

**Village Board Meeting
Monday, May 4, 2009**

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

PRESENT: Mayor John B. Keegan
Trustee Dagan LaCorte, Trustee Andrew Haggerty
Trustee Patricia Abato, Trustee John Meehan

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

ABSENT: None

The Mayor said he would like to bring Chief Clarke Osborn up to do the Police report and to give the DARE awards out.

POLICE DEPARTMENT:

Chief Clarke Osborn thanked the Mayor and the Board. He said he was just going to give a brief overview of an update for this month. He said he wanted to welcome everybody here for the DARE poster contest awards. He congratulated everyone and said that Officer Jim was going to give the awards in a moment. He said he did want to thank all of them and congratulate all of them for coming out for the Suffern Police Department and he thanked everyone for coming out on this rainy night. He said they do appreciate it.

Chief Osborn said that the first update that he wanted to give the Board was a couple of informational items. He said this past month, for the past month, they had several happenings in the department. Officer Mike Sanford completed a three-day commercial vehicle course held at the Stony Point police department. Chief Osborn said as the Board knows, we have commercial vehicle checks quite frequently here in the Village and Officer Sanford is now certified as well as a commercial vehicle enforcer. He said they made 40 arrests in April, and their plate reader, which they had very good press - they were in *The Journal News*, News 12, WCBS channel 2 with our plate reader. He said our license plate reader basically is on the back of a patrol car and every single car that we drive by it scans and instantaneously runs the plate. And since we had it on March 18, when we put it in use, we have had 49 arrests in the Village alone with that plate reader. And it was given to us with a \$20,000 grant from the State of New York. So it is working out great. And he just wanted to give the Board heads up on that. Sergeant Ed Dolan is completing his third and final week of supervisor school at the Rockland County Police Department. This is a mandatory State course for newly promoted supervisors. Lt. Bonkoski and the Chief will be attending a three-day course at the

Rockland County Police Academy on Incident Command Level 300. It is basically an advanced course for dealing with a critical incident and they will be going to that to get some training in that as well. So far in 2009, our motorcycle patrol trap unit has been on patrol for 15 tours. He said that obviously the weather is getting nicer. And they will be out there more. They have issued so far 62 vehicle and traffic tickets in 15 tours and the good thing is that the average fuel usage is approximately 1 gallon of gas per tour where a patrol car is about 5 gallons. So we are definitely saving some money on fuel there. And the last thing he wanted to report is that our accreditation policies are all done. We are all complete. We are currently waiting for a date from the New York State Assessors to put us through a pretty rigorous three-day testing process. The State accreditation is 138 points that the State sets that our police department has to meet. We have never had it before in our history and it looks like we will ultimately get it and we are working very hard at this point to get that squared away. And he said that he is asking all of our audience members to please remember National Police Week starting April 10. So in a few days, it is a week of remembrances around the country for National Police Week.

Chief Osborn said that he would like to call up our first award. This was given to Rich Barbera for his Eagle Scout project to improve the grounds of our DARE hockey rink. A plaque of appreciation was presented to him.

Chief Osborn then called up Officer Jim to present the DARE poster contest awards, which were then presented to the winners.

Chief Osborn said that from past experience, he knows it isn't easy being a DARE officer - the amount of time you have to put in, the extra hours. We do it because we want to do it and Jim does it because he wants to do it. Chief Osborn said that there are two things that they can do for Officer Jim. Number one is to wear their shirts to school tomorrow. And number two, Chief said he just wanted to congratulate Jim. He will be put in for an award for it next year but it just happened last week. He said that Jim was just credited last week, he believes, with a life save. Jim saved the life of a woman - a forty-something year old woman in the Village - who had a medical condition who was choking at the time. And he was credited with saving her life here in the Village. Chief Osborn thanked him.

SET DATES FOR JUNE MEETINGS:

The Mayor said we are going to revert back a little bit. He said we usually set our dates for our upcoming meetings at tonight's meeting and our workshop will be Wednesday, May 27 at 7:00 p.m. and our next Village Board meeting will be June 1 at 7:30 p.m.

The Mayor said we have three public hearings this evening. The first one we are going to do is a public hearing regarding water rates.

7:45 P.M. - PUBLIC HEARING - WATER RATES:

Treasurer Tom Zordan said that we have prepared the water budget for the upcoming year, and as everyone knows, we do have a deficit in the water fund. And with this year that we are in right now we are on target to meet our deficit reduction goal. And as he had stated last year that we would be increasing the rates 3% per year to use that funding for deficit reduction. So our increase - our overall increase this year is going to be 3.6%. That includes the 3% that we are going to be using for deficit reduction. So the operations itself only attributed a 6/10 of 1% increase. Basically what is going to happen is that your standard rate for the first ten units is going to remain the same. Your rate for units 11 through 70 are going to go up 9 cents per unit and after 70 units, it is going to go up 10 cents per unit. And hopefully we will meet our five year goal and eliminate this deficit and hopefully based on that, maybe the rates will just stay flat for years in the future. But right now it is a 3.6% increase.

Since nobody spoke, a motion to close the public hearing was made by Trustee Abato, seconded by Trustee Meehan. Upon vote, the motion was carried.

A motion to adopt a local law amending Chapter 261 of the Code of the Village of Suffern regarding the water rates was made by Trustee Abato, seconded by Trustee LaCorte.

VILLAGE OF SUFFERN

LOCAL LAW NO. 4 OF 2009

A LOCAL LAW AMENDING
CHAPTER 261 OF THE CODE OF THE
VILLAGE OF SUFFERN REGARDING WATER RATES

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

Section 1. Section 261-15 of the Code of the Village of Suffern is hereby amended to provide as follows:

- A. Water Rates. Water rates will be charged as follows:
 - I. For consumers within the Village:
 - a. For the first 10 units or fraction thereof: \$30.00 minimum charge;
 - b. For that portion over 10 units and less than 71 units: \$2.58 per unit;
 - c. For that portion over 70 units: \$2.97 per unit.
 - II For consumers outside the Village limits:
 - a. For the first 10 units or fraction thereof: \$50.00

b. For that portion over 10 units: \$3.92 per unit.

B. Overdue bills:

All water bills not paid within the period specified in § 261-14 shall be assessed a late payment charge of 10% of the gross amount of the bill.

C. All billings will be done on a meter basis and not on a customer basis.

Section 2. This local law shall take effect immediately upon filing with the Secretary of State.

AYES: Mayor John B. Keegan
Trustee Andrew Haggerty, Trustee Dagan LaCorte
Trustee John Meehan, Trustee Patricia Abato

NOES: None

ABSENT: None

7:45 P.M. - PUBLIC HEARING - SEWER RATES:

Attorney Terry Rice said the sewer rate law is very simple. There is no increase this year. We did do a local law after taking a look at it though because it just needed some clarification with some mistakes that were made when it was printed by General Code. So the local law provides for no increase. The rate is the same.

A motion to close the public hearing was made by Trustee Abato, seconded by Trustee Meehan. Upon vote, the motion was carried.

A motion to adopt a local law amending Chapter 220 of the Code of the Village of Suffern regarding sewer rents was made by Trustee Abato, seconded by Trustee Meehan.

VILLAGE OF SUFFERN

LOCAL LAW NO. 5 OF 2009

A LOCAL LAW AMENDING
CHAPTER 220 OF THE CODE OF THE
VILLAGE OF SUFFERN
REGARDING SEWER RENTS

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

Section 1. Section 220-44(A) of the Code of the Village of Suffern is hereby amended to provide as follows:

The sewer rent shall be established and may be

changed by Local Law following a public hearing thereon. The sewer rate shall be \$4.54 per 100 cubic feet of water consumed.

Section 2. This Local Law shall take effect immediately upon filing with the Secretary of State.

AYES: Mayor John B. Keegan
Trustee Andrew Haggerty, Trustee Dagan LaCorte
Trustee John Meehan, Trustee Patricia Abato

NOES: None

ABSENT: None

7:50 P.M. - PUBLIC HEARING - A-FRAME - PERMISSIBLE SIGNAGE ON SIDEWALKS:

Attorney Terry Rice said that there was some discussion on the Board and some concern from the merchants that the local law that we have right now was overly restrictive and in fact it did prohibit any interference on the streets and sidewalks. The present law prohibited any devices on the sidewalks for the sale or display of merchandise or signage on the sidewalks. So the local law provides for A-frame signs in the business district. It requires a permit from the Building Department. The Building Department has to assure that the A-frame sign as it is referred to meets the criteria that he is about to describe as well as find that it is safe and won't interfere with the pedestrian traffic. So the substance of provisions provide, first of all, that there be no more than one A-frame free-standing sign for each retail or restaurant business in the CB district only. It can be on the portion of the sidewalk immediately adjacent to a retail business or restaurant, it cannot exceed the dimensions of 32 inches wide by 36 inches tall. It cannot have more than two faces. It is only permitted to advertise the business that is lawfully practiced on the premises and cannot be illuminated or contain any type of electrical component. There also can't be anything attached to the sign itself. The sign can be displayed during business hours - the hours that the particular business is open. It must be removed daily at the close of business and in any event prior to 8:00 p.m. There is no seasonal limitation on the signs but they must be removed in the case of snowfall or excessive winds. They can't be placed in front of any type of premises unless there is a minimum pedestrian clearance of four feet of unobstructed space. It has to be placed out of the way of pedestrian traffic in a manner that does not interfere with pedestrian street crossings or persons exiting parked vehicles or deliveries. Also it can't interfere with vehicular traffic by obstructing site lines for streets or pedestrian rights of way and driveways. In addition, any Code

Enforcement Officer or Building Inspector who finds that one of the A-frame signs is placed so that the sign causes an obstruction can cause it to be removed. That is basically the sum and substance. It has been provided to the Chamber of Commerce and we didn't receive any comments. So he assumes that it is acceptable to them. The Mayor said that he would just like to say that the reason that we are doing this is because, over the last few years since we allowed the signs to go out, there have been some misunderstandings, violations. They were to be put out seasonally and some were left out in the winter while others were taken in. And it was also a safety factor. We wanted to narrow this down. The Mayor said he sees the president of the Chamber is over there and he was very interested in this and asked us to look into this and do what we could. And that is all the Mayor has to say. He then asked if anyone would like to come up and comment.

Aurie Licata, president of the Chamber of Commerce, said he just wanted to thank the Board. He said he knows he has spoken to almost everybody individually about it. And they appreciate it. He said that Terry sent him the information. And he knows that they have worked hard and quickly on it. And we really appreciate it and it hasn't gone unnoticed. So he just wanted the Board to know that the Chamber does appreciate it. And they will do everything. They have spoken to their members and they will try to do their best to make sure that everybody conforms and they will make sure that, especially in the off-season of the snow, that is a concern of a lot of the slips and falls and things so they will make sure that they do their job on it. And they really appreciate it. He thanked the Board.

