

**Special Village Board Meeting
Wednesday, July 29, 2015 - 7:00 p.m.**

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

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

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

ABSENT: None

The Mayor said we have some items on the agenda. She said due to the fact that we had to move the Village Board meeting until August 24 there were some items that needed to be taken care of by the Department of Public Works and the Treasurer's office so we are having a special Board meeting to take care of some of these issues and at the conclusion of the special Board meeting we will have our workshop.

APPOINTMENT TO FILL VACANCY TO BOARD OF TRUSTEES:

The Mayor said the first item on the agenda, as everybody knows, Matt Byrne has moved on with his family to Florida and although he has retired from the county and the Village he is starting a new chapter of his career in Florida. She said we will miss Matt. He has spent his whole life here in the Village of Suffern - his family. She said we wish him well. She said therefore as Mayor she needs to fill the vacancy on the Board of Trustees and she will be filling that vacancy with Jo Meegan-Corrigan. Mrs. Meegan-Corrigan was sworn in by Village Clerk Virginia Menschner.

The Mayor said she would like to take this opportunity and thank Ed Markunas for serving as Deputy Mayor to date, however, she will now be appointing Jo Meegan-Corrigan to the post of Deputy Mayor effective immediately.

SWEEPING OF LAFAYETTE AVENUE PUBLIC HEARING FOR STREET SWEEPING PARKING REGULATIONS IN DOWNTOWN:

The Mayor said since the DPW has been short on manpower and has also had their overtime budget cut, the sweeping of the downtown area has become an issue. The Village must comply with the CSEA agreement and in doing so we are unable to change any employees workday schedule without the consent of an agreement between the union and the Village. So there has been some suggestions of why don't we bring a couple of men in earlier, a couple of different ideas, but unfortunately due to our contract with our union, we are

unable to do any of those things. So she was trying to come up with something because unfortunately the downtown area, which she is sure most of you who live in the downtown area, have noticed that it is really starting to become an eyesore without the street sweeping and it really was very upsetting to the Mayor. The Mayor said she spoke to Joe Hunt and she asked him if in fact, and it is probably not the cure all but it certainly can't hurt, it can only help, if we did something in the morning kind of like, and she hates to even use New York City as an example but there are other municipalities that do it - some alternate side of the street parking in the very early morning hours. So what it would mean is that on Monday's and Wednesday's, for example, the Crumbs side of the street would be shut down in the morning from 7 to 9 and street sweeping would be done on that side but the other side of the street would be open for parking. And then on the Tuesday, Thursday it would be the opposite of whatever days the DPW deems to be the most effective to keep the downtown area a little bit cleaner. So we have put the signs up - we have started the program. She said that she will tell them that until we have the public hearing and we have a local law on the books the police department cannot enforce or give tickets out. She said we are asking residents cooperation so that we can get some of the street sweeping done and as she said before she thinks it can only help. It cannot hurt. So the signs went up today and it is actually a computer program and she wants everyone to know that makes the signs up and then they are printed, and for whatever reason, the computer program did not pick-up that maintenance was spelled incorrectly. So the signs went up and maintenance is spelled incorrectly. But, she said, she doesn't think we should make it about a word being misspelled. The Mayor said she thinks we should make it about something good that we are doing in the downtown area to clean up some of the mess. So she has been assured by our DPW supervisor that they will be corrected and we will get that taken care of. So what we need to do is we need to set a public hearing for our August 24 meeting for the alternate side street sweeping.

Trustee Morris said during the summer we have men starting at 6 o'clock. He said what he is suggesting is that we send the broom out at 6 o'clock in the morning without the alternate street parking and see how it works. He said he was out the other morning, Tuesday morning he thinks it was, and there was one car parked on all of Lafayette. So rather than going into this alternate side street parking, because again, number one, we are doing it for three hours which - the Mayor said two hours - Trustee Morris said two hours and he doesn't know if we need that much time but irregardless he asked why can't we send the broom out at 6 o'clock in the morning and try it for a couple of weeks. The Mayor said okay, and in speaking with Joe - she asked Joe if he wanted to speak.

