

**VILLAGE OF HASTINGS-ON-HUDSON, NEW YORK
BOARD OF TRUSTEES
REGULAR MEETING
NOVEMBER 20, 2007**

A Regular Meeting was held by the Board of Trustees on Tuesday, November 20, 2007 at 8:10 p.m. in the Meeting Room, Municipal Building, 7 Maple Avenue.

PRESENT: Mayor Wm. Lee Kinnally, Jr., Trustee Peter Swiderski, Trustee Jeremiah Quinlan, Trustee Diggitt McLaughlin, Trustee Danielle Goodman, Village Manager Francis A. Frobel, Village Attorney Marianne Stecich, and Village Clerk Susan Maggiotto.

CITIZENS: Seventeen (17).

APPROVAL OF MINUTES

On MOTION of Trustee McLaughlin, SECONDED by Trustee Swiderski with a voice vote of all in favor, the Minutes of the Regular Meeting of October 30, 2007 were approved as presented.

APPROVAL OF WARRANTS

On MOTION of Trustee Swiderski, SECONDED by Trustee Goodman with a voice vote of all in favor, the following Warrants were approved:

Multi-Fund No. 27-2007-08 \$ 47,702.53
Multi-Fund No. 29-2007-08 \$120,456.16
Multi-Fund No. 30-2007-08 \$131,531.80
Multi-Fund No. 31-2007-08 \$ 2,544.00
Multi-Fund No. 33-2007-08 \$132,596.04

86:07 CERTIORARI SETTLEMENT – SINATRA FUNERAL HOME/15 SPRING STREET REALTY

Village Manager Frobel: You have received in your packet information from the attorney who advises the Board on this matter involving tax certiorari; the recommendation is that it be approved for settlement.

On MOTION of Trustee McLaughlin, SECONDED by Trustee Swiderski the following Resolution was duly adopted upon roll call vote:

WHEREAS, petitions having been filed by the property owner below, challenging real property tax assessments on the Village's assessment roll with respect to the following parcels:

Property Owner	Address Description	Year(s)
SINATRA FUNERAL HOME/ 15 SPRING STREET REALTY	15 Spring Street Volume HA, Sheet 12, Block 630, Lot 30	2003, 2004, 2006, 2007

WHEREAS, petitioner's court challenge is now pending in Supreme Court Westchester County; and

WHEREAS, the Village and the property owner have reached a mutually agreeable resolution with regard to the assessments at issue in the Court challenges; now therefore be it

RESOLVED: Counsel to the Village Attorney is authorized to execute a settlement on behalf of the Village for assessments for no less than the following:

Years	Current AV	Reduced AV	AV Reduction
2003	DISCONTINUED		
2004	DISCONTINUED		
2006	\$ 31,900	\$ 27,800	\$ 4,100
2007	\$ 31,900	\$ 27,800	\$ 4,100

The refund of Village taxes amounts to \$1,553.08±.

ROLL CALL VOTE	AYE	NAY
Trustee Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	X	

87:07 REVISED EXECUTIVE SESSION POLICY

Mayor Kinnally: The policy was adopted by the Board of Trustees on September 28, 1993, and this revision would be as of today's date. Peter, you were the one who suggested this, so I will pass it along to you for background.

Trustee Swiderski: This addresses both a concern that the subject matter and issues discussed during Executive Sessions are appropriate, and equally importantly fills a gap identified by Trustee Diggitt where we are required to be taking minutes. So it fulfills a dual role, and should be passed.

On MOTION of Trustee Swiderski, SECONDED by Trustee McLaughlin the following Resolution was duly adopted upon roll call vote:

RESOLVED: that the Mayor and Board of Trustees revise the Executive Session Policy as follows (additions in italics):

It is the policy of the Board of Trustees of the Village of Hastings on Hudson to conduct Village business in an open fashion and to make available as much information as may legally and practically be disseminated.

The New York Open Meetings Law authorizes the Board to conduct business in executive session in a number of areas. These include:

1. matters which will imperil the public safety if disclosed;
2. matters which may disclose the identity of a law enforcement agent or informer;
3. information relating to criminal investigations;
4. discussions relating to proposed, pending or current litigation;
5. collective bargaining negotiations;
6. personnel matters; and
7. the proposed acquisition, sale, or lease of real property or securities.

The Board recognizes that it is authorized to use executive sessions in these situations, but will do so with restraint.

To maintain confidentiality and to encourage the uninhibited discussion of the subject matter and any statements made or positions taken by all participants must remain confidential and may not be disclosed by any participant unless and until a majority of the Board votes to authorize the release thereof by the Board.