Trustee LaCorte said that there was one thing that was left to talk about. He said he had suggested - there is a permit fee which would be once a year that someone may put in the application, we review it, the Code Enforcer will take a look at the site. So we had suggested, not making it over-burdensome but something that obviously would cover the cost associated with reviewing the application. So he thinks we have suggested something like \$25 and he didn't receive any comments back if that was acceptable. Mr. Licata said he thought that was overly fair. Very nice. He thanked them so much. Attorney Rice said that the way that we will handle that is that to officially adopt the fee we have to amend the fee schedule which also requires a public hearing. So if you adopt the local law, which he assumes they will, after you do that he would suggest that you adopt a motion in the interim until the fee schedule is amended setting the fee at \$25 and then we will have a public hearing next month also for setting the fee.

Mr. Licata said that he also wanted to say that tonight was indicative of our Village and how special it is and is a tribute to the Board and the Chamber appreciates it. And he sees that our hospital is here. He thanked Clarke very much, and Gail, and it doesn't give them that many opportunities to say thank you but he thinks that we had all forms of our people here tonight and our Village is special and keep up the good work.

A motion to close the public hearing was made by Trustee Abato, seconded by Trustee LaCorte. Upon vote, the motion was carried.

A motion to adopt a local law amending section 235-5 of the Code of the Village of Suffern regarding sidewalk obstructions and permissible signs on sidewalks in the Village of Suffern was made by Trustee Abato, seconded by Trustee LaCorte. Trustee Haggerty said he had one question. He said on a windy day, is it understood that they will be taken off the street. Attorney Rice said that yes, actually the way he wrote it, it specifically and he mentioned it very briefly before. It says "all A-frame free-standing business signs must be removed in the case of snowfall or excessive winds." Trustee Haggerty said he wouldn't want to see somebody injured. Attorney Rice said absolutely.

VILLAGE OF SUFFERN

LOCAL LAW NO. 6, OF 2009

A LOCAL LAW AMENDING § 235-5 OF THE CODE OF
THE VILLAGE OF SUFFERN REGARDING SIDEWALK
OBSTRUCTIONS AND PERMISSIBLE SIGNAGE ON
SIDEWALKS IN THE VILLAGE OF SUFFERN

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

Section 1. Section 235-5 of the Code of the Village of Suffern is hereby amended to provide as follows:

235-5 Obstructions Prohibited; exceptions.

A. Obstructions Prohibited

Except as otherwise provided herein, no person shall place or deposit on any public street or sidewalk or on any area generally used as a sidewalk or any part or portion thereof any structure, material, stand, sign or other substance of any kind for the sale or display of merchandise or advertisement of any kind or nature. Nothing in this section shall be construed to interfere with any reasonable use of such streets or sidewalks for loading or unloading of merchandise containers or refuse for the placing of garbage or refuse at the curb on appointed days for the collection thereof.

B. Temporary Freestanding Business Signs

i. Definitions

A-Frame freestanding business sign -A movable sign constructed with two sides attached at the top so

as to allow the sign to stand in an upright position.

ii. Permit Required

It shall be unlawful to display, erect, relocate, or alter any sign without first filing with the Building Department and application for an A-Frame sign and obtaining a sign permit. The application shall require __. Fees for an A-Frame freestanding business sign permit shall be established in the Standard Schedule of Fees of the Village of Suffern. A permit shall be issued within five business days if an A-Frame freestanding business sign complies with the regulations set forth herein and is proposed to be situated at a location adjudged by the Building Department to be safe and not to interfere with pedestrian traffic. Prior to issuance of a permit, the building department shall cause the location of the proposed A-Frame freestanding business sign to be inspected for compliance with these regulations. Site plan approval is not required for an A-Frame freestanding business sign for which a permit has been issued. Permits shall be valid for a period expiring at the end of each calendar year and must be renewed annually.

iii. A-Frame Sign Regulations

No more than one A-Frame freestanding business sign may be permitted for each retail or restaurant business premises upon issuance of a permit from the building department within the CB Zoning District on a portion of the sidewalk immediately adjacent to a retail business or restaurant in accordance with these regulations. An A-Frame freestanding business sign shall not exceed the dimensions of 32 inches wide and 36 inches tall and there shall have no more than two (2) faces. An A-Frame freestanding business sign may advertise only the business lawfully practiced within the premises. All signs shall be professionally manufactured or crafted and maintained in good repair. An A-Frame freestanding business sign may not be illuminated, or contain any electrical component. All components of an A-Frame freestanding business sign shall be non-moving and stationary and nothing may be attached thereto. An A-Frame freestanding business sign may not be chained, attached or affixed to any object.

All A-Frame freestanding business sign may be

displayed only during hours a business is open and shall be removed at the daily close of business and must, in any case, be removed prior to 8:00 PM. All A-Frame freestanding business signs must be removed in the case of snowfall or excessive winds.

An A-Frame freestanding business sign may not be placed in front of a business establishment unless a minimum pedestrian clearance of four (4) feet of unobstructed space exists. A permitted A-Frame freestanding business sign shall be placed out of the way of pedestrian traffic and in a manner that does not interfere with pedestrian street crossings, persons exiting parked vehicles or deliveries. No temporary freestanding business sign shall be placed so as to interfere with vehicular traffic by obstructing sight lines for streets, pedestrian right-of-way and driveways. An A-Frame freestanding business sign shall not otherwise be placed in a location that the building department believes to be hazardous or inappropriate to the accomplishment of the foregoing.

Any code enforcement officer or building inspector who finds a temporary free-standing business sign so placed that the sign as located causes an obstruction to pedestrian or vehicular traffic or restricts the vision of drivers of vehicles on abutting streets or on the subject property may cause the sign to be removed.

All temporary freestanding business signs shall be kept in good repair and in a proper state of preservation. Every temporary freestanding business sign and the premises immediately surrounding the sign shall be maintained by the owner or person in charge thereof in a clean, sanitary and inoffensive condition, and free and clear of all obnoxious substances, rubbish and garbage.

iv. Enforcement

This section may be enforced by the building department and code enforcement officer. In addition to other penalties prescribed by this chapter, the building department may revoke the permit of any owner, tenant or occupant of premises who violates the provisions of this law. Anyone aggrieved by any such revocation may appeal the same to the Board of Trustees within five (5) business days after issuance of such revocation in

writing by filing a letter with the Village Clerk setting forth in detail the basis for such appeal. The Board of Trustees shall consider such appeal at its next regularly scheduled Village Board meeting.

Section 2. This local law shall take effect immediately upon filing with the Secretary of State.

AYES: Mayor John B. Keegan
Trustee Andrew Haggerty, Trustee Dagan LaCorte
Trustee John Meehan, Trustee Patricia Abato

NOES: None

ABSENT: None

Attorney Rice said that what he would suggest is a motion to set a public hearing to amend the standard schedule of fees to set the application fee for A-frame signs at \$25 and in the interim temporarily to charge \$25 per application. A motion was made by Trustee LaCorte, seconded by Trustee Abato. Upon vote, the motion was carried. The public hearing will be held at 7:45 p.m. on June 1.

FIRE DEPARTMENT:

A) Final Report for 2008 Fire Department Service Award Program:

Chief Dan McInerney said that he had two items for them to vote on this evening. The first one is to accept the final report for the 2008 Fire Department Service Award program. A motion accepting the report was made by Trustee Meehan, seconded by Trustee Abato.

AYES: Mayor John B. Keegan
Trustee Andrew Haggerty, Trustee Dagan LaCorte
Trustee John Meehan, Trustee Patricia Abato

NOES: None

ABSENT: None

B) Volunteer Hose Company - 3 New Members - Henry Martinez, Chris Byrnes, Shawn Flannigan:

Chief McInerney said the second item is to accept and place on the insurance role the following three new members of the Volunteer Hose Company - Henry Martinez, Christopher Byrnes and Shawn Flannigan. A motion approving the three new members was made by Trustee Meehan, seconded by Trustee Abato. Upon vote, the motion was carried.

The Mayor said that Dan McInerney is our new fire chief and we

congratulate him. He wished him good luck and told him to keep us safe.

BUILDING DEPARTMENT:

Building Inspector John Layne said that he had just some brief comments to make. There are no requests or motions needed but just to report on what is happening. He said there is an uptake in refinances - a noticeable uptake in applications for refinance violation searches. A little movement with sales where they have to go out and take a look as well at homes. So that is a good sign. As far as training schools are concerned, the NYSBOC meeting which took place last week, he, along with Frank Wilson, the Fire Inspector, attended and they had a digital training course on fire extinguisher use and things of that nature. And then this week, starting tomorrow, for the next three days from 8:00 to 4:00, they will be, through NYSBOC, at the Fire Training Center as well for a variety of courses that will be given so they will be getting, and he believes Frank as well, will be getting 24 hours of training this week offered through NYSBOC. That is something that used to be offered by the State but now it is being funded locally.

Esther Gitlow is in the process of occupying. That stone wall has been completed and they are meeting the requirements. He said they did a very nice job on the wall and they built little turrets on the entrance. It is attractive. Their intention, their long range intention, is to rebuild that wall completely. Step it back and do some other improvements going forward. Maybe under the next application if they come in for what they are discussing which might be a third building.

The Meridian complex is moving along. And they are getting close to the point where they are going to be marketing heavily to sell those units. And the project on the hill, which he refers to always as Tall Oaks, because that is how he has always known it, is moving along. The exteriors are about 95% complete and the complex does look very attractive and interior wise they are about 60% complete. And, of course, there will be landscaping and things like that. So basically that is what is going on in the Building Department as we speak.

A) Request: Mr. Anthony Montalbano to Continue Temporary Certificate of Occupancy for Good Samaritan Hospital:

Brian Quinn of Montalbano, Condon and Frank, on behalf of the hospital where they are the attorney's and Matt McGuire the chief engineer for the hospital said that the temporary certificate of occupancy the last time they were here was extended until April 28. Since that time, as built surveys have been submitted, their engineer, Tom Vanderbeek, has submitted his certification that the improvements have been completed in accordance with the plans. Landscape architect Bob Torgeson also reviewed the installation for the landscaping and confirmed that everything has been done according to plans. The last remaining item is the completion of

the retaining wall and sidewalk down to Hillcrest. He said he noticed that as he drove by this evening that construction fencing is up and he had a chance to talk to Mr. McGuire and he had actually hoped that they would start today but unfortunately with the weather they are just poised and ready to go at the first opportunity. He said they didn't want to have a problem with mud or soil flowing down into Route 59 so they anticipate that they will be starting it this week and hopefully will complete it by the May 30th date, which is the date that has been floating around for some time now. So they respectfully request that the temporary certificate of occupancy be continued until May 30th, when hopefully they will have everything done.

Trustee Meehan said he had a question. He said we have a contract in place and we have a contractor ready to go. And that is going to start soon. Mr. Quinn said for the installation of the sidewalk and the retaining wall? Trustee Meehan said yes. Mr. Quinn said yes. Trustee Meehan said because he passed there today and he didn't really see anything. He said he is glad to hear that. Mr. Quinn said that he doesn't get over to this end of the County very often but he noticed that as he drove down Route 59 on the left, there was the construction fencing, the plastic fencing, was up. So they roped it off so they will be starting work there.

