

**VILLAGE OF HASTINGS-ON-HUDSON, NEW YORK  
BOARD OF TRUSTEES  
REGULAR MEETING  
JUNE 17, 2008**

A Regular Meeting was held by the Board of Trustees on Tuesday, June 17, 2008 at 8:05 p.m. in the Meeting Room, Municipal Building, 7 Maple Avenue.

**PRESENT:** Deputy Mayor 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.

**ABSENT:** Mayor Wm. Lee Kinnally, Jr.

**CITIZENS:** Four (4).

**Deputy Mayor Swiderski:** The Mayor is out on business tonight and cannot attend. As is custom, there is a rotating vice-mayor on a quarterly basis. I happen to be that at this point in time, and so serve in the Mayor's stead for the course of the meeting.

We have a presentation on our agenda that we are deferring to another evening. The parties in question were not able to make it at this time.

**APPROVAL OF MINUTES**

On MOTION of Trustee Goodman, SECONDED by Trustee McLaughlin with a voice vote of all in favor, the Minutes of the Public Hearing of June 3, 2008 were approved as presented.

**Trustee McLaughlin:** On page 30 I was speaking. Instead of *I always think*, I said *I also think*. On page 49 the two coaches of the academic challenge team are Brian McGinnis and Florian Koenig.

On MOTION of Trustee Goodman, SECONDED by Trustee McLaughlin with a voice vote of all in favor, the Minutes of the Regular Meeting of June 3, 2008 were approved as amended.

On MOTION of , SECONDED by with a voice vote of all in favor, the Minutes of the Executive Session of June 3, 2008 were approved as presented.

**APPROVAL OF WARRANTS**

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

Multi-Fund No. 2-2008-09	\$142,010.49
Multi-Fund No. 3-2008-09	\$ 84,084.03
Multi-Fund No. 4-2008-09	\$356,106.60
Multi-Fund No. 5-2008-09	\$ 43,435.95

### **PUBLIC COMMENTS**

**Deputy Mayor Swiderski:** Would anyone like to speak on items that are not on the meeting's agenda?

**John Gonder, 153 James Street:** Life, liberty, and the pursuit of happiness. Life, I think the doctors are trying to keep me alive: seven different doctors, nine different prescriptions daily; and you people pass an ordinance eliminating electric blowers. I can understand gas blowers. You have time limits. You say get a doctor's permit, which I just did and gave it to Mr. Frobel. But you remind me of being a kid in school: you have to get out of gym or some class, you need a doctor's certificate.

Liberty, you are taking some of our liberties away. Senior citizens, I think you have 1,215 according to the latest statistics. That is 15.5% of the village. You are taking some of our liberties away. We use blowers all the time. I showed you last time the different oak flowers and blossoms, and they came off after May 15. Does Dobbs Ferry have more common sense? They did not even think of electric blowers on their ordinance. I think you should void it at this time.

Also, I do not think you did any statistical analysis on it, such as electric versus gasoline: what is the decibel level of a medium-sized one. You did not know most electrical ones can be used as a vacuum cleaner, and I hope I have an answer tonight if that is a void of the ordinance. I think in the long days that have passed, people that passed an ordinance like this in some communities would have been caned, flogged, tarred and feathered, and run out of town. I would not do that to anybody but, verbally, I think you made a big mistake when you included electric blowers in your ordinance.

Could I get an answer on the vacuum? The Mayor said the last time that legal would check into it.

**Village Attorney Stecich:** I would say a vacuum is not a blower.

**Mr. Gonder:** Same noise level.

**Village Attorney Stecich:** If it is vacuum, it is not blowing.

**David Skolnik, 47 Hillside Avenue:** Regarding the meeting of the subcommittee with the Board of Ed, there is not a public comment period. In the past there may have been something that I wanted to respond to. I am asking whether I would be able to respond to the discussion.

**Trustee Quinlan:** Public participation is something we have not considered as a Board, and neither has the School Board. It is a liaison committee and the public is certainly invited. You were there, you were sitting right at the table with the rest of us. Both boards would have to decide whether we are going to allow public comment during those work sessions. It is not even a work session. I do not know what exactly you would call it, a joint meeting. I am not particularly opposed to public participation as long as the comments come at the end and do not go on forever.

**Mr. Skolnik:** Is the structure of those sessions determined by the individual committee, or is it something that falls within the rules of open meetings? Whenever you can report on that, it would be helpful.

**Trustee Quinlan:** I saw your email comments about the meeting, and they were on point and appropriate. Would you rather be verbal, or would you be satisfied in making your comments written and distributed to the Board, as you did today?

**Mr. Skolnik:** There is an advantage to that because it gives me a chance to reflect and organize. The only time that might not be sufficient is if there is some basis for a back-and-forth, in which case it would be better to be able to say something. But I am aware that your discussion took the entire time you had, and you are working within a limited time. Perhaps you can permit a certain amount with a time limit.

**Trustee Quinlan:** It is not the time limit. I do not have any objections to you participating at the end of the meeting with some comments. As you say, there are time limits. We start the meeting at 8, we try to finish at 9. We have to go to work. I do not know how Fran and Diggitt feel. If they feel the same way then I would suggest that you go the school board and ask them how they feel. If they agree with us, then we can talk about it.