Joe Hunt said they have been putting a sweeper out at 6 a.m. and

from 6 a.m. to 7 a.m. the tax base or the visitors going to the train have been interrupting their straight run sweeping. Mr. Hunt said if you were out Tuesday morning, sir, then you would have seen them weedwacking along the sidewalk and sweeping the downtown and the parking lots and streets. So the volume of cars at that time are still unacceptable. From 4 a.m. to 7 a.m. was the sweeping program and they were able to do the parking lots and the streets uninterrupted. Trustee Morris asked if we were responsible for doing the sidewalks. He said he is not familiar with the Village law - he said he would assume that the store owners, merchants, whoever are responsible for the sidewalk and he thought 18 inches into the street also. Attorney Rice said it doesn't mention street but we do have a law that requires the adjoining property owner to maintain the sidewalks, yes. Trustee Morris said maintain the sidewalks. So when we go and blow the sidewalk we are doing their job and taking away from other jobs that we theoretically could do.

Mr. Hunt said it is easier for them to kick off the curb by doing the sidewalks. He said now, moving forward, the sidewalks are clean and maybe they can push, if there is an ordinance, that the people maintain their sidewalks. Trustee Morris said the ordinance is there, isn't it? That is his understanding. Mr. Hunt said he hasn't been able to find it in his book and it was just updated. Attorney Rice said the law says that - he said he would have to look at the exact language, but the law does put the responsibility of maintenance of the sidewalks on the adjoining property owner. Trustee Morris said maybe it is time to get the code enforcer to advise the store owners that it is their responsibility. The Mayor said she doesn't think it includes garbage removal. Trustee Morris said he is talking about dirty sidewalks. The Mayor said that is what she is talking about - the garbage, etc. on the sidewalks. She said she doesn't know if it actually - Attorney Rice is going to look it up - but she doesn't know if it actually includes that but it does include obviously shoveling and - Trustee Morris said let's see what the law says. Trustee Markunas said also the 18 inches into the road. Mr. Hunt said we did a tree planting - a memory tree - and we have basins around the trees that were growing weeds. Are they responsible or are we responsible. He said his men went out and did what they had to do to brighten it up. Trustee Morris said Attorney Rice is going to look up the law now. The Mayor said anyway getting back to - she said in speaking with the men who do the job, that is who she relies on for the expertise on how to get the job done in a good and efficient manner. The DPW supervisor and Charles feel as though that this is the best way to get a straight sweep and not be interrupted to be able to get the streets clean and also to make sure that the businesses in the downtown area still have ample parking for the people who do come down in the early morning hours. So does she have a motion to set a public hearing. A motion to set a public hearing was made by Trustee Meegan-Corrigan.

Trustee Markunas said he would like to see what Terry has to say

about the law. The Mayor said that doesn't have anything to do with this. Trustee Markunas said he would like to hear what the law is. Attorney Rice said "every owner, occupant or person in charge of every building or vacant lot shall at all times keep both sidewalks and curbs adjoining said lands in good and safe repair and free from all garbage, refuse, debris, material, encumbrances and obstructions." Trustee Markunas asked if that is including the street or is that up to - Attorney Rice said he doesn't think it determines the fine so he doesn't think it includes the street. Trustee Morris said all he is saying is that we are short manpower as it is so the manpower we have out cleaning the sidewalks when it should be the storeowners doing it could be used for other jobs then if we don't have the time for it. Trustee Meegan-Corrigan asked Mr. Hunt if he was just cleaning what you weed wacked and cleaning up the mess that you made. Mr. Hunt said yes. Trustee Meegan-Corrigan said she sees Kip all the time cleaning his corner. You aren't doing that. You are just cleaning up the mess that you made from weed whacking and cutting the grass and what not. Mr. Hunt said yes. Trustee Morris said what he was saying is that you were blowing the garbage off of the sidewalk into the street. Whatever it may be on the sidewalk. The Mayor said no, that is not what he is saying. Trustee Morris said that is what he said the first time. Mr. Hunt said they blew off the sidewalks after they weed wacked the tree basins and the weeds that were growing out of the sidewalk because the downtown was getting ferocious. After they started cleaning the A lot, because that was getting out of hand - they can't get in there before the cars go. So they made a best attempt to bring our town back to the prettiness that it needs to be. And they were walking, without cleaning out the door entrances, they were blowing anything that was on the curb in between the street out so the sweeper doesn't have to fight the curb to clean it. He said if he misinterpreted what he said in the beginning - he said yes, they are walking up the sidewalks blowing off the curb the grass that they cut from the basins - Trustee Morris said if you are walking up the sidewalk and you are blowing out the material everything on the sidewalk is being blown out into the street. Let's not split hairs. Everything on that sidewalk - if you are walking up the sidewalk with a blower everything is being blown out into the street. The Mayor said this is not daily. This is when they do work there - they blow the sidewalks into the street. Trustee Morris said it is something that he thinks we don't need to do. The Mayor said to clean out - Trustee Morris said DPW is saying that they are short manpower and yet we take on additional things. The Mayor said to Trustee Morris that he is telling her that we shouldn't be taking out the weeds in the grates and stuff around the trees. Trustee Morris said nobody said the weeds. The Mayor said but that is what he is talking about. Trustee Morris said no he is not. Listen to him again. Everything on the sidewalk as he is walking down is being blown out into the street - the Mayor said Mr. Morris, enough. Let Mr. Hunt again explain to him - Trustee Morris said he did. The Mayor said does everybody understand that