Trustee Abato asked that if there is any surprise or unforeseen delays in this sidewalk or anything that you think that is going to get us past May 30th that we be contacted immediately, that Terry be contacted. Mr. Quinn said absolutely. Trustee Abato said she understands that it is supposed to be a pretty yukky week and it is supposed to rain but she thinks that we would want to see something happening there at least and to make sure that we are moving ahead. And to at least let us know that they have begun and we are not too far off on the May 30th date which would be helpful. Mr. Quinn said yes. Attorney Rice said that is a good suggestion. He said that we have a workshop meeting on May 27th, so maybe he could call Attorney Rice on the 26th and let him know what is going on. Mr. Quinn said if there is going to be a delay, because we really have had a lot of rain recently. And he would say they plan on having it completed weather permitting. Trustee Abato said that she would move to extend the temporary certificate of occupancy to May 30, seconded by Mayor Keegan. Upon vote, the motion was carried.

CULTURE AND RECREATION:

Mrs. Gail Curtin said that since the last Village Board meeting, they had a DARE dance on Friday, April 17, Wyldlife met at the Community Center on Saturday evening, April 18. The Mayor and she assisted with the Keep Rockland Beautiful Suffern cleanup on the morning of Saturday, April 18. And the seniors had their monthly movie afternoon on Thursday, April 30. There will be a LEAD session at the Community Center this Friday night, May 8. They have worked with DARE officer Jim Giannettino and Chief Osborn to schedule a DARE Homerun Derby, which she thinks is the first one, and they are very happy to have worked with the people who actually had a permit

for the ballfield who very graciously gave it up for this event. And that will be on Friday, May 15, and she believes it begins around 6:30 p.m. On Saturday, May 16, Wyldlife will meet again at the Community Center. On Tuesday evening, May 19, the Lions Club, in conjunction with Recreation and Good Samaritan Hospital, Blood Drive will be held at the Community Center from 5:00 to 9:00 p.m. On Friday, May 29, there will be another session of LEAD at the Community Center.

Miscellaneous items: they are still, at least she is, in touch with the Music and Arts Festival committee, and if Aurie is still here, she wants to thank him for his compliment and just say that it is her pleasure to work with the new officers of the Suffern Chamber of Commerce and these very energetic people on the festival committee. She said that she did miss the meeting that was held this past week but the chairpeople of that group keep them all informed more than daily by e-mail so they are all up to date on that. And she thinks it is going to prove to be a very exciting event here in September.

Mrs. Curtin said that they have finalized the itinerary for the R.P. Connor Community Day which will be held on May 29. Participating in that from the Village are Mayor Keegan, Chief Osborn, Chief McInerney and Historian Craig Long. Some members of the Recreation Board and the Recreation staff will be attending the annual Rockland County Youth Forum on Thursday, May 14. Mrs. Curtin said that she knows that Mayor Keegan has indicated that he will attend and she thinks that Trustee Abato is also going and Trustee Meehan has two reasons for attending. He will be there as a Trustee but she and Trustee Meehan are also very proud to be members of the Suffern Community Foundation Inc. which is being honored this year as the exceptional non-profit organization. So they are not sure which table they will sit at, but they will be there. And if any of the other Trustees will be there she asked that they let her know because they do have to bring some money with them.

Mrs. Curtin said that she thinks that they all got at their homes and she knows that they all got in their mailboxes here at Village Hall the 2009 Recreation summer calendar. She said she would like to thank Lou Ciaccio and Nancy Christopher for their assistance in helping to get this out in record time this year. And she hopes that they are all proud and pleased with the calendar.

And finally she said that she told them that she would come back to them with the salaries and final names of the two head guards for your 2009 Suffern Memorial Pool staff. They are Michael Brennan and Christin McKenna. The money is in the budget and it would be, as approved by them, \$6,180 for the season for each of them. A motion approving the head guards was made by Trustee Abato, seconded by Trustee Haggerty.

AYES: Mayor John B. Keegan
Trustee Andrew Haggerty, Trustee Dagan LaCorte
Trustee John Meehan, Trustee Patricia Abato

NOES: None

ABSENT: None

The Mayor said that he would just like to say that she did a great job on the calendar and it looks very nice as usual. And he would also like to say thank you to the groups that came out on April 18 to help Keep Suffern Beautiful. He said he knows that there was quite a crowd and they always like to see a bigger crowd but different groups went out and picked up garbage all over town and did a great job and they appreciate that.

VILLAGE ATTORNEY:

Attorney Terry Rice had nothing to report.

AUDIENCE PARTICIPATION:

The Mayor said at this time we will have audience participation and anybody that would like to come up to comment or if they have questions or issues, he asks that they state their name and address for the record.

Pat Withers of 11 Foxwood Avenue said that he is here actually to state to the Village and to Mayor Keegan and the entire Village Board, to Chief McInerney and to Chief Osborn that he appreciates the outpouring that the Village had showed and the support in the passing of his father that the Village residents showed and it was the right thing to do. And it was quite an Irish send-off that they gave him on April 25 and again he extends his gratitude and to Terry and he appreciates everyone being there. And to Chief Osborn he appreciates the escort and to Chief McInerney he appreciates the members of both the Hose and the Hook and Ladder. So again, on behalf of the Withers family, they appreciate the dignified send-off they gave him. The Mayor thanked him and again offered our condolences.

Beth Barone of 5 Mansfield Place said that she had three things that she wanted to address really quickly this evening. First there is a home, it is a yellow home on E. Park Place. For a year, she has driven by that home on her way home and there is a huge amount of debris, garbage, branches laying on the side of the curb. She said she thinks the homeowner either needs to be fined or the Town needs to move the debris from that area. Trustee Abato asked if she had a number on that house. Ms. Barone said 8. She said the yellow one right here behind Lafayette. An entire block full of branches. And people are throwing garbage in it now because it has been there so long. So it could use some clean-up. Secondly, there is considerable trash outside of the two check cashing places on Lafayette on a daily basis. She said she sees people throwing trash out there. She said she would like to see those businesses fined if they don't keep the sidewalk in front of their businesses neat and orderly. And then last, she has noticed in the last several weeks that day laborers are coming by bus early in the morning between

6:30 and 7:00 in the morning. They are getting off of a Metro Bus in front of the bank on Lafayette - the two banks on the street. And this Saturday there will be between 40 and 50 day laborers lined up all the way down the street in front of NV all the way down to the Bagel Train. She said she drove by three hours later and there was trash thrown everywhere. So she would like to request a police car to possibly patrol that area more and to start levying fines to the people that are standing there and dumping trash. Let's try to get the area cleaned up. It is not a good impression for the town to have day laborers coming in by bus spending time on the curb. The Mayor said that he knows that the Parking Authority usually has somebody standing over there and keeping an eye on it. Ms. Barone said there was nobody there. The Mayor said he doesn't know about Saturday. He asked her if this was a Saturday. Ms. Barone said between 40 and 50 people for several hours and there was trash for at least a three block radius after they cleared out. So she would ask that people that are standing on the street corners have more respect for the town than that and she does not believe that people should be busing in and standing there. She said she would ask that we watch that.

Charles Barone of 5 Mansfield Place said that two years ago, he wrote the Mayor requesting that his house get a curb. Now it is a sidewalk and then there is dirt and a street. About a year later, he sent another letter asking if you could put a curb in. He said he talked to the DPW and he was told yes, that the town has a machine that can make an asphalt curb. And yes, we can put a cement curb in. He was told that we do it before fall - we do it before the first snowfall. And a year has gone by and he is asking if there is anyone that he can talk to or what does he need to do to have a curb put in on Mansfield Place.

The Mayor said that Dan is here, our Street Supervisor, and again, this was on the schedule for last year because he lives in the west ward and our neighborhood was also slated - we have no curbs at all - and we were slated to have the macadam curbs put in. Because of the road project, the major road project where we had 13 roads done, we fell a little behind in that. He said that he sees Dan has his hand up. Mr. Barone said is this something that he could expect to be done before the next snowfall? The Mayor said he is hoping we get it done. The Mayor said that Dan said yes, we are going to get it done.

Jonathan Schloss, an attorney for Dona Maria Bistro at 41 Lafayette Avenue said that he is here in response to a letter dated April 30 advising his client that one of the items for discussion was going to be the possible suspension or revocation of Dona Maria's live entertainment permit. And he is here to respectfully request that the permit not be suspended or revoked. He just wanted to advise the Board of some of the actions which his client has taken since the incident in this letter took place.

The Mayor said that he would just like to say that safety is number one in this Village. It is not something that we would like to do

- either shutting down businesses or entertainment or penalizing anyone. He said he is sure that Mr. Schloss saw the list of occurrences at this restaurant in the last year or so. And he thinks that we already suspended entertainment privileges once already at that location. He said he didn't know if it was three or six months. Somebody said three. The Mayor said a couple of years ago, a guy got hit with a beer bottle and had 400 stitches in his head. The Mayor said we rely on the Police Chief's recommendations and reports. And again, you see the report that was made out on the latest incident. And again he has discussed this at length with the Police Chief and again we feel that the kind of tools, if you will, that security guards are using in a place are questionable - mace, extendable telescoping batons. At one time we were under the impression that there were armed guards in there. And it alarms them.

Mr. Schloss said understood. He said that particular individual who was a bouncer at that restaurant was fired immediately after this incident. The mace that he used was certainly not sanctioned by his client. He acted well outside the scope of his employment. He was hired simply to stand guard by the door - not to use any physical force. And he, unfortunately, did and he was immediately fired. They have since hired someone else who has specific security guard training that has been instructed, obviously, not to use anything like that. And his client simply wants to - and is willing to cooperate with the police, of course - and at that particular incident, the police were there within four or five minutes and he believes that it was observed that the manager and the owner were both onsite and immediately attending to whoever was there with water and whatever else they could. They understand now that calling police, calling emergency personnel, is of the utmost importance. And they are just looking to continue doing business.

Trustee Abato said that she just wanted to say that as the Mayor stated, this Board takes all of this quite seriously, and she commends him for getting rid of this person that acted inappropriately but ultimately you are responsible for him. And she thinks it was his responsibility when you knew that this wasn't something that you wanted happening or these security guards were instructed to do to call the police. And that didn't happen. There was no call to the police station by your establishment and she thinks that is where the Board gets very concerned. And she said it concerns her even more now that you are telling her that you didn't want the security guards to use these methods of protecting themselves and whoever around them and you still didn't call the police department. So for her, and she is not speaking on behalf of the other Board members, but for her that poses a really big concern. She said that doesn't say to her, oh my goodness, this guy is using things that I don't want him to be using - let me get the police involved. And now you have people out on the sidewalk maced. They could walk into traffic. Many number of things could have happened that evening and the police were not called to the scene. They happened to be in the area. She spoke to the police chief specifically about this and he told her that there were no calls to

him - to his department - through your business.

