

**Village Board Meeting
Tuesday, September 17, 2013**

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

PRESENT: Mayor Dagan LaCorte
Trustee Patricia Abato, Trustee Charles Falciglia
Trustee Jo Meegan-Corrigan, Trustee John Meehan

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

ABSENT: None

SET DATES FOR OCTOBER MEETINGS:

The Mayor said the first item on the agenda is to set the dates for the October meetings. The workshop will be held on Wednesday, October 9 at 7:00 p.m. and the Board meeting will be the following Tuesday, October 15 at 7:30 p.m. because he believes Monday is Columbus Day.

The Mayor said we have a public hearing set for 7:35 p.m. regarding parking restrictions on Lafayette Avenue. The Mayor said we will do that first because that is very short. He said we are going to move public participation up and he knows there are two matters that a number of people are here for. One regarding the double yellow line on Yorkshire Drive and then he knows there is another issue regarding this past Street Fair. He said he knows a lot of you are here for that and you have busy and long days so once we get through this short public hearing he is going to move audience participation up so that we can get everybody who is here for those reasons out of here.

7:35 P.M. - PUBLIC HEARING - REGARDING PARKING RESTRICTIONS ON LAFAYETTE AVENUE:

The Mayor said he believes this is in the area of the Handy Store. He said we are looking for a 15 minute parking sign like we have done in numerous places throughout the Village in front of 92 Lafayette, which is the location of the Handy Store. He said again we have tried to accommodate shoppers who come to the Village who may run into a store for something quick so where we can we try to put these 15 minute signs. Since nobody spoke, a

motion to close the public hearing was made by Trustee Abato, seconded by Trustee Meegan-Corrigan. Upon vote, the motion was carried.

**VILLAGE OF SUFFERN, NEW YORK
LOCAL LAW NO. 9 OF 2013**

**A LOCAL LAW AMENDING SECTION 254-65 OF THE
CODE OF THE VILLAGE OF SUFFERN
REGARDING PARKING RESTRICTIONS ON LAFAYETTE AVENUE**

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

Section 1. Section 254-65 of the Code of the Village of Suffern, "Schedule XV, Time Limit Parking" is hereby amended by adding thereto after [Name of Street] Lafayette Avenue [Side] South [Time Limits; Hours/Days] 15 Minutes [Location] In Front of 92 Lafayette Avenue

[Name of Street]	[Side]	[Time Limits; Hours/Days]	[Location]
Lafayette Avenue	North	15 minutes	In Front of 92 Lafayette Avenue

Section 2. This Local Law shall become effective immediately upon filing with the Secretary of State.

A motion to adopt Local Law No. 9 was made by Trustee Abato, seconded by Trustee Meegan-Corrigan.

AYES: Mayor Dagan LaCorte
Trustee Charles Falciglia, Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

NOES: None

ABSENT: None

The Mayor said what he would like to do now is that he is going to jump ahead to audience participation. He said everyone can come up and say whatever they want but he knows that there are two topics that people would like to address.

The Mayor said first he will do this award. He asked Isabel Haggerty to come up to the podium. Mrs. Haggerty is an institution here in the Village of Suffern as well as the widow of Andy Haggerty, former Mayor and Trustee, who was a great friend to all of us here in the Village of Suffern and a mentor to him. The Mayor said that prior to Andy passing on when he was still on the Board this Board started an award known as the Andrew C. Haggerty Outstanding Service Award that really started off as a way to recognize Village employees who go above and beyond the call of duty and serve the Village in an extraordinary capacity. In the years since we created the award it has expanded to recognize really anybody in the community who helps out - whether a volunteer, whether an employee, or someone who just really cares deeply about the Village of Suffern and finds a unique way to serve the community and it gives us the opportunity to show our appreciation. So it is his honor to have Isabel up here with him and this season's, for the summer of 2013, Andrew C. Haggerty award is presented to Andrew Caamano. Andrew could not be here tonight but his wife and children are so if they would come up. The Mayor said Andrew is the Commander of the Mahwah Elks and has really been instrumental in making the fishing derby, which really is one of the high points of our summer recreation calendar an event that all the kids in the Village look forward to, as well as helping out with the senior picnic which we just had a couple of weeks ago. So it is his honor to present this, since Andrew can't be here, to you and your family as well as we have a gift card here to a local restaurant - Ravi- so you can go out.

AUDIENCE PARTICIPATION:

The Mayor said that he would like to have audience participation and the issue that we are going to talk about he knows that there was a petition and we discussed this at several Board meetings - the painting of double yellow lines on Yorkshire Drive. The Board had talked about it and decided that we were going to paint the line based on the recommendation of a traffic study from Cragmere all the way down to really where the LPL firehouse is - the length of Yorkshire and onto Sylvan Way. He said it was discussed at the July meeting. There is a petition passed around and the question is whether the Village would be willing to paint the line from Cragmere down to Lancaster where you first turn onto the road and then again the line would continue where we put it in now between Parkside and Sylvan Way. Residents of the neighborhood got a petition and they asked him if they could come

before the Board and address the Board on that issue as the line has not yet been painted. He said he believes it is scheduled to happen either sometime later this month or next month. The County does it. We have the order in there. So he welcomes any resident who wants to come up to discuss that issue.

Mr. Philip Furgang of 23 Yorkshire Drive said he starts off with a bit of an apology because he just got out of the hospital after major surgery - very unexpected surgery - so he is kind of fading. He may be a little rude by walking out at the end of his presentation but he can trust that he will give them the information and you will do what is appropriate for the Village. He said he doesn't think he has to debate with you. Basically what he is here this evening - business aside. He was just thinking it was 41 years since he was on the Board. It has been quite a while. Mr. Furgang said anyway he knows - he is aware, his firm is aware and they have looked into the traffic study that was done and when he is finished with this he will give them a little bit of a personal motivation for being here. But this he would like to address well on the report and some comments and observations for you just to consider and then you do what you think is appropriate.

He said their research went over cases, legal cases, in the towns and villages for liability for the failure to implement a double yellow line in the face of a traffic study recommending that this be done and there are no such cases. It doesn't exist. There is no liability if you retain a report and they say to do it and you in your wisdom decide not to do it. He said if he understands it this originally arose as an objection by a Village resident who does not live on - and he should just say a little bit about the Yorkshire Drive area and he said he knows that everyone here is aware of it but just for the sake of giving the picture. It is a resident street of single family homes at the base of which following Stockbridge - below Stockbridge - it becomes a road that passes essentially the garden apartment structure - the condos and co-ops facing on Yorkshire. And at some point there are the remnants of a park and further down there is the DARE field and so on. He said he is concentrating this evening on the Yorkshire Drive from Campbell down to Stockbridge. He said his understanding is that this came or originally arose - or going back to the original study - it arose out of a citizen's complaint of an individual or individuals who didn't live on Yorkshire Drive but walked the streets and their concern was that if they didn't have some sort of traffic control they might be struck walking in a roadway where there are no appended sidewalks. Below Stockbridge there are sidewalks but not from

that point all the way up to the nursing home on Campbell.

Mr. Furgang said so it struck him, just as a matter from his standpoint, of what does a double yellow line or even a single yellow line what does that do. Well, it directs drivers obviously to stay within the limits of the assigned road path. It is most useful in areas of high traffic, very high traffic, usually roads that have turns on them and want to keep people in line. It doesn't affect overall speed or recklessness as long as that car stays within the double yellow line. A logical concern, and here he doesn't have a study for, but a logical concern is someone walking on the side of the road and suddenly appears before a driver, that perhaps they are going too fast or perhaps they are just not observing, and that person is walking and the double yellow line will be an inhibitor of them moving over. And you are more likely to have some sort of accident because the driver is going to go whoops I am going over the double yellow line and then trying to make a split second choice. He said he is not being apocalyptic that oh, we are going to have a terrible accident. He said he doesn't know if that is going to happen. He is not predicting that. But he is saying logically what is the effect of the double yellow line in concerns of the individual's that feel threatened by the traffic and the answer is probably nothing. And in fact there is a possibility that it might in fact be worse. That is just a personal observation. He said that now, the report itself does not have any evidence nor do we have any in the actual real life of that street that would suggest that a double yellow line is going to stop someone from speeding or stopping. What works is what you folks have already done and he must say at the time he was kind of concerned about it but it has worked. And that is the stop signs. They work.

