

**Village Board Meeting
Monday, January 9, 2017 - 7:00 P.M.**

A regular Village Board meeting was held on the above date at 7:00 p.m. with the following members present:

PRESENT: Mayor Edward Markunas
Trustee Frank Hagen, Trustee Moira Hertzman
Trustee Henry Sussman

ALSO PRESENT: Virginia Menschner, Village Clerk
Daniel Kraushaar, Village Attorney

ABSENT: Trustee Joseph Russo

Mayor Edward Markunas said today is a special day. Today is a day where we recognize law enforcement and it is Law Enforcement Appreciation Day. So along with that Law Enforcement Appreciation Day he is going to recognize an individual here for the Andrew C. Haggerty Award. The Andrew Haggerty Award is given to an individual for outstanding service to the community. This individual has demonstrated on numerous occasions through the years, throughout years of service and dedication to this Village of Suffern and that we all recognize comes truly from the heart. His dedication includes the annual Suffern PBA Toy Drive, helping raise money for police officers who were killed in the line of duty, which we have done so many times this year. Guiding students as we have in the audience tonight - he guides students through elementary school, through high school, through Rockland Community College. So at this time the Mayor said he would like to present to Chief Clarke Osborn the Andrew Haggerty Award.

7:05 P.M. - PUBLIC HEARING - AMENDING SECTION 254-52 OF THE CODE OF THE VILLAGE OF SUFFERN REGARDING SPEED LIMITS:

The Mayor asked for a motion to open the public hearing to amend section 254-52 of the Code of the Village of Suffern regarding speed limits. The motion was made by Trustee Hertzman, seconded by Trustee Sussman. The Mayor asked if there was anybody here from the public who would like to comment on a local law amending the section of the code - speed limits - establishing a maximum speed limit of 25 mph for Bon Aire Circle, Bon Aire Circle West, Hillcrest Road, and Milford Lane. Since nobody

spoke, a motion to close the public hearing was made by Trustee Sussman, seconded by Trustee Hertzman. Upon vote, the motion was carried.

Attorney Kraushaar said this is a Type II action on SEQRA and not requiring any further environmental review by the Board and it would just be amending the existing local law to add those specific streets that the Mayor provided for. He asked for a motion that the Board adopts the local law amending section 254-52 of the Code of the Village of Suffern Speed Limits establishing a maximum speed limit of 25 mph for Bon Aire Circle, Bon Aire Circle West, Hillcrest Road and Milford Lane.

VILLAGE OF SUFFERN

RESOLUTION NO. 1 of 2017

RESOLVED, that the Village Board adopts a Local Law amending Section 254-52 of the Code of the Village of Suffern, "Speed Limits," Establishing a Maximum Speed Limit of 25 Miles per Hour for Bon Aire Circle, Bon Aire Circle West, Hillcrest Road and Milford Lane.

The foregoing Resolution was moved by Trustee Hagen, seconded by Trustee Hertzman.

7:10 P.M. - PUBLIC HEARING - ADOPTING A LOCAL LAW REGARDING SECTION 7 OF LOCAL LAW NO. 6 OF 2015:

The Mayor asked for a motion to open the public hearing. The motion was made by Trustee Sussman, seconded by Trustee Hagen. Upon vote, the motion was carried. The Mayor asked if there was anyone from the public who would like to comment.

Attorney Rob Magrino said this was submitted - it is a local law regarding the Orange Avenue project. If you recall, at the end of last year the Board passed a Resolution with respect to a section - one provision of the Local Law No. 6 of 2015 which addressed the TDD zoning district and which in effect gave the law a one year effective date. If building permits were not issued within one year it would expire. The Board interpreted that the fact that the developer had obtained demolition permits from the building department and had done other work in furtherance of the project that that provision had been

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satisfied and again the applicant's counsel had asked that just to make sure that there was no issue for them with respect to their financing that we take that provision of the law out - the expiration period - just so in the future if they have to refinance or any issues came up that that section was no longer applicable. That is why he has proposed this Local Law amending that Local Law No. 6 of 2015 repealing Section 7 and he knows that some questions had arisen with respect to where the project was. He thought it might be a good idea maybe to have the applicant here. If you want to hear from the applicant and/or their attorney to see where the project is and where it is going. That is up to the Board if they want to hear from them. The Mayor thanked him. He asked if there was anyone else from the public that would like to speak. Since nobody spoke, the Mayor asked if the Board had any additional questions in regards to repealing Section 7.

Trustee Hertzman said she had additional questions. She said you very recently put forth a Resolution that said that we accepted the prior permits which were actually permits for demolition and for Brownfield remediation to qualify as the named building permit that was set on June 24, 2016. The actual building permit, from what she understands, has not yet actually been issued. It is going back and forth between the state and the building department. So why is it that even though we did say that we accept the permits as fulfilling the terms of the agreement to date should we now remove the one section that allows us the opportunity to revert back from this special district that was made in order to allow this structure to be built on that property. Mr. Magrino said the applicant and the applicant's attorney is here so he is going to have Amy Miele answer that question.

Amy Miele said that she is of counsel to Ira Emmanuel and they represent the applicant on the Orange Avenue project. She said she completely understands her question. The issue here is really of the repealer. By virtue of your Resolution last month you have determined that we in fact had been issued the building permit within that one year period. The problem is that financing agencies don't like to see properties built on an area that is zoned that has an automatic repealer provision. It's going to be an issue when they do their due diligence and then the question is while the Resolution was great and they do thank the Board for adopting that Resolution it doesn't have the force of a Local Law and here really the repealer provision is really

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now superfluous because it has been deemed that we met it, we are moving forward and the applicant has spent somewhere around the neighborhood of 1.2 million dollars to date on cleaning up that site with Brownfield - they have all of their Brownfield data here with them - and to achieve a certificate of completion on a Brownfield inside of a year is a real feat. It is moving forward. They did just receive the comments from the ICC which they will need to address but she thinks the draft of the repealer addresses your concerns, Madam Trustee, in section 3 by providing that they have to comply with all conditions of the site plan approval, dated March 29, 2016 including the posting of a performance bond. They have paid their building permit fee, by the way, of about \$150,000 already to the town so very simply the provision is no longer needed. It is superfluous and they feel that it could be a hindrance to them in future financing transactions. So they thank the Board for their consideration.