**Trustee McLaughlin:** The liaison committee is a peculiar legal animal because in a sense it is not a legal animal. There are two Trustees there, which means it is not a quorum. The two Trustees routinely send two, and the school board members cannot do business for the school board. We cannot cross each other's jurisdictional lines because our two jurisdictions are different: the school district includes parts of unincorporated Greenburgh that we have

nothing to do with as a governmental body. So we do not even represent the same people. Our position at our liaison meetings is to inform ourselves and each other. Its position is to communicate between ourselves. At yesterday morning's meeting we learned from the president of the school board his view on their priorities during the last year. It does not have anything to do with the work we do. He was simply sharing his opinion with us. So it is a peculiar animal. I am thinking it is an odd position to have comments on something that is not even, strictly speaking, a public meeting or covered by public meeting laws.

**Mr. Skolnik:** I would appreciate some clarity on it because it would help me understand my role. It was fine this time communicating, as I did, by the email. So if it is something you could discuss among yourselves and clarify, I would be satisfied with that.

#### **57:08 APPROVAL OF LEASE AGREEMENT WITH MetroPCS NEW YORK, LLC**

**Village Manager Frobel:** We are now at the point where we are ready to consider authorizing me to enter into this lease agreement. At the last meeting I raised a concern about the termination. Since that time Marianne has worked pretty extensively with the company. In fact, a company representative is here this evening with us. Marianne, do you want to just summarize any of the significant changes that have occurred?

**Village Attorney Stecich:** Actually there have not been so many significant changes since the last go-round. The question was that although it was called a five-year lease, in fact it was a 25-year lease. Fran's understanding was that it was five years, but it is five, automatically renewable. As I explained in an email I sent to the Trustees, it is not like there is no way out. If the Village needs it for any municipal purpose, it can give them 12 month notice. If the Village needed it for any public safety purpose like police or ambulance, then they would have to get off on short notice. And if there were any interference with the Village's use of the roof, or if it was interfering at all with police or fire safety equipment or communications, then it would have to stop immediately. It sounds like a long commitment, but the same thing is in place for the carrier that is up there now, AT&T. We also had to iron out some small insurance things.

**Trustee Goodman:** Is the money we are getting in fees similar to other contracts?

**Village Manager Frobel:** Yes, I think we have done very well. The first year we will receive \$42,000 in lease fees. That will rise 3% each year of the 25-year period that is covered. And the company has also agreed to make a one-time \$10,000 donation towards improvements to the property at Village hall. So it is very favorable in its terms, and one that I would urge you to support.

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

**RESOLVED:** that the Mayor and Board of Trustees authorize the Village Manager to sign a lease agreement with MetroPCS New York, LLC for use of 7 Maple Avenue for wireless communications, subject to final approval of the application before the Planning Board.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

**60:08 APPROVAL OF NON-UNION PERSONNEL SALARIES**

**Village Manager Frobel:** Scheduled for consideration tonight is passage of a resolution adopting the pay plan for non-unionized employees. These are chiefly department heads and clerical support staff, as well as several part-time employees. This would go into effect June 1. It has been the subject of two conversations with the Board of Trustees in closed session, and is in keeping with the contract for the fourth and final year for both highway workers and the Police Department.

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

**RESOLVED:** that the Mayor and Board of Trustees establish the following salaries for non-union personnel effective June 1, 2008:

Chief of Police	\$135,827
Superintendent of Public Works	\$107,318
Deputy Manager/Village Clerk	\$ 94,622
Superintendent of Parks & Recreation	\$ 96,554
Director of Youth Services	\$ 83,456
Planning Director	\$ 79,115
Technology Director	\$ 61,417
Secretary to Village Manager	\$ 58,677
Building Department Office Assistant	\$ 57,176

Payroll/Personnel Clerk	\$ 50,304
Court Clerk	\$ 40,497
Assistant Court Clerk	\$ 27,505
Recreation Supervisor	\$ 55,301
Recreation Assistant	\$ 37,971
Recreation Assistant	\$ 34,910
Youth Advocate	\$ 48,898
Building Inspector	\$100,320
Administrative Assistant	\$ 39,200
Building Maintenance	\$ 38,155
Cable TV Director	\$ 36,050
Parks Foreman	\$ 52,000

**Part-Time Personnel**

Deputy Building Inspector	\$ 20,546
Fire Inspector	\$ 17,686
Senior Outreach	\$ 18,359
Youth Employment	\$ 17,800
Meter Repair	\$12.92/hr.
Parking Enforcement Officer (2)	\$12.92/hr.
Intermediate Clerk	\$16.57/hr.
Clerk	\$13.21/hr.
Bookkeeper (Finance Office)	\$16.80/hr.

**ROLL CALL VOTE**

**AYE**

**NAY**

Deputy Mayor Peter Swiderski	X
Trustee Jeremiah Quinlan	X
Trustee Diggitt McLaughlin	X
Trustee Danielle Goodman	X
Mayor Wm. Lee Kinnally, Jr.	Absent

**62:08 LOCAL LAW NO. 9 OF 2008 – POLICE RESIDENCY**

**Deputy Mayor Swiderski:** Now we onto a spate of 16 changes, deletions, and modifications to our local laws. I would like to propose that for the deletions I read the headline, Marianne briefly describes it in one or two sentences, and then we move on it. Anything that involves a modification I read into the record. Is that acceptable? This first one appears to be a deletion.