it was weeds - Trustee Morris said did he just say that he walked down the sidewalk blowing the clippings and everything else out into the street. The Mayor said the clippings. Trustee Meegan-Corrigan said to Trustee Morris that you can't just blow clippings from the sidewalk - Trustee Morris said that's right. Thank you Jo. Trustee Meegan-Corrigan said you have to do the whole thing. Trustee Morris said exactly. Trustee Meegan-Corrigan said so if there is a piece of paper sitting next to it - Trustee Morris said if there are pieces of paper out there - Trustee Meegan-Corrigan said so you are going to leave the clippings? Trustee Morris said what he is saying is let the men do other jobs that they are supposed to be doing and let the storeowners clean their sidewalks. Trustee Meegan-Corrigan said so you don't want them to clean around the grates of the trees. That is what we are talking about. Trustee Morris said if you want to clean them out - the grates of the trees and that is our responsibility, which he doesn't know that it is - again fine, if you want to go clean out around the trees, that's great. The point being that the storeowners and homeowners, etc. are responsible for the maintenance. The Mayor said nobody is disputing that. Trustee Morris said all right. The Mayor said a motion was made. She asked if there was a second. Since there was no second, the Mayor said there will be no public hearing.

CHIEF OSBORN - REQUEST TO HIRE PARKING AUTHORITY PERSON:

Trustee Morris said he would like to go into executive session for this. The Mayor said okay, we have to go now because once we get out of the special Board meeting we can't vote on it. A motion to go into executive session was made by Trustee Morris, seconded by Trustee Markunas at 7:15 p.m. Upon vote, the motion was carried.

The meeting continued at 7:45 p.m.

The Mayor said Chief Osborn's request to hire parking authority person - the chief has requested a second parking attendant as we only have one in the downtown area now to enforce the parking regulations and Chief Osborn had let us know that that is just not enough to cover the entire - Chief Osborn said it is just a replacement - the Mayor said it is just a replacement. We are not hiring a new person. Aniello Vacchiano has moved onto the DPW so this is a budgeted position and Chief is asking for an additional parking attendant. A motion to hire an additional parking attendant was made by Trustee Meegan-Corrigan. Trustee Morris said he would like this tabled to the next workshop meeting pending on discussing it at that time. The Mayor said okay.

APPROVE NY RISING PROJECTS AT WATER AND SEWER PLANTS AND GENERATOR PROJECT:

Attorney Rice said we are the point here where if the Board so desires to move ahead with NY Rising - he said he has prepared a resolution which essentially would authorize the Mayor to sign

whatever documents are necessary to proceed with the projects that the Board has agreed upon pursuing at this time. Trustee Markunas asked if they had copies of the resolution. Attorney Rice said he e-mailed it to them today. Trustee Markunas asked if we had hard copies. He thought he would hand them out. The Mayor said you e-mailed - you are not going to hand them out? Did you e-mail this one. The Mayor said you have it in your e-mail. The Mayor said she didn't realize he e-mailed it to them. Attorney Rice asked if they wanted him to print it out. They said yes.

