

VILLAGE OF HASTINGS-ON-HUDSON, NEW YORK
BOARD OF TRUSTEES
REGULAR MEETING
JUNE 2, 2009

A Regular Meeting was held by the Board of Trustees on Tuesday, June 2, 2009 at 8:10 p.m. in the Meeting Room, Municipal Building, 7 Maple Avenue.

PRESENT: Mayor Peter Swiderski., Trustee Bruce Jennings, Trustee Jeremiah Quinlan, Trustee Meg Walker, Village Manager Francis A. Frobel, Village Attorney Marianne Stecich, and Village Clerk Susan Maggiotto.

ABSENT: Trustee Diggitt McLaughlin

CITIZENS: Three (3)

Mayor Swiderski: Trustee McLaughlin is out with a medical emergency, and we wish her well.

APPOINTMENT

Mayor Swiderski: One appointment to announce: to the Library Board of Trustees, Joanna Riesman to fill a term expiring 2011, appointed during the executive session of the last meeting. We wish her well.

APPROVAL OF MINUTES

Mayor Swiderski: A small change to the way we typically do things, moving forward. We are going to approve the minutes as a batch instead of three separate roll calls.

Trustee Walker: In the minutes of May 19, page 19, under Mayor Swiderski's point about raising money for the pool, it says \$1,000 and I think you said \$10,000. In the same paragraph, Sprain Ridge Park, not just Ridge Park.

On MOTION of Trustee Walker, SECONDED by Trustee Jennings with a voice vote of all in favor, the Minutes of the Executive Session of May 9, 2009 were approved as presented, the Minutes of the Regular Meeting of May 19, 2009 were approved as amended, and the Minutes of the Executive Session of May 19, 2009 were approved as presented.

APPROVAL OF WARRANTS

On MOTION of Trustee Jennings, SECONDED by Trustee Walker with a voice vote of all in favor, the following Warrant was approved:

Multi-Fund No. 77-2008-09 \$147,691.90

PUBLIC COMMENTS

Trustee Jennings: This announcement was prepared by Elisa Zazzara on behalf of Sustainable Hastings.

Recently, the Village Manager's newsletter addressed the disposal of grass clippings and other yard waste. As a follow-up to that, we would like to suggest the option of composting your own yard waste, which should not be called waste at all because it is useful and valuable material. Currently, if you are leaving your yard waste for pickup by the Village, this material is trucked to a facility that will compost it and then sell the nutrient-rich compost to gardeners and yard maintenance firms. Your yard waste can be composted on your own property, and then you will have valuable compost at no cost for your garden, plants, trees, and shrubs. This saves money and energy, alleviating the need to truck this material and reducing the amount of man- and machine hours needed to handle it.

Composting is the process where dead organic matter, such as grass clippings, leaves, weeds, and plant cuttings decay, leaving a nutrient-rich fertilizer for your plants. Composting is pretty simple and does not require a huge amount of space. A few square feet will do. You can purchase, or make, a special container for this purpose, but composting does not necessarily require a container. You just want to pile, or confine, the material to keep it together. That speeds up the composting process.

In short, all you need to do is pile your yard waste in your compost area, or bin. Cut up large pieces and leaves, because the more surface area there is the faster the composting occurs. Keep it moist, not wet; turn it a few times a week. The material will become warm as the natural transformation of the organic matter takes place. Depending on conditions, you have a natural fertilizer in as little as three months. There are lots of sources for information and instruction on composting practices. A Google search will get you on your way. Or you can call the Cornell Cooperative Extension, at 914.285.4620 to ask for information about backyard composting of yard waste. If you use a yard maintenance service, speak to them about this. They should be able to help you compost on your property. This is a simple to provide your yard with great free nutrition and keep CO₂ out of the atmosphere.

Mayor Swiderski: I started doing this last year, and am astounded at how much yard waste goes into the bin and how much decays away into dirt. The ratio seems to be about 10-to-1 and an amazing quantity of kitchen waste is diverted, along with leaves and grass. Out of it comes a great brown soil that I use as an additive to plants and the lawn, and it saves the Village money by not having to recycle it, and it is free compost for yourself.

John Gonder, 153 James Street: I reside at my address with some thieving deer. But I am going to talk about taxes briefly. I got the bill Saturday and I paid it Monday. I am pleased to pay the Village taxes because I get a lot of good services. I would not say that about the state and the federal government. But I have a gripe about the Board, and I hope you will listen to me and take it with what is meant. The last meeting, one of the Trustees was out in the audience. The mayor was out here. The meeting started 13 minutes late. Tonight you were pretty good; only eight minutes late. You say, well, 13 minutes. But there were 20 people involved in the audience. You had the superintendent of parks giving the pool; you had Verizon; and the legal case with the Farmers' Market. You multiply 20 people times 13, you lost a few hours of our time. Also, your comprehensive plan meetings. You had one at 7 o'clock on a weekday and one on a Saturday at 9 o'clock. Both meetings started late, like 18 minutes, 20 minutes. A hundred people involved, a lot of minutes of our wasted time. I think you have to improve, and consultants and yourselves make a commitment. Your beautiful calendar says Board meetings, 8 p.m., *Hastings Enterprise*, 8 p.m. A couple of minutes nobody is going to complain about. But 13 minutes, 8 minutes. You have to be a little more dedicated to the people in the audience that come out to hear you. Then sometimes you are absent. Trustee McLaughlin is ill, legitimate. Death in family; there are other reasons. But sometimes I hear of business trips. Can you people not schedule your business trips? You know when the meetings are. There may be some that you can't get out of, but that is a poor excuse. You are representing me and all the other citizens. I think you should schedule even your vacations a little better to give 100% effort to the Village.

