee Morris said how personally involved are we talking about. How personally involved are you talking about. He said he advised him this property might be for sale and he sent an offering letter. How much less involved or more involved - this obviously sounds like you have an agenda. So let's get it out and say - Mr. Lemelino said he is going to wrap it up but as far as he is concerned he thinks he overstepped his bounds. He certainly does. And then not

only that you were negotiating on behalf of Suffern? Trustee Morris said what do you mean negotiating. Mr. Lemelino said who are you. Trustee Morris said what are you talking about. Mr. Lemelino said you are only - you are a Trustee, that's it. Trustee Morris said what are you talking about? Again, are you getting your facts confused. Where are the negotiating issues you are talking about. The Mayor said to Mr. Morris to let the resident speak. Trustee Morris said he is. But he has to correct his errors. The Mayor said okay, but you can answer when he is done. Mr. Lemelino said let him wrap it up by saying as he told him in the beginning he doesn't really attend these meetings. He watches them on television but as far as a lot of people that he is talking to he thinks, with all due respect Mr. Morris, you overstepped your bounds. Trustee Morris said okay. And in response to that he said he thinks he is in error.

The Mayor asked if anyone else would like to speak.

Jim Giannettino of 2 Memorial Drive said last month he asked the Mayor about the speed limit signs on Memorial Drive which has been going on for two years. You told me that you would take care of it with the DPW director. How long does it take to put up two signs. This is a speed limit sign. He said he is not asking for a sign for his property or anything else. How long does it take to get two speed limit signs on the street. He said we just passed more speed reductions and those signs will go up before these signs go up. Just like all the no parking on this side. Every single pole on that street today was put up with no parking on this side of the street. He said he thinks it is ridiculous. Trustee Markunas asked if we could possibly have the speed limit signs put up on Memorial Drive in conjunction with the no parking signs on Temple Lane. The Mayor said she was going to say that she was going to have Joe Hunt come up and speak on the speed limit signs.

Joe Hunt said thank you to the Mayor and Board. He said to answer Mr. Giannettino's question they are refacing the speed limit signs right now to change the speed - to lower them. So the cost factor to the Village is cheaper than buying brand new ones. It's in the works but last week they had preparations for the storm that never came so they lost a week. But they are working with the police department. They have been out and inspecting the signs and making sure the distance between the signs are proper and the speed signs in the areas are at the right speed limit for the police department. So it is in the works. He said they are trying to save money.

Adam DeStefano of 19 Prairie Avenue said he looked at, with everything that has been going on with the VFW, and he has been keeping up to date with it and it is a very tough call. He said he doesn't know if he is happy with the Board's decision or not. He said he sees the two arguments and they are both very valid arguments. You have one argument for being fiscally responsible and

not taking the gamble and not taking the chance because we are in a tight spot. And then you have the other side that wants to honor these veterans who have lived in this community for so long. He said looking at this decision he said he can't say he is happy with it. But he also can't say he is disappointed with it. He said he thinks it was a tough and responsible decision and he does encourage even the Board members who voted against purchasing the property and seeing if there is anyway that the Village can aid the VFW in a transition, as you said, using this as a meeting hall even maybe offering up the community center for larger events for them - something that could help them in this very tough transitional period because just like we are going through tough financial times they are also going through them and he does thank the Board members for - as you can see from the vote - it was a very tough decision. He said he thanks them for taking their time with this even though he knows everyone is not happy with the decision. He said he is glad that we went for a fiscally responsible choice which was, he would imagine, difficult for most of the members and even difficult for the members who tried to help out the veterans. So his recommendation is that anything we can do to with the resources we have - as you said Mayor Abato - we would do anything to help out the veterans with that from now on and he thinks we should, even if we can't purchase the building do what we can to help out the VFW because these are people who fought for this country and some of them have known - probably all of them - know someone who lost their life defending their country. He said he thanks the Board for their time in considering this and let's move forward with helping out the VFW now and in the future. The Mayor and Trustee Markunas thanked him.

Tom Zordan of 249 Parkside Drive said as you know last year he retired at the end of September. And beginning of October he was supposed to receive a final paycheck and he would like to know when he is going to get that. It has been a year now. The Mayor said to Mr. Zordan that he has come to the Board on several occasions at the meetings. She said we have an attorney who is handling this. Have your attorney contact our attorney. Mr. Zordan said as a matter of fact, number one, your attorney told you exactly what to pay me and when to pay me. Number two your attorney has not returned phone calls to his attorney so his attorney stopped calling in December. And the fact of the matter is you, Mayor, decided not to give him his final check. The Mayor said no, that is not true, she does not have that power but thanks Tom. Mr. Zordan said okay. The Mayor said the bottom line is you need to - she cannot discuss this with him at the Board meeting - you need to have your lawyer contact our lawyer - maybe it's not a phone call. Maybe it's a letter to say that our lawyer has gotten it because our lawyer has a much different story. Mr. Zordan said he spoke to the Mayor and the Board about this - the Mayor said with all due respect she is asking him to please refrain from bringing this subject up as the Board cannot discuss it with him as it has to go

through our labor attorney. Mr. Zordan said fine. It is just going to cost the Village more money because they are going to have to pay the labor attorney to tell the Village again to pay him. The Mayor said okay.