Mr. Morano said that he really cares about the persons too to make sure that everybody is okay. He doesn't want anybody to get hurt. And it was wrong that he didn't call. He didn't have time to call them. He said he is dealing with the liquor. He said he knows how to cook and he knows how to take care of the customers and that is what he likes to do. He said they have a liquor license. He said he wants to have it controlled but he can't have it controlled. When he cooks or when he talks to the customers, he can control it. He can do his best. But with the liquor license he has his eyes over here and has a guy working over there and when someone started getting crazy just like this one too many. He said he wants to take action. He wants to have the number of the Suffern police for everybody. He wants to tell the people who work for him please, if something happens, you don't have to call me. You don't have to do nothing. Just get the phone and call to the Suffern police. The only thing - the guy that used to be there before - he said he was able to use those things and he told him he would rather him not use them. And he said just in case. Mr. Morano said he is here right now and he feels good because nobody got hurt and somebody got a little spray in their eyes and they are not feeling good. It hurts. And it bothers a lot. He said he wants to work with the Village. He said he is doing his best. He has a lot of customers coming from Nyack and other places. They respect him. They like the food. He has a hard time with the recession and everything and he just wants to keep doing business and he wants to work with them. And he would really appreciate us giving him the opportunity. He said he apologizes if he has been doing the wrong things. He is a little baby with a business restaurant and he is doing his best and he just wants to keep doing business.

Mr. Schloss said he understands that the permit was once revoked years ago. This incident was the only incident, so far, in 2009 and hopefully the last. Trustee Abato said that the agreement was at that time that there should be no incidents and that there was an incident that we need to revisit this again. Mr. Schloss said for an employee to specifically act outside the scope of his employment - Trustee Abato said the owner is still responsible for his actions. Attorney Rice said that he thinks what the problem is is that, remember, this is dealing with the live entertainment permit and it seems that the problems arise with the live entertainment. Late night patronage. The restaurant doesn't seem to be the problem. The problems seems to occur with the live entertainment and whatever goes on inside there. He said that frankly it is quite disturbing that you are attracting the type of people that you have to have guards that carry guns. And that is not appropriate. And if the live entertainment is creating that atmosphere or attracting that type of clientele, he thinks there is a serious problem with the live entertainment that you are running. Attorney Rice said that you said it was the first incident this year. Attorney Rice said that could be the case but we provided to you the blotter entries for the past year or so that have a number of fights and other things that have gone on. So he understands that you are

apologetic here but he doesn't know that the Board is seeing the type of commitment that is necessary here because the live entertainment itself is causing a problem.

Mr. Schloss said that other than hiring additional security. He said they would certainly be open to advice and guidance from the Board. He said his client is receptive. The Mayor said he would like to get the police chief's comment on this and recommendation if we might. He is the guy that has to go there when there are problems.

Chief Clarke Osborn said that just a background on it. He said he thinks that his biggest concern that is rising out of this whole situation is that on August 9, 2008, which is not even a year ago - it is eight or nine months ago - we actually had a report from a civilian about a bouncer carrying a firearm - a handgun in there and wearing a bulletproof vest. So he sent officers in there about midnight on one Friday and it was confirmed that you had bouncers with bulletproof vests and handguns exposed. So he did what the Village Attorney said. If they are out there with guns and bulletproof vests, we have a problem. And then the fact that on November 27 we had a menacing inside where a man pulled out a knife inside the establishment and was taken down by the bouncers. And then this time his officer is driving down the road and he sees people lying on the sidewalk and pouring water on each others faces and he has no idea what is going on and we never got a call. So he definitely has a concern. We have many establishments here in the Village that really we don't have these problems and he will be honest. And he doesn't want a problem. He said they all understand that it was two years almost to the day today that we had a very serious assault with a party who had 400 stitches in his head and almost bled to death outside of the establishment. So we have to take control of it before we lose control of it. So while he would like to work with him and any business, he also does not want to see people getting hurt and his officers or the public at risk. So those are facts, those are all facts that he just told them.

Trustee Meehan said that he has eaten at Dona Maria on two or three occasions and it is an excellent restaurant. But the one thing that disturbs him and he thinks it was this incident but all the other blotter entries which is an unusual number and a lot more numbers than we have had in the past. And when you came in with your first application for live music, he was very encouraged. He thought that would actually help his business. But he is concerned about the blotter entries and he thinks that his feeling is that he thinks we should suspend the live entertainment permit and give you a few months and if we don't see a lot of blotter entries in those months, then he thinks we could certainly reconsider a new application for live entertainment. That is his opinion.

Trustee Haggerty said that we issued the live entertainment and it looks like it turned out to be the Friday night fights that Gillette used to put on and over in his area there is more going on there than in all of the other establishments in the Village

combined. That is wrong. And as far as he is concerned, your music license should go, your liquor license should go because you don't seem to be able to handle it.

Mr. Schloss said that it was difficult to hear Trustee Haggerty's comments. The Mayor said you didn't hear his comments? Mr. Schloss said he heard the last part. He asked if he could just repeat before you said that it should go. He said it is just hard for him to hear.

He said that you had more incidents on your property than all the other establishments. The Mayor said and he also said that he recommends that not only your entertainment permit be suspended but your liquor license, although we don't have too much control over that.

Chief Osborn said that with the last incident a state liquor officer was notified and they have the power to pull his license. And they have everything we have.

The Mayor asked - he said you say you fired the bouncer. What is your game plan from here on if you were to continue with the entertainment. Mr. Schloss said that from here on to hire a security guard that does not carry weapons, for one, that has specific security guard training which he understands they have hired somebody who has security guard training. Mr. Morano said that he did a mistake. He hired this guy and he carried a gun. And he thought it was a good idea but at the same time he was bad. Because, like you say, we have live entertainment and we are not supposed to expect big fights. But his experience was that two years ago, and it was two years ago exactly tomorrow - the 19th - and he held a little party and a D.J. and he couldn't get any security guard. And then he got a big accident. And from that time he hired this guy. And now he caused him a problem because he didn't act the right way. And that was a mistake and he admits it. There was something wrong when he saw him using the spray and he told him he didn't tell him to use the spray but he used it. And at the same time, the other people got crazy and then when he used the spray everybody came down. Trustee Abato asked if he was the same gentleman who had the telescopic baton. The same security guard. Mr. Morano said he has been having him for two years. Trustee Abato said he has been in your establishment for two years and you never have known him to carry mace or a baton before? Mr. Morano said he knows he have. But he said - and he asked him if he could use that - and he didn't have the knowledge that you cannot use it. Trustee Abato said that it shouldn't have been in your business, it shouldn't have even been on the premises, and that is the difference, she thinks, for her.

Mr. Schloss said that, as he said, he is open for suggestions from the Board, the police and from the general public.

Trustee Abato said that she would make a motion to suspend his music permit for three months and we can revisit it at that time if

there is no - actually she is going to amend that. She said that she would like to see what the recommendation of the State Liquor Authority is and in three months time if we have that decision from them and there are no incidents, she would be willing to revisit the permit again. But if we do not have that decision, she would extend it to wait for that decision from the State Liquor Authority. Attorney Rice asked if you are voting to suspend it now. Trustee Abato said that she is suspending it now, she is making the motion to suspend it now. Trustee Meehan said he thinks that is fair. Mr. Schloss said that if the hearing of the State Liquor Authority finds one way or another before the three months. Trustee Abato said that she would still like to stay the three months to see what goes on in the establishment and if there are no more blotters on in the business. And that is what she is motioning. The motion was seconded by Trustee Meehan. Trustee Haggerty said that he thinks that the times that we have been involved with this situation, three months is not enough. Trustee Abato said just to revisit it. She is not saying that we should give it back in three months. She thinks we could revisit it in three months to see what the recommendation of the State Liquor Authority is and what has been going on at Dona Maria in the last three months. But it doesn't mean that we will give it back. Trustee Haggerty said he would like to see it six months. Mr. Schloss said that again if the Board or the police have any suggestions before then, please let them know. The Mayor said we have a motion and a second on the three months.

AYES: Mayor John B. Keegan
Trustee Dagan LaCorte, Trustee John Meehan
Trustee Patricia Abato

NOES: Trustee Andrew Haggerty

ABSENT: None

The Mayor said sorry and he hopes things work out and in three months when we speak to you again that things are different. Mr. Morano thanked them and he hopes they give him a chance. And they have to do what they have to do. And he always believes in this. When you do some action, you have to be responsible for the action. You made it. And if that is okay for you telling him to do that and it is going to be okay, he is going to prove to them and he wants to keep working with them. He thanked them.

Isabel Haggerty of 4 Parkside Drive said that she just wanted to make a public announcement. She said that the Village of Suffern's recycling committee is having their annual stuff sale on Sunday, May 17, 2009 from 10:00 a.m. to 3:00 p.m. in the parking lot across from the Post Office and they hope that all will come to support the vendors. We have quite a few coming already and it will be held rain or shine.

Jack H. Rosenberg of 13 Somerset Drive said that when Mrs. Curtin gave her report she mentioned that the Village of Suffern Community

Foundation, Inc., which is a not-for-profit corporation, 501c3, which was organized when George Parness was Mayor, and he left office in December, 1997, and we obviously have been in existence somewhere about 12 or 13 years and during that time, Mrs. Menschner and Mrs. Curtin have been serving on that Board without notice. And he wants to publicly state here and now as president how appreciative he is of their service and that Mrs. Curtin recommended to the Youth Bureau that we be honored at their annual dinner, which is going to be next week. And he wants that on the record because they have done a wonderful service and the committee is to be commended for all the wonderful things that they have done for the residents and for the Village of Suffern.

He said one other thing. Six years ago, this month, the successful bidder on a \$680,000 contract started work. And he told him that he wanted to show appreciation for that contract, which he and his partner had won. And he wanted to install two \$500 benches downtown. He said he went to the Board. The Board thought about it and eventually the Board agreed that it should be done. And we then had to decide the spot, which they did, and by that time the relationship between the contractor and the Village was not that friendly. So they didn't keep the promise even though we said go ahead and do it. It was a wonderful idea then and it is a wonderful idea now and he thinks that the cost of \$1000 is not that great that it shouldn't be spent on putting two benches - one in front of HSBC and the other in front of the Parking Authority so that senior citizens and others may sit down when they are downtown if they have to. He said he thinks it is a worthwhile thing and he calls it to their attention and hope that they will see to it that it be done. He then thanked the Board.

Bill Pamm of 176 Doxbury Lane said that he would like to say that it was very heartening to see so many enthusiastic young children here doing great volunteer work and the great job that the Suffern Police Department is doing with them and it is very heartening to see things like that. He said getting back to some hard news. The Village of Suffern received some very good news today with the resignation of special counsel Ryan Karben. He said he believes what happened here was the political heat was getting too hot and he was advised to leave. Now, Mr. Karben has earned to date \$33,000 that the Village has paid him. He also has been paid by the Ginsburg Development Corporation \$6,000 and that is up to \$39,000 and as a good-bye message, he sent us an e-mail with a bill of \$4,387 which was supposed to be for 19.5 hours of work between February 1 and April 30. This project has been defunct for a very long time. He said he doesn't know what Mr. Karben has been doing there and he thinks that this voucher should be given a fine-tooth comb treatment before it is paid. He said he thinks that the Village of Spring Valley would also be good advised to have Mr. Karben leave.