LIVE ENTERTAINMENT PERMIT - CLUB SODA:

The Mayor said this next item is for a live entertainment permit for a Teen House of Rock at 26 Lafayette Avenue. This is for a teen club going by the name of Club Soda. It will serve food and soda for high school age kids Friday, Saturday and Sunday. The intent of the club is to offer a safe, fun club where high school age people can come on Friday and Saturday as well as offer parties on Sunday's as well as during the weekdays. The music is going to be appropriate for high school age children. The applicant respectfully requests DJ music as well as bands. The hope is that the customers themselves will provide entertainment. He finds that in the Suffern area there are many talented youths. And he hopes to tap into that. There will be proper security and a fun, safe place. Friday and Saturday, noon to 1 a.m. Sunday noon to 10 p.m. And Monday to Thursday noon to 12 p.m. The Mayor said she thought it was a great idea. Trustee Meegan-Corrigan said she loved the name. The Mayor said she did too - Club Soda. She asked if there were any comments, questions, concerns.

Trustee Morris said this is zoned business commercial. He said because there is going to be a band and entertainment does that make it a cabaret or he is not sure what the terminology is for. Attorney Rice said that is what the special permit is for because of the live entertainment. The Mayor said we have other establishments - Trustee Morris said okay. Trustee Markunas asked who is the applicant. The Mayor said Michael Curley - it says right on the back. Trustee Markunas said he doesn't have that. The Mayor said yes you do - right on the back of the first page of the application. Trustee Markunas said he doesn't have it. The Mayor said you don't have a stapled packet? Everybody else does. Trustee Meegan-Corrigan said he could look at hers. The Mayor said it is just the back of this one. Trustee Markunas said he doesn't have it. The Mayor said oh, you don't have the packet at all. Trustee Markunas said no. He printed out.

Mr. Curley said the intention is the place is zoned for it. It is sprinkled, it has a full fire alarm. So instead of having a bar with alcohol it is a kid's bar. No beer, no wine. The intention is for the Suffern area. Suffern High School is what his intention is. And go from there. Hopefully you can use the entertainment and the

skills that they have around to entertain themselves - the DJ and with the band. He said you will see different hours there because then maybe you will get a party here and there and he won't have to come back. He said the intention to open up is to just try Friday and Saturday night mostly right now. But in time there may be rain dates - they might be able to come there in the daytime if the kids have nothing to do so they can do a daytime. That is the intention.

Trustee Meegan-Corrigan asked if it would be high school bands. Mr. Curley said yes. Trustee Meegan-Corrigan said you might find the next garage band. Mr. Curley said there is something called the School of Rock or something and they actually send bands out to people in the county. Bands or DJ's - whatever it may be. Trustee Morris said he is not too comfortable that it fits well. He said you have a bunch of restaurants - some of them fairly expensive restaurants and he is not sure that they are going to appreciate having a horde of kids coming into the town. Like you say - you want to expand it and now we have Jersey kids, etc., etc. coming in. He said he doesn't have a problem with the idea. He has a problem with the location though. Mr. Curley said that location is one of the few locations that is actually legal in the Village. Mr. Curley said no alcohol is the intention. The intention is no re-entry. Trustee Morris said New Rock was a source of a lot of complaints when it was open. Chief Osborn said it was a bar. Trustee Morris said because of the music and the loud noise. Mr. Curley said it was some of the hours that were kept. He said the bewitching hour - Trustee Morris said you are talking about high school kids. You are talking out to 1 o'clock, 12 o'clock on weekdays. Mr. Curley said the intention is - Trustee Morris said Monday through Thursday noon to 12 p.m. Mr. Curley said the intention is to go Friday and Saturday with the intention of parties, whether it is a birthday party on a Sunday or a Bar Mitzvah on Sunday - Trustee Morris said you are right. But once it is granted it doesn't make a difference birthday parties or not. The place is allowed to be open. It can be open and there is nothing anybody can do about it. Mr. Curley said you always have the right to pull the music permit. And it has been done. You always have a right to do it. So it is a simple idea. It could be a bar if not this. If not this a bar. So he is trying to go with a different angle and offer a different thing with a different idea. Now you said hordes of kids - he said he doesn't know what that means exactly but he happens to think Suffern High School kids are good kids. So he would like to offer something for the Suffern High School kids and that is his intention. He said he doesn't know about rich kids. Not in his neighborhood and he hasn't seen that in Suffern. Nor is he planning on going that route. He plans on having a nice club there - have chaperones - have parents who are chaperones. Serve hamburgers, french fries, soda, candy, pretzels. There is going to be a phone that a parent can call any time. The parent can drop their kids off there if they like and then go frequent another restaurant in Suffern, whichever it may be. Instead of the parents from Suffern having to drive down to the