Mr. Zordan said that being said - he said he was going to skip this subject - back in March he asked the Mayor a question and that was when he left how come the Mayor didn't ask him anything about the finances. How come you didn't ask him where things were. How come when the Treasurer said he couldn't find things you didn't have him contact Mr. Zordan. Mr. Zordan said you never answered that question. The Mayor said - Mr. Zordan said it is seven months later - do you have an answer. The Mayor said again this is also leading to the same subject matter that she cannot discuss with him here in the Board room. She said if you have any questions please have your attorney direct them to our labor counsel. That is all she can tell him. Mr. Zordan said it is a shame that you have to hide behind this imaginary labor thing - the Mayor said Mr. Zordan please. If you have anything - Mr. Zordan said instead of being the leader. You are the Mayor. You made the decision. The Mayor said she is going to ask him to please sit down unless he has something to discuss about the Village other than the subject matter of your employment with the Village. Trustee Markunas asked if Terry could just give Mr. Zordan some legal guidance on that - the Mayor said no, because our labor counsel is handling this. Trustee Markunas said okay. Mr. Zordan said okay.

Mr. Zordan asked if the NYS Aud report for fiscal year ending 2015 has been filed? The Mayor said no. Not as of yet. Mr. Zordan said so it is late. The Mayor said yes but we knew that though. Mr. Zordan said alright. He asked if the 2014 Aud report has been filed. Mr. Genito said no. Mr. Zordan said so that is also over a year late. He said a couple of months back, when he asked these questions and you decided not to answer you had the Treasurer read a statement. And in that statement it was a letter that supposedly was never received by the Board but they got it and it basically read all these nice things that are counting policies like if you don't have this in place these things can happen. But lo and behold none of those things did happen. So now he is asking have the bank reconciliations been finalized from May 31, 2015. The Mayor said yes. Mr. Zordan said okay. He said he has here a balance sheet for May 2015. And in this balance sheet - just the water fund - it says the water fund has 2,100,000 dollars in cash. He said how that occurred is beyond all reason considering they don't bill out that much money during the month of May. And it says there is no money due. It says actually the receivables are negative meaning we owe people money. So he doesn't know how that was reconciled. Then he looks at the general fund and it says the general fund has a negative 3,000,000 dollars in cash. So he doesn't know how that is reconciled. Because the bank wouldn't allow us to have negative 3 million dollars in cash. So if these accounts are reconciled then something really, really strange is going on. He said there are

some other things here like did we pay our pension last year because according to this we owe - and he doesn't have the right page in front of him - but he thinks we owe \$160,000 for the water fund and \$168,000 for the sewer fund, \$500,000 for the police pension and a couple of hundred thousand dollars for the employees pension from last year. Is that correct too? We didn't pay our pension? Where did all the money go? Are these things actual. Was he given the wrong information here? He said he just got it the other day. He said you tell him. You are saying it is reconciled but is that correct? Does the Village have negative 3 million dollars in cash? Does the water fund have 2.1 million dollars in cash? A simple yes or no would satisfy him. The Mayor asked Mr. Genito to speak.

Mr. Michael Genito said we are in the process of reconciling various accounts. To answer the question on the retirement system - what we did is we paid that retirement bill as you know we didn't have the cash at May 31, 2015. We did have the cash in June. We paid that payment in July. The amount that is showing up as due this year is related to the interest component of that retirement that was accrued for that period of time. Mr. Zordan said you mean to tell him that what is on here for May 31 is interest? We owe \$700,000 in interest? That seems far-fetched. And are the bank accounts - you are saying they are reconciled. Are these the right numbers? Are you telling him that we have 2 million dollars in the water fund cash account and we have negative accounts receivable in the water fund. Mr. Genito said no that is not what we are saying. What we are saying is that we have reconciled our bank accounts. We are keeping up with these items. Mr. Zordan said it says right here - cash - 2,100,000 - Mr. Zordan said this is the balance sheet as of May 31. The Mayor said to Mr. Zordan if you allow him to answer and stop interrupting. Mr. Genito said to begin with he is not going to sit here and argue with Mr. Zordan in public about the finances of the Village and how we keep the accounts and how we are keeping the records. Mr. Genito said he can suffice to say and he thinks it deserves an explanation why the Aud, which is the State report, isn't filed yet. Mr. Genito said we have just gotten through the 2014 audit. We are filing that finalized 2014. We are now preparing for the 2015. Mr. Genito said he has explained it to the Board and publicly on several occasions. There was an awful lot of things we had to do to make sure the books were in good order and file the necessary reports. At the same time there were a number of things that were impacting us. We had some major projects going on where we had to catch up on filing for the facade program for one item. We had the FEMA information that we had to file for. There were a number of capital projects that had to be put into accrued order so that we had a good record of where those capital projects were and where the funds were that we could expend the money. All of that dealing with, again, and then we had a cash flow issue to deal with. Mr. Genito said he is not going to apologize for the amount of time that it has taken. The State Controller's