Mel Berkowitz of 52 Milford Lane said that in discussion regarding the tag sale, which was discussed a few minutes ago, he was asked to fill in some things that weren't mentioned. Number one - the

spots are \$10 or two spots for \$15, so it is quite inexpensive to get rid of your recycling or anything that you want to get rid of, and at the end of the day, there will be a truck to haul it off anyway. He said we have done this many years. It is rain or shine, as discussed. And also the Lions Club will be selling items such as coffee, cake and bagels and a lot of that money will be going to the charities of the Lions Club. It will be a very interesting day and a good day to get rid of recyclables and clean up your attics and basements and anything else you have and obviously it is for everybody's benefit and again it is \$10. One other thing that he wanted to bring up was regarding the blood drive. He said it was announced that the blood drive through the Lions Club is two days later on the 19th. He said there is something that they have added. He said they have tried to add something every year to the blood drive. He said they are going to give free sunglasses to every person that donates blood and they are on the verge of obtaining tickets to a Yankees or Mets game during the summer. So if you come and have your blood drawn or even just come and fill out the forms and they don't accept you because your temperature is too high that day, you are still entitled to put your name in a drawing and by the middle of the summer you will be getting a call, hopefully, one or two people will be winning pairs of tickets to the Yankees or Mets games. So he said that he thinks is important. The competition to giving blood is greater than ever before and there are lots of blood drives and he would like everyone to support the community and basically Good Sam Hospital. The blood that is drawn goes directly to the hospital. Doesn't go overseas. Doesn't go anywhere else. We are the only community group, that is the Lions Club, that does this on a scale in conjunction with the Village of Suffern and Good Sam Hospital and there is no cost involved except analyzing the blood. So he thinks we all ought to know that. Mr. Berkowitz said a third thing that he wants to bring up, which is starting to irritate him a little bit, and probably irritating other people is that we can't have people in the Village or connected with the Village doing things on property that is the property of the Village. In Bon Aire, for the last four years in a row, there is a sign that has been put out by the Goldstein family regarding the Bon Aire pool registration. This was taken four years ago. There have been complaints every year to the Code Enforcer to find out who the poles are. The poles are the Village of Suffern. These are the poles we use for snow removal. It is on one side of where the pool is and on the other side on Milford Lane there is another set of poles. So without further ado, he is going to instruct the Village to instruct the Code Enforcer who has been instructed four times already or four years in a row to get rid of the signs that are already there. Or else there will be somebody else putting another sign up in its place. He said he would like to volunteer to put up a blood sign on that because they say, or the Goldstein family says, that they have the permits already done for that. And he checked and there doesn't seem to be any permits. He said that we can't take and this is the law into our own hands and do things without asking anybody's permission. That is wrong and he thinks that is something that should be discussed either now or at a future date.

Dave Gutierrez of 23 Meadow Avenue said he wanted to thank Gail for the kind words from the Recreation Department regarding the Suffern Music and Arts Festival. It is just an exciting journey. It's an active growing group of 60 and in some occasions 100 active citizens in Suffern and surrounding areas who are really intention based to drive a revitalization strategy for Suffern and it has just been a real exciting journey for all of them. And he wanted to thank Gail also for the great advertising in the calendar for the festival. They saw really strategic placements of their logo and he thinks that is going to make a great difference for what they are doing.

He said he wanted to make a comment quickly to the recycling group. He said he is a Rotarian and he met with the interact group which is the high-school level of Rotary and he saw that Suffern High School really has no recycling program at all. The garbage cans are full of plastic cans and bottles and all and he would really like to see just maybe some separate bins. He thinks kids are hip enough if they have the tools to recycle and he just wanted to drop that solution.

Mr. Gutierrez said that one of the main intentions of the Music Festival is, of course, to draw new businesses to the Village of Suffern through this really seismic live event that will really show what our spirit is all about and he wanted to announce without mentioning the name that they have a true music center that wants to expand and come to the Village of Suffern and take up one of our larger spots. That is really a music educational space. It is a little bit product based but it really is about lessons and it is exciting. So they have met with him. They have a team inside the festival that is solely dedicated to taking this opportunity and attracting businesses in and he would like to invite the Village government. He said they have invited him out to meet with, and they just refer to it as the team, so their group and all of the Board and maybe the Code Enforcer because he thinks he wants to move quickly and launch the opening of his store at the festival itself which he thinks is incredibly cool. So when that happens he would like to take that off-line with all the Board.

He said that in regards to comments around our day laborers and stuff like that he would probably suggest talking to Frances Glick of Matteo Communications. She owns one of the check cashing stores and as he understands it translates into Spanish a lot of the flyers for DARE and the police and for some of our schools. He said he thinks it might be a good opportunity to maybe suggest to her some of the possible changes that we can have regarding our challenges, whatever those might be, and she might be able to create a solution from within the Latino community.

Mr. Gutierrez said that he had a quick question. He said that he realized the other day that we have cameras all over the place - the homeland security cameras. And so of course the urban folklore everywhere is that they are powerful enough to read our newspapers and everyone is freaking out as to whether or not it actually has

audio capabilities. He asked if we could get a quick summary on all of the cameras that are about Suffern.

Chief Osborn said that the Parking Authority put 12 cameras in. He said we have access to them and he thinks some of the Trustees and he knows the Mayor has come down and looked at them. He said that they have access to basically watch the commuter lots for public safety. The Parking Authority received a grant, he thinks, through Honorable Senator Morahan and he believes it was for \$340,000 and he thinks that is where it came from. Chief Osborn said he didn't have anything to do with the paperwork. The Chief said we have them and to be able to move them around if there is an incident where they get a call. The cameras are taped 24-7 so we have access to go back remotely to check the cameras for several hours and several days back. So they really have been using them to keep them on the lots. We are not monitoring them 24 hours a day. If he has an extra officer in there for whatever or doing a report or whatever, he may key up on one camera. We have the capability to move them around. And that is pretty much the Parking Authority doing it. He said he was there Friday morning and they gave him a brief run-down and everything and the workings of it. That is pretty much it. It is just to watch the commuter lots. It is a great idea. And to give him an idea - not that it is a major incident - but we had one of our local drunks stumbling out of town and he was bothering people and asking them and trying to panhandle. And we watched him and we were concerned for the safety at the railroad tracks. He said that they watched him on the camera as he went and sat down and we went up there to check on him to make sure that he didn't go on the tracks. So it benefits us. And there is no doubt about it. He said he could give him more but he just doesn't have anymore. He said we have the capability to use them but we did not install them.

The Mayor said that he knows they were purchased because we were having some complaints in our parking lots. He said we had one car up under the Thruway - the T Lot he thinks that is called - and it had some damage to the vehicle and what not and some people are saying that they have to walk between there and the train station and they felt a little uneasy. And he thinks the cameras will make them feel a little safer as well as if there is an incident like that, we can go back. The Mayor said he was very impressed. He said you could see a car on Orange Avenue and all of a sudden zoom right into the license plate. It was incredible. They were bought actually, again, for the safety of those that use our parking lots in the Village.

Mr. Gutierrez said the last thing he wanted to talk about was Orange Avenue. He said he has been pretty open about it around town as far as his personal feelings. But he thinks that a lot of people weren't really hip to the whole eminent domain play and actually we were necessarily hip to dropping phases two and three because we were looking at Orange Avenue as an aggregate solution and how much we could have done more with that as opposed to just grabbing up just one part of it. He said that he always thought that you could do it without eminent domain and he just wanted to make that clear.

But his biggest problem right now with the Orange Avenue process is that we are asking for builders but we are not really asking for green building. Now when we get these builders in we have these little side discussions about well can you be as green as possible. When you don't use green architects and he thinks someone on the Board had an idea about having suggestions - design suggestions come in and really including the citizens. He said we have a whole citizen committee for Orange Avenue and none of them have been contacted about this as far as how can we help get green builders. He said that he has had personal conversations with Dagan and all of that but the problem is that we are asking for builders for a space but we are not asking for green builders and all we are going to get are builders who are going to come in and say well, I can use some kind of green studs maybe and all of that. He said that we have a seismic event festival coming. We have, he feels, a lot of unification, a lot more than most evenings that we have at a public meeting. There is a lot of positive feedback and all this. But we also have the opportunity to really initiate true green building and he would really like to see us maybe just stop and rethink the entire Orange Avenue project as a whole but if we are going to continue with Phase I, how do we really go out and ask for green builders. And it is a huge draw. And he thinks the festival is going to bring the kind of people that are going to want to live here which means they are going to fill in all our Cross Street buildings and this one as well. And he thinks the type of people that are coming to this festival are really going to be drawn to the whole green thing. He said he thinks it kind of sounds like a tree-hugger kind of statement but it really can have a huge impact on our future and if we need to train all of our Code Enforcers and people around green best strategies, he thinks we should pay the bucks to do it. And that is just his thoughts.

Jim Giannettino of 2 Memorial Drive said that he doesn't have any comments. What he is coming up to ask is if they could possibly move up the discussion on the Stay Fit Senior Program. He said that we have had some seniors here since 7:00 p.m. waiting to hear that discussion.

Jeff Genser of 32 First Street said that he noticed tonight on the agenda they are going to be discussing sidewalks on Ramapo Avenue even before it comes on the agenda, he knows they are going to close this mic. He said he would like to just urge the Board to put new sidewalks, curbs throughout the whole West Ward. He said that maybe we could get some of this stimulus money from the federal government to do it with but he thinks it is time for a little face-lifting of the West Ward. He said he has been here 18 years and we have had only one street fixed since. They have paved Ramapo Avenue once but nothing has ever been done to any sidewalks except that one block on West Maple maybe. He can't recall the name. He said he hopes that the decision is already made to put new sidewalks and curbs. He thanked the Board for their time. The Mayor said that we did try to get new sidewalks and curbs all the way down Ramapo Avenue about a year or two ago through the Community Development Block Grant and we were shot down on it. Trustee Abato

said it was this year. The Mayor said that we are replacing a couple of blocks worth of curbs and sidewalks. Again, we had a project with 13 roads, sidewalks, curbs. We want to continue that phase. He said he is not saying that we are going to do another 13 next year but we want to continue now that we are caught up, per se. And look at our worst roads and take care of those.