It has been and continues to be the practice of the Board that all members of the Board, acting together, come to agreement by consensus on the specific information which is to be released to the public, the suitable vehicle for reporting that information, and the timing of the reporting.

The Village Clerk (or designee) shall take minutes of each executive session, such minutes to consist of only the following:

1. *Date of resolution calling for the executive session;*
2. *Date, place, and time of executive session;*
3. *Names of persons present;*
4. *Broad description of subjects discussed (e.g. personnel, pending litigation);*
5. *If any action is taken by formal vote, a summary of the final determination of such action and a record of the vote, in accordance with Public Officers Law § 106.*
Minutes shall be approved at the next regular meeting of the Board of Trustees.

Original adopted by the Board of Trustees on September 28, 1993.
Revised November 20, 2007

ROLL CALL VOTE	AYE	NAY
Trustee Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	

Trustee Danielle Goodman X
Mayor Wm. Lee Kinnally, Jr. X

88:07 FREE HOLIDAY PARKING

Village Manager Frobel: Offering free parking is your typical step to support the local merchants during the holiday season. In my memorandum I noted what the expected cost is to the Village. This is something, though, that we believe aids the local businessmen in having shoppers support the stores.

Mayor Kinnally: A caveat that the hour restrictions will be enforced. People cannot park all day for free. Every year people get mad and say it is free parking, I can park there all day. No, you cannot. You can park there for two hours free. You must have turnover or you are going to be ticketed. It would be Monday, December 3 through Monday, December 31.

Village Manager Frobel: I also spoke with the president of the local Chamber and, of course, he is looking forward to passage of this this evening.

On MOTION of Trustee McLaughlin, SECONDED by Trustee Quinlan the following Resolution was duly adopted upon roll call vote:

RESOLVED: that the Mayor and Board of Trustees approve free two-hour holiday parking from Monday, Dec. 3 though Monday, Dec. 31, 2007 at the following locations: Boulanger Plaza, Steinschneider Lot, Post Office Lot, Warburton Avenue (North Street to Bridge), Main Street, Whitman Street, Spring Street, Southside Avenue, and Maple Avenue (Spring Street to Municipal Building Driveway).

ROLL CALL VOTE	AYE	NAY
Trustee Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	X	

PUBLIC COMMENTS

John Gonder, 153 James Street: It has been awhile since I have been here, and we still have that bus that is painted rust-color. It has been two years that the bus has been there.

You did get rid of it for several months, then it came back. Someone gave them two weeks to repaint it because it was yellow and it was illegal. It still has the lights on it, which you say are illegal. I represent 10 neighbors on the dead-end side of James Street. We see this every day. We know it is a commercial vehicle, you know it is a commercial vehicle and nothing is done about it. You have four attorneys up here and a Village Attorney, and some guy from Ardsley that owns the property seems to be getting away with it. Since Easter this bus has been back. I see it every day and it is very aggravating. You know it is a commercial vehicle and you can make an ordinance, and I do not know why you do not. I do not think you respect the people in Uniontown, especially the ones on the dead-end side of James.

Mayor Kinnally: The Village Attorney has discussed the matter not only with the Board but with the Village Manager and also with the Chief of Police. She has given us her advice. It is not that we have not done anything. We are following advice of counsel, and I cannot say any more than that. It is not that we are ignoring the situation, but we are facing some realities here.

Village Attorney Stecich: We do have an ordinance that says you cannot park commercial vehicles on the street. The problem is, it does not have commercial plates and it does not fit the statutory definition of a commercial vehicle. That was how we got to it the first time. I do not think anybody gave it a directive to paint the bus yellow. He said it was not a commercial vehicle. We said it is, because if it is yellow it a school bus and if it is a school bus it is a commercial vehicle. Then they painted it. I have twisted the law every conceivable way to see if it could be covered, and it cannot. It is not a commercial vehicle.

At the last meeting the suggestion came up that because he has out of town plates maybe we could do something about that. I spoke with the Police Chief. The policy is not to ticket for out of state plates, unless they are stopped for a moving violation, in which event they would check the registration to see if it is out of state and it is overdue. So it cannot be achieved in that way. Then we discussed with the Board the possibility of amending a law that is broader than just commercial vehicles, but there is almost no way to do it without saying you are prohibiting recreational vehicles. It may not look like a standard RV, but that is what the guy has made it into. That would be very burdensome for the rest of the Village. I think the Board decided that might not be such a great idea to ban RVs altogether.

Mr. Gonder: If it was sold as a bus, it is a bus.

Village Attorney Stecich: I know.