office has been notified about this. They are fully aware of it. And again they came in and they did a review of the budget - that was another thing that we had going on - a very complex budget to try to make sure that it was sound. The Board had asked the State Controller's office to come in and review that budget document which they did and wrote a report on. And he thinks that that report speaks for itself. But we have now a sound budget. We are processing our payments in a good sound manner and there is a lot of work to be done but we are getting it done. Mr. Zordan said so, in wrapping up, next time you decide to chastise people and say things weren't done in a timely fashion make sure you get them done in a timely fashion yourself. And as far as the Aud report is concerned it is just an annual report that has to be done and it is not subject to you completing your audit. So just keep that in mind. The Mayor thanked him.

Paul Gerard of 2 Cross Street said that he sees that there is an item on the agenda for a resolution to amend the budget. So he doesn't know if this was being discussed at that time but is there any interest on the Board's part to begin the budget process early - earlier then we have in the past. He said he brought this up before. He said his concern is he is not getting a good feeling that we are not going to be in the same position that we were last year where the residents were hit with double digit increases on taxes. And he said we took a knife where we could in a very short amount of time and he knows himself as a resident he would like more time to see that proposed budget and to maybe offer any ideas because he didn't see any significant good ideas that were put forth last year that knocked a couple of percentage points off. So is there any appetite to start this process sooner than in the past. The Mayor said she wanted to answer his resolution to amend the budget. Mr. Gerard said sorry? The Mayor said you asked about a resolution to amend the budget. Mr. Gerard said he was reading a topic that was on there and he would say he would wait. The Mayor said because there is not audience participation and you asked the question she will just tell him. She said Novartis actually donated \$10,000 to the Village but it was earmarked - \$5000 for the police department and \$5000 for the fire department. They now wish to use that money for equipment. So we need to amend the budget to put \$5000 into the fire department budget and \$5000 into the police budget. So that is the amendment. Mr. Gerard said okay. The Mayor said in regards to the budget practice. She said yes, she is very much interested in starting that early. She is just hoping - Mike has been working very hard in assuring that the state of affairs in the Treasurer's office has been reconciled and we are at a portion where we can go forward soundly. So as soon as she gets the green light from him saying okay Trish we've got it all. Everything is caught up due to the fact that things were in such disarray then that is when she would like to start early, yes. The answer is yes. She is just waiting for that green light from Mike so that we know that we are in a position that we know that we can go forward soundly. Mr. Gerard said okay. The Mayor said and she thanks him by

the way for his offer to make any suggestions. She said we are always looking for another pair of eyes - it never hurts. Mr. Gerard said okay.

Mr. Gerard said this last point - again going back to the VFW. He said he shares the gentleman's concerns. He said he thinks there are good arguments on both sides to support the VFW but also he understands our fiscal constraints. Mr. Gerard said then going back to the gentleman that brought it up earlier tonight - his opening comment was that we don't get the impression that the folks on this Board work together to find solutions. And he can't - he doesn't think any of us residents can express their disappointment enough with that quality of this Board. There might be some middle ground here. We have a property that he believes Mr. Rice brought up earlier - it is somewhere over a half million dollars in appraised value. We are being offered it for less than a third of that. He said he would think that maybe there is something - maybe there is a two year period where we can show that we can get positive cash flow out of this property that we continue it. And if we can't show it in two years then we sell it. And we are probably not going to risk anything. He said things like that. He is not saying that is the best idea but there are ideas out there. There is - when people work together you sometimes come up with a lot of better solutions than the two extremes which is where you are both at. He said we need to see that out of this Board and since he has been coming here he hasn't been seeing it and it has been in the past year. It's very disappointing. So he urges some of the folks who are running for office again very soon - this aspect of this collective Board is very disappointing and it's hard to vote for folks again because they are not championing that cause - that are putting the Village first and not either themselves first or their party first. Yes, it does feel like Washington and he doesn't think - he said there are very few of them here who are pleased with what they are doing.

Mr. Gerard asked Mr. Morris that he thinks that - and he said it before - he said he thinks that the fact that there have been enough people that got up here and had concerns about your ties with your son - with you going to your son and telling him in so many words that you should probably make an offer on this property for the same amount that the VFW offered Suffern to take - whether that just looks bad or smells bad but really isn't bad - you really should abstain from these votes because the appearance is that you have self interest here. Mr. Byrne used to be on this Board. He didn't give any appearance of that but he knew that just the fact that he had an affiliation with the VFW - he took the high road. He was professional. He put the Village ahead of himself and said he is going to abstain from these votes. Mr. Gerard said he only hopes that Mr. Morris can come around and realize that you are giving everyone the appearance - everybody that comes here or watches it on You Tube that you have self-interest here - whether you do or

not - you are giving the appearance of that. And when you give the appearance of that you discredit the entire Board. So please think about the Village and not yourself and abstain when you should abstain.