**Village Attorney Stecich:** Yes, the existing code requires all police officers to reside in Westchester County. This requirement has not been imposed by the Village, so it should be deleted.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 9 amending Chapter 48, Police, of the Hastings-on-Hudson Code, to Eliminate the Residency Requirement as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Section 48-1 (Residence restricted to Westchester County) is hereby deleted from the Code of the Village of Hastings-on-Hudson.

Section 2: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 3: This local law shall take effect immediately upon filing in the office of the New York Secretary of State

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

### **63:08 LOCAL LAW NO. 10 OF 2008 – ZONING BOARD OF APPEALS**

**Village Attorney Stecich:** This deletes the chapter on the Zoning Board of Appeals. It does not eliminate the Zoning Board of Appeals. That chapter dealt with the first appointments to the ZBA. Everything in this has been superseded by the Village Law, Section 712, and is unnecessary and also somewhat inconsistent with the state village law.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 10 deleting Chapter 76, Zoning Board of Appeals, from the Code of the Village of Hastings-on-Hudson as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Chapter 76 (Zoning Board of Appeals) is hereby deleted from the Code of the Village of Hastings-on-Hudson.

Section 2: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 3: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

**64:08 LOCAL LAW NO. 11 OF 2008 – PUBLICATION OF ZONING LAWS**

**Village Attorney Stecich:** This deletes a chapter that has the rules for publishing amendments to the Zoning Code that was enacted in 1989. Subsequent to that, the state village law was amended. They are inconsistent, so this should be removed.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 11 deleting Chapter 79, Publication of Zoning Laws, from the Code of the Village of Hastings-on-Hudson as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Chapter 79 (Publication of Zoning Laws) is hereby deleted from the Code of the Village of Hastings-on-Hudson.



Section 2: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 3: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

**65:08 LOCAL LAW NO. 12 OF 2008 – ELIMINATE DOG WARDEN**

**Village Attorney Stecich:** The Village does not have an animal warden. That is a function performed by the Town of Greenburgh. This amends chapter 94 to delete the two sections dealing with dog wardens.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 12 amending Chapter 94, Animals, of the Hastings-on-Hudson Code, to Eliminate the Position of Dog Warden as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Sections 94-6 (Position created; appointment; salary) and 94-7 (Powers and duties) are hereby deleted from the Code of the Village of Hastings-on-Hudson.

Section 2: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 3: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

**66:08 LOCAL LAW NO. 13 OF 2008 – ICE CREAM AND NON-ALCOHOLIC BEVERAGES**

**Village Attorney Stecich:** This is a chapter saying nobody could sell ice cream or non-alcoholic drinks in the Village without a permit from the Village Manager. It does not make any sense. It only makes sense for ice cream trucks and maybe other portable vendors. But those are covered by the chapter on peddling and soliciting, so this should be deleted.

**Trustee McLaughlin:** I am curious about street fairs.

**Village Attorney Stecich:** They would not have been covered by this. This only dealt with, for whatever reason, selling ice cream and non-alcoholic beverages. It makes no sense. The A&P would need to get a permit from the Manager because it's selling non-alcoholic beverages. Street fairs would be covered by something else.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 13 deleting Chapter 170, Ice Cream and Nonalcoholic Beverages, from the Code of the Village of Hastings-on-Hudson as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Chapter 170 (Ice Cream and Nonalcoholic Beverages) is hereby deleted from the Code of the Village of Hastings-on-Hudson, as those regulations are covered by Chapter 214 (Peddling, Vending and Soliciting).

Section 2: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 3: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

**67:08 LOCAL LAW NO. 14 OF 2008 – JUNK DEALERS**

**Village Attorney Stecich:** This deletes an entire chapter of the Code that dealt with junk dealers, which is not a permitted use in the Village and I do not expect will be any time soon.

**Trustee McLaughlin:** How do you characterize a junk dealer? How is a junk dealer not an antique dealer?

**Village Attorney Stecich:** Antique dealers would be allowed as a permitted use or not. Other than that, we do not regulate them. What is a junk dealer? I do not know. This is probably like a 1913 law.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 14 deleting Chapter 176, Junk Dealers, from the Code of the Village of Hastings-on-Hudson as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Chapter 176 (Junk Dealers) is hereby deleted from the Code of the Village of Hastings-on-Hudson.

Section 2: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 3: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

**68:08 LOCAL LAW NO. 15 OF 2008 – LICENSES AND PERMITS**

**Village Attorney Stecich:** This chapter concerns licenses and permits for lots of things. One of the articles dealt with licensing certain trades and occupations: circuses, theaters, menageries. It is not any business that ever comes to the Manager for licensing so it does not reflect current circumstances. This is also a 1913 law, so I recommend its deletion.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 15 amending Chapter 184, Licenses and Permits, of the Code of the Village of Hastings-on-Hudson as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Article II of Chapter 184 (Licensing of Certain Trades and Occupations) is hereby deleted from the Code of the Village of Hastings-on-Hudson.

Section 2: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 3: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

**69:08 LOCAL LAW NO. 16 OF 2008 – PEACE AND GOOD ORDER**

**Village Attorney Stecich:** This would delete this chapter, not eliminate the crimes. All of this is covered by the New York State penal law, which is the law that the police enforce. There were a few things that were called disturbances of peace and good order: bathing in a stream without a suitable dress or covering, discharging firearms or fireworks, indecent female exposure. The only activity in that section that is not regulated by the penal law is the ban on burning rubbish or papers in the street. But when we amended fire code chapters a few meetings back, I added the provision that you could not burn rubbish or papers in the street. This was a recommendation of the Police Chief that it come out.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 16 deleting Chapter 212, Peace and Good Order, from the Code of the Village of Hastings-on-Hudson as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Chapter 212 (Peace and Good Order) is hereby deleted from the Code of the Village of Hastings-on-Hudson, as the restrictions in that chapter are enforced under the New York State Penal Law.