Vince Crapella of the Chamber of Commerce said it is historic, this Jazz Festival, and what it is going to do for our Village and the residual benefits of what we are going to have from this Jazz Festival. It is going to bring thousands of people into our Village. And there is a new dynamic happening in the Village. There are a lot of young families that came here from Manhattan that live up here now and we are into an exciting time. So our Village, besides mentioning how exciting this is and he has been dreaming of a Jazz-Arts Festival for years and he attended a meeting Monday night and there must have been about 70 people there. He said that normally you go to an event, we pay our ticket, and we see the event and you really don't ever see the mechanism and the sub-committees and how it is put together. And he said he has never been so excited in his life. But the point is for four or five years it seems that we have been trying to get traction to make it over the hill, to really get Suffern going, and somehow as much as our Trustees, our Chamber - we are all doing a little bit - but nothing dynamic to really put us over the top. And this Music-Jazz Festival is bringing people in from all over and there are going to be thousands here. And it is so big it is unbelievable. He said that our Village is still dark. People don't come through here at night. And we tried to put in a grant that we were going to get six new street lamps. They are not going to make much of a difference but there still will be an improvement. And he would like to know the status of the grant that we tried to get. Whether we lost it or that we have it because do you have any news on that. The Mayor said that he believes that we were shot down for that grant however we are looking into other avenues. Mr. Crapella asked if he knew why we got shot down. The Mayor said he did not know. He said we got a letter and it really didn't say why. Trustee Abato said it just said that there were so many projects and this project wasn't one. Mr. Crapella said they put time into this to get this grant for these street lamps.

Trustee Meehan said that he would like to say something. He said the Community Development Act of 1973. He said we made application under the Community Development Act of 1973 as amended and he used to make a living filing Community Development applications for towns and villages and counties in the Hudson Valley. And when he read in the newspaper on the Rockland County awards for Community Development - the Federal law on that is structured so that - and it is a HUD program - and the priority and you score - and what happens is that the County Community Development Director scores all the applications and the people who put in applications for affordable housing and low income housing score higher than people who put in infrastructure applications. And *The Journal News* story on this showed that almost all the money went to communities that

put in for housing programs as opposed to - regardless of lighting doesn't score as high as housing does under the Federal law. Mr. Crapella said that we tried to fit the parameters. He said that Fred Rella was part of the committee. Dennis Rocks was part of the committee. Bob Apple was part of the committee. And we fit the parameters. Trustee Abato said that the problem is that as Jack is saying is that they give you a number of points for each. And we just didn't score high enough. Mr. Crapella said that he understands that. But that brings him to something else. Trustee LaCorte said that in the past, and it didn't say it in the response, but there are points taken away for money that is not yet spent that you have been awarded and we haven't yet - we got awarded money two years ago. Last year we got money for Ramapo Avenue sidewalks, which we are accepting bids for tonight, and two years ago we got money for crosswalks. He said that Mr. Crapella was on the committee. And it hasn't gone out to bid yet. And it didn't say that, but he knows that in the past Joe Abate said that the reason is if you have money and you haven't spent it yet. So he thinks that combined with other reasons it probably hurt the application.

Mr. Crapella said he understands that. He said talking about the Jazz Festival and what a big thing it is going to be. It is circling around to what he wants to mention now. He said that there are LED lights that burn forever that you can put at the bottom of a tree and light the trees up. He said that we can light all the trees up in our Village. The LED lights last forever and they use very little electricity. And it would enhance the lighting and it would be much cheaper in the long-run because we can't put in big over-lights. And no one walks through town. We have no business in the evening. He said that sure our businesses should stay up later and perhaps we could work on that. But he would like each one of the Board to have an open mind. He said they would like to do a demonstration of one tree at the Village hall and the lights could change seasonably. Come Christmas, you could have some red and green lights. But lighting these trees up, they are lights from the bottom and they are very simple and they can't be damaged or destroyed so right now he is gathering all the information and he really prays that they will have an open mind and it will make our Village unique. He said he doesn't know of a village in the area that has anything like this. It is going to cost and he doesn't know where the money will come from. But just think how we can lighten up this Village at night and what it would be like. The Mayor said that if it can be done he thinks it is a good thing. And he has seen it. Red Bank, NJ. Every tree on main street is lit up all year round and it looks really nice. Mr. Crapella said it is not the little Christmas lights in trees. He wants everyone to understand that. Because they burn out. And there is a lot of labor installing them. The Mayor said these are the lights you are talking about. Mr. Crapella said you have seen them from the bottom shining up. He said that is great.

Mr. Crapella said also he wants to thank Dave, Tara and everyone with this Jazz Art Festival. It is going to put us on the map. It

is going to bring new businesses into our Village. It is going to emphasize that we are a transportation hub within an hour of Manhattan and everything that we are about. And the new individuals that are involved in the demographic of this town and this energy, it is the most exciting thing he has seen in 23 years. And he wants to thank everybody and he hopes they will have an open mind to these lights.

The Mayor said that what he wants to do at this point, at the suggestion of Mr. Giannettino, is that he would like to propose a program that basically he has been looking at for a few months and the Board has had information on it for over a month. He said we have had presentations by Dr. Lauro and several of them have been over to see this program and it is called Stay Fit Seniors for Life. And it is a program, again, and this is not a public hearing so he is speaking to the Board right now. And he is going to put this out for a vote tonight. He said that all of them have had information on this and the opportunity to go over and see the demonstration two workshops ago. And Dr. Lauro is here now and he would like to bring him up to the podium so if there are any questions from the Board regarding the program, and by the way his partner, Dr. Russo, is here and if there are any questions for him regarding the program before we vote on it, here he is to answer their questions.

Dr. Lauro said that he wanted to thank the Board for the opportunity. He said that he had a couple of members of the Stay Fit Seniors and that from a seniors perspective maybe they can say just a couple of words. He asked if that would be alright. The Mayor said that really he just wanted him up here to answer questions from the Board. Dr. Lauro said okay.

Trustee LaCorte asked Dr. Lauro how many times a week he would recommend. Dr. Lauro said that for the best maximum benefit, twice a week is recommended. Trustee Abato asked if it would be beneficial or would it be better for the seniors to be trained on this equipment. Would they need to be taught how to use it the correct way so that there was no injury to them and also is it something that you have someone staffed near the equipment that knows the equipment to make sure the people are watching it and they are using it correctly. Would that be something that you would recommend.

Dr. Lauro said that once the seniors know how to use the equipment and are trained on it then as long as there is a person in the facility to just monitor. But nobody has to be personally supervised while doing it once they have gone through the orientation and learn how to do it. Trustee Abato asked if there were any people that you would not encourage to use this equipment that have special health problems or anything that could be something that could be detrimental to their health. Dr. Lauro said that in the orientation they are asked if there is any medical conditions or if their medical doctors recommend that they don't do any exercise. That would be the only restriction. If they were

under a medical recommendation not to. Trustee Abato said that anyone that signs up would have to go through an orientation and she asked who would provide that orientation. Dr. Lauro said that they would train whoever would be in charge of or whatever group of people that would be responsible at this community center for training the seniors. Trustee Abato said then that person would be responsible to train every person that comes to the door to use that equipment. She asked if that was correct. Dr. Lauro said yes. Trustee Abato said then you don't need any credentials for this at all. You can just be somebody off the street. Dr. Lauro said no, it is a very simple program. He said they have people in their 90s doing it without any problem. Trustee Abato asked what would be his recommended maximum to use the equipment per week. Dr. Lauro asked what she meant by the maximum. Trustee Abato asked in other words, how many days per week at maximum could they go through this program. Dr. Lauro said it is recommended twice a week. Trustee Abato said she is just saying. They couldn't do more than that. It is just twice a week. Dr. Lauro said that twice a week is the recommendation because of the strength training component. You don't want to overwork muscles especially as you get older. It tends to have counter-productive effects. Trustee Abato said then they would also have to be monitored as to how many times they come per week because we wouldn't want anybody over-using the equipment. Dr. Lauro said they are also told that during their orientation as far as proper usage not only how to use it but how often to use it as well.

Trustee LaCorte asked how many people can go on during a program. Is it one person does it? Dr. Lauro said no, they can handle 28 people an hour. Trustee LaCorte said 28 people in an hour. To go through the whole. Dr. Lauro said to go through the half-hour, thirty minute program, yes. The capacity is excellent on this as far as once they learn how to do the program, then they come during the operational hours that you have open and do it. Trustee LaCorte said that we are only proposing to keep this open 30 to 60 minutes two days a week. So total operation of having this available is one hour to two hours a week in total to have the equipment available. Trustee LaCorte asked Dr. Lauro if he had it in his office. He asked him what his hours are. Dr. Lauro said that his hours are between 9 and 7 Monday through Thursday, and 9 and 6 on Fridays and 9 to 11 on Saturdays. He said that he would recommend that you not maximize the capacity and ability for this program to serve the senior community and open it up for more accessibility. Trustee LaCorte said that is what the problem is. We don't have money - we haven't put this in the budget. It is not something that we included. And his personal belief is that he thinks this is a great program but the question is that he knows that people belong to gyms and health clubs and, like you are saying, typically these things are open for a large number of hours. Because fitness is something which people tend to do. It is a routine more than anything. So there is a certain group of people who like going early in the morning. Early risers. They go and work out in the morning and get their day. A bunch of people like doing it on their lunch hour. And a lot of people like doing it after work. So he

thinks that although the equipment is great the issue here is, like you said, to have it available a total in a year of no more than 50 to 100 hours is because of the fact that in terms of the budget that is proposed. He said he has to assume that is because of budgetary constraints that we don't have the ability to pay somebody to be there thirty hours a week. Dr. Lauro asked if the community center was only opened one hour a week. Trustee Abato said that for this program it would only be open one to two hours a week. Because we don't have. The problem is that when we did our budget for this year, we didn't provide for staffing for the program, so it would just be open when we already have the center staffed. It would be during those hours. We couldn't keep it open for thirty hours for this program. Dr. Lauro said when the community center is open there is someone there manning the center. The Mayor said that Gail is going to speak to you in a second on the staffing. He said he doesn't think there is a problem with the staffing as is. The fire department was doing a program in the afternoons which they stopped doing. Which means that staffing for them is either available or that employee gets less hours. Again, if we are talking about a few more hours for our seniors, he said he thinks they have earned the right for us to give them something like this. He said he is not going to quarrel over pennies, nickels, dimes. This is a program that if it is adopted and if it is voted on and adopted he thinks at some point that we may end up extending the training hours a little bit. But again he would rather Gail give a statement on that and she could clarify that.

Mrs. Curtin said that from her perspective and she has been asked to speak only from the perspective of staffing, as all of you know, she kept them informed for several months about the unfortunate decision that we had to suspend some of our programs at the community center because of the lack of attendance. At that time, as you also know, we had to decrease the hours for the on-site person at the community center. So we have actually been looking for programs for the community center. So, again, from the perspective of the hours of the current employee at the community center who would be the person on site there are more than what Trustee LaCorte has mentioned tonight. We could easily, and she met with our employee tonight and she certainly knows that Mrs. Curtin is discussing this, we could easily open it at this point for two hours a day twice a week. Perhaps that doesn't sound like a lot but like most of the programs, at least in her experience here in the Village, it would be unique to this Village. We are not looking, she doesn't think, to enter into the industry of a gym. We are looking to bring another option to our community and in that regard any program that she has ever been involved in has started very small. And many of them have grown. And unfortunately, there is one that didn't.