Mr. Gonder: You are the people that represent us, and you can do something. I do not think you want to do anything because only 10 families are involved.

Mayor Kinnally: It has nothing to do with the number of families or the location of the bus. It has to do with advice that we have been given by counsel and a judgment that we may not be able to accomplish what we set out to do here. So we are not ignoring it. We have gotten the advice of counsel, and at this point have chosen to follow that advice.

Trustee Quinlan: I do not think any of us are very happy that this bus/vehicle is parked in the yard on your street. There is a zoning code involved, and it is more involved than just passing an ordinance on this one particular vehicle on one particular street. I wish he would move it, I think it is obnoxious, but our hands are tied on it right now.

Christy Pinnoyer, 58 Villard Avenue: I came to urge the Village Board to adopt the leaf blower ordinance that is being suggested by the Conservation Commission. This would be a 10-month ban of gas-powered leaf blowers. They would only be permitted to be used in the months of November and April.

There are many compelling reasons to do this. The public health issue is the most critical. Leaf blowers are highly polluting. They are two-stroke engines, so they spew out 30% of the fuel unburned, directly into the atmosphere. A typical leaf blower at one hour has the same emissions as a car driving 300 miles. Furthermore, the air in Westchester is poor. We are in a non-attainment area. We are out of federal compliance with both particulates and ozone. And we failed the America Lung Association test, which measures the number of days that the area is out of compliance with the federal air health standard. Secondly, global warming. CO2 emissions should be cut wherever they can; we should do whatever we can to address that. And this is certainly a place that we would do that. Thirdly, they are poor for the soil and the health of the lawns and garden beds. A typical gas-powered leaf blower emits 150 mile-an-hour air blasts, and that is not good for the soil. It blows away all the organic matter that decays and enriches the soil.

It is true, you can much more quickly clear a lawn or an area with a leaf blower than with a rake. But the fact that it is bad for the lawn and the soil and the yard to do it in that manner should be taken into account. A number of us have been talking about this with our neighbors and residents, and we feel there is overwhelming support for this ordinance, and that you would get kudos for doing this. Also, it is important to remember that there were no such things as leaf blowers until approximately 30 years ago. We all did just fine without them. So if San Francisco can ban plastic bags, which they did today, I hope that you all would give this serious thought.

Elissa Zazzara, 68 Southside Avenue: I brought a copy of the *Science Daily* article on the IPCC report that was just done, if you would like to pass it around.

Mayor Kinnally: If you would give it to Susan it will be made part of the record. She can give us copies.

Ms. Zazzara: I know, Mr. Frobel, you have met with some landscapers. I wanted to find out what you had hoped to get from them. Also, I understand that the Conservation Commission's recommendation had not been addressed at all.

Mayor Kinnally: We are going to have a work session on this following our meeting tonight.

Ms. Zazzara: I understand. And the work session is not open to public comment so this was the time for public comment.

Mayor Kinnally: No, I understand. But you were asking for his report, and that probably will be done in the work session.

Ms. Zazzara: I was asking what you hoped to get from meeting with the landscapers, and also why there was no response made to the Conservation Commission from anybody on their recommendation. They made a recommendation, and not even a thank-you, an acknowledgement that we received your recommendation. You are getting other people's feedback, yet there is not feedback gotten from the people who made the recommendation.

Village Manager Frobel: Tonight will be our first opportunity as a board to meet and discuss both the recommendation of the committee and my report from the landscape businesses. That is the purpose of tonight's meeting.

Ms. Zazzara: Is there a procedure in responding to your boards and commissions, or do their suggestions lay fallow until...

Mayor Kinnally: That is what our work session tonight is going to address. We have the recommendation, we had a report from Kevin Hay, and Fran said that he was going to reach out to the landscapers. That is part of the process. It is not that we have ignored it.

Ms. Zazzara: The recommendation is made and nothing is said, not even a thank-you, seems not the way things should happen.

Mayor Kinnally: We had discussion at a regular Board meeting on this. We responded to the extent that we discussed it and said that we needed more information before we could move forward. And then we set up the work session for tonight.

Ms. Zazzara: I have been working with Deann Cartwright to spread the word of trying to help save the planet a bit. There is an Iroquois phrase, that in every deliberation we must consider its impact seven generations from now. I highly recommend the film *The 11th Hour*, Leonardo DeCaprio's work on climate change. They got the experts together and tried to assess what the environment gives us in air, water, the things that sustain us in life. They assessed that that was worth \$37 trillion. And it is nowhere shown in any bottom line, from the federal government down to the town. I know that our bottom line in Hastings is about sustaining us financially, and I would suggest that in your deliberations going forward the environment be part of the budgetary considerations.