Section 2: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 3: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

**70:08 LOCAL LAW NO. 17 OF 2008 – PEDDLING, VENDING AND SOLICITING**

**Village Attorney Stecich:** This is a small amendment to the chapter on peddling, vending, and soliciting. Remember I said there was a separate section on ice cream and non-alcoholic drinks. This chapter said it shall not apply to ice cream trucks. That exception is eliminated, so now the peddling, vending, and soliciting also covers ice cream vendors.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 17 amending Chapter 214, Peddling, Vending and Soliciting, of the Code of the Village of Hastings-on-Hudson as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

- Section 1: Paragraph B of Section 214-14 is hereby deleted from the Code of the Village of Hastings-on-Hudson.
- Section 2: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.
- Section 3: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

**71:08 LOCAL LAW NO. 18 OF 2008 – SNOW AND ICE REMOVAL**

**Village Attorney Stecich:** The Police Chief recommended this be eliminated. Blowing the siren for a snow emergency has not been a practice in the Village for many years.

**Trustee McLaughlin:** If you are downtown you hear the different pulses of the siren, and they have specific meanings. Is the siren audible everywhere in the Village? How do we notify?

**Village Technology Assistant Corso:** The Village has a radio station, 1620 AM. I am sure everyone has a radio, and we do use that for emergencies.

**Trustee McLaughlin:** So it is assumed that we do not need an emergency warning in the Village? We have not used it, but have we ever really decided that it was not necessary to advise people?

**Village Manager Frobel:** We do notify people. It depends on the nature of the emergency. With a snowstorm, there is typically a lot of advance notification. We get word out through the computer, the radio station, the television station and other media that a storm is imminent and there is going to be a snow emergency and a parking ban will be in effect. In an emergency such that you need instantaneous notification it is difficult to reach everyone. We could try computers and radio and television but, again, not everyone is tuned into a radio at that moment. So it really depends on the nature of the event.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 18 amending Chapter 241, Snow and Ice Removal, of the Code of the Village of Hastings-on-Hudson as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Section 241-6 (Snow Emergency) of the Code of the Village of Hastings-on-Hudson is hereby amended as follows (deleted language ~~stricken~~):

**§ 241-6. Snow emergency.**

A snow emergency may be designated by the Mayor, or, in his absence, the Acting Mayor or Village Manager or, in the absence of any of them, by the Chief of Police. ~~The existence of a snow emergency shall be broadly announced through the village by the blowing of the 4-4-4 siren or by such other signs and announcements as may be practicable.~~

Section 2: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 3: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

**72:08 LOCAL LAW NO. 19 OF 2008 – TAXICABS AND TAXICAB DRIVERS**

**Village Attorney Stecich:** This eliminates the requirement that to get a taxicab license in Hastings you have to maintain a central place of business in the Village. It was a requirement for a long time, was the subject of extensive litigation, and was ruled illegal in Hastings by the appellate division a number of years ago. The code was never fixed to reflect that, and this does that.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 19 amending Chapter 262, Taxicabs and Taxicab Drivers, of the Code of the Village of Hastings-on-Hudson as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Section 262-20, paragraph A, subparagraph (1) of Code of the Village of Hastings-on-Hudson is hereby amended as follows (deleted language ~~stricken~~):

- (1) All persons engaged in the taxicab business in the village, operating under the provisions of this chapter, shall render service to the public desiring to use taxicabs. Holders of taxicab licenses shall maintain a central place of business ~~in a nonresidential zone in the corporate limits of the village~~, which shall be open to the public for business between



the hours of 6:30 a.m. and 2:00 a.m. every day, for the purpose of receiving calls and dispatching cabs. They shall answer all calls received by them for services inside the corporate limits of the village as soon as they can do so; if such services cannot be rendered within a reasonable time, they shall then notify the prospective passengers how long it will be before the call can be answered and give the reason therefore. Any holder of a taxicab license who shall refuse to accept a call anywhere in the corporate limits of the village at any time between the hours of 6:30 a.m. and 2:00 a.m. when such holder has available cabs, or who shall fail or refuse to give overall service, shall be deemed a violator of this chapter and the license granted to such holder shall be revoked at the discretion of the Board of Trustees.

Section 2: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 3: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

**73:08 LOCAL LAW NO. 20 OF 2008 – TRAILERS AND TRAILER CAMPS**

**Village Attorney Stecich:** This deletes the chapter regulating trailers and trailer camps because they are not permitted in the Village.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 20 deleting Chapter 267, Trailers and Trailer Camps, from the Code of the Village of Hastings-on-Hudson as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Chapter 267 (Trailers and Trailer Camps) is hereby deleted from the Code of the Village of Hastings-on-Hudson.

Section 2: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 3: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

**74:08 LOCAL LAW NO. 21 OF 2008 – TRAPPING**

**Village Attorney Stecich:** This deletes the chapter of the code dealing with trapping. It does not mean you can trap; it just means it is regulated by the state environmental conservation law so it does not need to be in the Village law.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 21 deleting Chapter 270, Trapping, from the Code of the Village of Hastings-on-Hudson as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Chapter 270 (Trapping) is hereby deleted from the Code of the Village of Hastings-on-Hudson, as trapping is regulated by the New York State Environmental Conservation Law.