Trustee LaCorte said that again that is why he thinks that we should try to have more discussion on this because when the Mayor answered questions it wasn't their understanding that the person that is currently on staff at the community center would be the person who would be in charge of this equipment. Mrs. Curtin said

that she wasn't present for that. So understand that she is talking the reality as she knows it. Trustee LaCorte said are we having somebody else who is not that person who is on staff at the community center. And he will ask the Mayor this. Or are we talking about the same person. Because we wanted someone who maybe had experience as a personal trainer and using equipment. Mrs. Curtin said she sees where he is going with that. Trustee LaCorte said that NYS law for health clubs and restaurants require that there be somebody with CPR training and that there be CPR equipment. The question is whether that applies to us and it doesn't necessarily matter but health clubs in general are required to have CPR equipment. So again he said they are even unclear it seems as to what the Mayor told them as to who would staff it. Mrs. Curtin said that would be up to them to clarify. Trustee LaCorte said that is opposed to who you are saying who would be staffing it.

The Mayor said that he didn't know where he got that he said there would be a personal trainer staffing it. The Mayor said he has it right here. The question is do we have to hire a physical therapist, doctor or chiropractor. Trustee LaCorte said that you answered Lou Ciaccio is a personal trainer. The Mayor said right. Trustee Haggerty said the answers on that sheet you are looking at. He doesn't know who you had them made up. The Mayor said that Lou Ciaccio as a personal trainer can also train Elaine Acocella the way that anybody else has to work with this. He said you heard the doctor say that you don't have to go in and hold the senior citizens hands while they get on this equipment. It is not electrical. It is manual. It is a very low impact program. And again he doesn't think they need to be treated like babies. Trustee Haggerty asked if he knew how many seniors are involved. Trustee LaCorte said that nobody is saying that. The Mayor said that he gave the Mayor a questionnaire with fourteen questions on it. Trustee Haggerty said he did. Trustee LaCorte said he didn't give a questionnaire. The Mayor said that all these questions that you are asking right now were answered at two workshops ago. One person wasn't there and the other person was text messaging and having a conversation with Mr. Haggerty during Dr. Lauro's presentation which is probably why you didn't understand. Trish, at the last Village workshop meeting, said that she was going to go over and see it. Trustee LaCorte said that you want to spend \$25,000. He said they are not asking anything inappropriate. The Mayor said \$22,000. The Mayor said you were going to spend \$20,000 to film the Zoning Board meetings which you gave us two days to come up with an answer. Trustee LaCorte said you brought something up. They are asking questions. He said that the Mayor said at a Board meeting that it was his intention to vote on it. Trustee LaCorte said we discussed this last month and we have a lot of questions about it. The Mayor said you are putting things in his mouth. Trustee LaCorte said that you said just earlier - we are just trying to ask questions. He is not asking anything inappropriate. His understanding was from this answer that the intention was to have Lou there because he is a trainer. Now someone is saying that it is not going to be Lou. It is going to be somebody else. He said that he is just asking questions. He is entitled to. There is no reason

to bring up what everybody is. No one is accusing anybody of anything. The Mayor said to clarify what he said. Trustee LaCorte said that you mentioned Lou here so he doesn't understand if that was his intention to say that. The Mayor said it doesn't say that Lou is the only one that could be there. Trustee Haggerty said he would like to ask a question. He asked if he knew how many seniors would be interested in this. The Mayor said does he know how many? The Mayor said no, he doesn't. Trustee Haggerty said then how do we know if this is going to be enough time. The Mayor said when we put a kiddie pool over at the pool he didn't know how many kids were going to swim in it either. Trustee Haggerty said you couldn't be in there anyway. The Mayor said this is a first for the Village. He said that we do know that Dr. Lauro will tell you that months and months ago, before he even knew about the program, it was introduced to our senior groups and there was interest which was why he brought it up for a vote this evening. Trustee Haggerty asked if he had a number that he asked before. The Mayor asked Dr. Lauro. Dr. Lauro said that he doesn't know. He said he knows that the Suffern Senior group is about 300. Trustee Haggerty said we don't know how many people we are talking about. We don't have any answers for how many people are involved. We have 264 seniors in the Suffern club. 160 of them however are the only ones that live in the Village. The Mayor said we are not just talking about the seniors in the senior club. We are talking about 60 or over seniors. Trustee Haggerty said he is asking for a number. The Mayor said he is not going to go out and knock on the doors to find out who wants to. Trustee Haggerty said you ought to knock on something. Trustee Haggerty said probably your head. The Mayor said or somebody else's head.

Trustee Meehan said that he had the opportunity to visit Dr. Lauro's office today and he is used to high impact training equipment. He said he goes to the St. Lawrence center three or four times a week and he does the elliptical for a mile and then he runs a mile around the track and then he lifts weights and things like that. But he went to this and basically what we had is about six or seven pieces of equipment. Dr. Lauro said there are fourteen stations - seven equipment and seven walk in place aerobic stations. Trustee Meehan said that you would walk around that and he used a number of the pieces of equipment. And this is not the type of equipment that you have to train or learn about. It is very user friendly. He said he was able to get on it and use it and what was interesting about it is the slower you go the less resistance there is. So it really recommends itself to a senior citizen so it could be someone who is 65 who is three years younger than he is that could move it fairly fast or somebody who is 90 who would get the same amount of the maximum benefit from it for moving it very, very slowly. And the other thing that hasn't been said is that there is also a television type monitor that demonstrates how the equipment would be used. It gives people information on nutrition and exercise and so it is not just a bunch of equipment. It is a whole program. However, it is not a program that you have to have a professional run. It is a program that we obviously would have - we always have somebody in the community center. And he thinks we

could spend an hour or two training that person on how to use that equipment. And that is all that they would be doing. And they would help the others and he thinks that we could set up some classes and people would just watch the video and basically learn how to do it properly. And he is very excited about this project and it is his understanding that the Suffern seniors are very interested in the program and we have some of them here tonight and he understands that Rosemary, who is our Rockland County Senior Citizen of the Year, is someone who is out of town tonight but who is interested and is a supporter of this type of program. So he was very impressed and walked the walk and talked the talk and he thinks it is a very good idea.

Trustee Abato said that she agrees. She thinks that any program that will benefit our seniors is a great idea but she would like to motion that we table this to get some more information on it especially what the seniors - get a number maybe. Have Rosemary put up a sign up sheet to see how many seniors would be interested. It is a lot of money to be spending and if there is not enough interest we could be spending the money on the seniors in a way that they can benefit more from that then she would like to see that happen. So she thinks she would feel more comfortable getting a little more input from the seniors on the program and she thinks it is a great program and if it is something that they want and if it is something that they are going to utilize, then she would be all for it. But she thinks at this time we should table it to get some more input and some more information especially on if there is any CPR training or anything and she hopes that Elaine would be the person that would be the one that would be doing it because she thinks she spends the most time with the seniors. And that was her understanding that it would be Elaine that would be in the center. Mrs. Curtin said that she just wanted to clarify that Elaine is certified in CPR. Trustee Abato said okay, great. She said she thinks those are some things that we should look into on the legal aspects of the program and what our obligations are to make the program as safe as possible for the seniors. So she would like to motion to table it for more information. Trustee Haggerty said he thinks that is a good idea as well as he thinks we should find an accurate count of the seniors that would be interested in it so we would know how long we have to run it during the program days and a lot more information that we need than we have right now. So currently we don't know how many are interested. The Mayor said we have a motion on the floor. He asked if we had a second to table it. Trustee LaCorte said that he would second that also. He would also like to add if we could also discuss better understanding of the staffing because again he was unclear from his answers whether you meant - Lou is a trainer but whether he would be staffing it - or as we are saying here that Elaine would be staffing it, how many hours, what the cost. So if we could look into that aspect of it it would be very helpful as well. So he will second the motion.

AYES: Trustee Andrew Haggerty, Trustee Dagan LaCorte
Trustee Patricia Abato

NOES: Mayor John B. Keegan, Trustee John Meehan

ABSENT: None

The Mayor said it is tabled and we will do as the Board instructs. Trustee Haggerty said that the Board will do what is right once they are informed of all the things that are supposed to be going on.

DEPARTMENT OF PUBLIC WORKS:

Supervisor Dan Haglund said he wanted to give an update. He said we are still on our stump grinding throughout the Village grinding stumps. Pot hole repairs, which is going on and on and on, especially the parking lots which are real bad. He said they will be working on storm drains starting possibly early next month depending on the weather. They are going to be working with Lou's Tree Service trimming trees for the power lines. And also the residents are using the mulch and the compost that we have. They are constantly coming down and taking it which is actually working out great. The curbs on Mansfield - yes, we are going to be doing the curbs on Mansfield. You just have to keep in mind that when you put the curbs in you can't drive over them. He said he is hoping within two weeks. There is a lot of work that has to be done first. The aprons on Boulevard - he still has not heard from WJL. They should have been here three weeks ago. Riddick Associates has calls into him. And right now they are not returning calls. Mr. Haglund said that asphalt curbs will be put on Mansfield and also along Oak Terrace.

VILLAGE CLERK:

A) Approval of Minutes of Regular Board Meeting of March 2, 2009:

A motion approving the minutes of the regular Board meeting of March 2, 2009 was made by Trustee Abato, seconded by Trustee LaCorte. Upon vote, the motion was carried.

B) Request - NV Lounge to Renew Entertainment Permit (Was Village Bar & Grill):

Village Clerk Virginia Menschner said that this is a request from NV Lounge to renew their entertainment permit. The Mayor asked Chief Osborn if he had received any complaints on this. Chief Osborn said no. A motion to renew the entertainment permit for a year as of the date that it expires was made by Trustee Abato, seconded by Trustee LaCorte. Upon vote, the motion was carried.

C) Return of Bids - Concession Bid:

Ms. Menschner said that this year we did get a bid on our concession stand and it is the same young lady that took care of it last year and did a wonderful job - Ronnie Jones - and she is offering \$250 for the season. Trustee Haggerty said the last two

years. A motion awarding the bid to Ronnie Jones was made by Trustee Abato, seconded by Trustee Meehan.

AYES: Mayor John B. Keegan
Trustee Andrew Haggerty, Trustee Dagan LaCorte
Trustee John Meehan, Trustee Patricia Abato

NOES: None

ABSENT: None

D) Authorization to Advertise for Polymer - Return May 22, 2009 at 11:00 a.m.:

The Village Clerk said this is for authorization to advertise for polymer with a return date of May 22, 2009 at 11:00 a.m. A motion authorizing the request was made by Trustee LaCorte, seconded by Trustee Abato. Upon vote, the motion was carried.

E) Authorization to Advertise for Caustic Soda - Return May 22, 2009 at 11:00 a.m.:

The Village Clerk said this is a request for authorization to advertise for caustic soda with a return date of May 22, 2009 at 11:00 a.m. A motion authorizing the request was made by Trustee Abato, seconded by Trustee Meehan. Upon vote, the motion was carried.