The Mayor asked if anyone else from the Board had any other questions. Trustee Hertzman said that she doesn't want to be difficult in this but she doesn't understand why if the terms of the agreement are met the repealer is moot. Because there would be no need to repeal so long as the terms of the contract are met. Correct? Attorney Magrino said it is not so much a contract. But it was the passing of a Local Law. He said in essence he thinks Ms. Miele addressed it. In essence the Board interpreted it the way it did at their request because of how much had gone into the project. He said he thinks we had discussed privately that when this project first came in it was a concept, it was on paper, and they had done their due diligence in terms of site plan or making plans but it was, let's say, all that was needed in order to change the zone and that is the time that we put the expiration date in. Since that time - so if they went no further the expiration served the purpose to the Village. But since that time they went to the Planning Board several times. They got site plan approval and then Ms. Miele described everything that they have done. So he thinks, as he said earlier, from where it was at the time it was passed until today there has been significant progress such that he thinks the Board was okay the last time interpreting it the way that it did. To answer your question specifically he thinks Ms. Miele addressed it. It was addressed by Resolution because of, he guesses, issues that they had at the time but in order to - for when an underwriter looks at this and says what is happening with that repealer and what happened with the automatic expiration they can point to that the Village Board

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passed a law repealing that section. So it has the same effect of the one that passed it. It has the same effect now. The same level of certainty, shall we say, by local law as opposed to just the Resolution last time.

Trustee Hertzman asked if any of the financing companies actually had issue with. Joshua Goldstein from Orange Avenue Associates said the project is being financed through Housing and Urban Development through the United States government - federally. So anything that they can do to basically streamline the process helps. So he is trying to explain this as best as he possibly can. In their due diligence anything we can basically do to make the process as streamlined so they can start construction hopefully the end of March this will definitely be something. And he understands exactly what this Board has done in the prior year and he does appreciate that. But any other time he does a refinance through HUD say ten years from now, twenty years from now, he is going to have to come back to the Board. So it is just basically asking to make sure that from now and hopefully for the next thirty-five years, he doesn't have to undo what has been done.

Attorney Kraushaar said the way he is reading this - under the existing Local Law what for this Board taking an action the prior Local Law would already be deemed, as we sit here today, repealed. Is that an accurate assertion? Attorney Miele said in December? She said she wasn't here at the December meeting but they are worried about running up against the deadline and that is why the action was taken. She said that she thinks the concern that Mr. Goldstein raises is that while they appreciate this Board's interpretation, they think it is the right one of future town Boards upon a refinance asking about this question - having to come up with a Resolution - rather than simply cleaning this up and removing the repealer section since it really is no longer of any force and effect. Taking it out of the Local Law cleans up the Local Law, number one, and helps streamline their financing process which she thinks also benefits the residents of the Village by allowing them to keep moving forward as fast as they possibly can and not having to come back for other Resolutions or opinions of counsel or things like that. Attorney Kraushaar said no, he is merely pointing out - he said he doesn't know what entity would lend the money if this Board didn't take the action that you are seeking with this language that would still be in effect in essence. It is almost a poison pill. Ms. Miele said correct. Thank you.

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The Mayor said and the action taken last month - Resolution 100 of 2016 - that is what you were referencing - would suffice. Attorney Kraushaar said no, he doesn't think it would suffice. He thinks it was more, and he would almost characterize it, as a fence of the Board Resolution. In order to amend a Local Law you actually have to amend the Local Law by Local Law unless it is provided within that Local Law that you can amend it by Resolution. And he doesn't think that was built into the original.

Attorney Magrino said he understands what you are saying but he thinks, again, the intent at the time was that something would take place - we didn't know how fast they would proceed, if they would proceed at all. They could have stopped as soon as the law was passed. So if nothing happened, if there were a legal challenge - he supposes somebody could go to court and say the issuance of the demolition permits satisfied that. So that is kind of why the Resolution, it is why, the Resolution was passed. But as Mr. Kraushaar was saying in order to - a belt and suspenders type situation - it needs to be amended by Local Law.

The Mayor asked if there were any further questions. Trustee Hertzman asked if she was correct if all of the permits - demolition or building - had been issued within the timeframe of the original Local Law that the repealer section 7 would have automatically gone away in any case without having to be formally repealed because the terms had been met? Attorney Magrino said yes, as he just said - Trustee Hertzman said so the issue is really that the terms per se have not been completely met because the building permit has yet to be issued so we have to eliminate our right to withdraw the special district that was issued.

Attorney Magrino said to answer what you had indicated at first - we would be in the same position because while that would not be subject to interpretation if it went to court - whether it is the date or whether the building permit was sufficient - that would be more of a slam dunk in terms of whether it were met or not. But again if somebody went to court on this right now without this repealer an argument could be made by the actual developer and the Village that the intent of the law was met and that that section was satisfied. So in a way it is to avoid that uncertainty, shall we say, so perhaps they may ask for that in any event just so that that issue wasn't there even if they

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started construction within the year. They may have asked for that provision to be repealed in any event for the reasons that Ms. Miele just stated that five years from now, or Mr. Goldstein, ten years from now somebody looking at it might say what happened here and they have to go back - was a permit issued, was it not issued. So this just kind of clears it up.

Attorney Kraushaar said just let me ask a question. Can a building permit be issued without a signed site plan. Attorney Magrino said no. Attorney Kraushaar said so really what we are talking about is section 3 - more import - and probably should have been what the original Local Law tied everything into was site plan approval and all conditions being met because if you have site plan approval and all the conditions being met only then can you get the building permit. So it's almost as if an argument could be made that by doing it this way we are doing it the way it should have been done originally and that the building permit can't be issued until all these provisions provided for in section 3 with regard to site plan approval which will further secure ties the Village by providing a letter of credit, money in lieu of land, inspection fees, etc. and only at that point can the building permit be issued.

Attorney Magrino said right and the issue had been, and the reason with building permit as opposed to site plan, was arguably they could have site plans signed and then they don't go through - unlikely, but possible. He said one other issue. Again it was put in there, again, so the Village had some certainty as to what was taking place here and although it is more difficult and certainly there would be a price arguably the Village Board could change the zone back if it so desired by a Local Law. Now again, the applicant now owns all the property so he might fight it but certainly you would have a good basis to do it if he didn't proceed with the project. The Mayor asked if anyone else wanted to speak.

Attorney Magrino said he would ask for a motion to pass the Law as presented as the prior SEQRA analysis and negative declaration that was issued would still apply here. The Mayor said he has the Resolution before him which he read:

VILLAGE OF SUFFERN

RESOLUTION NO. 1A, 2017

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RESOLVED, that the Village Board adopts a Local Law repealing Local Law No. 6 of 2015 relating to the tenure of the Transit Development District.

The foregoing Resolution was moved by Trustee Hagen, seconded by Trustee Sussman. Upon vote, the motion was carried, with Trustee Hertzman voting no.