Mr. Furgang said if it is speed we are trying to control and if you look at that report and read it critically he thinks you may find that it doesn't critically address that issue at all. It is not within the confines of the report and it was an important consideration. It was, as he understood it, and unless his information is incorrect, that was part of the motivation for the Village saying hey, we have to look at this. And yet the report didn't go there. It might have been wiser if it did. So we don't find anyone, in fact, any pedestrian struck on that section of Yorkshire Drive between Cragmere and Parkside nor were we able to find any evidence of accidents in that area with one car passing another. And that really is the purpose of the double yellow line. To prevent one car from deciding to pass the car in front

of them. Their research also revealed that villages and towns in Rockland, including our neighbor in Montebello, sought to implement traffic calming measures, which is what they call it. In the case of Montebello this was speed bumps. In the study the traffic calming measures that were taken would not be installed. These villages decided they would not install it on a street where fewer than 75% of those affected, directly affected, residences - homeowners - if they had the support they had to get a level of 75%. That was their decision. And they did not implement these requirements because there was a lack of that support. He said that now, and you can trust him - he didn't do this - it was family members because he was not in a position - but when they knew there was going to be some discussion in audience participation they went up and down the immediate area of Yorkshire Drive - and he has petitions (which he handed out) - and what he wants to point out to them is the facts behind that collection was done almost as a secondary thought to see what our neighbors felt. It was conceivable that when we went to our neighbors they would go oh, no, no, we want it. But they didn't. As a matter of fact every family that was home signed that petition without hesitation. Everyone that was home signed it. And that was clearly more than 75% of the immediately affected families. So he would ask them to consider that in their consideration as to what they want to do.

Mr. Furgang said that now they would think that as you proceed to want to consider this further, if you do, if you want to go further with this, that it would be a good idea to involve the general community in the immediately affected area and invite them to public hearings so that they can put their thoughts in almost immediately and that would help you shape your policy. That of course is your decision. And that is something he knows from his own experience that that is a Board decision that you are going to make if you think it is appropriate or you won't if you don't think it is appropriate. He said that now they found some deficiencies in the report. The study was conducted before the reduction of the speed limit to 25 miles per hour and he thinks that John will remember when they were on the Board way back when that the speed limits were much higher and they were told they were handcuffed because state law didn't allow them to go lower. And since then they have been lowered. But this study was made before that. So we have no idea about the effect of that reduction on speeding in the Village particularly the pedestrians walking, which he understands is a concern. It seems to him that at a minimum, given the clear change of circumstances, that you

would want to go back and take another look. Again, you have to make that decision. That is not his decision to make. That is what you guys are elected to do. The study did not analyze at what percentage was speed even in most circumstances exceeded. In other words how fast were cars going when they exceeded the speed limit. Because that is a measurable danger of anyone that is walking on that road. He said he has lived on that road for almost fifty years and he has to tell them that while it does get traffic it is not a heavily traffic road as is Campbell and Cragmere. But certainly living in that area it is a traveled street but not a heavily traveled street, in his opinion. The report identifies the nursing home on Cragmere Road as a school. A school has an entirely different traffic pattern than a nursing home. And he has had family members in that nursing home. And he has lived by that nursing home and he passes it every day of his life for fifty years and he has to tell them that the traffic in and out of the nursing home, while it is substantial and it is not a minor thing, it is not like a school where you have children going in and out, teachers going in and out and administration going in and out on a heavy basis. So it seems to him that the report really didn't understand, may not have understood, and he thinks you might want to question the preparers of the report to find that out - whether they fully understood what they were looking at. It doesn't designate the amount of cut-through traffic. Traffic trying to get in and out in a quick manner. And he thinks you would like to have that looked at and have that report updated in that regard. In other words to give you a complete factual record so you know what decision you are making and you feel comfortable when you make that decision. He said again he doesn't know your individual considerations. You may have already done this. He is not trying to presume something here. It is just that it seems to him that these are areas that you might want to look at. He said he doesn't want to repeat things again. He said you have heard his comments. He did say he had another thought for them and it is just on a personal level. He said he is getting to the point of his life where he will probably, and he hopes he is around to do this, sell his house. And he has spoken to real estate agents and they told him take the value of your house and on a road with double yellow lines reduce it by 10%. That is a substantial hit. He said to be truthful they did some research on real estate cases and evaluations and he couldn't find a one that talked about double yellow lines. But he is not going there. But it seems to him that that would be wonderfully imaginative area for some attorney to go in under protest and pull an article 78

proceeding and try to obtain a ruling that that is a fact. If the real estate agents are being truthful with him, and he suspects they are, that is the effect on real estate. If that turns out to be an accurate observation, and that is an if, but if it does, then the Village will suffer an enormous financial impact at some point. Because the taxes that drop on his house and his neighbors house, presuming that the double yellow line is in place, that tax burden is going to be shifted to the rest of the Village which is really unfortunate and it shouldn't be that way and it can be simply avoided by just leaving the lines off. But again, he leaves it to them and he is going to have to say goodnight.

Bill Pamm of 176 Doxbury Lane said that on a personal note, he hit the magic 90 this week. And he is in pretty good health, which is important. You have to have good doctors, keep physically in shape and keep your mind active. That is one way. Mr. Pamm said he brought up this. He got a hold of the draft report that the gentleman referred to. He gave it out to the Board. This is the most thorough report he has ever seen of Yorkshire Drive. These are professional traffic engineers. They study the street. He said he has walked on it, not at night, but in the daytime. He said it is a curved road. At night it is partially lit in some places and not lit in other places. His main thing is the car safety point. They make the point that this is a major road just like all the other major roads - like Parkside, Maplewood, Bon Aire Circle. It is a feeder road. All these streets feed into it from Cragmere, Burlington, Lancaster, Stockbridge and Essex. Many people come from New Jersey on Cragmere and turn down. It is also used as an alternate for Route 59. Many probably are working in Good Sam, the hospital. And he is sorry he has to disagree with this gentleman. He said he sees an awful lot of traffic on that road, especially at the intersection of Parkside and Yorkshire. He said he has talked to a few people - homeowners - and they said they have no objection to it. The Board read this. He gave a report of this to everyone. He said they read this thoroughly. They came to a conclusion 3 to 1 that there should be a double line painted on that road from Cragmere all the way down past it. He said he has ridden it at night. There simply is no point of reference on that road. No point of reference. You don't know what part of the road you are on. That is a very important point. He said he thinks we are very lucky that we haven't had more accidents. So just as everyone else who lives on a main road, they all have double lines. Maplewood, Bon Aire Circle and he hasn't heard a report from the owners of those homes. They haven't objected to it. He said he

thinks it was supposed to be done this fall. He said he thinks as we complete work on Maplewood it has to be repaved and that would be painted and that would be a very good time. He said he sincerely hopes that the Board gets on and does this for the safety of all the people who drive in and out of that road. The Mayor said if Mr. Pamm doesn't mind. The Mayor said first of all, happy birthday. He ran into him yesterday and they had a cake there at the JCC. The Mayor said he is going to read his letter just so we have it in the record. The Mayor said this is the old letter from January 3, 2012. And to correct what you said it was four to one at the July meeting. Trustee Meehan said no, there was an absent vote. Trish had to leave. The Mayor said it was three to one.

The Mayor said it says and this is dated January 13, 2012 from Bill Pamm to the Mayor and Village Board.

The Mayor said it says "Needed Yellow Divided Line on Yorkshire Drive."

"We live in a high population density area - namely the Stonegate and Bon Aire developments. The main thoroughfare is Parkside Drive, Doxbury Lane and Maplewood Boulevard and all have single or double dividing yellow lines. A yellow dividing line is needed covering the entire length of Yorkshire Drive. This would be especially helpful to daily drivers particularly during the nighttime hours. Yorkshire Drive is both curbed and many dark areas. It is a wide road and often difficult for drivers to tell what part of the road they are on. The intersection of Yorkshire and Parkside is also dark and difficult for drivers making right or left turns. There is one stop sign but increased attention is needed for this heavily traveled intersection. I trust that the Board will give this request their needed attention."

Sincerely,
Bill Pamm
176 Doxbury Lane

The Mayor said so that is in the record there.