mall they can drop them off in Suffern instead of going somewhere else. So they can do it locally right here and there is nothing wrong with taking care of their own community here. It is clean fun - supervised clean fun. He said he thinks it is a good clean idea. He thinks it is different and it gives the kids something to do and everyone is always talking about it. And the trick is to supervise them. If not, he can still do it. You are just paying for the kids. You can't show your entertainment. You can't show your quality.

Mr. Giannettino from the audience asked if it needed a public hearing. He said he was asking the Mayor. The Mayor said what are you talking about. There is no public hearing for a permit. Mr. Curley said he thinks it is a good thing. He has no problem with a public hearing. The Mayor said it is not a public hearing though. She said we don't do that at regular Board meetings.

The Mayor asked if there was anyone else from the Board who has any questions for the applicant. Trustee Markunas asked if there has been any inspections - safety inspections - and what does the building contain. Does it contain sprinklers, fire alarms - Mr. Curley said everything. Trustee Markunas said emergency egress. Whatever pertains. Mr. Curley said this is one of the few buildings that is sprinkled. And it has a fire alarm system. That is all in the process of being done. He said it would be contingent on it all being completed. But you are allowed to get the permit - you don't have to get your C.O. before you get your music permit. That way you are not waiting for months and months. Trustee Markunas said you would need a certificate to open. Mr. Curley said he would get his certificate this month because everything is in place. All those things are in place. Trustee Markunas said why don't you get that and then you can apply for the special permit. Mr. Curley said no, he is applying now for the special permit. Trustee Markunas said what he is saying is that would be another route he could go. Mr. Curley said it would just hold it up from opening. It would hold it up a month from opening. Trustee Markunas said you said next month you would expect it to open. Mr. Curley said correct. Trustee Markunas said we would have another Village Board meeting. Mr. Curley said he would have it open by then. Trustee Markunas said he just received it. Mr. Curley said that is why he is willing to answer any questions. It is like any bar that is in town and anyone else that has gotten music for.

Mayor Abato asked Trustee Markunas what are his concerns. Just the fire inspection? Trustee Markunas said the fire inspection and everything else. The Mayor said what you don't understand is that if he does not pass those inspections he cannot open. So it is a mute point. Trustee Markunas said okay, that's fine. The Mayor said he is just trying to do - Mr. Curley said he wouldn't open without the proper permits. Attorney Rice said you can't open without proper permits. The Mayor said right, exactly. This is just trying to save - Mr. Curley said he is just trying to move everything

along. The Mayor said there is only one Board meeting a month. Mr. Curley said to get the other permits he doesn't need to come in front of the Board. So this is the one that he would come to. Mr. Curley said this location has had music before. Trustee Markunas said and the permit was pulled. Mr. Curley said and then it was given back. Trustee Markunas said and then given back. Mr. Curley said if you notice, those calls were calls being made at 2 or 3 in the morning. He does not have any intention of being open that late. His intention - his personal intention is to be open Friday, Saturday and Sunday. He said he actually stole this place away from a gang in Spring Valley that wanted to rent it. He said he stole it away from them. He went to the landlord and he grabbed it. And that is a fact. Because that is where it was going. And he decided to go with this. And he spoke to the police chief on it too. He was well aware at the time. Mr. Curley said because he figured he would make it a clean place and keep Suffern strong. And it is a different idea. But you know what, if it is too loud and people complain, you pull the permit. But he thinks it is a good thing for the kids. He thinks it is a different idea. He thinks you can drop your kids off there and then go frequent Suffern instead of going to the mall and frequenting the mall. The Mayor thanked him and asked if anyone else had any other questions for Mr. Curley. A motion to grant the special permit was made by Trustee Meegan-Corrigan. Attorney Rice said and the usual conditions including noise not being audible beyond the property lines and the ability to revoke the permit if there are any violations or disturbances. The Mayor asked if there was a second. Trustee Markunas said after the discussion he would say come back, have the applicant come back when he has the certificate to open. The Mayor said okay.