CHAMBER OF COMMERCE:

The Mayor asked Mr. Licata if he wanted to say a word. Mr. Aurie Licata said the Suffern Chamber of Commerce is asking for two street fair dates on April 23 and September 17. The Mayor said Sunday, April 23, from 10 to 7 and Sunday, September 17, from 10 to 7. Mr. Licata said correct. The Mayor said okay, so that is your request? Mr. Licata said yes. The Mayor said so the request is a little different than last year and previous years. Mr. Licata said yes, they decided that since the law changed allowing alcohol to be served before 12 o'clock they would change it up a bit. They asked the Suffern Fire Department to serve breakfast at the beer garden and they would have some mimosa's and any other kind of drinks in the morning with the champagne and maybe something like that and hopefully draw a little different crowd, have a little different music and allow the firemen to make some money on the breakfast from 10 to 12. The Mayor asked if there was a stipulation for the Fire Department in regards to the street fair that you can make clear? Mr. Licata said they have been in touch with the Rockland County permits for them to have an extended - it is all going to be inspected, all the food and all the permits before the time. The Mayor said and the closing time seems to be later. Mr. Licata said the same as last year. The Mayor said 7 p.m.? Mr. Licata said yes. The Mayor said for the street fair or just for the beer garden. Mr. Licata said no, the street fair ends at 5 o'clock. The DPW starts to clean up and by the time the streets are clear and they get everything going that is the time that we come in and close up the beer garden at 7 o'clock. It doesn't interfere with the street closing or opening. The Mayor said okay, because that is not clear here. So to be clear the street fair is going to run from 10 to 5 and then the beer garden will be from 10 to 7. The Mayor said and that's what we did last year. Mr. Licata said the same thing last year but it was 12 to 7 last year. The Mayor said oh, it was 12 to 7. Okay. And the street will be reopened at 5. The Mayor asked Mr. Sawicki if we had any issue with that in regard to the last couple of street

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fairs and the street closure. Mr. Sawicki said no. We would ask the Chamber to reimburse us. Attorney Kraushaar said and an insurance policy naming us - Mr. Licata said all the insurances and the certificates of insurance will all be in place from all of the vendors. The Mayor said okay. Trustee Hertzman said and there is no issue with serving alcohol before 12 o'clock. Mr. Licata said the law changed to 10 o'clock from what he understands. He said last year there were 15,000 people that came. The Mayor said it was great. They did a great job.

The Mayor asked for a motion to accept the street fairs for April 23 and September 17 subject to reimbursement for the DPW costs and all required insurance certificates naming the Village as additional insured. The motion was made by Trustee Hertzman. The Mayor said and to be clear - the street fair is 10 to 5 and the beer garden is 10 to 7. The motion was seconded by Trustee Sussman. Upon vote, the motion was carried.

7:30 P.M. - PUBLIC HEARING - COMMUNITY DEVELOPMENT:

The Mayor asked for a motion to open the public hearing on the Community Development Block Grant application. The motion was made by Trustee Sussman, seconded by Trustee Hagen. Upon vote, the motion was carried.

Mr. Fred Rella said it is time to put in an application for the Community Development Block Grant. It will be due to the Rockland County Office of Community Development the very beginning of February. Mr. Rella said last year we put in for the Wayne Avenue Sidewalk Project, which was a \$220,000 project which was to replace the sidewalks and put sidewalks in where none existed on the north side of Wayne Avenue from Orange Avenue up to the Thruway Bridge. He said we were awarded \$110,000 for that project. Since we have been awarded that money we have now received some tighter cost estimates on the project. And the project is actually \$100,000 we estimate more than the \$220,000 that was originally thought that it would be. So the Citizens Advisory Committee which comes up with the idea for the application and himself has worked with the Rockland County Office of Community Development to be able to apply for the same project again this year. So in other words we would call it Phase II so that we can receive more funds to help offset the total cost of the project of \$320,000. So we were awarded \$110,000. The Village of Suffern is going to contribute 10% so that brings it up to a little over \$120,000. So that still

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leaves us a \$200,000 shortfall. Mr. Rella said when you put in the application they like to see that the municipality contributes some funds and that is why the 10% number is in there. So with a \$200,000 shortfall he said they would like to make the recommendation that we put in for \$182,000 and the Village of Suffern would make a contribution of \$18,000. Trustee Hertzman said and that extends the whole length. Correct? Mr. Rella said the whole length is 1600 linear feet and for 1200 of that linear feet, from basically Orange Avenue going up, there is some existing sidewalk. Some of it is concrete. Some of it is gravel. Some of it is the old slate that is broken and in disarray. And then there are sections that it is just a worn path. Then for the remaining 400 linear feet, which is where the apartment building is and you see the stairs coming directly right down to 202 where in 2015 Clair Mursky was a resident and she was crossing the street and she was killed by a car. There are no sidewalks whatsoever. And that is where the real cost differential is. It is with that embankment for that 400 linear feet where there are no sidewalks we are actually going to have to cut into that hill in order to make the five foot plot for the sidewalks that are allowed. And also there are some telephone poles and they would have to be relocated potentially. Mr. Rella said he was not exactly sure. We are going to have to work with O&R to make that determination.

The Mayor said okay and just to be clear that this amount that we are applying for will not cover the entire length of Wayne Avenue. Mr. Rella said right. He said so if we get - he said we are going to be asking for \$182,000. Last year we were awarded \$110,000 which basically is about the largest award that Rockland County offered. He said he thinks that someone else got about \$115,000 but for the past five years we received the most which was \$100,000 for our projects of anybody. Last year we got \$10,000 more. We are going to be asking for \$182,000 but a reasonable estimate is if the application is accepted and they think it is a really good project he would expect to get another \$100,000 at least for that. Also, we had a discussion that we might be utilizing some CHIPS funds for some shortfall for the actual sidewalk. CHIPS funds though cannot be utilized for the embankment project. They cannot be utilized for that. That has to be directly Community Development Block Grant money. The Mayor said okay. Mr. Rella said CHIPS funds can only be used for the driveways and the curbs and sidewalks themselves. The Mayor said great. Thank you.

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The Mayor asked if anyone else would like to comment on this Community Development Block Grant application. He asked if anyone from the Board would like to. A motion to close the public hearing was made by Trustee Hertzman, seconded by Trustee Hagen. Upon vote, the motion was carried.