Jody Sitver of 24 Yorkshire Drive said she has been a resident of the Village of Suffern since 1993 and she has two children that go to school in Bergen County. However, she loves the Village of Suffern so much that she refuses to move. And while she very much appreciates what the gentleman said - number one - he is not a

resident on Yorkshire Drive and Yorkshire Drive is a straight thoroughfare. And furthermore there are lights on Yorkshire Drive - streetlights. And last but not least most of the residents, as you noticed, in fact all of the residents, signed that petition because they, the residents who live on Yorkshire Drive, do not want a double yellow line. She said she is also here to tell them that many, many, many years ago, and Mr. Osborn can attest to this, is that there was a problem when the school buses were driving onto Yorkshire Drive. She said she has raised three children in her home and she remembers putting her children on the school bus and people, drivers, would pass the school bus. However, the Village of Suffern police department was terrific and they came and they watched what was going on. And there were stop signs put where Yorkshire Drive is and where Revere Court is. That has been the best thing that has happened to Yorkshire Drive. First of all the Village police stand in front of her house and they catch people that run a stop sign. She said she wants them all to know that she is a stay at home mother. She is in her house 90% of the time. Her kids come home from high school. They do their work. She is home with them, except she is here. And she does not see - she said she sees people walking all the time. Furthermore, she walks a dog on Yorkshire Drive. While she appreciates what this gentleman has to say, in her fifteen years or so that she has lived in her house she has never ever seen anything that he is saying. It's absolutely ludicrous to put a double yellow line on Yorkshire Drive. It is safe. The stop signs have helped it tremendously and people walk on that street during the day. They walk on it at night and go for walks, as does she, as do her children, as do many children in the neighborhood. And as she has said before it is a straight line and not one resident on Yorkshire Drive wants that double yellow line. And while she appreciates what he has to say, he is not a resident of Yorkshire Drive and she feels that they, the residents, should have the say. Like she said, she could very easily have put her house up for sale and move to Bergen County, New Jersey, where her children attend private school. But she stayed here because she loves the Village of Suffern and this issue is frustrating her because it is ridiculous. They do not need a double yellow line.

The Mayor said he was instrumental in putting in that stop sign a number of years ago with the Chief and he thinks it has done a very good job although his mother-in-law who lives on Milford Lane and watches his kids when his wife works complains to him now - even though she lives on Milford and he lives on Burlington

- that the reason she is late all the time is because of that stop sign even though she lives 4 tenths of a mile away. He said he didn't know if anyone else wanted to comment.

Trustee Meehan said first of all as far as having a double yellow line, whether the line is in is not the province of the people who live regularly on the street because the street serves a whole bunch of other people and probably most of the people who use Yorkshire Drive live in the Stonegate condos and the Bon Aire condos. He said he lives in the neighborhood on Sagamore Avenue and of course he uses it too. He said we don't have any traffic on Sagamore Avenue so that is basically a dead end street. So in considering this the fact that someone lives in a particular area is an interesting thing. However, we have to look at the road from the point of view of traffic. The other thing is that he was, a year ago or about 14 months ago, as he usually does, he was going through his neighborhood getting signatures on his petition to run for reelection and that issue came up. That issue that was being talked about. So when he was getting his petitions and only Democrats get petitions and since he knew about this thing he stopped and talked to non-Democrats as well and what he observed and when he talked about people it was ambivalence. They didn't care one way or another. If he went to them and he said do you want your property values to go down 10% and they would say no well then sign here. It depends on how things are presented. And he can understand and he has also talked to real estate agents so he would really like to see something rather than who said the double yellow line doesn't make much of a difference. He said he really doesn't know. But he thinks it would be interesting if we got some evidence from the Rockland County Board of Realtors or someone like that. But it is very important to take - when we have a double yellow line on the road we don't have it just because people want it or not. We have it for the safety of the road and he doesn't like to be enemies with his neighbors but these are certain things to be considered. The other thing is that this was not on our agenda this evening so that he knows that Bill is here but he is always here. He is one of our super citizens who comes to all our Board meetings. But there are other people who - maybe if we take this up next month he can come up with a bunch of people who are on his side of that story too. Because that is the way democracy works. You present us with this petition and he might be able to present us with a petition too as well if we are just counting numbers. But that is not our job to count numbers. Our job is to look at the safety of the road and determine if it needs a yellow line. We have

professional advice and our police chief has given his opinion that it should be a double yellow line all the way. So if we want he has no problems entertaining this again. It is important to people, obviously. They have come down and he thinks Phil's presentation was excellent. He wasn't aware of some of the facts. So he would like to see us entertain it and let it be on the agenda, let everybody know about it, and then get a chance and we will take up the question. And that would be his suggestion to put it on the agenda for next month.

The Mayor said what happened was, just so you know, this is something that has been on and off for a while. He said his personal opinion. He was the one vote. He thinks it is appropriate to do it from the top - Cragmere - down to Lancaster because that is where people turn on. And the question is if you are coming onto a road off of Cragmere you don't know where your bearings are and you could turn onto the wrong part. So his feeling was once you were there and you have a guide you drive straight and that is a pretty wide stretch of the road. People don't park on the side. And then when you cross over Parkside the road narrows significantly and people who live in the townhouses there tend to park on the road so clearly we felt that was the reason originally when we installed the double yellow line last year. It does exist from Parkside down to the bottom. Someone had asked him about it. He said that at the July meeting the Board passed it. They expressed if they could come to the Board and say something. They got a petition as you see here tonight. The Mayor said he also ran into Bill yesterday at the JCC in New City and he asked me about the double yellow line. And said oh, by the way, there is a petition going around so if you want the opportunity to speak you should. So he has no problem making it open. He said he doesn't know if you want to send out a letter. It is not an official public hearing. But we can put it on the agenda. He has no problem. He said he thinks Charles, as long as we are dealing with the county, will tell them if they are willing to hold off on it until after October 15. Mr. Sawicki said the issue there is that it is temperature sensitive. The Mayor said he thinks that we should be okay by the 15th. Mr. Sawicki said another thing too is once we get the determination whether to do it or not he has to schedule it. It could take some time there. The Mayor said if you want we can call the county tomorrow and just say we are having an issue about this and we are going to decide on October 15 either way and then we will contact them. He said we don't want to hold it up just to delay it by the nature of it but he also wants to give people the

opportunity.

Trustee Abato said this has been an ongoing back and forth kind of thing for quite some time and obviously the people that live on Yorkshire Drive have been against this double yellow line and she thinks the Board kind of used the traffic study as their guide because generally you want to try to use that for the safety of the road. But in the history of the road it was never there before. And to her knowledge she doesn't believe that we have ever had anything that was horrific on that road. In addition to the stop signs being put onto Yorkshire Drive it has been a great help to that area. It did a couple of things. One, what traffic is there, and she doesn't believe that it is a heavily traveled road - she kind of sat for a couple of days in a row at different times and watched the traffic flow. It is not a very heavily traveled road. Cragmere yes. You have all the people who cut through from New York to New Jersey. A heavily, heavily traveled road. So she does feel that that area of roadway that we are talking about is not a heavily traveled road. But she thinks that Jack makes a good point. We have to be fair to both sides. She said she thinks the right thing to do is to hear from both sides. She appreciates the petition because it lets us know who is truly for this. She said she would love to hear from each and every one of them, but the petition, she guesses, also speaks for itself. And she also notices on the petition that there are people who don't live right on Yorkshire Drive. So there are actually people who are off Yorkshire Drive that are still in favor of this not being put down. And she would like to believe that they signed it because that is what they believed in and not for other reasons that it was presented to them incorrectly. She said she doesn't believe that anybody would sign a petition without knowing exactly what they were signing. So she too would be totally in favor of getting the word out - on the website or however we can to let people know that we are going to discuss it and to please come up and to give us what you think. She thinks that is the fair way to handle it.

Trustee Falciglia said he has lived in that neighborhood since he was fifteen and he has been on that road everyday since he was fifteen. And he has always maintained that a problem on that road is the lights. They are not equal-distant. You have one, then you have one four feet and then one eighty feet and they are also different colors and that many times is one of the battles he has been having with Orange and Rockland. You know you get one spot that is bright and one spot that is dark and again since they are

not spread out equally and he thinks Mr. Furgang would agree you have dark spots. It is just a strange road to navigate and he has always felt that. But he is a will of the people person and when so many people sign a petition he said he thinks you have to pay attention. So.

The Mayor said okay. He asked if there was a vote or if it was to be tabled until next month. Trustee Abato said she would like to table it until next month to give a chance for everyone to be notified in the area that we are going to be discussing it so if anyone else would like to come up and voice their concerns or opinions on that. The Mayor said we could leave it at that. We don't need a motion or anything. We will just wait until next month. Trustee Meegan-Corrigan said and maybe there is something else that we can look at. The concern is that the cars don't know where they are going. Maybe we could look into putting those white dots, the reflectors, so if you hit them your car bounces a little bit. To look at something else so that both sides can be happy so maybe there is a happy medium in the whole entire process. Trustee Abato said she definitely thinks we should look into other things. The Mayor said fair enough. So we will wait until next meeting.