F) Request - Crumbs Bakery - 3 Tables - 8 to 10 Chairs:

Ms. Menschner said we have a request from Crumbs who wants to put three tables and eight chairs out. Trustee Abato said this is a renewal. The Village Clerk said yes. A motion authorizing the request was made by Trustee Abato, seconded by Trustee Meehan. Upon vote, the motion was carried.

Mrs. Curtin said she wanted to just comment. She said she didn't know if it was necessary or not but when Virginia was mentioning the concession stand, Mrs. Curtin said she knows that Virginia had shown her the letter that came in and her recollection was that this year there were two names on it and she wonders if perhaps the Board should know that other name and the record should show that that name is there as well. The Village Clerk said she gave it to them at the workshop.

FINANCE DEPARTMENT:

Treasurer Tom Zordan said that he had just two things. One is that the water and sewer billings were mailed out Friday, May 1. And he would like to thank the 40 something people that came in and paid their bill already. He appreciates that. He said our total billings were 1.1 million dollars and we are pretty much in line with what the budget is. And he is requesting to make a payment of \$3,979.02 to police officer John Bonkoski. This is reimbursement of FICA

taxes that he paid during 2005 while he was out on 207c medical leave. The Village has been reimbursed by the IRS for this amount. A motion authorizing the payment was made by Trustee Abato, seconded by Trustee Meehan.

AYES: Mayor John B. Keegan
Trustee Andrew Haggerty, Trustee Dagan LaCorte
Trustee John Meehan, Trustee Patricia Abato

NOES: None

ABSENT: None

MAYOR:

The Mayor said that tonight we are going to vote on the gentleman who has applied for Superintendent of Public Works - Mr. Charles Sawicki. Trustee Abato asked if we had his salary. The Mayor said yes, he has some items here which he went over with them today and the salary will be \$97,000 - Trustee Abato said even? The Mayor said yes. And this will be to and include May 31, 2010 with no step increase. Attorney Rice said that salary will not be increased until May 31, 2010 in any event regardless of anything that may happen to the budget or any other raises and the term of the agreement would be no steps. And the twenty-six week probation. The Mayor said he will have the same benefit package open to Department Heads now. And he will be provided with a Village vehicle. The Mayor said that right now the only thing holding him off is that his transcripts haven't come back yet from Personnel and it is just a paper issue. Trustee Abato asked if we could do this pending. The Mayor said yes. Attorney Rice said it would also be subject to a written agreement being entered into encompassing those terms in a form that is acceptable to Attorney Rice. Trustee Meehan said that he really thought that part of our discussion in reference to him attempting to get a professional engineer certification and it was his understanding that we were going to, if indeed he was able to obtain a professional engineer certification, that we would increase his salary \$5,000. The Mayor said yes. He apologizes. He did leave that out. He said we did discuss that. Mr. Sawicki said that he just doesn't want to be held to that. Trustee Meehan said he understands that. It is a carrot stick. Trustee Abato said that we are not going to make that part of it. A motion to hire Mr. Sawicki subject to the terms and conditions that the Mayor read, subject to approval by County Civil Service and subject to an agreement encompassing those terms listed as duties and such other items that are acceptable to the Village Attorney was made by Trustee Abato effective June 1, 2009, seconded by Trustee Meehan.

AYES: Mayor John B. Keegan
Trustee Andrew Haggerty, Trustee Dagan LaCorte
Trustee John Meehan, Trustee Patricia Abato

NOES: None

ABSENT: None

The Mayor congratulated Mr. Sawicki.

The Mayor said a point of information. He said he brought this up at the workshop. However it was before he met with a couple of people on Friday. One went on the roof of this building and he did a feasibility study as far as if we go solar on this building. The gentleman is coming back and he is going to do the community center and, believe it or not and the Mayor was kind of startled when he heard it, the sewer plant uses more energy than almost all of our other buildings combined. So we have to find out number one why we are using that much energy over there. We may have some faulty pumps. We do have a lot of equipment running at any one time over there but he thinks if we do go - or we look at the solar again - this is a fact-finding thing, that is all it is - he thinks we really need to look at that sewer plant because that is where we would save the most money. The Mayor said that he had another gentleman in with Brian Brooker. His name is Rudy Scott and he was president of Energy Management Solutions and both of these outfits are NYSERTA certified and he actually and Mr. Brooker went through the whole building and came up with suggestions - one suggestion being in our fluorescent fixtures. We could actually go from four bulbs to two just by adding a reflector. So he believed that if we were to pursue this we could actually cut our electricity usage - our lighting in half in this building. And he also talked about, and again we are in a building that was the original high school here and if you look there really is not any insulation. The only thing that has been done is that new windows were put in this building. So we all know that in one room you are nice and warm and the next room - all the ladies down in Virginia's office have personal heaters sitting next to them. And also one room is air conditioned while another one isn't. Again it is a fact-finder and he hopes they can come back with information which we can present to the Board and then we will see about funding. He said he understands that NYSERTA in many instances will come up with 50%, at least 50% of the funding, for these. So it is definitely something to look at and he will let them know as we go on and when he gets more information on that.

The Mayor said that he asked Gail to type up a thank you letter for Mr. Todd Vignola, the guy whose business spruced up the entrance to Bon Aire. It looks really good. And we got a lot of good compliments on that and he thinks it was real nice of him to donate that project to the Village of Suffern.

The Mayor said he has Tech Spectrum on the agenda and he is going to let Jack Meehan talk a little bit about that.

Trustee Meehan said that we reviewed this at the workshop meeting and everyone seemed to like it. But just for the public information what we will be doing here is that Village citizens will be able to go to our website - suffernvillage.com - and they will be able to enroll in our program for e-mail notification. Two programs for e-

mail notification. One would be e-mail notification for emergencies which would include snow emergencies which would be especially useful to our condominium owners because when there is a snow emergency that means that they have to move their cars around. The other e-mail notification would be for recreation and cultural events. It would be essentially on a weekly basis - the Recreation Department would be sending out a weekly notice to those who would like to sign up to tell them what would be happening that week and what would be happening and some major events - some ordinary events that would happen that week and major events that would be coming in the next month or two months. The third box that people would be checking, and this would be interesting, and as some of the people know, he is a volunteer income tax preparer and he works about three days a week during the tax season and he meets a lot of people from Suffern and one of the things that they ask because the IRS wants it is their phone number and what he has found, increasingly, especially with young families and young people is that they don't have land lines so that when we use our reverse 911 program in emergencies they are sort of left out in the cold on this and this would allow them to go to our Village website and they could sign up and put their cell phone number in and that cell phone number would be added to the data base that the police use for the reverse 911. The cost of this is \$1750 and it is a one time cost basically to reprogram the website so he would move that program. Trustee LaCorte asked Mr. Meehan if we were including the other aspect - the text messaging. Trustee Meehan said yes we are - absolutely. We had thought about saving a little bit of money but we got a text messaging fan back there. Trustee Meehan said that actually his new cell phone accepts text messages but he refuses to send them because he is all thumbs. Anyway he would move this and it would include text messaging so it would go out to people with cell phones and PDA's and that type of thing, seconded by Trustee Abato, who said that she just wanted to say that she is really glad and she knows that Dagan had proposed this several meetings ago and it didn't go over too well and she is really glad to see that all of the Board came around to seeing that we are moving into the future and this is a great way to communicate with our residents. She thanked Dagan for bringing it to our attention and thanked Jack for motioning tonight for it.

AYES: Mayor John B. Keegan
Trustee Dagan LaCorte, Trustee John Meehan,
Trustee Patricia Abato

NOES: Trustee Andrew Hagagerty

ABSENT: None

The Mayor said he would like to thank Jack Meehan for following up on it.

The Mayor said that under Old Business, we have to vote on the Arena proposal. Trustee Abato said she would make a motion to pay accrued benefits to Officer Benji Arena in the amount of \$100,000,

seconded by Trustee LaCorte.

AYES: Mayor John B. Keegan
Trustee Andrew Haggerty, Trustee Dagan LaCorte
Trustee John Meehan, Trustee Patricia Abato

NOES: None

ABSENT: None

Trustee Meehan said that he had a couple of pieces of old business. He said the Mayor had given this to him and it is actually sort of from his boss.

Dear Mayor Keegan and Members of the Board of Trustees:

Once again I wish to thank you for the use of the Leo P. Lydon building for assisting taxpayers with their federal and state taxes. The staff of the Recreation Department and Public Works Department couldn't have been more cooperative. Their assistance in arranging the dates and preparing the rooms was exemplary. This year we served over 200 people with their taxes in some way at Lydon. A total of 163 taxpayers e-filed their federal and state taxes with us through the Lydon site, which is almost twice as much as last year. I also prepared two returns for last year and amended three more. Another 36 came in with questions about taxes that we were able to answer. This is quite an increase in numbers over last year as more people learn about our services. The use of the community bulletin board in the center of the Village let many other taxpayers know about us. Thanks to all the Village for their cooperation and providing the facility for the services to residents.

Sincerely,

Mo Judson

Trustee Meehan said Mr. Judson is coordinator for the program at Leo P. Lydon and also the program at the Suffern Free Library.

Trustee Meehan said that another piece of old business and he just had a brief statement that he will read for himself.

Today's Journal News reported the resignation of special counsel Ryan Karben. The story reported by James Walsh quoted Mayor Keegan and Trustee Haggerty. It also reported that Trustees LaCorte and Abato did not return phone calls for comment.

Trustee Abato said that she didn't receive a phone call, just for the record. And she thinks that he should have checked with her because you even made that. Trustee Abato said she didn't receive a phone call from *The Journal News*. Trustee Meehan said he only reported what was in *The Journal News* and he is sorry that she is offended by that.

Trustee Meehan said that he received two phone calls from Mr. Walsh and returned both of them to his voice mail but unfortunately was unable to make contact with Mr. Walsh. He said he would like to make his position on the resignation clear. He said he was opposed to Mr. Karben's appointment from the beginning. Regardless of what legal talents he might possess, he let the people of Suffern down by abruptly resigning his seat in the State Assembly under a cloud of scandal, depriving the people of Suffern representation in the Assembly. His excuse - to spend more time with his family - did not just seem credible to anyone. I did not think it right to appoint someone to represent our Village residents who not only left them in a lurch but also did not have the decency to apologize to them and the rest of the residents of the Assembly District for letting them down. Mr. Walsh's story also said "no Board member expressed dissatisfaction with his work." He begs to differ. As he said before he thought he exercised very bad judgment when he suggested we hold the Planning Board hearing on Urban Renewal Project, one of the most important hearings in the last decade, in July, when many residents were on vacation. He also thought he was very unprofessional in participating in the Planning Board's debate at that July hearing as to whether or not to adjourn the hearing until September. The Planning Board, fortunately, adjourned that meeting, which he is proud to say, followed his written request to them to do exactly that. Thank you very much.

A motion to adjourn the meeting at 9:56 p.m. was made by Trustee Meehan, seconded by Trustee Abato. Upon vote, the motion was carried.