David Skolnik, 47 Hillside: Please tell me whether these questions would be more appropriate at a different time in the meeting. The first question, this idea of submitting the transportation plan to the state, even if there are things about it that we might not be entirely comfortable with. Angie Witkowski has indicated that there could be some changes, or that what we are submitting to them is, in fact, our final...

Mayor Kinnally: Her statement was that the report should be submitted to the state, but the Board is not adopting everything in that report. Angie and Mr. Jacquemart discussed getting the report to the state to go on record that we are looking at these various items as far as positioning ourselves for subsequent grants.

Village Planner Witkowski: Right. The point is that if a grant opportunity came up, then the project would already be in the plan so that when you are doing the grant application you can justify the support in the community for it. Just because it is in the plan does not mean it is ever going to be implemented. It is all driven by whatever grants are going to be available.

Trustee Quinlan: Thank you, David, for bringing that up because I thought about it at the work session. I assume that the transportation plan in its entirety will somehow come to the Board. I am not in favor of sending the whole thing to Albany as it stands now. So correct me if I am wrong, but we will discuss it and we will vote what goes to Albany and what does not, and the majority will rule. Am I correct?

Mayor Kinnally: I think we will take guidance from Angie and from George and from Patty on this as to what sells or does not sell. Is the report going as a Village document or simply a report from our consultant?

Village Planner Witkowski: No, it is done by the consultant on behalf of the Village.

Mayor Kinnally: And does it indicate that the Board embraces everything in there?

Village Planner Witkowski: If it is adopted. Which is why I distributed the priority sheet.

Mayor Kinnally: And would that go with it?

Village Planner Witkowski: We can do some amending of the final draft before it goes to Albany. But all of those projects did come out of the walkable communities workshop and the workshops that we had during this transportation planning process. There was a tremendous amount of community input, and the rankings were what came out of those workshops.

Trustee Quinlan: It still seems a bit subjective. So let us get more objective. It is my firm opinion that I would never vote for the roundabout to be included in the transportation plan to go to Albany. Now, assume that two other people agree with me on this Board, can we cross that chapter out before we send it to Albany?

Village Manager Frobel: That is my understanding, that you would be adopting a plan and recommending it as part of our transportation plan.

Mr. Skolnik: If something is sent up to Albany and approved and sent back to us, then at that point how much latitude do we have in making changes?

Mayor Kinnally: There is an assumption there that something is approved in Albany. There is no approval in Albany. We are sending it up as a document that they have on file that will assist us in the grant process later on. Is that correct, Angie?

Village Planner Witkowski: The purpose of sending it to Albany is because we have a grant from the Department of Transportation and they need the document to show that the work was completed and is consistent with the grant contract that we have with the state.

Mayor Kinnally: We have the right to decide what we want to have for transportation initiatives in our Village. We do not need state approval for that.

Mr. Skolnik: The second question is this: Mr. Corrigan's proposal was presented along with the school board's proposal at the last meeting of the Safety Council. There have been two Safety Council meetings that have not taken place in the interval. I expected, given how much material had been presented to the Safety Council at that meeting, that there would be

a follow-up discussion before either of the plans went to you. As it turned out, the Broadway proposal was sent to you with their encouragement, but they were not in favor of the school plan. But I am understanding, both from what Peter said the other night and from the Board of Ed meeting last night, that this proposal is still somehow active before the Safety Council.

Mayor Kinnally: You will have to go back to the Safety Council. They have not forwarded anything to us at this point so apparently it is still under consideration.

Mr. Skolnik: I assumed there was going to be a meeting this month and apparently it was canceled. I am wondering what I would have to do to be confident that there is an upcoming Safety Council meeting where I can address this.

Mayor Kinnally: You can talk to the chair, or send a note to the chair, and say that I hope that this will be discussed at a future Safety Council meeting. They set their agenda.

Mr. Skolnik: It want to make sure that there was not something that was coming before you in the interim that was going to preempt that process. I do not know when your next discussion of the transportation plan is.

Mayor Kinnally: When they send something to us we will discuss it, but we do not have anything on that proposal, I do not believe.

Village Manager Frobel: They are still awaiting some information. I think the Chief of Police indicated he was waiting for some more data from the school board.

Mr. Skolnik: I was asked if there was one thing that I was really looking for. It is the idea of the task force to address the issues of traffic around the school that I presented in the last memo I sent you. I am not sure what the next process would be where I could discuss this with you or have you address it. I know that you had an initial negative response to it. My problem is that I do not see any venue in the Village government that is prepared to address it in the intensity that I think it needs to be done.