Section 2: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 3: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

**75:08 LOCAL LAW NO. 22 OF 2008 – VEHICLES AND TRAFFIC**

**Village Attorney Stecich:** Vehicles and traffic is a big chapter. Section 282-4 is amended to actual police practice: rather than the Village worrying about stowing towed cars, they have a towing company do it and then deal with the towing company. That is what that amendment does. There are six changes.

Section 282-4 does not make any sense. It says the Police Department installs and maintains traffic control devices; the Board of Trustees is in charge of parking meters. It does not reflect the practice, so just take it out. It is also redundant. Other sections of the code deal with that.

Subsection C and D of Section 282-10 provided for traffic lights at Spring and Warburton, and Farragut Avenue and Mount Hope. They do not exist.

Subsection F of Section 292-24 allows parking on Broadway from Edgars Lane to Olinda on Sundays from 7 a.m. to 1 p.m. According to the Chief, they do not allow parking there ever. So now the restriction will be no parking on Broadway on either side.

Section 292-25 of Section 6 is the inverse of the previous amendment, or converse.

**Trustee McLaughlin:** I asked this question in an e-mail: We have applied to New York State for permission to have parking from the Dobbs Ferry line down to Riverview Place. Why are we now removing the opportunity to have that parking?

**Village Attorney Stecich:** The Chief got your e-mail. He said that right now they do not permit parking there. At whatever point the Village gets permission, if it gets permission, from the state, we are going to have to amend the law to say that parking is permitted there, and that would be done then.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 22 amending Chapter 282, Vehicles and Traffic, of the Code of the Village of Hastings-on-Hudson as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Section 282-4 of the Code of the Village of Hastings-on-Hudson is hereby amended as follows (new language in *italics*; deleted language ~~stricken~~):

**§ 282-4. Police officers authorized to remove illegally parked vehicles.**

The Village Police are hereby authorized to remove or provide for the removal of vehicles parked illegally on the Village parking lots described in § 282-3 to an automobile pound, garage or other area. ~~The owner or other person lawfully entitled to the possession of such vehicle must pay a charge for removal and a charge for each day's storage (the day of removal to be counted as a storage day) to be determined by the Village Board by resolution and set in the fee schedule, all charges to be paid to the Village Treasurer before the vehicle is released. All such charges shall constitute a lien against the stored vehicle. After removal of any vehicle, the Police Department may arrange to have such vehicle stored at a tow/storage facility at the expense of the owner. The owner or other person legally entitled to the possession of such vehicle may be charged with a reasonable cost for the removal and storage, payable to the tow/storage company before the vehicle is released.~~

Section 2: Section 282-4 of the Code of the Village of Hastings-on-Hudson is hereby amended by deleting Article III, Traffic Control Devices, consisting entirely of § 282-9 (Authority to install traffic control devices).

Section 3: Section 282-10, paragraph A of the Code of the Village of Hastings-on-Hudson is hereby amended as follows (new language in *italics*; deleted language ~~stricken~~):

**§ 282-10. Location of traffic control signals.**

Traffic control signals shall be installed, maintained and operated as follows:

A. A semiactuated traffic control signal which may be manually set at the option of the Police ~~Commission~~ Chief, on such sequences as the Police ~~Commission~~ Chief may determine, at the intersection of Warburton Avenue with Washington Avenue, consisting of the following:

- (1) A three-section, four-face signal head.
- (2) Vehicle detectors on Washington Avenue.
- (3) Sequence of operation: green on Warburton Avenue until signal on Washington Avenue is actuated.

Section 4: Section 282-10 (Location of traffic control signals) of the Hastings-on-Hudson Code is hereby amended by deleting subsections C and D in their entirety.

Section 5: Section 282-24 (Parking time limited in designated locations) should be amended by deleting subsection F in its entirety.

Section 6: Section 282-25 (Parking prohibited in designated locations), subsection A, paragraph (53) should be amended to read as follows (new language in *italics*; deleted language ~~stricken~~):

- (53) ~~Broadway, on the east side from Dobbs Ferry-Hastings-on-Hudson line to Edgars Lane, and from Olinda Avenue to the Yonkers line, and Broadway on the west side~~ *both east side and west side*, from the Dobbs Ferry-Hastings-on-Hudson line to the Yonkers line.

Section 7: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 8: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.

**ROLL CALL VOTE**

**AYE**

**NAY**

Deputy Mayor Peter Swiderski

X

Trustee Jeremiah Quinlan

X

Trustee Diggitt McLaughlin

X

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

**76:08 LOCAL LAW NO. 23 OF 2008 – VILLAGE PROPERTY**

**Trustee Goodman:** As worded, does this language include the placards that we have for the museum on the street, which are not, per se, street signs?

**Village Attorney Stecich:** It is property belonging to the Village, or under its control. The point of this was not so much to designate everything. The main point was to eliminate willing, malicious, and knowing damage to Village property. Sometimes people drive and cause damage. It happens, and one person recently had done it and left. So that was the main thing: that it does not have to be malicious or knowing, you are still responsible. The other main change was to add that you have to reimburse the Village.