The Mayor read the following Resolution:

VILLAGE OF SUFFERN

RESOLUTION NO. 2 of 2017

RESOLVED, that the Village Board accept the recommendation of the Village of Suffern Citizen Advisory Committee to seek Community Development Block Grant (CDBG) funding for the Wayne Avenue Sidewalk Project-Phase II and authorizes the submission of the 2017 CDBG application.

The CDBG application will state that the 2017 Wayne Avenue Sidewalk Project-Phase II cost will be \$200,000. Of this total, \$182,000 will be contributed from the Community Development Block Grant and \$18,000 or 10% (rounded) will be contributed from the Village of Suffern. If a lesser amount of CDBG funds are awarded to the Village of Suffern, the village contribution shall remain constant at no more than 10% of any such CDBG award; i.e. a \$150,000 award will equate to a \$15,000 Village of Suffern contribution. Additionally, the 10% Village of Suffern contribution can be the cost of a, "project coordinator" for the development, implementation and oversight of the Wayne Avenue Sidewalk Project Phase II.

The foregoing Resolution was moved by Trustee Henry Sussman, seconded by Trustee Frank Hagen. Upon vote, the motion was carried.

The Mayor thanked Mr. Rella. Mr. Rella said he also dropped off in front of everyone a form that needs to be completed by each member of the Board as part of the application. He asked if they could please do that he would pick it up at the end of the meeting.

FIRE DEPARTMENT:

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A) Update:

Assistant Chief Mike Lepori said one quick thing - they got 32 calls for the month of November and they wanted to wish everybody a Happy New Year. Other than that the Fire Department really doesn't have anything. He asked if the Board had anything for them. The Mayor said no, just keep up the great job you guys are doing. Relay it. You are doing a great job.

CULTURE AND RECREATION:

A) Update:

Mrs. Cathy Mills said this is unusual for Recreation to say but they have a quiet month this month. They had a wonderful 2016 and she wanted to thank the Board and all the other departments for all the support this year. It was a great, great 2016. So they look forward to doing the same thing this year. She said a few things that they have coming up. In Leo Lydon, the next few Saturdays, AARP will be doing training and that will be from 10 to 2 over at Leo Lydon and then they are going to start doing tax prep starting on Tuesdays and then they are going to have groups up at Leo Lydon for free tax preparation for seniors. So that will start in February.

Mrs. Mills said another great thing that they have coming up, and the Mayor had worked with her on this one, she had worked with the Mayor on this one - the Citizen Preparedness class which there are flyers up here for those of you that didn't get a chance to get it. It will be on February 4 at the Community Center at 1 o'clock and that is a class for citizens to learn about how to handle your household, your personal belongings, during a natural disaster. So there will be people there from the New York National Guard and they will be giving a presentation and we are looking forward to it. It is going to be a great opportunity for residents to come in and learn more about natural disasters and how to help ourselves. It is a free class. It is from 1 o'clock and it should be over by 3 o'clock and it is something worth coming out for so they are looking forward to holding that at the Community Center. The Mayor said we have to stress that it is free. He said he doesn't think on that flyer it says free, does it? It is interesting because you will probably get more if you say it is free. Mrs. Mills said no it doesn't. That's a good point. So before we start getting more

of this out we will put free on the flyers. And refreshments. The Mayor said light refreshments will be served.

Mrs. Mills said the last thing she has on the agenda tonight is every year - typically it is two times a year - Recreation has put together a show down on Broadway and they do it to the best of their ability to make it no cost to the Village. So the ticket and the bus price they try to incorporate into the price that we sell the ticket for. So Nancy in Recreation was able to look up a good show coming up and it is the show Waitress so they would like to purchase 56 tickets to see Waitress on Broadway on March 18. So she would like permission to do that so they can go forward and get that. The tickets would be on sale for \$99. The Mayor said so what do we do. We purchase the tickets up front? How did we do it last year. Mrs. Mills said we have done it this way every year. So what they do is they pick a date, they get permission, they purchase the tickets right up front and then the money comes in and it goes right back into that account. So we do need to put the money out for it first. We have had very good luck of selling the tickets outright. Since she has been here we have never not sold enough tickets. So we will make the money back on it. So to make such a huge purchase she needs - the Mayor asked what would the total cost be on the purchase. Mrs. Mills said she doesn't have the exact amount but it would be 56 tickets times about \$100 so it is about \$5600. The tickets they would need to purchase first and then the Coach bus is part of that dollar amount so she could break up the dollar amount for them but it would be the price of the ticket plus the price of the Coach bus would equal about \$5600. The Mayor said so we would be able to say not to exceed \$5600. Mrs. Mills said she doesn't have the exact amount but it is very close to if not less than \$5600. So she would rather not say not to exceed. She could have a breakdown by tomorrow if that would help. The Mayor said we have the Board here and we take a vote on it now authorizing the expenditure. Trustee Hertzman said it is 56 tickets? Mrs. Mills said 56 tickets they would like to buy and the reason for that is because the bus seats 56 seats so they typically get 56 tickets so that we can get as much people to go to the show as possible. Trustee Hertzman said why don't we say not to exceed \$6,000 and that definitely covers it all. Mrs. Mills said that is a brilliant idea. The Mayor said that is a great idea. A motion to authorize the Recreation Department to purchase 56 tickets for the Broadway show Waitress and the Coach bus with the expenditure

not to exceed \$6,000 was made by Trustee Hertzman, seconded by Trustee Sussman. Upon vote, the motion was carried.

Mrs. Mills said thank you very much. Now that we do have the approval we will start to put up flyers and get the word out about it. So if anyone is interested they have tickets almost available.

The Mayor thanked her. He said he will just touch base while she is here. He said that what he and Cathy and Recreation has been working on is the notification system and the e-mail notification system that we started to use. So if anyone is interested in signing up for this e-mail notification system from the Village of Suffern they can text the phone number 22828 - so if you text that number and you put in the body "Suffern" they will respond back to you with a text to enter your e-mail address and then you will be automatically subscribed into our new e-mail account. Somebody from the audience said hers didn't work. Trustee Hertzman said there were two different ones. Chief Osborn said the Nixle is texting - that is more of an emergency. The other is e-mail. They are two different systems. You have to text two different numbers two different times. Because he did try both of them from a phone that wasn't already signed and both of them worked fine.

Mrs. Mills said they had received quite a thank you, Chief Osborn, for setting that up. She said she thinks we received over 200 new subscribers. The Mayor said we will wait a little while and then maybe we will shoot it out there again. The communication is critical here.