Mayor Kinnally: You may be right, but we cannot do it unilaterally nor do we want to do it unilaterally.

Mr. Skolnik: Unilaterally, you mean without the school board?

Mayor Kinnally: Yes.

Mr. Skolnik: There is a joint committee of the Trustees and the school board. It meets fairly infrequently, and the meetings are not well publicized. The health and safety and the facilities group at the school meet rather irregularly as well. I have had no success in encouraging the school to take a little different approach. Their approach has been that they do not want to bother thinking about the streets because they have no control over them. So there is not a sense that that is anything they want to spend time working on.

Mayor Kinnally: I get that point, but I do not know what we are to do. The school board has talked to us about their concerns over the flow of traffic and parking around the school. We worked with them before school opened this year and reconfigured some of the parking and striping on Mount Hope between School Street and Farragut. And, in fact, Mary Wirth and Eva Alligood said that there were positive results from that.

Mr. Skolnik: There definitely were.

Mayor Kinnally: So they are not ignoring it, and they have not thrown up their hands and said it is the Village's problem. They are concerned about it. Part of the issue may be just getting people focused on it.

Mr. Skolnik: That is what I am saying. You know that I have written you. At some point it gets too wordy. The point is, this is a problem that can never be addressed in the venues that we have because it is complicated. It takes much time. If you ever watch the Board of Ed meetings, they spend a tremendous amount of time on curriculum. If they were to do with this problem what they did with their own curriculum issues...

Mayor Kinnally: But in all due respect, Mr. Skolnik, why are you talking to us about this? The school board is the one that has got to do it.

Mr. Skolnik: Past the sidewalk, they have no control over it. That is what I am saying.

Mayor Kinnally: If you want them to spend more time on it, talk to them about that. But I cannot tell the school board to focus on this issue.

Mr. Skolnik: How would a traffic plan come to you?

Mayor Kinnally: Anybody can bring a traffic plan to us. But we have done this already with the school. We retained a consultant some years ago who came up with an approach of one-way streets in the area and rerouting traffic. It has been addressed, and we can do it again. The problem is that you have two main feeder streets in the area, one east-west and one north-south. Any approach that tries to divert traffic off those main streets is doomed.

Mr. Skolnik: If I have a proposal with regard to an overall plan how would I go about submitting it?

Mayor Kinnally: The same way you have done it in the past: send it to the Village Board or to the Manager, and we will all get it.

Mr. Skolnik: All right, then I will submit. Mr. Frobel, do I need to write to you to ask about having a Safety Council meeting, or is that something I can request?

Mayor Kinnally: Speak to the chairman.

Village Manager Frobel: Why do you not coordinate it through me? That would make it easier. They meet when they have an agenda. That is why they have not met this month.

Trustee Goodman: My recollection is that when the Village hired a traffic expert one of the suggestions was to reroute the streets and make them one-way. The neighbors organized around that and convinced the Board that it was not something they were interested in. I am not sure there has been a big neighborhood turnover there, but you have to consider the neighbors and their desires as well.

Mr. Skolnik: You misunderstand me. None of my ideas involve making one-way streets. I live near there, and it would not make sense based on the traffic. But thanks, and I will submit this.

Trustee Swiderski: We had a meeting last week that went through half of the transportation plan. A couple of ideas in the plan fell away. The Olinda proposal we all agreed made sense. We are going to face the other half of the proposal in the next two to three months. I would say, having gone through the whole plan at that point, with everybody at the table, we will have something we are all comfortable in sending up to the state. Until that point it is silly to send up something half-reviewed.

I am now segueing into addressing Mr. Skolnik's point. One of the themes that came up at the meeting and certainly in the discussions afterwards was the eagerness of the Planning Board and the school board to hold meetings on traffic issues because that is the only way they will get resolved. I would suggest that as part of the next meeting we talk about what makes sense. There are issues around the school that have not been addressed. And maybe follow-up meetings, or a task force, or whatever makes sense can be agreed upon in the next meeting and we can move on in addressing those topics in a third meeting.

Mayor Kinnally: But before that meeting, if there is going to be discussion of a task force, we must invite the school board to be part of that.

Trustee Swiderski: I am suggesting at the next transportation plan review, we will have the same players at the table that were there on Tuesday. I am sure they will be receptive because they are interested in seeing movement on their ideas.

Mr. Skolnik: But from a point of view of making any alterations, I do not see that it is necessary to link the school issues with the more extended process of Broadway.

Mayor Kinnally: I think they are completely interrelated. To say that you are going to change a traffic pattern and it is not going to affect the school, you live in the area and I think you are being a bit naïve if you say that.