Susan Golden of 5 Stockbridge Avenue said to Mr. Hagen that she was very deeply disturbed that during an executive session of the Village Board you allegedly made a lewd and inappropriate comment and hand gesture of a sexual nature in the presence of the entire Board while speaking with the Mayor. Is this true? Trustee Hagen said no. Mrs. Golden said she is also aware that the Mayor reported this to Mr. Markunas. And she was wondering if he ever spoke to Trustee Hagen about this. Trustee Markunas said he did speak to Trustee Hagen. He did receive a phone call from the Mayor with regards to this action that took place in the Board room. Yes, he did. Ms. Golden asked did you make any workplace sexual harassment report? Trustee Markunas said no. Ms. Golden said she certainly found the allegation extremely, extremely disturbing. And it is not something that people should ignore and she thinks it is something that everyone should take very, very seriously because women should never be treated with such a lack of respect. She said she guesses that is it Mr. Hagen. She said to him that you sticking to that. Yes? Trustee Hagen said he would never do that.

Andrew Zavoski of 3 Center Street said he wanted to commend the Board on taking action on this overcrowding condition within the Village. He said he really commends them. He said he is concerned about one thing about the inspections for those individual units or residencies that are non-owner occupied. He said on the inspections, and he guesses this goes to Terry - he said on the inspections are they going to be announced or unannounced inspections on an annual basis. Attorney Rice said the way the law is written, the proposed law, the Building Department will make appointments to go there. Mr. Zavoski said okay because if they are kind of announced he is sure that those individuals who are in violation will certainly tidy up their place and keep it in order so as if everything is hunky dory so to speak and then all of a sudden the inspection occurs and it's business as usual with all these people living in overcrowded conditions. Attorney Rice said the problem is the constitutional aspect of it that you can't force somebody into allowing an inspector into the home or dwelling so the way the permitting requirement is is that the Building Inspector will tell them what time, make an appointment for them to do the inspection. Of course that possibility always exists but then assuming they do the inspection they may very well see things to make them suspicious and in any event whenever there is any type of basis to get a search warrant then that is the method by law that has to be employed. Attorney Rice said there is a very delicate line that has to be drawn between a permitting process like this and the fourth amendment rights of the property owner. Mr. Zavoski said that is just one of his concerns that he has. Because he knows some people will try to get out certain things and

try to circumvent things. He thanked them. Trustee Meegan-Corrigan said also our code enforcers are very, very well trained. They know what to look for, how to look for it and can tell when people are not doing the right thing. So the team is very strong, very educated and very well in knowledge of what they should be looking for to see if someone - how do you hide four beds that should be a one bed - Mr. Zavoiski said right, unless they are using sleeping bags or something like that and they just take it with them if you know what he is saying. The Mayor said that actually happened. She will tell him a quick story. She said we had a house and people were utilizing the attic and it was a non-conforming use and they took all of their clothes out of there and anything to make it look as though they were sleeping up there but what they forgot to do is unplug the television that was up on a nice stand and a couch - just because there wasn't a bed there they knew. So it is an appointment but she doesn't think you can move, like Jo said, you can't hide five beds or four beds. It is very difficult to completely clean it out to where our code enforcers wouldn't catch something. Mr. Zavoiski said he applauds their efforts. The Mayor thanked him.

Debbie Tapp of Oakdale Manor asked Mr. Hagen if he was aware of what this lady asked you? Trustee Hagen asked if she could repeat what she asked him. Ms. Tapp said to Ms. Golden to ask him again please. He had no idea. Ms. Tapp said additionally to Mr. Morris that this was an important question and she took photographs of his hand gestures again. She asked Ms. Golden to bring up what she was saying again. Mr. Hagen did not hear you. Mr. Giannettino asked who was running this meeting. The Mayor said she is sorry? Mr. Giannettino asked who is running the meeting. She was up before. The Mayor said she just asked for her to repeat something she said Jim. Ms. Tapp said it is called audience participation. Ms. Golden said to Trustee Hagen that she asked him whether at an executive session of the Village Board you made a lewd and inappropriate comment and hand gesture of a sexual nature in the presence of the entire Board while speaking with the Mayor. Trustee Hagen said he doesn't recall. Ms. Golden said he said no. Ms. Tapp said okay. She just wanted to make sure that he heard what she asked. Ms. Tapp said that the reason that she is bringing it up again - she asked Mr. Morris if you are going to raise hand gestures at her again. She said he just did it. She asked everybody to pay attention to Mr. Morris's hands. When anybody is speaking - the Mayor said you have to speak to us. You have to address the Board. Ms. Tapp said she knows. It's just everybody - you can't see his hands. The Mayor said no, she is not watching. But anyway just address the Board. Ms. Tapp said she took the photograph of his hands once more with the rude gestures. She asked Mr. Morris to please be polite to the rest of us. Trustee Morris said obviously you have a problem that probably requires some help if you think. The Mayor said Mr. Morris. Mr. Morris. Ms. Tapp said the problem she has is his hands. Trustee Morris said excuse him. When she wants to say that his