The Mayor asked Aurie Licata if he wanted to come up. The Mayor said he sent the Board an e-mail. During this past street fair there were a number of issues that were brought to the attention of him and he conveyed them to the rest of the Board. Our fire chief went there in the morning as well as Joe Hunt from our DPW and we identified some concerns regarding food vendors and the Board of Health, the use of generators even though he believes the fire chief told the vendors the morning when he went through not to use those generators and also the Mayor's biggest concern was how we have a go cart vendor who at the last couple of street fairs had placed their amusements on the cement right in front of Lafayette Avenue. The fire chief had explained to them in the morning when he was there that that was not appropriate because it would block the ability of a fire truck to get through if God forbid something should happen. And he directed them to go into the Avon lot or some other lot nearby to have it there. Instead they disobeyed that order or that request and they had the go carts on the Avon Park grass and by the end of the day the grass had been destroyed. So based on that and at that point later in the day both code enforcers were out of town, he was out of town so it was kind of a situation where everybody expressed concerns and they weren't dealt with appropriately. The Mayor said he

spoke to the president of the Chamber and kind of didn't get the response that he wanted which caused concern to him. The Mayor said he wrote an e-mail to the rest of the Board members and essentially said based on all this that happened that he didn't feel comfortable moving forward with the request from the Chamber of Commerce for the dates of the 2014 season which would be April 27 and September 7. Subsequently to that, the Mayor had a conversation with Mr. Licata, who is here, who is currently a board member and a past president and he expressed to the Mayor a desire to come here to address those concerns in hopes of saying to the Board, look, we will address those concerns, we will make sure but he is requesting that we still schedule those dates. So obviously the Mayor wants him to be here because he thinks the street fairs, something that has been great for ten years, is a great source of revenue for the Chamber. He thinks the Village is more than willing to offer up our services and help the Chamber but again what happened this past weekend is just not acceptable, at least in his opinion.

Trustee Abato said that she and Mike Stark were there together when this all occurred and she has to tell him, and she has been at the street fair every year, and she has really never seen it like this before. It was very poorly organized and the vendors - and a lot of them, and she has to be honest with him, are returning vendors and they are vendors in different places and they know better than to come there without health certificates. And it has always been in the past that she knows that whoever is running the street fair has made sure that those permits were all in order. But it was kind of really a little disturbing to think that whoever was in charge this year didn't have everything taken care of.

Mr. Aurie Licata said he is embarrassed personally because he has been involved with the street fairs for years - Trustee Abato said and done a phenomenal job. And he would just say that this year personally for him he hasn't participated that much like he should. He finally figured out his eyes. He has cataracts and he is having surgery. His mother had a stroke earlier in Florida in the year and his son started college. And he thinks he has visited every college from Chicago, Michigan and he finally decided to go to Manhattan College - the Mayor said he is a good looking young man by the way, and Mr. Licata thanked him - so Mr. Licata said that personally he has not been involved in it as much and there were two other vacancies that are directors that we did not have the volunteers and the participation. He said he

is running for president again and he will assure the Board that this will not happen again. Rather than debate every single issue, he will tell them that the generators really are not the issue. It is where they are placed. They were placed in front of Crumbs Bakery which when he thinks it was Mike that came out it was blowing into Crumbs when it was opened. He said that we have someone that is running the street fair. She runs 52 weeks a year. She should know better. But in the past we have had a committee and we have worked together with her and we have looked at the structure of where everybody has been. And that has taken place. As far as the go carts, someone wasn't doing what they were supposed to be doing. Trustee Abato said that maybe it is a good idea to put on the application, because she has actually filled one of his applications out, if they are going to be using a generator. That would maybe help to place them in a better location so they are not right on top of a bakery or a pizza place or some food establishment. Mr. Licata said if they are a food vendor they probably have a generator so we already know. So there is no excuse. Trustee Abato said maybe to keep them in front of the banks which are not open or something like that. Keeping that in mind. Putting that on the application would help to - Mr. Licata said as far as the health licenses go, we just make sure that we tell people before hand that they need it. He said it wasn't policed and he apologizes for that. So he can assure them the next time they will have a better committee and they will make sure that they get it done. He is personally coming back. He has some of his issues which will be done. And he is going to try to rebuild it and get the Chamber back to where it has been. We have had a ten year wonderful relationship and they appreciate it. We need to treat you like our landlord and that is what you have been to us. Very good. And we want to give back and he apologizes.

The Mayor said okay. He said that he and Aurie had a long conversation. It was just an issue of we have done so well and then the idea that now we have to sit down and redo it is just something that the Mayor, personally, in this Village doesn't need to revisit because as Mr. Licata has said it has been a great ten year relationship. The Mayor said he thinks that as long as we have people in charge he personally feels comfortable with it. There were just too many problems and for him the generators, the Board of Health and really the grass is what upset him because destruction of our property. We try to keep the Village beautiful and people work hard and they were told that and they disregarded it and the answer he got was that they never

made it up that far from the person. The Mayor said that is not acceptable. Mr. Licata said it should have been in the recreation community center parking lot. That is where it should have been. He said he has been there for ten years at 6:30 in the morning. And celebrated a pretty big birthday. He had his son going to college, he was taking a little back seat, he took some time off, he has been playing a little golf, and he is heavy in Good Samaritan Hospital, he is very heavy in Jawonio. And he is just getting a little tired of doing some of the things and he took a step back and you know what - he is coming back. Trustee Abato asked if he was going to step forward now because that is what we need him to do. Mr. Licata said he is stepping forward again. The Mayor said anyone that makes Virginia's grass around the gazebo look bad we have to deal with it.

Trustee Meehan said he would like to hear that the Chamber is going to take responsibility for that grass and restore it. The Mayor said they have said that to him. They are already - Trustee Meehan said he is sure they did. But he would like to have that on the record. Mr. Licata said there is a third street fair June 1 which they are not sure whether or not they are going to ask for because last year it was very poorly attended. There are a lot of different things going on with graduations and the place in Mahwah has their fair up there. And he forgets the name of it. But there are a lot of things going on. He is not sure. They have some ideas and they want to maybe see when Isabel, if she still has her event, that maybe they can tie it in with the Chamber street fair. He said they do some other things. They do the car show. The first event that they have on the first date. And so they are trying different things. Trustee Meehan said the question was will the Chamber of Commerce take responsibility for restoring the grass. Mr. Licata said absolutely. Mr. Licata said he talked to Joe Hunt today. They have to mow it, they have to do a couple things. It really is not that big a deal. The fact that it happened was more discouraging than the damage that it caused. And it is idiotic to have a generator so when you open the door at Crumbs - and they went through this at the last street fair with M & M, the paper store. They put a sausage and pepper thing right in front. Now if you are running 52 street fairs you really have to know better. But they have to be there to supervise it. So they won't take their eye off the ball this time. He can assure them. The Mayor asked if everyone, based on that, was okay with approving the requested dates. Trustee Meehan said he will make the motion, which was seconded by Trustee Abato. The Mayor said that was April 27 and September 7. Upon vote, the motion was

carried.

The Mayor said as long as we are here with public participation, if anyone has any other issues, please free to come up now.

Jim Giannettino of 2 Memorial Drive said he would like to go back to the discussion of the double yellow line. He said he found it very interesting that this traffic study recommended it, he knows that Clarke Osborn recommended it, if he is not mistaken, and he has never seen this Board react to petitions or public interest. There have been public hearings that this room was full about buildings that were going to be built, zone changes that were going to be done where a hundred or more people came out against it and they weren't considered. Why is this a different case.

Trustee Falciglia said there was a petition on Temple Lane for no park and he remembers that he honored that. So when you say this Board maybe you could be more specific.

Mr. Giannettino said he thought everyone knew exactly what he was talking about. He was talking about the building on 166 Wayne where this room was full. Everyone in that neighborhood who was against that zone change. It didn't seem to make a bit of difference to the Board. They went ahead and changed the zone. Now this is an issue that is backed up by documentation, by your chief law enforcement officer and now we're going to weigh the public opinion? It just doesn't seem like the way things are usually done. Trustee Falciglia said he wasn't there for that part. Mr. Giannettino said he is not picking out particular Board members. It was a decision that was made totally not counting what the people in that neighborhood wanted. All of a sudden the people are going to decide? He said he thinks it might be a good thing but let's do it all the time.

Trustee Abato said she has something to say to that. She said she thinks she made it perfectly clear that it is fair to hear both sides. She doesn't think the Board is saying that they changed their mind. She doesn't think the Board is saying that they are going to do one thing or another. What they are saying is that as we did in that particular meeting we heard everybody but then the Board has to make a decision based upon the information that they gather. So we did hear everybody on that and we will continue to hear both sides on every issue as we have done in the past and she thinks this is no different.