**Trustee McLaughlin:** It seems like a wordy way of amending this if all you are doing is removing the willfully, maliciously, and knowingly. If what you are doing is saying that no person shall damage any item or property owned or leased by the Village, that is a real simple sentence.

**Village Attorney Stecich:** Yes, it could be changed that way. But I think this is a little clearer. When you say you cannot damage any property, certainly I think of signs or something. But I would not think about somebody ripping up the grass. While this does not have every single thing, it gives you an idea of what is covered by it.

**Deputy Mayor Swiderski:** It does, ultimately, by saying any other property belonging to the Village.

**Village Attorney Stecich:** Right, it covers everything. But I meant it does not detail historic plaques and everything like that. You do not catch everything, but there is enough there so you have a sense of it. I think it gives better notice, actually.

**Village Manager Frobel:** Part of this is a result of what has appeared before the municipal court, too. The Chief has offered some suggestions of things that may be viewed by some as loopholes in actual experience.

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

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Local Law No. 23 amending Chapter 287, Village Property, of the Code of the Village of Hastings-on-Hudson as follows:

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Section 287-1 of the Code of the Village of Hastings-on-Hudson is hereby amended as follows (new language in *italics*; deleted language ~~stricken~~):

**§ 287-1. Damaging village property.**

~~No person shall willfully or maliciously and knowingly damage any item or property owned and/or leased by the village.~~ *No person shall cut, break, mark, injure, destroy or molest any tree, shrub, grass plot, wall, fence, guard rail, post, pole, culvert, drain, bulletin board, public notice, street sign or street light in or upon any street, park or other public place in the Village or any other property belonging to the Village or under its control or in its possession.*

Section 2: Section 287-2 of the Code of the Village of Hastings-on-Hudson is hereby amended as follows (new language in *italics*; deleted language ~~stricken~~):

**§ 287-2. Penalties for offenses.**

*Any person found guilty of violating § 287-1 shall be liable and subject to a penalty of not less than \$10 \$100 nor more than \$100 \$250 for each violation. In addition, that person may be required to reimburse the cost of repairing or replacing the damaged property.*

Section 3: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 4: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	

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

**77:08 AUTHORIZATION TO RECEIVE BIDS – SPORT UTILITY VEHICLE**

**Village Manager Frobel:** We need to replace our 2001 Chevy Suburban, which was a total loss in an accident a few weeks ago. When we first became aware of that loss, I had mapped out a strategy as to how to proceed to replace the vehicle. Most of those doors that were part of my plan have been closed to us. Our first hope was that we could participate in the State of New York’s purchasing program, where we could buy a similar vehicles under their bidding procedure. That would eliminate the need go through a formal bid process. All those vehicles are no longer available; they were built out and sold in April.

We then began to shop around for other vehicles. We thought perhaps a van might work. That would be considerably less expensive than the Suburban. It was dismissed as a vehicle that probably would not hold up to the heavy use we anticipate for the bringing around of children. We surveyed the used car lots and looked for new vehicles, and found prices were higher than we might do with a sealed competitive bid.

Tonight I am asking your permission to send out the specifications we have developed for either a new 2008 Suburban-type vehicle or a good used vehicle. I should point out that we found a used vehicle which I was attracted to. We sent our mechanics out to look at it. I felt it was a good value, but in the opinion of some it had too high a mileage. So what is left to us is to find out what we can do in terms of competitive pricing, and come back to you perhaps as early as your second meeting in July with a recommendation.

The totaled vehicle yielded a \$7,800 payment to us by the insurance company. Mr. Finkeldey believes he has someone lined up who is willing to make a gift towards purchase of the vehicle. And we do have in the budget some money for maintenance. A new vehicle could be trouble-free for a certain amount of time, so I could use some of that money. So I have a budget to work with of about \$30,000.

**Donna Hart, Chairperson, Hastings Youth Council:** It is extremely important that the vehicle we get has the highest safety standards since we will be using it for the Safe Rides vehicle and also for trips for children in the summer. We had the Village Manager come to our meeting in May, and we talked about the importance of having this move really swiftly because June is the most difficult for drunk driving and proms and end-of-school. We have been lucky enough to use an older vehicle in the Village, but it does not seat that many people so we have not been able to accommodate the 40 children per weekend we usually accommodate in Safe Rides, which is unfortunate at this time of year.



The Village Manager mentioned the \$7,800 we got for the vehicle and the \$2,000 we put in the budget for maintenance. We have got \$25,000 from people who would like to donate for a new vehicle because they see it as so important. Timeliness is a big factor here. The reason the vehicle that was found was not thought to be good was not just the mileage. It had none of the safety standards of the new vehicles. That, to Bill Finkeldey, is most important. One of reasons the accident occurred was because the brakes did not work. If we had the antilock brakes, they lock; that accident would not have happened. We are very lucky. There was a child in the vehicle, and neither he nor Bill were seriously injured. Bill has an injury, but the child was fine.

I am here to make sure you understand that as we get into the summer we are not going to be able to be taking children on trips, and we are not going to be able to do our Safe Rides program, which is crucial in the summer. We really need this to happen quickly, and I do not think the money is an issue since we have gotten this large donation.

**Trustee Quinlan:** Fran, how long do you think it is going to take if we do pass this tonight?

**Village Manager Frobel:** At your second meeting in July we will be ready.

**Ms. Hart:** Can it be sooner than that? We had originally thought we would get it two weeks after that May meeting.

**Village Manager Frobel:** I did, too. If we were able to find a vehicle under the state bid we would have, but the fact is that all those vehicles, when they were built, were sold. And now the law does not allow us to purchase a vehicle outright without going through a bid process.