APPROVE NY RISING PROJECTS AT WATER & SEWER PLANTS AND GENERATOR PROJECT:

The Mayor said the next item - we will go back to Terry who has given you all the resolution for the NY Rising project for the water, sewer and generator project. The Mayor said Terry sent this off to Suzanne Barclay and they reviewed it and they have approved the verbiage and Terry is the author of it and he is very comfortable with it. The Mayor said they have no questions. The Mayor asked if someone would move it. A motion to approve this was made by Trustee Meegan-Corrigan, who said if she could move it twenty times, she would do it twenty times. The motion was seconded by Trustee Morris.

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

NOES: None

ABSENT: None

The Mayor said to Suzanne - Phase I. Now we have to get DASNY on the move. Trustee Meegan-Corrigan said the NY Rising Committee that spent eight long, long months working on this and they did an outstanding job - well worth the wait. A little bit long but well worth the wait. So thank you guys. The Mayor thanked her.

APPROVE VEHICLE USE POLICY:

The Mayor said she knows that Mr. Morris has been working on this and has made a few modifications to the vehicle use policy and now is satisfied with the verbiage and all the things that he wanted included in this. The Mayor said she will say that she does not believe that we should vote on this tonight. The Mayor said since Mr. Morris is the one that actually put this together she is going to ask him to talk about the vehicle use policy and to let us know what the change is and all of that and then we can make a decision on it. Trustee Morris said when we had a public hearing on this and virtually it is the same policy - the only piece that Terry had some concerns about was some issues with the IRS regulations. The Mayor said we didn't have a public hearing on this. The Village Clerk said you have to set one. Attorney Rice said no, you don't have to. Trustee Morris said there were some provisions concerning the IRS that Terry likely so felt were redundant and requires the IRS to change its regulations so we removed it and he is comfortable with the policy as it is written. The Mayor asked if it is changing anything from what we do now so that we can update. Trustee Morris said you don't have a vehicle use policy now. The Mayor said no, she is talking about the practices that we have now. Trustee Morris said he doesn't know. We don't have a policy regarding it. He said he doesn't know what past practices are. The Mayor said then in that case she would strongly suggest that we have labor counsel look this over with regards to because there are some union employees who are going to be affected by this. She said we should make sure if there is. We should make sure with him that we are not setting ourselves up for any problems. Trustee Morris said not a problem. The Mayor said and we will be meeting with him on Friday. So we can give it to him on Friday.

Trustee Meegan-Corrigan said she just had a question. The question where you want all operators - the name, the date, time out, mileage out, time in, mileage in and fuel. What is your thoughts for a process on this. Trustee Morris said we will develop a form that will encompass all of that. A vehicle log that most agencies have that simply says a vehicle is out a certain amount of time, these employees are assigned to it so that at any given time we have a written history that we can look up immediately. It is an SOP really in most agencies. Trustee Meegan-Corrigan said she has never quite seen that done. Not that it shouldn't be done. She is not saying that. The Mayor asked if he was including the fire chief's in this vehicle use policy. Trustee Morris said the only ones excluded are the police. The Mayor asked why are the fire