POLICE DEPARTMENT:

A) Update:

Chief Clarke Osborn said he just wanted to thank the Board for the honor of the Andrew C. Haggerty Award. Mr. Haggerty was a Trustee for a long time and very supportive of their department. And he does appreciate that very much. It is an honor, thanks to all of you, for that as well. And he just has some information to go over. Some final year numbers to give you an idea of where we were and where we came from and also where we are going. He said in 2016 they had 423 arrests. That was about a 33% increase from 2015. They had one squad with Officer Yorke, Officer Careswell and Sgt. Marsh - those three together combined for

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over 250 of those arrests. So it was a lot of proactive initiated arrests. He said they weren't responding to crazy crime going on. Our crime actually went down but our arrests went up which is a good correlation to follow. Last year, they issued 2,042 vehicle and traffic summonses and that was up about 10% from last year in that category as well. This particular December, this past December, they had 529 police calls for service which totaled for the year 7,187 police blotters and calls for service. He said he must apologize - he did not get into the system to see what it was last year. He said he will text them to let them know where we are from last year.

He said in December the Rockland County PBA awards - several of our police officers received awards including Lt. Dolan and Sgt. Marsh. They came up with a unit citation as part of our County SWAT team due to a call out in the Berkeley Square apartments with an armed, barricaded distraught person who ended up after an 8 hour standoff who came out and turned the weapon over to them without a shot fired. They did an awesome job with that. And Officer Lou Venturini, Det. Anne Cawley and K9 Patriot, of course we have to include him, apprehended a burglary suspect who fled to Oakdale Manor apartments and was hiding under a tree on the Salvation Army property. Our K9 unit apprehended him. For the past three years we have had the lowest crime rate in the state. It has dropped three years in a row. And they hope this will continue in 2017. And last but not least he wants to thank all of you for the toy drive. He said he thinks every Village department, including the Board, helped them out. Of course Cathy in Recreation, Charles and the DPW guys and our Fire Department for providing a truck to assist them. Everybody jumps in and helps out with the toy drive and they assist so many families thanks to everybody's assistance. And he wants to thank them for that. And this Wednesday morning the Mayor will be joining Chief Osborn and several officers who will be going down to NYC to present a check to the NYC Police Department Sergeant's Benevolent Association - a check of \$20,100 which is the money that they made from selling the tee shirts. That's a lot of tee shirts. So thank you all who bought them. He said the Mayor who retired from the NYPD will be joining them in Queens that day. And he thanks them for that. And once again thank you again for the honor tonight. The Mayor said and thank you to all the departments in the toy drive. You can't express it enough what a great job everyone does working together with the Police Department, the DPW, Recreation, everyone - the Village staff up

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in the office - from the top to the bottom it is covered. Thank you to all the employees.

AUDIENCE PARTICIPATION:

Nick Fabbriatore the union president of Suffern Local 8369 said last month he discussed the fact that we had storms coming up and that we need some seasonal help to get through the storms. Mr. Sawicki, his immediate boss, has said before, he believes in a Board meeting, that we are quite lean and it is difficult for them to perform all the tasks that are required of them at this current moment. As you may or may not know, and he just found out tonight the exact date, last Thursday Mr. Alvarado who is a laborer with the DPW has accepted a position with the NY Police Department and he left us verbally as of last Thursday. So that leaves us down a person plus the six people that we are already down to begin with in the Street Department, which, as you know, the Street Department produces most of the work that the residents see out in the Village and Joe Hunt is very active with the Village people and you see the Refuse Department and all the guys working out in the street mowing the laws, etc. So again he asks them - we have already seen a couple of storms to date and he thinks it would be beneficial for the Board and for the Village to hire a couple of seasonal employees which are not controlled by the union but would be controlled by the Board and it would save the Village some money to immediately get some help to the Street Department as well as replacing Mr. Alvarado as a full-time laborer for the Street Department. He said he thinks we need to jump on that immediately and start tapping what resources we have with Joanne Cioffi. He said he is not sure how many applications she has on file. On top of that again he requests the Board for the 2017-2018 budget coming up to look at adding another employee besides Mr. Alvarado to the DPW to slowly bring the DPW back up to full strength. That would bring us from 17 people currently to replace Mr. Alvarado would be 18 people which is what we normally have been out since we have had some tough times in the Village financially to bring us back to 19 people which would be closer to what we were five years ago and then openly his goal as the union president to hopefully work with the Board, tightening up some finances and earmarking those finances to ultimately a goal to move us to 20 people within the next two to three years. He said he doesn't think those goals are outrageous. He thinks we can work together to save some monies and earmark those monies forward although originally he would like immediately to replace Alvarado and get

some help for the upcoming storms which if we go to some seasonal employees we can keep them, he thinks, through June which would at least help them initially with some lawn mowing and other things that happen during the summer. The Mayor said okay. Attorney Kraushaar asked if we got anything formal from Mr. Alvarado? Mr. Fabbriatore said he does not believe we have anything formal from Mr. Alvarado. He only believes we have a verbal from Mr. Hunt. He said he can have Mr. Hunt - the Mayor asked if Mr. Sawicki if he was aware of the departure of Mr. Alvarado. Mr. Sawicki said he just heard it this past week and he hasn't seen anything in writing. The Mayor asked if he has been in work. He said this is new to him. He was just informed of it today prior to the meeting. So he guesses we need to be more clear or definite on what his position is or his intention. Mr. Fabbriatore said not to put Mr. Sawicki on the spot but maybe he can ask Mr. Hunt to come up and just explain exactly what happened because he is not sure Charles Sawicki knows exactly what occurred. Mr. Fabbriatore said he just found out tonight after asking Mr. Hunt a question.

The Mayor asked Mr. Hunt if he had any information with regards to Mr. Alvarado's unforeseen departure. Mr. Joe Hunt said that on Friday of the week prior the NYC Police Department had called Mr. Alvarado and stated that he needs to be in the city on Tuesday of last week to do his formal swearing in. What Mr. Hunt found is that the NYC Police Department doesn't give you a week's notice or two week's notice to give your boss or your job. So he had to work Monday and react or lose his opportunity to become a NYC cop. Mr. Hunt said he relayed that to Charles in verbiage and he said he would give Mr. Hunt a letter either on the Police letter saying he got sworn in and became a NYC cop but again it is out of his control. The Mayor said okay. It would be advisable to have his position - if he resigns. Attorney Kraushaar said we need something. The Mayor said or a leave of absence. We need something official from the employee. Attorney Kraushaar asked if he was still being paid by the Village? Mr. Hunt said no, not at all. Attorney Kraushaar said based on what. Mr. Hunt said his last working day was last Monday. He hasn't been on the job since. The Mayor said we will continue this discussion - Mr. Fabbriatore said he believes being a laborer he isn't sure of what exactly he knew and you know this is a low level position but maybe in the future, going forward, what we talked about some type of employee handbook that we put that in there stating that an employee has to give a certain amount of weeks notice - the Mayor said he is just

trying to protect his job. All of this verbal stuff is fine but he is the employee. We need to know from him if he is still employed here. Mr. Fabbricatore said he agrees. He said he is not sure that Mr. Sawicki knew anything about it. He just found about it tonight himself. The Mayor said okay. Mr. Fabbricatore said he doesn't blame Mr. Hunt. With the snow storms and everything that has occurred again we are shy people and as you know, Mayor, it is a new challenge especially with the storms and the end of the holidays the DPW has been working day in and day out just trying to get things done. So he appreciates his ear and he hopes by the next meeting to have some resolution as to some people that we can bring. The Mayor said we will discuss this in more detail during the week or as soon as possible with Mr. Sawicki.