Mr. Skolnik: No, I will clarify it. Thank you.

Trustee McLaughlin: Might I suggest that at our next meeting we set a date, and immediately after that meeting invite the other boards to join us.

Mayor Kinnally: I think we should reach out to them before and get some dates.

Trustee McLaughlin: Fine. But by the end of the next meeting, see if we can do this.

Mayor Kinnally: We are going to be getting into budget. We are into January already because there will not be anything on this in December.

Trustee McLaughlin: But if we do not do it in January, then in February we are deeper into budget. And that means we do not do it until May. So let us do it in January.

Trustee Swiderski: Let us get it out of the way.

Mayor Kinnally: Good point.

Mr. Gonder: I would hope the Board would look into how many accidents, deaths, serious injuries before you change anything or even consider changing it. I do not know if you have any data from the police since 1938 or 1940, whenever that traffic light went up.

Mayor Kinnally: That is one of the reasons why the Chief of Police is a member of the Safety Council. He has supplied all that information. Certainly any impact on traffic would take that into consideration.

Steven Corrigan, 286 Old Broadway: What is happening regarding the Safety Council recommendation that was discussed at the traffic workshop, where I understand a draft of a resolution is?

Mayor Kinnally: It will be on our agenda for our next regular meeting in December, to request the state to take a look at reducing the lanes on Broadway from four to two.

Lauren Heyman, 39 Lefurgy Avenue: I wanted to bring to your attention the issue of leaf blowers again. A year ago November I called Fran Frobels. The excessive use of leaf blowers in my neighborhood that I have recently moved to was becoming so oppressive I wanted to know what the Village was doing to address it. And he said we are formulating an ordinance. I thought this is lovely. They are already on top of it. That was a year ago.

I called periodically for an update but nothing seemed to happen. Then I got proactive, realizing that this town was allowing landscapers to use leaf blowers in the months of June, July, August, for blowing grass clippings. I teamed up with Sustainable Hastings, and we had a meeting. The Village Trustees had your work session about the leaf blowers. I was under the impression that it was a unanimous consensus that you wanted to go ahead and pass an ordinance. But I want to know that we are moving forward and are not going to go through another year of leaf blowers allowable in the months where they are not necessary.

Mayor Kinnally: We are in the process. Mr. Frobels discussed the fact that he had a meeting with various landscapers. We had a report from a member of the staff discussing what the other communities had done. We are in the process of gathering information and seeing what is possible, what is practical, and we will talk about it at our work session.

Ms. Heyman: If there is any sense of a time frame, I would appreciate knowing. There are 10 municipalities in Westchester that have ordinances in place, and some have been in place for four or five years.

Mike Perih, 14 Harvard Lane: A couple of questions about the reconfiguring of Broadway. How many complaints have we received about this stretch of highway compared to our population and the traffic flow?

Mayor Kinnally: I do not know how many. Periodically I hear from people that there is too much speeding, there is too much congestion, things of that nature.

Mr. Perih: I agree with the congestion.. But government service, like being a parent, when people are happy you do not hear about it. We have 8,000 people in the town, and if 7,900 of

them are happy about the road they are not going to say anything. Are we going to try to find out what the majority thinks? Let us publicize this, front page, and say we are soliciting opinions. A public comment period or a hearing would be a good idea. I have lived here 44 years and my family has been here 100-something years. We talk about traffic all the time. We never talk about Broadway. Broadway is one of the only roads we do not talk about.

Mayor Kinnally: All of our meetings are open. People are more than welcome to speak.

Mr. Perih: I understand that. But could we publicize this to the extent that we can get more people here and find out what they think. Or else open up a comment period with a Website or a snail mail address and find out what people are thinking.

Mayor Kinnally: We had this as a discussion item last week at a work session with the school board, we having it tonight, we are going to have a regular meeting about it in early December, you are going to be on TV. It is out there, it has been in the press, we send out our e-mail notices. I think people know about it, and whoever is interested I hope they will come forward and discuss it. But in the end we do not have a final say on it. The State of New York has the final say on it.

Mr. Perih: But as far as the recommendations or the submission to Albany, what is going to be included in that? If we are going to send a mandate up there we ought to make sure we have a mandate. At the previous meeting, the statistic was given that in 2006 there were three wrecks on Broadway. Is this true?

Mayor Kinnally: I know of at least two accidents on Broadway coming northbound around the island. We have some information from the Police Chief as to incidents on Broadway.