holding his hand up is a rude or lewd gesture then obviously she has a problem. Ms. Tapp said you hold your hand up like this no problem. But when a finger is more prominent then the other. She said we are in front of you. Trustee Morris asked the Mayor if she wanted to take control of the meeting. The Mayor said she just did. Ms. Tapp said to all of the Board members. When a lady or gentlemen is walking in front of you please don't make any hand gestures. She said she has photographs this time again. The Mayor asked if anybody else would like to speak.

VILLAGE CLERK:

A) Approval of Minutes of Regular Board Meeting:

Village Clerk Virginia Menschner said we have the approval of the regular Board meeting of September 9, 2015. A motion approving the minutes was made by Trustee Meegan-Corrigan, seconded by Trustee Morris. Upon vote, the motion was carried.

B) Carrine Kaufer Agreement:

The Village Clerk said also we have the agreement for Carrine Kaufer for her consulting on the facade program. A motion approving the agreement was made by Trustee Meegan-Corrigan, seconded by Trustee Morris.

AYES: Mayor Patricia Abato
Trustee Robert Morris, Trustee Frank Hagen
Trustee Edward Markunas, Trustee Jo Meegan-Corrigan

NOES: None

ABSENT: None

C) Michael Curley - Request - Special Permit:

The Mayor said that she would like to say before we start this next item on the agenda it is Michael Curley requesting a special permit for Club Soda which he is opening a new business in the downtown area. Mr. Curley had all intentions of being here this evening to answer everyone's questions, anyone's concerns, and unfortunately his brother passed away this morning so he will be unable to attend tonight. He does ask that the Board does go ahead and vote on his live entertainment permit. He did come to the workshop and he did furnish the Board with all of his permits. Everything was approved which is what the Board members had asked for. So he is now returning to ask for his live entertainment permit but he is not here tonight to answer questions and he does apologize. And the Mayor said of course she did let him know that we will all be thinking about him and his family tonight. A motion to approve the live permit was made by Trustee Markunas, seconded by Trustee

Meegan-Corrigan. Attorney Rice said can we do the particulars. The Mayor said oh sure yes. Attorney Rice said it should be as in accordance with the application the hours as set forth in the application and we have the usual conditions whenever a live entertainment permit is granted that the sound not exceed 90 decibels at the property line, that the permit can be suspended by the Mayor if the permit is violated or if there are any disturbances caused by it subject to revocation by the Board of Trustees following an opportunity to be heard. The Mayor said okay. Please include that in the motion. A motion to grant the permit including Terry's statement and rules was made by Trustee Meegan-Corrigan, seconded by Trustee Hagen.

AYES: Mayor Patricia Abato
Trustee Robert Morris, Trustee Frank Hagen
Trustee Edward Markunas, Trustee Jo Meegan-Corrigan

NOES: None

ABSENT: None

The Mayor said we did not need a roll call on that. She said she doesn't know why she did one. She said it doesn't really matter but she guesses her roll calls have just been rolling along tonight. Trustee Meegan-Corrigan said you are rolling on your roll calls. The Mayor said she is rolling on her roll calls. She asked the Village Clerk if she had anything else. The Village Clerk said no, that is it.

FINANCE DEPARTMENT:

Treasurer Michael Genito said we have three resolutions before the Board and one of them is in February, 2015, the Village, as you know, received a generous donation from Novartis in the amount of \$10,000 with the stipulation that \$5000 be spent for police purposes and the other \$5000 be spent for fire department purposes. The departments have contacted us and said they are ready to spend the money. At the end of 2015, which our fiscal year starts in May, that money was restricted for these purposes and the resolutions before you are to ask that the 2015-2016 budget be amended to appropriate that \$10,000 with \$5000 increasing appropriations in police equipment and the other \$5000 increasing appropriations in fire department equipment.

RESOLUTION NO. 21, 2015

RESOLVED, amending the 2015-2016 General Fund Budget as follows: appropriate \$5000 from Fund Balance restricted for police purposes and increase appropriations for Police Department in the amount of \$5000. Appropriate \$5000 from Fund Balance restricted for Fire Department purposes and increase appropriations for Fire

Department equipment in the amount of \$5000.

A motion approving the resolution was made by Trustee Markunas, seconded by Trustee Meegan-Corrigan.