Jack Myers of 90 E. Maple said he just had something to read on behalf of his neighbor, David Hirsch, 74 E. Maple. He read the following:

Mayor LaCorte and Village Board Members:

As I see it the Village of Suffern is analogous to a ship at sea without navigation. By this I mean we have 69 housing units to be constructed, 48 are to be constructed downtown on Washington Avenue and another 21 slated for Route 202. There is now a proposal at 120 Orange Avenue for a 6 story or a 70 foot tall apartment building with 100 units. How can we even consider this proposal without realizing the impact that the first 69 units will have on the infrastructure of our Village. More importantly we have not had a master plan for the Village since the mid-90s. I am proposing and asking you to consider a moratorium on all multi-family construction projects until we establish a functional and comprehensive master plan that will steer the future of our Village in a positive direction. Thank you.

David Hirsch

Mr. Myers said 100 units? Trustee Meehan said 110. Mr. Myers said if Yorkshire gets two yellow stripes Orange Avenue should have four or five maybe.

Joseph Maragrino of 65 Wayne Avenue said he was kind of talking for a couple of residences on Wayne Avenue, like a Wayne Avenue Concerned Citizens type of thing. He said he is here because he knows that they propose a condominium complex on Washington Avenue - 15 - E.B. Daskal Corp. You passed a zoning law, it passed the planning board. And he is all for it. No problem. The problem he has is that for the past five years the structure that was currently burned down is still standing and he is trying to figure out - he said people come into the Village and it looks like the south Bronx from 1972. You've got a burnt out building that has partially been razed and not completely razed. And its like people coming by and hey, what happened over there. If it was the type of thing that just happened a few weeks ago he can understand and you leave it up there a while and investigate the fire. This thing has been standing there as an eyesore. It makes the neighborhood look bad. To Wayne Avenue and the corner of Washington Avenue - he said he calls Wayne Avenue the armpit of

Suffern because it is like ignored. It is the grittiest area in New York in the Village of Suffern. He said there are a lot of good people who try to maintain their houses. He sees people even across the street from the burnt out structure - they were fixing up houses. And it is like a little bit of a renaissance going on. And he takes a little bit of pride. He said he thinks it is a quality of life issue and we are paying taxes. He said he works for the Thruway Authority and if people see debris or litter or anything they are on their case because they are paying money to use our road so we have to clean up the road. The Village of Suffern with these people that own that building they are responsible to remove the building. At least tear it down. He said he would be happy if they just tore it down. He said he doesn't care if they make the magic garden over there. He is just tired of looking at it. He said he just wanted to know if anything is getting done. He said he heard a rumor that they were going to start construction in April and that didn't seem to pass - he didn't know if it was April 2013, April 2014, April 2015. He was very hopeful that they would break ground this year.

Trustee Meehan said that he just wants to go on record, since you brought it up, that he filed a complaint about that site in July with the Building Department and he hasn't heard anything since. Mr. Maragrino said his point is if it were their houses - Trustee Meehan said he agrees. And he said to let him go on further. Because we have this applicant come in on Washington Avenue and he is entitled, under existing law, to build 25 units. But they rolled the red carpet out for him and they do away with the back lot, the amount of back lot that he has, the amount of side lot that he has, and he gets 48. And what does he do to us? He keeps that God damn wreck. And he promised he would take it down when he got a zone change. So people tell me about what a great neighbor he is but he is not. He is a terrible neighbor. Mr. Maragrino said he lives right behind him. And now he is bringing in dump trucks of cement and debris from whatever job his men are working at and they are dumping dump truck loads in it. He said he used to have a stockade fence and - the Mayor asked where are they dumping? He didn't know there was any dumping. Mr. Maragrino said in his own property and that is fine. But if it was any other residences here in the Village of Suffern pulling any of that baloney they would get summonses and fines and this guy is doing everything and nothing is happening. It is an eyesore. A complete eyesore. He said he moved there from Parkside Drive. He said he is happy to have a house. It is noisy, it is gritty with the Thruway and 202. That is what they picked. He said it burnt

down. Fine, okay, there was an accident, there was a fire. He thought right away - he said he started razing some areas but he didn't finish the job. It is a dangerous thing. Mr. Maragrino said he took down his stockade fence because it was falling apart and he shouldn't have to put another fence up because of his ugly property. God forbid one of the kids walks across his yard and decides to play in his whatever. They still have some message board there and they go there to get fuel for their trucks. He said he very rarely sees them anymore. Sometimes they were there as late as 8 o'clock at night doing some jobs around the yard. He used to clean up the yard before the place burned down. It was a lot more neater than. He used to keep his workers there on the weekends cleaning up leaves and everything. He has just let the whole place fall apart. The fence that is surrounding the building is growing saplings and little trees. The fence has been there for so long that trees are growing up between the fencing. It is not covered up. It is just a complete eyesore. The Mayor said he will send someone over there. He said just to let him know where they are. They do have an approved site - they got site plan approval and his understanding is that they are going to move forward and he will find out exactly. Mr. Maragrino asked if he knew what date they were going to start doing anything. The Mayor said obviously it is in their interest to move forward and he does know the last piece, which again was an issue timing wise as to why they didn't start in April, was that they needed to reconfigure the road as part of the site plan so the Village Board approved that and then his understanding - he said he will follow up again. He said he does understand his concerns and he believes when this does get knocked down it will be a great thing for the neighborhood. Mr. Maragrino said it will be wonderful. The Mayor said it is going to be a beautiful building. He said he understands Mr. Meehan's concerns. The Mayor said his job as Mayor is - he understands all sides of it and he wants to get things moving forward and he thinks that it was a good decision for him to relocate his business outside of Suffern because it is a mixed use neighborhood and it is becoming more residential so as opposed to rebuilding and having that construction company there as opposed to having 44 beautiful units that are near walking distance and it is going to be a great thing. But Mr. Maragrino is right that timing on the last piece with that piece of property which they did two months ago there is no reason why it shouldn't be torn down. And he will reach out to the applicant he promises him. Trustee Falciglia asked if he didn't say that he was going to take that down the minute we approved that sale of the property? The Mayor said yes. Trustee Falciglia said that was

two months ago. The Mayor said we approved it in the August meeting. He will call the applicant and he will get on it. Mr. Maragrino said it seems that this gentleman that owns the lot seems to have Teflon on him. The Mayor said sorry? Mr. Maragrino said it seems like he has Teflon on him. It seems like he is untouchable. It seems that he can get away with a lot of the things that he is not supposed to be getting away with. The Mayor said no, he thinks that this is a good thing for the Village. We are getting money in tax dollars and we are trying to work with the applicant to get it done but it is a process and he will get it taken care of. Trustee Abato asked if we could at least reach out to him to get this - the Mayor said he will reach out to the applicant. Trustee Abato said just to get the building down. Mr. Maragrino said that would be fantastic. Trustee Abato said obviously it is too late in the season to start - she would think it is but that is not her business - but she would think it is too late to actually start construction so she would like to see that we at least get the building down. Mr. Maragrino said earlier some of his workers were taking part of it down but that seemed to cease a couple of years ago. The Mayor said he promises we will get on that right away. It is a legitimate concern.

FIRE DEPARTMENT:

The Mayor said the Chief sends his regrets. He wasn't feeling well. The Mayor said we have a car wash request from the Class of 2014 from Amy MacKenzie for this weekend, scheduled it for the 21st with a raindate of the 22nd at the Hook and Ladder on Lafayette Avenue. The Mayor asked if we had a time. Trustee Abato said 9 a.m. Trustee Meehan asked what the date was. The Mayor said this Saturday. Trustee Meehan said he will be there. A motion to approve the car wash was made by Trustee Abato, seconded by Trustee Meegan-Corrigan. Upon vote, the motion was carried.