Roy Tschudy of Lonergan Drive said Happy New Year to the Board and everybody else. He said he would like to touch upon the New York Rising and the buyouts that are occurring on Lonergan Drive and Squires Gate as a whole. He said he wants to thank the Mayor for all the hours that he has been working so hard with Mr. Tschudy on this and he appreciates all the time that the Mayor has done with this. Especially also Frank - he thanks him also for the time and effort that he has been putting in on this making copies of forms and doing investigations along with this. So he appreciates that which the two of them have done on that.

Mr. Tschudy said regarding this there is a rumor that has run amuck down there about who is getting a buyout, who is not, who is qualified and who has not been up to this point. And as we know originally there was 46 families that were advised that they could go ahead with the program. Then there was the addition of the additional 26 or 28 - he is not sure - which leaves numerous others out of the equation. Mr. Tschudy said trying to be fair to the whole program he is going to formally request of the Mayor if it would be okay if the Mayor would make notification to Assemblywoman Jaffee and Senator Carlucci and Mr. Tschudy would be glad to go as a representative of Squires Gate to schedule a meeting with the Governor's office. Let's see if we can go up instead of sending faxes and e-mails and phone calls and sit across and explain the need for everybody to be inclusive in this program. In addition to that it also might be beneficial for the Village to make the case for what we discussed earlier in that people who decide to take advantage of this program but who will not remain within the confines of either the Village or the county and who negate having the 5%

that would be given to them that it could be beneficial more to the Village to have that 5% returned to the Village as opposed to going back to the state, or FEMA, or NY Rising or Disney World - wherever they are going to send it. And this way it could help negate the loss of revenue that the Village would be experiencing from the folks that are moving out of that Squires Gate area.

The Mayor said to quickly update him on that. He did speak directly to Ellen Jaffee in regards to the incentive and the relocation incentive or right, the incentive to stay within - it is still not clear if it is the county, the Village or the town - she wasn't aware of it but she is now - and she is investigating or looking into it at this time but we will definitely continue to follow up on that incentive so the possibility of us receiving it as the Village to offset the cost that we are going to incur with the buyout is a great idea and we are exploring it.

Mr. Tschudy said as you know the communicative skills since day one has been less than ideal on this program and so of course there has been numerous questions. There was a question today, late this afternoon, that was posed that someone had received a phone call from Senator Carlucci's office saying that now everybody is inclusive. The Mayor said the Senator did call him to try to confirm that with him - he guesses he didn't have that information either but the Mayor confirmed it that it is not open or inclusive to all in Squires Gate. Mr. Tschudy said so hence his request is that we would be able to travel and physically meet with these people to sit across a table as opposed, as he said, sending faxes and e-mails and not being able to have a physical contact. He said he thinks when you can sit across from somebody you can fully explain the needs and wants of a community better than sending such in an e-mail and the fact that you would still have some houses remaining and some gone - some folks who have moved in post-Hurricane Irene who have no idea that if the people they purchased from ever started the paper work, didn't start the paper work - so why shouldn't they be inclusive. The fact that they would come out and say that well only one side of a duplex, if they consider it a duplex for argument sake, would not be available for this program if the other side doesn't - there is a problem with that because through what he has read through all their programs they have never addressed a community like Squires Gate. They mention the word duplex only in their definitions at the very end of

their whole, full program. They are going to address it as each homeowner that there are no shares - this is not a condo or a co-op. This is a singular home that is semi-attached. It is an oversight on their part. He never said they would do this on purpose. But it is an oversight that needs to be adjusted via a meeting. Mr. Tschudy said he received a phone call from the Governor's office in reference to a letter he sent regarding all this within the last few weeks and the gentleman on the other end said to him "so please explain to me what this is all about." So this is bureaucracy at its best. So that is his request. That we could somehow set up a meeting with either Ellen Jaffee or Carlucci footing the bill for us to go. The Mayor said and representatives from the Governor's Office of Storm Recovery. Mr. Tschudy said yes, and he would like to be able to go because he has a little more information maybe than some folks - maybe not. The Mayor said a bit. Mr. Tschudy said he would like to be able to go with the Mayor and present the case for people who have been isolated in this program so far. The Mayor said okay. Mr. Tschudy thanked him for his time. The Mayor said he would let him know what transpires.

Phyllis Kasden said she can't believe there is nobody here. She thought this place would be packed. When are people in the Village going to wake up and she is referring to "Ramapo Near Breaking Point." She said well we are in the Town of Ramapo. What's going on? Don't people read this? This is real. She said she has been working with a group and her working is very little compared to what they are doing regarding Patrick Farm. And we put a lot of our own money into that. Those people were going to build on a major aquifer. To date, not one leaf, not one tree has gone down. We have somebody where you see buying the land - you go down 59. Houses which were sold, trees are coming down, and now this. When do we wake up? When it's too late? She said you know who is going to pay for all these people. She said she got through the mail this cute little card, somebody smiling, and saying we're coming, we're coming. It's too expensive in Brooklyn. So they are coming to our area. So because he is a real estate broker he is going to bring people up? What are we doing, Mayor. Are we doing anything, are we planning anything to do something with all of the villages that come under the Town of Ramapo. She is so upset with this when she read it. How could people not read it. It was on the computer, it was in the paper. Very clearly. Graft beyond belief, corruption beyond belief. They hire someone and they say he can't work anymore in the Town of Ramapo and he is back again. He had an addition put on his

house. They let them build what they want to build. When does it stop.