Mr. Perih: The number that was given was three. I just wanted to confirm that number before I open my mouth and make a fool of myself. I looked on the DOT Website for the traffic flow for the town, the accident rates. Our traffic flow, vehicle miles versus the average for the state and the average for this configuration of road, it is a very safe road. If that number, three, is correct, it was about 6 million vehicle miles traveled last year; three accidents. The state-wide average, 1.91 per million. What we had was 0.50 per million; four times better than the average. And for a full access road as opposed to a parkway it was 2.11 per million. So it is a safe road. I have been driving 30 years. I have never experienced a problem on Broadway.

Michelle Porto, 198 South Broadway: Why we are trying to make Broadway, a four-lane road, into two lanes, one in either direction, when Farragut Avenue where Mr. Skolnik was talking about traffic is technically a two-lane road and people use it as four?

Mayor Kinnally: I cannot answer that.

Kathy Seidel, 8 Devon Way: Since the question was raised about who is complaining about Broadway, I live one house off Broadway. It is a very tight squeeze, people come flying up from Yonkers. It is a very scary situation, and I think it would be a big help to make it a one-lane road. It is not such a congested road that I think that would cause any backups.

Damian Rieger, 198 South Broadway: I have lived on Broadway for 50 years and I accept Broadway as being a state highway. I would not buy a house next to an airport if I hated planes. If you have a problem with the traffic on the road, do not live there.

Tom Heyman, 276 Old Broadway: I am also very concerned about the speed of the cars on Broadway. In terms of the accident reports, I think there are more than three. About six months ago, in the middle of the night a car had hit an old stone wall at our property edge, knocked part of it onto our lawn, and left their license plate. We called the police, but I do not think there was an accident report. So there are more accidents than we know of. A year and a half ago there was a dead deer in the middle of the road in front of our driveway. Obviously, he was hit by a car going too fast. We have a couple of kids, one of whom is in middle school. We will not let him walk to town. So with concerns of keeping Hastings pollution-free we will drive to town more often because we do not want him walking on Broadway where there are no sidewalks from our house into town. Our feeling is that there are more accidents than are reported, there are more cars that go off the road into the field across from our house, because nobody is hurt. We do not think it is a safe situation.

Mr. Perih: If there are unreported accidents on Broadway there would be unreported accidents state-wide as well. The statistics would be the same relative to one another. Also, a dead deer is going to happen no matter how many lanes on the road. We have talked a couple of times tonight about supporting the merchants. Good idea. We want to keep access open to the town without creating a traffic jam. I will not go to Dobbs Ferry anymore; it is the same road but up there it is a nightmare. We do not want to bring that here. I want to go to our local hardware store and buy a can of paint; I do not want to sit in a line of traffic to do that. And the town is growing. We have a huge building that is about to open. The waterfront is on the move. We do not want to reduce capacity now. Last but not least, idling cars getting zero miles per gallon, global warming.

Joy Solomon, 131 High Street: Over the last eight years that I have lived on High Street, about five mornings a week I run on Broadway. I have been forced off the road on numerous occasions as a result of the speed of the cars traveling down Broadway. So this is an issue for me as a runner for safety on the side of the roadway.

Mr. Rieger: If it is an issue of speed we should look towards enforcement of the speed limit rather than trying to alter the road. Maybe it is time that people altered their driving habits, be more responsible. I have lived on Broadway for 50 years. I have walked it, I have staggered it. There is not a sidewalk but, again, it is a highway and it is access in and out of the Village. There are tractor trailer trucks, there are buses. To make an issue of I run the road and I get forced off, well, you are running on a highway. Would you run on the New York State Thruway? Would you run on the Saw Mill River Parkway? So there is an issue of pedestrians being aware that it is a highway, and there is also an issue of making the drivers aware that they should not be speeding.

Mayor Kinnally: Anything else? We will revisit this whole item of Broadway at our next regular meeting. But come on up, Mr. Corrigan. I do not want this to turn into a debate.

Mr. Corrigan: And it should not. I am here reluctantly because this is premature elevation of this public debate. We are not at the point of talking to the state, of considering changes on Broadway, and here we are talking about staggering up a highway in the middle of the heart of our town. I will show you the accident numbers, and I will introduce you to my children. If you want to get passionate about Broadway you came to the right place. And speeding on Broadway is unacceptable. It is not a highway. Route 87 is a highway, the Saw Mill River Parkway is a highway. Broadway, through the heart of Hastings, is not.