**Ms. Hart:** I thought we could if the Village was using less than \$10,000 to purchase it.

**Village Manager Frobel:** No. The law is \$20,000, but we also asked our attorney for an opinion. The Village is buying the vehicle so we are subject to the bidding process regardless of the source of the money. I realize most of it is a gift, but we are still subject to the bidding process even though it is not all Hastings-on-Hudson taxpayer money.

**Ms. Hart:** If it is going to take until mid-July we are going to need to rent a vehicle because a lot of things are not happening and are on hold. You can look back and talk to the police about summer when we did not have trips and things going on. There was a lot more vandalism, a lot more loitering, a lot more alcoholism in the Village. The things we do with the children help avoid all those things. So mid-July to get the vehicle, we are already three weeks into the summer. I am concerned about that.

**Village Manager Frobel:** Part of the delay, as I mentioned, was that we had hoped to use the state bidding process. I found out from you moments ago that we now have a \$25,000 gift. I was working on the premise of \$20,000 as of this morning. But even though it is not all our money, we are still subject to the bidding requirements.

**Trustee Quinlan:** Maybe it could happen in two weeks. We do not know how soon we are going to get the bid. But we are meeting on July 1 and then two weeks later which is lucky because usually, until this year, we only had one meeting in July and one meeting in August. But the Board has decided we have too much work to do, we are buckling down, and we are going to have a full schedule. We are going to have two meetings in July and two meetings in August. You can be assured that Fran is going to try to do this as soon as possible, and we are going to pass it as soon as possible as long as it is reasonable.

**Ms. Hart:** Is there any possibility of a rental van in the meantime?

**Village Manager Frobel:** One of the scenarios was to lease a vehicle, and it was very expensive as you might well imagine. If Bill thinks he has enough money in the budget we can certainly look at that, but it is very costly.

**Trustee Goodman:** If we cannot lease a Suburban why can we not go back to just leasing a van? That is better than nothing, might be cheaper, and could maybe do the trick in the interim.

**Village Manager Frobel:** This is the first I have heard, too, that programs were suspended because they were using the Crown Victoria. We could look into renting a van, if you like.

**Ms. Hart:** That is what I was hoping. One of the concerns with some of the vans is they do not have the high-safety features. We were trying to find something that would hold a lot of kids as well as give us the most in terms of safety. On the weekends we are getting much less in terms of calls because of the size of the vehicles. You can only carry as many kids as the vehicle can hold. As soon as school is over trips are scheduled every day.

**Deputy Mayor Swiderski:** Given that we have \$5,000 more this evening than we did this morning, if that helps out in the math and moving quickly on a rental, just a thought.

**Village Manager Frobel:** We were looking at a long-term lease, but let me see if I can look at one that short. Those were under a state bid for the leasing, so that saves me that concern that this is a good, fair price.

**Trustee Quinlan:** Fran, have we gotten the check from the insurance yet?

**Village Manager Frobel:** Yes.

**Trustee Quinlan:** Maybe we could use some of that money to lease for a month. And then hopefully we might have to buy a less expensive van in the future.

**Trustee McLaughlin:** It seems to me the thing to do is authorize the Village Manager to receive the bids and leave him to figure out the most expeditious way to get what we need, rather than micromanaging him from up here. Give him this authority and he will then charge ahead to do it.

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

**RESOLVED:** that the Mayor and Board of Trustees authorize the Village Manager to receive bids on a sport utility vehicle.

<b>ROLL CALL VOTE</b>	<b>AYE</b>	<b>NAY</b>
Deputy Mayor Peter Swiderski	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	X	
Trustee Danielle Goodman	X	
Mayor Wm. Lee Kinnally, Jr.	Absent	

### **VILLAGE MANAGER'S REPORT**

**Village Manager Frobel:** We are scheduled for Thursday's dedication ceremony for Kinnally Cove. It looks very good. The only item that is not complete is the wooden guardrail that will separate the property from the parking lot. We have sawhorses up there and cars will go a little further into the lawn than they are going to be allowed to once the guardrail is up, but we did not want to get halfway into that project and have it not completed for the dedication. Ray Gomes has assured me of good weather that night so it should be very enjoyable. We are going to have quite a few folks turn out that evening.

We are inviting the community to Metro-North's dedication ceremony on Friday afternoon, June 20, at 2:30 at the Hastings station. They will be dedicating and recognizing the improvements they have made to the train station.

Pool family memberships are right on target. The warm weather has certainly helped. It has been a very busy place despite the occasional thunderstorm. Attendance is way up, and we are doing very well on the budget in terms of the cost to operate the pool.

**Trustee McLaughlin:** I am curious as to how much damage there has been to Village property, or around the Village, from the storm yesterday.

**Village Manager Frobel:** There are branches down here on our property. I spoke with Mike and he is not aware of any extensive damage.

## **BOARD DISCUSSION AND COMMENTS**

### **1. Update on the Waterfront**

**Deputy Mayor Swiderski:** We met two Wednesdays ago with the representative of ARCO, and I have forwarded an update on that meeting to the Board on what we requested of them, specifically, a request on expediency on the process as a whole. Even though there may be very good reasons why it has taken several years since the consent decree was signed for us to be at this point, it still feels like it is crawling. We would like to explore anything that can accelerate getting a preliminary action plan to the state for approval. We also asked them to consider pursuing the process of mothballing the largest building that is currently fully functional and could conceivably be saved as a parking lot or something else. We asked for discussions around the dedication of more land for open space above and beyond what is in the consent decree. I am failing to remember the fourth ask we had, but it was in that theme.