The Mayor said he is sure that everybody is aware and read the article as he and the Board most likely did. But to answer your question in regards to what are we doing here in the Village? The Village is fortifying our code enforcement, we are beefing up our local laws, our enforcement is up. So this is what we are looking at. We can't control what they are doing in the Town of Ramapo but we can control what goes on in the Village of Suffern. And that is what we are doing. That is what we are focusing on. Ms. Kasden said you are doing that. Somehow we should be able to get people that live in the Village so they know what is going on here and that you should feel the backing of these people not standing around scratching their head saying oh, well, someone else will take care of it. Because believe her it takes the whole Village to make a change. They will somehow worm in and something would be done and you would say oh, I didn't think that would happen. So she thinks this is very important and more so than just saying the Village. It affects the whole community. She said she used to make a joke with people. This isn't the Town of Ramapo. This is becoming Hasidimville. Well, it is. And it is too expensive in Brooklyn and they will come up here? Wonderful. Who is going to support all of this. You can read the facts about how they know all the differences - what they can get free. Free. The Mayor said he really does believe that the majority of people here do believe and recognize what is going on in the Town of Ramapo. Ms. Kasden said the majority meaning people here. The Mayor said people here and people that live within the Village and the Town of Ramapo. Ms. Kasden said but it is still going on. Nothing stops. The Mayor said some things are out of our control. That is why the FBI is involved, the SEC is involved, the investigation - the police are involved. Ms. Kasden said but there has to be more because otherwise we still won't be fighting over Patrick Farms. The Mayor said how many years has that been going on. Ms. Kasden said about five or six years. The Mayor said yes. Ms. Kasden said and a lot of money. And finally - oh, they came back with a new plan. And nothing ever gets checked. The Mayor said we check everything here in Suffern. That is the stance that we are taking with our code enforcement, our building inspectors, our building, our zoning, our planning board, the Village Board. Ms. Kasden said she knows we do here but go to the committees on the Town of Ramapo and they come in and say we already built that. Well the rule was take it down. You didn't get approval.

21-1/9/17

Well guess what. It has never been taken down. She said she doesn't want to see us in that position. She doesn't want to see the whole Town of Ramapo go down the drain. And we pay so many, many fines because of the water that got contaminated down in Upper Saddle River. The stuff that drained down during the summer. And again they are not bringing in chickens to be cleaned but they are going to be cleaned somewhere else. But they will come in and be bagged here. Yeah. How do we know this. But she just has a concern for it. The Mayor said we all have the concern and we are looking out for the best interests for the Village residents and the Village. Ms. Kasden said we have to get people thinking of what's going on - that they need to be responsible for us and as a group.

DEPARTMENT OF PUBLIC WORKS:

A) Resolution - Authorization for Payment to En-Tech Corporation:

Mr. Charles Sawicki said he is requesting payment authorization for application for payment number 2 for the sanitary sewer abatement cast in place liner project payable to En-Tech Corp in the amount of \$25,428.06.

VILLAGE OF SUFFERN

RESOLUTION NO. 3 of 2017

A RESOLUTION AUTHORIZING PAYMENT NO. 2
TO EN-TECH CORPORATION FOR THE
SANITARY SEWER ABATEMENT PROJECT 1,
CASE IN PLACE LINER (CIPP)

RESOLVED, that the Board of Trustees authorizes Payment No. 2 in the amount of \$25,428.06 to En-Tech Corporation for the Sanitary Sewer Abatement Project 1, Case in Place Liner (CIPP). The AIA Document G702-1992 (Application and Certification for Payment) and the certified payroll has been reviewed by Charles Sawicki and he has determined that everything is in order.

The foregoing Resolution was moved by Trustee Hertzman, seconded by Trustee Hagen. Upon vote, the motion was carried.

22-1/9/17

B) Resolution - Authorization for Don Tuscano, WWTP Chief Operator, to Attend NYSDEC Required Training:

Mr. Sawicki said he was requesting authorization for Mr. Don Tuscano, WWTP Chief Operator, to attend NYSDEC required training. This training is offered by Rutgers, in New Brunswick, New Jersey on March 21 and March 22, 2017 and will provide 12 technical contact hours at a cost of \$495.

VILLAGE OF SUFFERN

RESOLUTION NO. 4 of 2017

A RESOLUTION AUTHORIZING
DON TUSCANO, WWTP CHIEF OPERATOR, TO ATTEND
NYSDEC REQUIRED TRAINING

RESOLVED, authorization for Don Tuscano, WWTP Chief Operator, to attend NYSDEC required training. This training course, Management Skills for Supervisors, is offered by Rutgers, New Brunswick, NJ on March 21 and 22, 2017 and will provide 12 Technical Contact Hours (TCH) at a cost of \$495.00.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Suffern hereby authorizes Don Tuscano to attend the training course at Rutgers in New Brunswick, NJ on March 21 and 22, 2017 at a cost of \$495 (prepaid by the Village) and reimbursement for his tolls and gas upon submission of a voucher with supporting documentation with the Village Clerk.

The foregoing Resolution was moved by Trustee Hagen, seconded by Trustee Hertzman. Upon vote, the motion was carried.

C) Resolution - Authorization to Proceed with Basis of Design for the NYSDEC Consent Order Project:

Mr. Sawicki said he was requesting authorization to proceed with the basis of design for the NYSDEC consent order project for the upgrade and modifications of the WWTP. Environmental Engineering Management Associates Inc. has submitted the lowest cost proposal and will prepare the basis of design for review and approval by the DEC. The basis of design will include a pre-requisite structural analysis of the aeration basin at the not-to-exceed cost of \$10,000 and the system basis of design at a not-to-exceed cost of \$60,000. This structural analysis will

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determine if the existing aeration base and structure is capable of sustaining the additional loading required to accommodate the new sequencing batch reactors structure. The SBR system is the preferred system providing the greatest permit compliance longevity. In the event the structural analysis indicates that the existing structure is incapable of accommodating the new loading the basis of design will be formulated utilizing the plug flow system.

VILLAGE OF SUFFERN

RESOLUTION NO. 5 of 2017

A RESOLUTION AUTHORIZING CHARLES SAWICKI
TO PROCEED WITH THE BASIS OF DESIGN FOR THE
NYSDEC CONSENT ORDER PROJECT FOR THE UPGRADE
AND MODIFICATION OF THE WWTP IN THE AMOUNT OF \$70,000

RESOLVED, that the Board of Trustees authorizes Charles Sawicki to proceed with the Basis of Design for the NYSDEC Consent Order Project for the upgrade and modification of the WWTP in the amount of \$70,000 (\$10,000 for pre-requisite structural analysis and \$60,000 for basis of design). Environmental Engineering Management Associates, Inc. will prepare the Basis of Design for review and approval by the DEC. This Basis of Design will include a Prerequisite Structural Analysis of the Aeration Basins. This analysis will determine if the existing aeration basin structure is capable of sustaining the additional loading required to accommodate the new Sequencing Batch Reactors (SBR's) structure. The SBR system is the preferred system, providing the greatest permit compliance longevity. In the event the analysis indicates that the existing structure is incapable to accommodate the new loading, the Basis of Design will be formulated utilizing the Plug Flow System.