department not excluded. Trustee Morris said because again it is a Village vehicle. The Mayor said okay, but it is for emergency responders though. Trustee Morris said and nobody is taking that away from them. There is nothing taking that away from them. All it is simply saying is that they cannot have kids in the car. If you have kids in the car how do you respond to a fire. That's the only issue here - the unauthorized people in the vehicles. The Mayor said no, because you have vehicle use is restricted to travel to and from the residence and place of work. The Mayor said a fire chief cannot do that. He needs to respond from wherever he is. You cannot expect him to go from where he is to the fire house to get a fire chief's truck and respond to a - no, he is not going to take a child to a fire scene. Trustee Markunas said what happens if the child is in the car and the call comes in. The Mayor said wherever the child is that person is going to have to make arrangements for that child to be put under adult supervision and he is going to - Trustee Markunas said before he responds to the call - the Mayor said of course. You can't take a child to a fire scene. Trustee Markunas said he understands that. The Mayor okay. Trustee Markunas said can you transport a child currently in a fire vehicle. Currently. Trustee Morris asked can they transport a child or their wife - he said he thinks what happened - the Mayor said yes, the answer is yes. If they have to go to a family function and that chief needs to be able to respond immediately to a fire - Trustee Morris said once again we will defer to Terry but the obvious liability is huge. Let's say he has his family in the car and he jumps the light, makes it close, whatever the case may be. And they are involved in an accident and the kids are hurt and the wife is hurt. And you can say well, okay, we can have them sign waivers but you can't do that legally. You can't sign away somebody else's rights. So the Village becomes on the hook for whatever - and if it becomes negligence then he becomes the target of the suit and the Village becomes the target of the suit because he is operating their vehicle. So all it is saying is basically yes, the vehicle is meant that in the event of the fire you have a vehicle to respond. It is a fairly standard operating procedure - the Mayor said so you want the fire chief to respond to the fire house and pick up the chief vehicle and then - Trustee Morris said no, no, no, no. It is at his home. The Mayor said wherever he is he has to go home. Trustee Morris said unless he wants to report to the fire - that is his business. Trustee Meegan-Corrigan said but that vehicle has life-saving equipment in it and radios and everything else that they need to be able to do. Maybe we should speak to the chief. The Mayor asked the fire chief if he would like to speak.

Chief John Salmon said he just got this to look out a couple of days ago and instead of voting on it tonight he would really like to sit down and go over it. He said he knows that basically NY State is all volunteer firefighters and he has never really heard of this before. Leaving the car at the firehouse. Just for example, he was coming home at 3 o'clock in the morning from work one night and they had a fire up in the Knolls and because he was getting on

the road he was there in a minute to make sure that everyone was evacuated from the house. He said Jeremy can tell you too that we have lots of equipment in these cars so we can perform first aid, assisting with going in and actually pulling people out of the house. He said volunteers - they are responding now to the fire and they are bringing the trucks. He said they are not a city fire department. They are not getting paid where they are down there all the time and getting out with that. There is a little bit of a delay in the response. So he would really like to go over this. The Mayor said she thinks that is a great idea. Trustee Morris said they don't have a problem with that. Sit down and go over it. It has been laying around for three or four months and nobody has had anything. Trustee Meegan-Corrigan said people have seen this for three or four months. Trustee Morris said it has been laying around in the Board. The Mayor said she has not been comfortable about a lot of the things. But this, emergency responders, she is totally against it. Trustee Morris said three months ago we could have sent this to a vote and the chief could have said let's talk about it. The Mayor said we will set something up.

LANCE BIEBER - REQUEST - 3 TABLES AND 6 CHAIRS:

The Mayor said she has a request from Lance Bieber for "The Ice Factory" for three tables and six chairs and it has been approved by the code enforcer. A motion to approve the request was made by Trustee Meegan-Corrigan, seconded by Trustee Markunas. Upon vote, the motion was carried.

RESOLUTION: 2016 ORANGE AVENUE SIDEWALKS AND CURBS:

Mr. Charles Sawicki passed out the bid results from the Orange Avenue sidewalk and curb project. Mr. Sawicki said the 2015-2016 CDBG has allocated \$100,000 for the Orange Avenue sidewalks and curbs project. He said this project will require a 10% minimum match from the Village, fully executed contract between the county and the Village as well as the funding from the county must be in place prior to start of construction of the project. The project is being coordinated with NYS DOT. The Orange Avenue resurfacing project must be completed by the start of the DOT work. The estimated start date for the DOT project is the end of September or the start of October. The CDBG contract is projected to be available on or about September 1 from the 15th. The successful contractor must secure a DOT permit and submit all required pre-construction submittals prior to the start of work. Mr. Sawicki said based on satisfying these requirements the schedule is extremely tight. The lowest responsible bid is from Bellavista Construction Corp. in the amount of \$117,260 and it is based on estimated quantities and unit costs. Mr. Sawicki said he was requesting that we issue a contract for the Orange Avenue sidewalks and curbs project in the amount of \$117,260 to Bellavista Construction Corp. subject to CDBG funding availability. CDBG will

fund \$100,000 and the balance will be funded from the 2016 Roadway Improvement Capital Fund account. Bonds were authorized at the July 13, 2015 Board meeting. The Mayor said okay. We are going to do funding first and then we will actually accept the bid.