AYES: Mayor Patricia Abato
Trustee Robert Morris, Trustee Frank Hagen
Trustee Edward Markunas, Trustee Jo Meegan-Corrigan

NOES: None

ABSENT: None

Mr. Genito said the second resolution before the Board is that the Elks Club gave a donation of \$500 to the police department specifically to be spent on police purposes. The police chief has advised that he would like to have that money spent on equipment so the resolution before you is to do two things. Number one to accept the donation of \$500 and the second is to amend the 2015-2016 budget increasing revenues from donations of \$500 and expenditures or police equipment for \$500. The Mayor thanked him. A motion to accept the donation was made by Trustee Markunas, seconded by Trustee Meegan-Corrigan. Upon vote, the motion was carried.

Resolution No. 22, 2015

RESOLVED, that the donation of \$500 from the Elks Club be accepted and that the 2015-2016 General Fund budget be amended as follows: increase revenues - donations restricted for police in the amount of \$500 and increase appropriations police equipment in the amount of \$500.

A motion approving the resolution was made by Trustee Meegan-Corrigan, seconded by Trustee Hagen.

AYES: Mayor Patricia Abato
Trustee Robert Morris, Trustee Frank Hagen
Trustee Edward Markunas, Trustee Jo Meegan-Corrigan

NOES: None

ABSENT: None

Mr. Genito said the last resolution, no. 23, is that the budget for the Recreation Suffern Day donations was for \$8800. To date we have received about \$6700. We expect perhaps a few hundred dollars more to come in. On the other side of the equation on the expenditures we spent a little under \$11,000 to date and there are some additional invoices yet to come in so there is money that we restrict every year that whatever is left over in the Suffern Day account and at the end of 2015 there was roughly \$7800. This resolution will appropriate \$5000 of that money to allow for the

expenditures, the increased expenditures in the Suffern Day budget.

Resolution No. 23, 2015

RESOLVED, that the 2015-2016 General Fund budget be amended as follows: appropriate \$5000 from Fund Balance restricted for Suffern Day and increase appropriations for Suffern Day contractual in the amount of \$5000.

A motion approving the resolution was made by Trustee Meegan-Corrigan, seconded by Trustee Hagen

AYES: Mayor Patricia Abato
Trustee Robert Morris, Trustee Frank Hagen
Trustee Edward Markunas, Trustee Jo Meegan-Corrigan

NOES: None

ABSENT: None

The Mayor thanked Mr. Genito.

Trustees:

Trustee Hagen asked Chief Osborn if he would revisit those speed bumps on Ramapo if the money is in the budget this year. Chief Osborn said absolutely.

Trustee Markunas asked if there was any further information on the Farmer's Market and their Octoberfest. He asked if there was any further information on that. The Mayor said yes. It is going forward and as far as she knows they have asked for us to put the information on the sign out on the Virginia Menschner Gazebo/Avon Park. Elaine has already taken care of that. Trustee Markunas said oh, great. The Mayor said she believes they are moving forward. Trustee Meegan-Corrigan said they asked for the extra time. Trustee Markunas said right, they asked for the extra time and the lights he believes the chief was supplying. Trustee Meegan-Corrigan asked Trustee Markunas if he heard of a problem. Trustee Markunas said no, someone was asking him about it so he said he would follow up on it.

MAYOR:

The Mayor said we had a request from a Boxer Productions Company. She said they would like to film a movie, "The Bleeder," she said she knows it sounds horrible but it actually sounds very interesting. It is set in the 1970s in Bayonne, NJ, and it tells the true story of Chuck Rugner the NJ heavyweight boxer who lasted 15 rounds with Mohammad Ali and it will be starring Liev Schrieber and Naomi Watts. So they are asking to use the Lafayette Theater.

They have contacted the Lafayette Theater and they have agreed on the inside of the theater. They have now asked for the exterior of the theater to be used. So we are working - we will be meeting with them this coming week with Chief Osborn to work out the details to make sure that it has the least impact to the Village and if in fact it has too much of a negative impact to the Village obviously we will not go forward with it. So she just wanted to make the Board aware of that.

The Mayor said she also wanted to talk about Hurricane Joaquin that didn't happen. She said we were all very, very happy about. She said that she had to tell them that in the early forecast of Hurricane Joaquin when it looked as though this was going to happen we immediately went into action and had this Village completely prepared if in fact we were impacted by Hurricane Joaquin. So she wants to thank all of them. The police chief keeping all of you notified, making sure he sent out announcements as needed, attending all of the webinars that we went over to the fire training center for and preparing his department; Charles Sawicki and Joe Hunt for getting the sandbags ready and making sure that we had all of the supplies that we needed in case of flooding; the water and sewer departments gearing up; the fire department - everyone was just phenomenal in their response. She said she hopes that every threat to our Village for a hurricane of this magnitude and impact never comes here and she hopes that they take a lesson from Joaquin that we are ready and we don't want them here. She said she just wanted to thank them.