CULTURE AND RECREATION:

Mrs. Cathy Mills thanked the Mayor and Village Board for having her this evening. She said a couple of things that they have upcoming in Culture and Recreation. They like to promote that the Farmers Market is down at Lot A every Saturday morning. It has been there for a couple of months now until November. In November we are going to be looking to do it in the Community Center for the winter months. There is also an event coming up called Taste of Suffern. This is a YMCA event and co-sponsored by the Chamber

of Commerce. It is going to be tomorrow night and there are many restaurants in the Village of Suffern participating. If anyone is interested you can contact the YMCA. She said we have it on our scroll bar on the website for the Village. On September 22, which is Sunday, there is going to be an event at the Community Center. It is an Eagle Scout ceremony. On September 24 the Ramapo Senior Picnic will be held at Kruckers. On September 26 at the Community Center they invite all seniors in the Village to come and see a movie. They are going to have the movie "A Big Wedding Day." On September 28, which is next Saturday, a week from this Saturday, we have our annual event which we are looking forward to. It is going to be Suffern Day. We have events from 11 to 3. They have over 30 civic organizations going to be tabled down at Suffern Day. Chief Osborn has emergency services all lined up for the field. We have performers performing all morning and all afternoon at Suffern Day. And then they have fireworks and music by No Exit starting at 7 o'clock down at the ballfield. So they invite everybody to come down and see that. The raindate, which we hope that we do not have to go to, is the next day, which is Sunday. The next thing that they have is on October 6 at the Community Center. They have a breast cancer event and that will be held at the Community Center that afternoon. The first DARE dance is coming up, which is on Friday night, October 11 at the Community Center. The Halloween window painting, which is with the Suffern Recreation Department and the Chamber of Commerce will be on October 19 and that is going to be participation by sixth, seventh and eighth graders from the Suffern Middle School. And the Annual Halloween parade is going to be on Sunday, October 27. Mrs. Mills thanked the Board for the Andrew Haggerty award for Andrew Caamano and his family. And then just something she wanted to mention. This past summer we had two youths from the Rockland County Youth Bureau and we are looking to have one youth come back for a maximum of ten hours a week to come and work for the Village up until December 31 so they are asking for permission for that. A motion authorizing the request was made by Trustee Abato, seconded by Trustee Meegan-Corrigan. The Mayor said just so you know that program is up to 10 hours per week. It is a student. We had two students this summer, as Cathy said, one got an experience and is moving on with his life and the other people were very, very impressed by and we are welcoming him back - Koosh Patel - so we are looking to re-employ him. It is up to ten hours per week and he believes the County Youth Bureau reimburses us 50% and so obviously it is a good deal and it gives a student the opportunity to get some - and they go through an exhaustive training program which he thinks is twelve weeks. So

it is great to participate because these kids go and they put this program in and it would be nice to get a job on the other end of it.

AYES: Mayor Dagan LaCorte
Trustee Charles Falciglia, Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

NOES: None

ABSENT: None

The Mayor thanked Mrs. Mills.

VILLAGE ATTORNEY:

Attorney Terry Rice said he had a couple of quick updates. The Temple Park - we should have the deed recorded the end of this week or beginning of next week. It was anticipated that we would do a sit down closing but because of the circumstances of the seller's attorney and the seller they have provided the documents and they are now in the possession of the title company. They are holding them in escrow. We will be sending out a check to them for the purchase price and tax adjustments this week as soon as their attorney agrees on the tax adjustments so the property will officially be ours in a few days. The Mayor said then we are going to move forward to get the equipment. He asked Trustee Meegan-Corrigan if that was right. Trustee Meegan-Corrigan said yes. The Mayor said thank you FEMA.

The Mayor said that while we are on the subject of parks. He happened to be at the DARE rink last Saturday with his daughters and while he was noticing that while the DARE rink is great and it is a great activity but if you have kids and you have more than one child not playing in hockey and they are there it is just a very unsafe location. There really is no place for kids to run around. He said he stopped his kids from running into the street. So he spoke to the street department, the DPW, and everybody here and we talked about building a small playground on the site there. That way parents, with a fence, could feel comfortable having one child or two children playing in the playground while they watch the hockey. We have money in lieu of recreation. We looked at the site. Between doing the fence work and the playground he was asking the Village, so Cathy can move forward on the playground equipment, to authorize the Board not

to exceed \$18,000 in playground equipment to come from the money in lieu of recreation fund which is a designated fund paid for by anybody that gets sub-division approval. So there is money in this fund. And then later on we will come back, he guesses, when Charles figures out what else is needed to be done in terms of the fencing. So since you brought that up now. And he asked Cathy to resend him the e-mail with pictures. So if there is a vote of the Board. He said that obviously we have to get proposals. It doesn't have to be bid. So we will get three vendors pursuant to our purchasing policy but this way Cathy can move forward if we at least have a not to exceed amount. A motion authorizing the not to exceed amount for equipment was made by Trustee Abato, seconded by Trustee Meegan-Corrigan.

AYES: Mayor Dagan LaCorte
Trustee Charles Falciglia, Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

NOES: None

ABSENT: None

The Mayor said the goal here is to be able to dedicate this playground by the end of the DARE hockey season which is like the second week in November. That is what is great about this Village. Everybody works together. It really is not safe there. It is a good thing for parents to be able to bring more than one kid there because right now it really is not a safe environment.

Attorney Rice said that with our other real estate transactions, the purchase of the four homes in Squires Gate, we have tentative closing dates of September 27. The one big contingency is that one of the property's is a short sale and the seller is going to have his bank approval before that and we want to make all the purchases on the same day or close to it because it starts some other time period running. So if that goes through and they get the approval in a timely manner we will be looking for September 27 as a possible date or sometime very shortly thereafter.

And the last thing Attorney Rice said he wanted to mention was that at the last meeting there were some questions about the lawsuit with Doyle Contracting and one of the things that he mentioned was that the contractor owed a subcontractor some amount of money. That was based on the Doyle Contractor's filing of the contractor's affidavit of payment of debts and claims

which is required when a contract is finished. However, that document provided for an exception which noted that one subcontractor, Envirolinx Corporation, had filed a lien which Doyle Contracting called fraudulent but nonetheless it disclosed the existence of that lien and it stated that until the case is settled we will bond around this fraudulent lien, quoting from that document. That was never bonded and we had not heard anything from Doyle in the interim. Mr. Doyle apparently religiously watches the Village Board meetings and apparently was very upset that it was stated that there was money owned to a subcontractor. Attorney Rice said he spoke to his attorney and he will read one portion of his letter so that the facts are accurate apparently as they presently exist. His attorney says "we reviewed our records and determined that the copy of the lien that we have on file shows that it was incorrectly filed in the form of a private lien with the Rockland County Clerk. Neither the firm nor our client was served with a copy of any lien that was purportedly filed with the Village of Suffern. The lien having been filed with the wrong entity was a legal nullity. Nevertheless the lien lapsed on or about August 13, 2012 and has also been released." Attorney Rice said they provided some documents including a release. So apparently at this point in time they have dealt with and resolved what ever issues existed with that subcontractor but as of the time, a month ago, when he made that statement, in fact that was the last information that we had. Trustee Falciglia asked if we could get an update. Where are we with that. The last time you said it was discovery. Attorney Rice said right. That is where we are and he doesn't like to discuss details of litigation in public but that is exactly where we are. We had a conference last week and there was some discovery deadlines set and that is all that has transpired to date. Trustee Falciglia said all right. He will talk to Attorney Rice privately. He has a question.

GRANT WRITER:

Mr. Fred Rella said in the Village of Suffern becoming a Tree City USA last month, at the last Board meeting, we approved the new ordinance. We since have a proclamation declaring us a Tree City USA which was written and now we need to get a Board appointed - a Tree Advisory Board - and he has before them five people. The ordinance stipulates certain criteria that the Board members have to meet and all these Board members do fulfill the criteria. Bruce Simon is the chair, John Wickes, who is with Wickes Arborists, would be a Board member. Charles Barone, who

lives over on Mansfield Place and has been very much an advocate for Arbor Day and trees. Mr. Rella said himself and also Charles Sawicki of the DPW. The Mayor said that everyone should note that the paper with their names is printed on recycled paper.

The Mayor said he is appointing the members as stated by Mr. Rella. A motion to confirm was made by Trustee Abato, seconded by Trustee Falciglia. Upon vote, the motion was carried. The Village Clerk asked when do you want the appointments to begin and when do you want them to end. The Mayor said it is a three year term - well it is three, three and then two, two. He said Mr. Rella will go over that. Mr. Rella will go over that. The Mayor said it indicates it on the sheet. The Village Clerk said for what years. Trustee Abato said you are going to have to appoint them for one month and then reappoint them again - the Mayor said how do we do that. Can we do that. Attorney Rice said why don't you give their term of the first appointment to expire on a date three years after - in other words so the three year term would expire on November 30, 2016. It would be three years and one month for the first appointment. Trustee Abato said she will confirm it subject to the recommendation of the Village Attorney that the expiration of the appointment will be November 30, 2016 for the three year terms and 2015 for the two year terms, seconded by Trustee Meegan-Corrigan. Upon vote, the motion was carried.

Mr. Rella said he has been working with Assemblywoman Ellen Jaffee to secure money for the Clifford Theater. He said he mentioned that before. We were able to get \$2000 and Cathy Mills just gave him the paperwork that we got from NYS Office of Parks Recreation Historic Preservation and that is really good.