The foregoing Resolution was moved by Trustee Sussman, seconded by Trustee Hagen.

Attorney Kraushaar said just to make it clear it is up to \$70,000 if the first pre-design expenditure up to \$10,000 is not favorable. He said he doesn't think we do the other \$60,000 but if it is favorable then we go ahead with the up to \$60,000 expenditure. Mr. Sawicki said he will try to clarify it. He said if he understands it correctly - we are going to need to proceed

24-1/9/17

with one of the two systems. So we are going to spend \$70,000 one way or another. So it is going to be either the SBR system if the structure can accommodate the new loading or it will be the plug flow system. Both of those systems - the basis of design for that system - will be \$60,000. It will be \$70,000 irregardless of which system. Attorney Kraushaar said it is two separate expenditures - one is pre-requisite and one is a system design for a total of up to \$70,000.

Upon vote, the motion was carried. Trustee Hertzman asked Mr. Sawicki if there were a couple of other training items? The Mayor said that is the building department.

VILLAGE CLERK:

A) Approval of Minutes of Regular Meeting of August 8, 2016:

Village Clerk Virginia Menschner said she needs approval of the minutes of the regular meeting of August 8, 2016. The Mayor said since Joe is not present and Frank is here and he is here they will acknowledge the minutes as opposed to approving them. Attorney Kraushaar said there is no statutory requirement that the minutes have to be approved because they are the clerk's minutes. It is a good practice but it is not a requirement.

B) Approval of Minutes of Special Meeting of August 16, 2016:

Attorney Kraushaar said so the same thing applies for the August 16, 2016 minutes because in that instance - the Mayor said because Trustee Morris is no longer on the Board. Attorney Kraushaar said right. So there would never be enough - there wouldn't be three votes. The Mayor said so we will accept them and acknowledge them.

C) Resolution - Authorization for Village Attorney to Take Online Webinar:

The Village Clerk said the next thing we have. She said the Mayor can read it.

VILLAGE OF SUFFERN

RESOLUTION NO. 6 of 2017

A RESOLUTION AUTHORIZING THE VILLAGE ATTORNEY

25-1/9/17

TO TAKE AN ONLINE WEBINAR CONDUCTED BY NYCOM
ENTITLED "CONDUCTING VILLAGE ELECTIONS, A PRIMER"

WHEREAS, the Village adopted a Resolution to allow officers and employees of the Village to take training courses, with prior Village Board approval; and

WHEREAS, on December 15, 2016 NYCOM held a webinar on conducting Village Elections prior to the next scheduled Board meeting; and

WHEREAS, the Village Attorney viewed the course in its entirety on that date.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby approves, Nunc Pro Tunc, the Village Attorney's participation in the NYCOM webinar on Village Elections held on December 15, 2016 at the sum cost of Ten Dollars which was prepaid by the Village.

The Mayor said at a cost of \$10? He said he thought it was \$20. It is nunc pro tunc from December 15, 2016. Attorney Kraushaar said he was continuing to do his part to save this Village money. And this is nunc pro tunc. He already took the course.

The foregoing Resolution was moved by Trustee Hagen, seconded by Trustee Hertzman. Upon vote, the motion was carried.

D) Resolution - Authorization for Building Department Personnel to Attend the NYSBOC Spring Seminar:

The Mayor said the next Resolution he has is:

VILLAGE OF SUFFERN

RESOLUTION NO. 7 of 2017

A RESOLUTION AUTHORIZING
STEVEN CONLEE, FRANK WILSON,
MICHAEL STARK, AND RANDY ORTIZ
TO ATTEND THE NYS BUILDING OFFICIALS CONFERENCE
SPRING SEMINAR IN NYACK, NEW YORK ON
APRIL 18, 2017 THROUGH THURSDAY, APRIL 20, 2017

26-1/9/17

RESOLVED, authorization for Steven Conlee, Frank Wilson, Michael Stark and Randy Ortiz to attend the NYS Building Officials Conference Spring Seminar in Nyack, New York on April 18, 2017 through April 20, 2017 at a cost of \$275 each for a total of \$1100, which has been budgeted. This course guarantees a minimum of 19 NYS In-Service Credit Hours.

The foregoing Resolution was moved by Trustee Sussman, seconded by Trustee Hertzman. Upon vote, the motion was carried.

FINANCE DEPARTMENT:

A) Update:

Treasurer Michael Genito said first of all we paid our retirement bill in December. That gives us a bit of a discount as opposed to paying in February, which is a good thing for us. The other thing is we applied for \$176,000 reimbursement from the Environmental Facilities Corp. on that first approval that was made for the En-Tech Corporation and we will be applying for the other \$25,000 this week now that it has been approved by the Board - once we pay it, of course. Mr. Genito said as you probably have heard about the Affordable Care Act this year originally the deadline to report that information was January 31. They have extended that now to February 28. That is the federal government so we are working on getting that information together to be submitted to the federal government. The other thing is that the IRS has finalized the mileage rate for 2017 at 53.5 cents a mile. And last but not least they are ongoing on their budget preparation, as you know.

VILLAGE ATTORNEY:

Attorney Kraushaar said the local law on speed limits has already been taken care of. He said he would like the Board to set a public hearing for February 6, 2017 at 7:00 p.m. for an amendment to chapter 200 of the Village law regarding peddling and soliciting to create a no-knock registry and to redefine the definition of what constitutes a canvasser or solicitor. This local law will have to be sent out to the county planning department so chances of it actually being able to be acted upon that night are not certain. But at least we can have the public hearing process start. Attorney Kraushaar said Mr. Tschudy has left but we recently got a letter that was sent to us from a real estate broker offering to buy a home at Lonergan Drive, of

all places, and he thinks we can tighten up chapter 200 in a much stronger fashion than it is right now. So he would need a motion to set a public hearing to amend chapter 200, Peddling and Soliciting in the Village of Suffern. The motion was made by Trustee Hagen, seconded by Trustee Hertzman. The Mayor said the motion passes - 7:00 p.m. public hearing to amend chapter 200 on February 6 at 7:00 p.m.

ADJOURNMENT:

A motion to adjourn the meeting at 8:36 p.m. was made by Trustee Hertzman, seconded by Trustee Hagen.