Testing has drawn to an end, and they are preparing their findings. We have asked them to post the test results on their Web site. The next step is submission of their findings to the state. And then the state, in theory, by the end of the year comes back with its preliminary action plan, where there is a public commentary period and then a record of decision that the state issues, firmly nailing down what their remediation plan will look like.

### **2. Update on the Comprehensive Plan Committee**

**Trustee Quinlan:** Tomorrow night is a very important meeting. We are going to have an update from the Greenway people, and are hoping for a good attendance. It will be interesting, and will be the second of the last meetings that the Comprehensive Plan Committee is going to before the summer recess. It is a community meeting, and I strongly suggest everyone come and give your input, and help guide the Comprehensive Plan Committee to a successful conclusion.

### **3. Streets to be Paved**

**Village Manager Frobel:** We are pursuing joining with the Town of Greenburgh and other communities, to do one bid for all our paving needs. The concern is the paving may be done late in the season. It should be before Thanksgiving, but is probably not going to be in the late summer. We try to have it done while school is out, not to interfere with bus routes, etc. Nonetheless, we may secure some good prices, and it would be worth the wait. I did supply you with a list of the streets. I hope that we are also going to be able to resurface the Village Hall parking lot here as well as some other improvements. I am looking to borrow up to \$300,000 for this work. You will not authorize the amount until we award the bid. We received notification from the State of New York that we can anticipate receiving upwards of \$115,000 under CHIPS, the Consolidated Local Street and Highway Improvement Program. These are only estimates. If prices come in more favorably we could always add streets if you care to spend more money, or we will spend less money and do the streets that are indicated here.

**Trustee McLaughlin:** Could you read these, and explain to the residents what it is that is intend? There are two different actions on the list you gave us.

**Village Manager Frobel:** An overlay is simply a leveling course put down to level the road and make it drivable. The idea is to improve the rideability, to eliminate the cracking, the potholes, the splitting of some of the roadway. So you put an overlay on it typically to level it, and then a final coat. We mill streets when those roads have curbs that if you were to overlay would effectively reduce the effectiveness of the curb. So you grind the sides down on the street somewhat so that when you overlay you do not lose any margins on your curbs. We do not do drainage work in advance of this paving. The crews will raise some catch basins and repair those that are in disrepair, but this is strictly a road resurfacing program. Typically a program like this would last, depending upon the use and the number of cars traveling it, five to seven years depending upon the underlayment of the road. If there is a good base they will last longer. Some of them are nothing more than anchor and gravel and oil and sand, then they do not last as long and people are often times disappointed to see them come apart after only four or five years. But again, it depends on the use and the base of the road.

**Deputy Mayor Swiderski:** I think Diggitt was also looking for you to read the roads.

**Trustee McLaughlin:** There are some residents out there whose hearts would dance if they knew their streets were on the list.

**Village Manager Frobel:** Not all these roads are from beginning to end, but the streets we are looking to do at least a good portion are Holly Place, Edison Avenue, Marion Avenue, Curry Road, Ronny Circle, Windsor Road, Devon Way, Derry Lane, Stratford Lane, Darwin Avenue, Summit Drive, and Ravine Drive.

#### **4. Other**

**Trustee Goodman:** I wanted to note the wonderful job that the Arts Commission did on the street banners. It is such a beautiful project I thought it was overdue in receiving our thanks. Tracy Allen with the Arts Commission juried the show. Howard Grossman did the graphic layouts. It is pretty miraculous. When this board convened the Arts Commission, I never envisioned the kinds of things that the Commission has produced. I was getting off the train the Friday night they were hanging this exhibit about 9 o'clock. As I was driving up Main Street there were people swinging from ladders. I went home and got my dog, and I came back into the Village and hung out while they worked. I do not know how they got all the work done that they needed to. Then the reception on Saturday was glorious. I hope we see more creative works from them.

I had another piece of good news. There is a resident in Hastings, her name is Stefanie Pintoff and she lives on Oakdale. She was in a competition for mystery writers. She is not a published author. St. Martin's Minotaur Press and the Mystery Writers of America ran a competition. She won, and she beat out 700 other manuscripts. Congratulations to Miss Pintoff. Like the artists here and the writers, we are very blessed with a creative public.

#### **EXECUTIVE SESSION**

On MOTION of Trustee McLaughlin, SECONDED by Trustee Quinlan with a voice vote of all in favor, the Board scheduled an Executive Session immediately following the Work Session to discuss personnel, and an Executive Session for Tuesday, June 24 to discuss litigation and personnel.

#### **ADJOURNMENT**

**Deputy Mayor Swiderski:** I would like to move for one minute of silence in memory of one of our Village greats. We lost Fred Hubbard last week and he was a huge contributor to that which makes this Village so special. There is a walk in his memory on Saturday and we will have something as part of the Ramble later on in the year.

On MOTION of Trustee McLaughlin, SECONDED by Trustee Quinlan with a voice vote of all in favor, Deputy Mayor Swiderski adjourned the Regular Meeting at 9:30 p.m.