The Mayor read the following resolution:

Resolution No. 16, 2015

RESOLVED, that the Village Treasurer is authorized and directed to establish a capital project entitled "2016 Orange Avenue Sidewalks and Curbs" in the amount of \$120,000 to be funded by a \$100,000 grant award of 2015-2016 CDBG funds and \$20,000 of serial bond proceeds. No work is to begin or funds expended on this project until the necessary contracts for CDBG funding are in place and the money available for such funding from Rockland County.

Trustee Meegan-Corrigan said she had a question. She said since CDBG funding is one of her favorites she just had a question. Should she just direct it with Fred and Charles because we have some time before the next Board meeting because these dates are really tight, really tight, and what about the application if we don't meet these time frames. Mr. Sawicki said this is the reason why he is bringing this up tonight because normally we would meet the first week of August but it has been changed around a little bit. So that was his concern that we lose some time. And meeting with the DOT they do have a little bit of flexibility in their schedule, but very, very little. So they seem like they are willing to work with us that we want to get our work done first because it is sidewalk work. The Mayor said she still thinks that if he lets Jo work with her people over there that she works with so well and she thinks that if we explain that the work is being done that they will work with us on this. Mr. Sawicki said yes, yes. He thinks we definitely actually need all the help we can to move that along on their end. Trustee Meegan-Corrigan said she will get more detail from him and then she will take it from there. How does that sound. Trustee Meegan-Corrigan said and she knows he wants to do it by August 24. She gets that. The Mayor said it is still contingent upon all the necessary contracts and funding. Trustee Meegan-Corrigan said right but she doesn't want to lose the funding because we can't make a deadline. The Mayor said right. That is why we are going to do this quick. Mr. Sawicki said there are just a couple of outstanding items here that are of concern in terms of scheduling and one of them being that the successful contractor needs to get a DOT permit. Sometimes they will work with you and move it along. Other times - the Mayor said with CDBG if you give them that information they are usually pretty good. Mr. Sawicki said this is the same contractor that did the work on Maplewood. A very good contractor and they are basically in Suffern. A motion to approve was made by Trustee Meegan-Corrigan, seconded by Trustee Morris.

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

NOES: None

ABSENT: None

ORANGE AVENUE CDBG PROJECT:

The Mayor said the second is to accept the bid from Bellavista with the same provisions - Bellavista Construction Corp. in the amount of \$117,260. A motion to approve was made by Trustee Meegan-Corrigan, seconded by Trustee Morris.

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

NOES: None

ABSENT: None

Mr. Sawicki said he had one other training item that he would like to - the Mayor said you can do it at the workshop. Mr. Sawicki said the training is in August. The Mayor said oh, you need it voted on. She said she is sorry. He said he was requesting authorization for Mr. Steve Cottiers and Mr. Victor DePatto to attend the Hudson Valley Water Works Conference. This conference will provide courses on health department upgrades, locating underground utility and miscellaneous pipe construction. The course will be held on August 20, 2015 and it is located in Harriman, New York with a cost of \$45 for each participant. This training is required by New York State and Rockland County Health Departments as part of their continuing education. They need to have a certain amount of credits over a three year period. A motion approving the request was made by Trustee Meegan-Corrigan, seconded by Trustee Markunas.

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

NOES: None

ABSENT: None

NEW HOSE COMPANY MEMBER - SERGIO FICO:

The Mayor said that the Chief had asked her to put this on the agenda for tonight so we can put him right to work because he is going to be out of town an awful lot. The Mayor asked if he has

been approved by the Hose Company. Chief said Monday night. The Mayor said this would be pending approval of the Hose Company. A motion approving Sergio Fico was made by Trustee Meegan-Corrigan, seconded by Trustee Morris. Upon vote, the motion was carried.

Mr. Michael Curley said he would like to make one more comment on the application he made, please. He said that based on the fact that there has been things looked into his property on the side that Mr. Morris has shared with only certain people on the Board that he requested and based on the fact that comments were said against him he would just like to put on the record that this has a chilling effect on him. He thanked them.

ADJOURNMENT :

A motion to adjourn the meeting at 8:20 p.m. was made by Trustee Morris, seconded by Trustee Meegan-Corrigan. Upon vote, the motion was carried.