RECYCLING COMMITTEE:

Mr. Bruce Simon thanked the Mayor and Board members for allowing him to address them. He said on behalf of the recycling committee he just wants to announce the "Second Not Just Battery Saturday" coming up on Saturday, November 2, from 10 a.m. to 2 p.m. here in the parking lot at Village Hall. We will be collecting batteries, CFL lightbulbs, small appliances, cell phones, medications. And all of this stuff will be kept out of the waste stream, out of the landfills. And it will be taken up to Pomona and this way people won't have to make that trip to the Fire Training Center themselves. He said he is proud to say and he is happy to say that the members of the CSEA have volunteered their time so there will be no expense to the Village in doing this. This is just a

matter of taking stuff out of the garbage and putting it in recycling where it actually belongs. Trustee Falciglia asked if they would be collecting paint cans. Mr. Simon said this time they will not. They are looking into it. That brings up another whole set of issues. For this year they will not. In the future it is possible. A motion to approve the request was made by Trustee Abato, seconded by Trustee Meegan-Corrigan. Upon vote, the motion was carried.

POLICE DEPARTMENT:

A) Surplus a 2006 Ford Expedition K-9 Vehicle:

Chief Clarke Osborn said he had a few items for them tonight. The first will be surplus a 2006 Ford Expedition, which is their K-9 vehicle. The vehicle is going on eight years old and he knows that he spoke to every Board member personally about it. A lot of engine problems with it. The problem was to fix it and refurbish it would have cost us more so it wasn't worth doing it due to the age of the vehicle. So he is asking to surplus that 2006 Ford Expedition. A motion to surplus it was made by Trustee Abato, seconded by Trustee Meegan-Corrigan. Upon vote, the motion was carried.

B) Propose Speed Bumps on Memorial Drive:

Chief Osborn said he has spoken to Joe Hunt and Charles on this. We have had speed pumps on Memorial Drive for two reasons. Number one is obviously speeding vehicles. And number two is you have the Village pool. And you have the little league fields. So obviously there are a lot of issues. And there are people walking next to the lake in that area. These speed bumps are temporary. They have been taken out. They can be pulled out. Kids have been skateboarding over them and different things. He is asking the Board for permanent ones, like the ones we have in Squires Gate. He spoke to Charles and there really isn't a rush. He said he knows they have a million things going on. But if it is okay for them to work with them on installing the speed bumps. Chief Osborn said he will work with them to designate the spots where he thinks is the safest with enough visibility to see them. A motion to approve the speed bumps was made by Trustee Abato, seconded by Trustee Meegan-Corrigan, who asked if we should have a public hearing on this to make everyone happy. Trustee Meehan asked how many bumps. Chief Osborn said he was looking for two. He is looking for one in the area a little bit east of Jim's

house and a second one would be up more towards the field because that would cover the pool and that would also cover the field. Upon vote, the motion was carried.

C) Request Public Hearing for Speed Limit to be Dropped to 25 MPH on Memorial Drive:

Chief Osborn said on the same front - one of the things that we have been doing for the last five years is that a lot of our streets are now 25 mph. By municipal law the lowest we can drop the speed limit is 25 on a Village street. He had someone asking him on Wayne Avenue asking about dropping the speed limit to 25 but on a state road we do not dictate or do not mandate the speed limit. The state does. And they will not drop it lower in that section. We were looking to lower it to 35. He has spoken to them. However, on Village roads, we have to have a public hearing for this and he is asking for a public hearing to be set up for 25 mph on Memorial Drive. Basically in the same vein of safety for everybody out there. A motion to set a public hearing on October 15 at 7:35 p.m. was made by Trustee Abato, seconded by Trustee Meegan-Corrigan. Upon vote, the motion was carried.

Trustee Abato said she had a question for Clarke. She said that particular area is a high recreation area. Up by the DARE rink is a high recreation area. She asked if there was anything, and she doesn't even know because Terry is not here (Attorney Rice stepped out for a moment) but something Village wide that we can do for those areas where there is parks or recreation - Chief Osborn said as in speed zones - speed limits? Trustee Abato said yes. Chief Osborn said they have checked - he was looking to get a blanket policy for all Village streets but we checked with New York State but we basically have to do each street one by one. He said he actually checked. It would be much easier to do that but they won't let us do that. The Mayor said Clarke wants 25 everywhere. Chief Osborn said he does. He is a big proponent of that. Trustee Meegan-Corrigan said her too. She wants every road 25 mph. Chief Osborn said he agrees. He has been picking them up little by little. We can continue. We did Hillside, Cypress, Yorkshire. We have done a bunch. Washington. That would be the next - Trustee Abato said she was just thinking. They have school zones. She was wondering if there was anyway to zone it. Chief Osborn said we can drop it to 25. They were out there today with radar and they did very well on Washington Avenue. Obviously people exceeding the speed limit. Trustee Abato said she just noticed that coming down Yorkshire by the rink when they are

coming down towards the stop sign. They kind of come kind of fast around there and the kids are getting - Chief Osborn said they do. And they have had a few complaints on Yorkshire and Parkside and they have been setting up there in that area. He said they have been hitting Washington hard. He said they are just trying to move it around as much as they can to get the visibility out there.

Chief Osborn said he has one more thing that he spoke to them about. He spoke to the Mayor today about. In regards to the new vehicle we spoke about he is asking the Board - and he spoke to Terry today and he spoke to Tom Zordan - to purchase a new K-9 vehicle. They are looking for a 5 year municipal lease. And the first two years of it would be paid from surplus money through the sale of police surplus old vehicles. So they have the first two years paid for already and he is asking the Board to vote on that. It would be under a state bid through Beyer-Warnock which is where we get our police vehicles and he is asking the Board to vote and the cost per year is and it would be for 5 years at \$9950.42 and the first two years are paid for and we would have to pick up the cost of years 3, 4, 5. Chief Osborn said the cost for fixing the K-9 car went up to \$6000 and that wasn't even really touching a lot of the other problems with it. It is not financially worth it. Trustee Meegan-Corrigan said you want that tonight, right? Chief Osborn said by the time we order it and get it it is going to take a month or a month and a half. He said they spoke to them today. He said he spoke to Tom and Terry today. The Mayor asked Chief Osborn if we had to pay for it outright or is it a lease. Chief Osborn said it is a lease. And then we own it. Chief Osborn said what happens is with a municipal finance through Ford Municipal Credit which he has been using to keep the costs down is that we lease it for five years at \$9950.42 and then at the end of it we buy it for one dollar. He said they do that for municipalities which is very nice. Trustee Abato asked if she was correct. She said we are also using the sale of the motorcycle, the K-9 - and Chief Osborn said two other police cars that he just sold - Trustee Abato said towards the purchase of that. Chief Osborn said correct. The Mayor said Tom worked it out. He is not here. There is money there. As Terry suggested if we could just approve it subject to a review by the Attorney and Treasurer. Chief Osborn said of course. The Mayor said the funding is there but we just want to make sure that we are doing this - Chief Osborn said he will get Terry a copy. It is the same contract for every car they buy. It is the same exact contract. A motion approving the request

subject to Attorney and Treasurer review at \$9950.42 a year was made by Trustee Abato, seconded by Trustee Meegan-Corrigan.

AYES: Mayor Dagan LaCorte
Trustee Charles Falciglia, Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

NOES: None

ABSENT: None

Trustee Falciglia asked Chief Osborn if he got the motorcycle money already. Chief Osborn said yes, they got the check coming this week. It is confirmed for the Town of Warwick. He said he spoke to the chief up there today. Chief Osborn said he wanted to thank the Mayor and Board because the services that our K-9 unit provides and Officer Venturini with the time he puts in off duty helping us out as well he just wants to thank them. This is a well-deserved thing.

DEPARTMENT OF PUBLIC WORKS:

A) Personnel:

Mr. Charles Sawicki requested the appointment of Mr. Steve Cottiers to the Water & Sewer Mechanic I position at a rate of pay of \$30.50 per hour effective September 18, 2013. A motion approving the request was made by Trustee Abato, seconded by Trustee Meehan. The Mayor said before he does a roll call vote on all this Mr. Sawicki is bringing forth a number of personnel matters that have all been reviewed by the Treasurer and there are some increases and some decreases but it all nets out to come out at the same amount or actually a little less to the Village so while these positions were not originally budgeted the dollars end up adding up so we were able to comply with what we had budgeted. He said he wanted to make that clear.

AYES: Mayor Dagan LaCorte
Trustee Charles Falciglia, Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

NOES: None

ABSENT: None

Mr. Sawicki requested the appointment of Mr. Albert Chamberlain to the Water & Sewer Mechanic II position at a rate of pay of \$32.59 per hour effective September 18, 2013. That is actually - Mr. Chamberlain has been effectively performing that work in that position for a while and he has been getting out of rate pay so his pay would be unchanged. So that is clear. A motion authorizing the request was made by Trustee Abato, seconded by Trustee Meehan.