She said if it hasn't been done yet we will be putting up some hurricane preparedness things that we got from the fire training center so in the event that, God forbid, this comes up again we have you all prepared. This is hurricane season and hopefully it will be a non-event for us. So she wants to make sure that everyone has that information so we will be having that up on the website.

The Mayor said she had two other items. The first is the Tech Spectrum agreement. Terry has worked with Tech Spectrum. It was the Board's decision not to renew the agreement with them, as of yet, and although it is expiring this month, on the 9th she believes, but we have some concerns that we would like to look into before signing with Tech Spectrum or any computer company. So we have asked them to do a thirty day extension with us so that we can get all of our concerns sorted out. The Board has agreed that we believe that that is a good approach to take at this time. Terry is satisfied with the agreement of thirty days so she would need a motion to extend the contract with Tech Spectrum for thirty days. A motion to extend the agreement was made by Trustee Meegan-Corrigan, seconded by Trustee Hagen.

AYES: Mayor Patricia Abato
Trustee Robert Morris, Trustee Frank Hagen
Trustee Edward Markunas, Trustee Jo Meegan-Corrigan

NOES: None

ABSENT: None

The Mayor said it is her duty as the Mayor of this Village to make sure that our residents are informed correctly about very serious issues that may or may not have occurred in this Village. She said she received several phone calls this past week, after the workshop meeting, with residents who were concerned with Mr. Markunas and Mr. Morris making mention that they had spoken to our Gang Task, Rockland County Gang Task Force, that there are gang members that exist in our Village and that there was potential for them to be soliciting our younger individuals, teenagers, to be gang related or come into their gangs. And also this is in response to Club Soda and also had mentioned that the Superintendent of the Ramapo Central School District that they had had a conversation with them as well and that he had concerns about Club Soda and wasn't very happy about it opening. So it is her duty as the Mayor to make sure that she looks into these things and she certainly did. She said she prepared a conference call with herself, Chief Osborn, Detective Sergeant Mallon and our Sheriff to talk about the possibility of gangs and the threat of gangs in the Village of Suffern. And this is a conversation that Mr. Morris and Mr. Markunas said that they had with the Gang Task Force, in particular Detective Concepcion she believes his name is. She said she wanted to report tonight that in that conversation that she was told by our Sheriff and by the Task Force that that conversation did not occur, they did not ever say that we have a gang problem in the Village of Suffern nor did they say that there are any Bloods that are here in the Village of Suffern posing a threat to it. And she wants each and every parent to know that there is absolutely no threat whatsoever of gang issues here in the Village of Suffern. The Mayor said it kind of took her by surprise because she knows John Mallon, our Detective Sergeant, and she certainly knows that if in fact we had any problems here he would be right on top of it. And when he told her that he was not aware of any of this it really concerned her and that is why she reached out to our Sheriff. So she just wants each and every one to know that there is no truth in that. The conversation that took place between the Task Force and Mr. Morris and Mr. Markunas was simply about the program Mr. Concepcion has with the community policing and police academy. It was a very generalized conversation and never once did they indicate that we had a gang problem here in the Village of Suffern. So she wanted to make sure that the residents were clear on that. And the second part is we made a call up to Dr. Adams because if he is concerned then she is concerned and she was certainly concerned to hear that we had 21 year olds attending the high school. So she wanted to make sure that she had the correct information and Mr. Morris and Mr. Markunas again told her that they had a conversation with Dr. Adams and that he had serious concerns about Club Soda. Dr. Adams never did have that conversation with either Mr. Morris

or Mr. Markunas. He does not really know much about Club Soda. He has heard very little about it and he had no opinion whatsoever and he also stated nor would he give an opinion on behalf of the school district as the Superintendent. So she just wanted to make sure that she cleared the air on that because there were a lot of parents that were very concerned with these statements so she just wants to set the record straight tonight. So thank you very much. And please feel free if anyone has any further questions the Sheriff's Department is always very happy to take any questions that you may have as well as the school district. So please feel free to contact them.

Trustee Markunas said he would just like to add to her comment. He said he never stated that he had a conversation with either Detective Concepcion or Dr. Adams. Trustee Markunas said he never did. Perfectly clear. Trustee Morris said let him verify that. Both conversations, and yes, again we are splitting words - Dr. Adams told you that he would not make a statement for the school district. Trustee Morris said he spoke to Dr. Adams as one of the top educators in the county and he gave Trustee Morris his professional opinion. The same thing is true with Detective Concepcion. Trustee Morris said he never said that there was a Bloods gang in the Village. He said that there was a member of the Bloods who was out on parole who was living in the Village and they had some question as to whether or not he would be actively seeking to recruit members. That is exactly what was said. The Mayor said that she was hard pressed to believe that Mr. Concepcion told him that because the person that you are indicating lives in the Village of Suffern does not live here. Trustee Morris said that was his information and if you are questioning his voracity on this we will call him up together and we will ask him. The Mayor said she would absolutely like to do that. Trustee Morris said he will be in her office tomorrow and we will call him up and he would expect a public apology. The Mayor said excellent. And also we will call Dr. Adams also. Trustee Morris said we certainly will and he will expect two public apologies. The Mayor said oh, absolutely. The Mayor said to Detective Mallon that he was in the meeting with the phone call from the Sheriff's Department. Could you please make sure what the Sheriff told us with regards to the Village of Suffern.