VILLAGE MANAGER'S REPORT

Village Manager Frobel: I have been working with the Chamber of Commerce. We have sent out a letter to all the local businessmen urging their support of the Chamber and their efforts to promote local businesses. As part of that effort, the staff will be filming our annual video holiday greeting film. The letter is going out this week to the businessmen asking them to say a few words to promote their business. Quarry Trail, we are opening the bids on that tomorrow. We have handed out about 12 copies of our specifications to local contractors who have shown an interest in that project. Today I met with the contractor for the Kinnally Cove project. He has all his necessary paperwork in, and he expects to mobilize his crews as early as next week to begin that work.

BOARD DISCUSSION AND COMMENTS

1. Update on the Comprehensive Plan Committee

Trustee Quinlan: They continue to meet twice a month. I went to the last meeting, and the liaison from the Planning Board was there. Diggitt was kind enough, again, to be behind the

camera and I would like to thank her for that. They are making progress, they are working hard. They are going to meet at least twice more in December, and they are setting timelines. Without getting too specific, it is just a great committee and they are doing great work.

2. Update on the Waterfront

Mayor Kinnally: I am waiting for information from the DEC and ARCO as to the status of the ongoing testing. They did more testing than they had set out to do. The weather was conducive, and the site also allowed them to do more. I would be surprised if it takes them awhile to get us the data because this was the type of testing that they would almost have instantaneous data. They were looking for one thing, and that was the DNAPL, the viscous-type stuff that they were looking for both on the land and out into the river.

3. Other

Trustee McLaughlin: We are still accepting applications for people who are interested in being on the Village's quadricentennial committee. The committee will be formed probably next month and will work through the end of 2009, which is the 400th anniversary of Henry Hudson's exploration of our river. We are looking for people who are organizers, people who are good at outreach, people who like making things happen, and people who would like to get the thanks of the Village for the next 100 years. You can send a letter or your résumé to the Board of Trustees. If you go to the Village Website there is a link. And if not, you can just mail it to Village hall. I look forward to hearing from you.

Trustee Goodman: I want to acknowledge receipt of more information from a resident interested in traffic on Broadway, Fred Olsson. So sorry that anybody has the impression that we do not acknowledge or thank. I think we do that with great regularity. And if we did not do so with Conservation, my deepest apologies. The Public Health Board and the Senior Citizens Advisory Committee held a joint meeting last week to talk about where they have issues in common and how they can work going forward. They talked about the need for emergency or neighborhood help, networks, and working together on some initiatives.

Trustee Quinlan: The Youth Council and Project Share are having a Thanksgiving dinner at the school for people who cannot otherwise afford what a lot of us are lucky enough to have, and they are looking for contributions. Checks can be dropped off at the Community Center to provide food at that dinner.

Mayor Kinnally: When is that, Jerry?

Female Voice: It is over.

Trustee Quinlan: I am sure they could still use some money, though, and even for this year because there are a lot of buses and their expenses will be high.

Mayor Kinnally: On October 12, Hastings resident Christine Lukasik was awarded the medal of the Commission of National Education of the Republic of Poland by the minister of education at a ceremony at the Polish Ministry of National Education in Warsaw. The Commission was created in 1773, and is referred to as Europe's first ministry of education. Christine was a long-time teacher at Hillside School and Farragut Middle School, and she retired in 1993. So our congratulations to her on this accomplishment, and it is nice to see that other people recognize and appreciate all the work that Christine did. She is emblematic of a lot of people in this community who do great volunteer work very quietly, and do not seek any spotlight for it. But congratulations to Christine.

Finally, we always need camera operators.

Village Manager Frobel: We are willing to pay them. We reached out to our employees as part of our biweekly newsletter. Our next step will be to place an ad in the newspaper to try to get interested people. I did contact Youth Employment Service, and Raf has been reaching out to the school to find some young people that would be interested in helping out.

Mayor Kinnally: Our next regular Board meeting is scheduled for December 4 and it is the first night of Hanukkah. The suggestion is that we reschedule that to December 11. Also, the first Tuesday in January is the first, so we would reschedule for January 8.

On MOTION of Trustee McLaughlin, SECONDED by Trustee Goodman with a voice vote of all in favor, the Board rescheduled the Regular Board Meetings from December 4 to December 11, 2007, and from January 1 to January 8, 2008.

Mayor Kinnally: Depending on the hour, maybe a brief Executive Session on personnel following the work session.

On MOTION of Trustee McLaughlin, SECONDED by Trustee Quinlan with a voice vote of all in favor, the Board scheduled an Executive Session for personnel following the work session.

ADJOURNMENT

On MOTION of Trustee Goodman, SECONDED by Trustee McLaughlin with a voice vote of all in favor, Mayor Kinnally adjourned the Regular Meeting at 9:25 p.m.