AYES: Mayor Dagan LaCorte
Trustee Charles Falciglia, Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

NOES: None

ABSENT: None

Mr. Sawicki requested the appointment of Mr. Daniel Haglund to the Water & Sewer Mechanic II position at a pay rate of \$33.52 per hour effective September 18, 2013. A motion approving the request was made by Trustee Abato, seconded by Trustee Meehan.

AYES: Mayor Dagan LaCorte
Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

ABSTAIN: Trustee Charles Falciglia

ABSENT: None

Mr. Sawicki requested the termination of employment of Street Department Laborer Mr. Jason Mulder. A motion approving the request was made by Trustee Meehan, seconded by Trustee Meegan-Corrigan.

AYES: Mayor Dagan LaCorte
Trustee Charles Falciglia, Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

NOES: None

ABSENT: None

Mr. Sawicki requested authorization to hire Mr. Lawrence Vogel of Suffern, New York filling the vacant Street Department Laborer

position. The rate of pay is \$15.95 per hour with a starting date of September 18, 2013. The Mayor said he was appointing him. A motion to confirm the appointment was made by Trustee Abato, seconded by Trustee Meegan-Corrigan.

AYES: Mayor Dagan LaCorte
Trustee Charles Falciglia, Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

NOES: None

ABSENT: None

B) Training:

Mr. Sawicki requested authorization to attend the South East New York Stormwater Conference on October 16, 2013. The course is located in Beacon, New York and the cost is \$100. A motion approving the request was made by Trustee Meehan, seconded by Trustee Meegan-Corrigan.

AYES: Mayor Dagan LaCorte
Trustee Charles Falciglia, Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

NOES: None

ABSENT: None

C) Proposal Acceptance:

Mr. Sawicki requested authorization to accept the lowest cost proposal for three drives, motors and control panels for the activated sludge pumps at the WWTP. This proposal is from Tasco Associates Inc., Kinnelon, New Jersey in the amount of \$23,950 and will be charged against the WWTP capital fund account. A motion approving the request was made by Trustee Abato, seconded by Trustee Meegan-Corrigan.

AYES: Mayor Dagan LaCorte
Trustee Charles Falciglia, Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

NOES: None

ABSENT: None

Mr. Sawicki requested authorization to accept the lowest cost proposal for the DPW fuel supply system replacement. This system was damaged during Hurricane Sandy. This proposal is from American Petroleum Equipment, Walden, New York in the amount of \$13,529. FEMA will reimburse the Village \$12,968.35. The balance of \$560.65 will be charged equally to the three DPW department fuel accounts. A motion approving the request was made by Trustee Meehan, seconded by Trustee Meegan-Corrigan.

AYES: Mayor Dagan LaCorte
Trustee Charles Falciglia, Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

NOES: None

ABSENT: None

Mr. Sawicki requested authorization to solicit advertised bids for the digestion system upgrade project. Bids are due November 14, 2013 at 3 p.m. Mr. Sawicki said we also have received approval from the NYS DEC of our submittal of our plans and specs for that project. A motion approving the request was made by Trustee Abato, seconded by Trustee Falciglia. Upon vote, the motion was carried.

D) Spectra Energy Update:

Mr. Sawicki said this is an update on Spectra Energy. The Village has agreed to provide temporary parking privileges to Spectra Energy Corp from South Plainfield, New Jersey at the Memorial Pool and Hemlock Lane Reservoir areas. The duration for the temporary parking is two (2) to three (3) weeks. Spectra Energy will pay the Village \$1200 a week. The Mayor asked if we had a start date on that. Mr. Sawicki said it started on Monday. Mr. Sawicki said we discussed this at the workshop. Attorney Rice said they are going to give us insurance and hold harmless and restore our property. Mr. Sawicki said right. That was based on Attorney Rice's recommendation and request.

E) Hazard Mitigation Grant Program Update:

Mr. Sawicki said another update is that during the month of July the Village submitted six (6) Letter of Intent packages to the

NYS Hazard Mitigation Grant Program. Based on the submitted Letters of Intent the Village has been requested to submit applications for all six (6). So they are in the midst of doing that.

F) Permit Refund:

Mr. Sawicki said he had one last item. A permit was issued for the construction of two new homes on Hillside Avenue. A fee of \$3000 was paid for a new sewer connection at 22 and \$500 was paid for an existing spur connection at 20 Hillside Avenue. The actual field conditions were different than anticipated. 22 Hillside also had an existing spur connection and he is requesting authorization to refund \$2500 to Mr. Ryan of Suff 4 Inc., Sloatsburg, New York. A motion approving the request was made by Trustee Abato, seconded by Trustee Meegan-Corrigan.

AYES: Mayor Dagan LaCorte
Trustee Charles Falciglia, Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

NOES: None

ABSENT: None

The Mayor thanked Mr. Sawicki. He said he has a lot on his agenda and to keep up the good work.

VILLAGE CLERK:

A) Approval of Minutes of Regular Board Meeting - July 8, 2013:

Village Clerk Virginia Menschner requested approval of the minutes of the regular Board meeting of July 8, 2013. A motion approving the minutes was made by Trustee Meegan-Corrigan, seconded by Trustee Meehan. Upon vote, the motion was carried.

B) Approval of Minutes of Regular Board Meeting - August 5, 2013:

Ms. Menschner requested approval of the minutes of the regular Board meeting of August 5, 2013. A motion approving the minutes was made by Trustee Abato, seconded by Trustee Meegan-Corrigan. Upon vote, the motion was carried.

C) Request - Mystic Images - A-Frame Sign:

Ms. Menschner said this is a request from Mystic Images for an A-Frame sign. They have approval from the Code Enforcer. A motion approving the request was made by Trustee Abato, seconded by Trustee Meegan-Corrigan. Upon vote, the motion was carried.

The Mayor said okay. Wonderful job.

FINANCE DEPARTMENT:

The Mayor said he is standing in for Tom Zordan. He said you have before you a number of capital fund accounts - old accounts that are being closed out. By closing out these projects we will refund \$30,115 to the water fund, \$26,608.14 to the general fund. There is a list. A motion to authorize the closing of the accounts was made by Trustee Abato, seconded by Trustee Meehan.

AYES: Mayor Dagan LaCorte
Trustee Charles Falciglia, Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

NOES: None

ABSENT: None

TRUSTEES:

Trustee Meehan said the Village received a letter from Quarry Ridge of Suffern LLC that said:

To Whom It May Concern:

Pursuant to the instruction of Trustee Jack Meehan please accept this check as per our agreement with the Village of Suffern.

Trustee Meehan said the check is for \$34,655.06 and this is to keep Quarry Ridge's pledge to make up the amount that we lose in taxes on the quarry because it is owned by the Town of Ramapo.

The Mayor said good job.

MAYOR:

A) Orange Avenue - Set Public Hearing for Zone Change:

The Mayor said he had a couple of items. One is for Orange

Avenue. The Planning Board is meeting regarding the creation of a new zone and then applying a zone change to this property. This has been something that the Village has been discussing for nine years - Urban Renewal on Orange Avenue. He said it is pretty amazing that we are about to move forward here. That all landowners have signed on without the use of eminent domain and he believes that while this is only the first step because if the Board does approve - first there will be two things. Adopt a new Transit Oriented zone which will exist going forward and then also to apply that zone to this piece of property. This is the first step going forward and then obviously the project will come forward for site plan approval and there will be public hearings at this time. So what he would like to do is to set a public hearing for the zone change on Orange Avenue for October 15 at 7:40 p.m. A motion to set the public hearing was made by Trustee Abato, seconded by Mayor LaCorte. Upon vote, the motion was carried.

B) Appointment of Data Entry Operator II:

The Mayor said we have an appointment of a data entry operator II. We posted the position and we had one applicant who is currently an employee - Ann Rizzo - and this position would represent a 10% increase in her salary from \$23.02 an hour to \$25.38. Trustee Abato said Tom actually sent us an e-mail regarding how that was going to be taken care of. The Mayor made the appointment, which was confirmed by Trustee Abato and seconded by Trustee Meehan.

AYES: Mayor Dagan LaCorte
Trustee Charles Falciglia, Trustee Patricia Abato
Trustee Jo Meegan-Corrigan, Trustee John Meehan

NOES: None

ABSENT: None

C) Establish Recreation Information Clerk Position:

The Mayor said we are asking for the establishment of a recreation information clerk - Trustee Meehan asked if this was a new position or are we re-assigning somebody. The Mayor said we are putting this position out there. Anyone can apply but we understand they are internal applicants. So again this would likely be someone internally receiving a promotion. This is just

to establish the position. A motion establishing the position was made by Trustee Abato, seconded by Trustee Meehan. Upon vote, the motion was carried.

A motion to adjourn at 9:23 p.m. was made by Trustee Abato, seconded by Trustee Meegan-Corrigan. Upon vote, the motion was carried.