Detective Sergeant John Mallon asked the Mayor what does she need him to do. The Mayor said she just wanted him to make sure that she was correct in saying that there are no - Detective Sergeant Mallon said right. They should have come to the police department. Simple as that. He said you shouldn't have called on your own. You shouldn't call your friend who gave you a number from a friend of a cops. The guy was trying to ambush - Trustee Morris said that is not what the question was for you. Detective Sergeant Mallon said what's that. Trustee Morris said she asked you a question - the Mayor. Trustee Mallon said that the Sheriff what - the Mayor said do we or do we not have - Detective Sergeant Mallon said he wasn't

listening - the Mayor said did the Sheriff indicate that the gang - Mr. Concepcion did not indicate that we have a member of a gang - the Bloods she guesses it is - Detective Sergeant Mallon said he doesn't recall what he said either way on that. He said he knows what the truth is. The Mayor said okay. Detective Sergeant said there was a member of the Bloods, he got out of jail, he was living in Suffern at his parents residence because that is what they do - parole tells you that - and the information that we have is that he has since moved to Nyack. Trustee Morris said okay. And did he say anything different? Detective Sergeant Mallon said he doesn't know what he said. He wasn't listening to him. Trustee Morris said no, I talked to you individually and he reiterated the exact same thing you just said. The Mayor said that is not what you said in public. Trustee Morris said excuse me. The Mayor said you upset people Mr. Morris. Trustee Morris said he said there was a member of the Bloods who had gotten out on parole and was residing in Suffern. Is anything of that inaccurate. Detective Sergeant Mallon said well you said they were trying to actively recruit - that is inaccurate - Trustee Morris said wait. Time out. He said he said there was a member of the Bloods, he didn't have his name at the time, who got out of prison and was on parole and was subject to electronic monitoring at the time - he said he was not sure about that. Detective Sergeant Mallon said correct. Trustee Morris said and was living in Suffern. And all three of those items are the fact. Detective Sergeant Mallon said yes but he is not actively recruiting. Trustee Morris said now he may have moved. He doesn't know. Detective Sergeant Mallon said he spoke with Concepcion. He is not actively recruiting. Trustee Morris said okay. The three things again - Detective Sergeant Mallon said that is the most important thing he thinks - Trustee Morris said well no because he says the modus operandi for these people is to recruit. And he explained that they were looking - Detective Sergeant Mallon said not this guy. Trustee Morris said but the point being exactly what he told him is factual. He was released from jail, he was on parole, he was wearing a monitoring bracelet and he was living in Suffern. Detective Sergeant Mallon said but nobody said he was actively recruiting. And that was the most important part he thinks. Trustee Morris said okay. Detective Sergeant Mallon said that was the most pertinent part of this. Trustee Morris said thank you. Detective Sergeant Mallon said in the future you are supposed to come to the police department. Okay? Trustee Morris said okay, thank you. Detective Sergeant Mallon said will you do that? Trustee Morris said thank you. Detective Sergeant Mallon said do you agree to do that? To come through the police department. Trustee Morris said come to the police department with what. Detective Sergeant Mallon said with this. You don't go straight to intel. You come through the Suffern Police Department. Trustee Morris said he sees. Detective Sergeant Mallon said okay. That's the way it works. Trustee Morris said he sees. Detective Sergeant Mallon said people could have got in trouble for this. Trustee Morris said okay. Detective Sergeant Mallon said he shouldn't have given you any

information. Trustee Morris said okay. Detective Sergeant Mallon said thank you.

The Mayor asked for a motion to adjourn. The motion was made by Trustee Meegan-Corrigan, seconded by Trustee Hagen. The Mayor said please, ladies and gentlemen, please. She would like to adjourn this meeting in the memory of two very, very special wonderful people who were both very near and dear to her and to this Village. They have given so many years of service to this Village and are just going to be really very, very missed. And she gets very emotional because they both meant very much to her. One is Frank France, 51 year member of the Suffern Fire Department - a good friend of hers and a good friend to many as well as a firefighter. And also a lady who she will just remember as such an energetic wonderful strong woman who just resonated her strength to everyone - it's Dorothy McClintock. She was a member of the Women's Club, the Lion's Club, she always got behind any organization to help and to do good and she should be an example for all of us. So the Mayor would like to adjourn the meeting in both of their memories. Upon vote, the motion was carried and the meeting adjourned at 9:18 p.m.