Mayor Swiderski: Thank you. Always keeping us honest. The point is well-taken on the timeliness. I cannot speak to scheduling vacations, etc., but I certainly hear your timeliness.

37:09 APPROVAL OF SALE OF POOL PERMITS TO NON-RESIDENTS

Village Manager Frobel: At your last Board meeting you agreed to amend the local law eliminating the prohibition on selling pool passes to non-residents. The director said that we have in place a rate structure for folks that do not live in the Village proper but attend the schools. It is considerably more than what residents pay, but not too high that it would chase people away. One of the concerns was that we would price ourselves out of the market. In this resolution we are recommending that the rate for out-of-Village residents be pegged to the exact amount charged for people who attend our school system, \$636 family and \$369 individual. We think that is fair and a good way to test the waters for the first year. Next year we would have more lead time and experience. We could do a cost accounting to come up with the true cost for providing this service to out-of-resident people. But this is for ease of operation. It is a fair amount and avoids the need to go through a public hearing and to come up with a rate that may be unsubstantiated and too high.

Superintendent Gomes: We had quite a bit of people interested at the \$636 rate. In fact, we had to do a lottery. There were 15 to 20 people, mostly from the river towns.

Mayor Swiderski: Did you have a chance to do an inventory of what the rates were at any of the neighboring community pools?

Superintendent Gomes: Our rate, at \$636, would have been considerably higher; \$100 to \$150 that they would charge their residents. When we did our renovation five years ago we had some of the higher rates for most communities. But because we have not raised them, we are about comparable at this point as far as our regular rates, with one of the longest seasons in Westchester County and the most hours.

Trustee Walker: Mr. Frobel, you said that if we were to raise this rate it would require a public hearing, but if we stay with the \$636, because it is what we are charging the school district residents, we do not have to have a public hearing.

Village Manager Frobel: That is my opinion.

Trustee Walker: So it, in fact, saves time. At the last meeting we said one of the downsides of doing this after the pool is opened is that they would miss a couple of weeks of pool time. Not that that many people are going in at 68 degrees, but it is warming up. If we were to schedule a public hearing, then that would delay it even further. So, hearing what Ray has to say about the comparables and what you had to say about the public hearing, it makes sense to stay at that rate.

Village Manager Frobel: Well, thank you. That has been Ray's position all throughout the process. Part of the material that was included in the budget was his plan. It was Option A, and he recommended it be pegged to the existing rate. I think it is fair for the first year. I know there was some discussion about raising it even more, but we are comfortable with this and think there is some equity here.

Trustee Quinlan: Ray, at the last meeting you indicated that you were pegging your approval of this proposal to the rate of sign-ups by today. I think it was 80% of last year.

Superintendent Gomes: Seventy percent, May 31.

Trustee Quinlan: So how did we do?

Superintendent Gomes: We did not reach the 70% mark. We were just under it, about 68%.

Trustee Quinlan: So then there is room, as far as we know, to increase the membership, at least at this point. As I stated at the last meeting, I think it is unfair to Village residents and the Donald Park school residents to pay the same rate as out-of-town residents. The out-of-town residents should pay a higher rate because they do not pay any taxes in Hastings and do not contribute to public life. They just come in, go to the pool, and leave. So therefore, they should pay a higher rate for the privilege of using our pool, which is supported by the residents and to a certain extent our friends, families, and Donald Park. As to the argument that we do not have to have a public hearing, I, for one, like public hearings. The public should be heard, and avoiding public hearings is not a good idea. What are we afraid of? I am not afraid of public hearings, and I would like to hear what the public says. We could have a public hearing Wednesday or whenever the time period is. Also, we have 20 people that want 10 spots so that sounds like we could get a higher price.

Trustee Walker: What Trustee Quinlan said is very true in terms of these folks getting a benefit they do not really contribute toward. However, I might feel differently next year if we were to have the public hearing earlier or set the rate earlier. I do not want it to drag on because people want to start to enjoy the pool. We should point out that this is going to be \$10,000 in additional revenues going toward sustaining the pool, and those are not nickels and dimes. It is substantial.

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

RESOLVED: that the Mayor and Board of Trustees authorize the sale of ten (10) family and ten (10) individual pool permits to non-residents of the Village of Hastings-on-Hudson and the Hastings School District for the 2009 season at the rate of \$636 for family and \$369 for individual.

ROLL CALL VOTE	AYE	NAY
Trustee Bruce Jennings	X	
Trustee Jeremiah Quinlan		X
Trustee Diggitt McLaughlin	Absent	
Trustee Meg Walker	X	
Mayor Peter Swiderski	X	

Mayor Swiderski: I am in accord with Meg. Next year it would make sense to have a public hearing substantially before the May deadline so we can resolve whether it makes

sense or not to raise it. Depending upon how demand works itself out over the next week it may, in fact, indicate we could easily have had another \$70 or whatever tacked on.

38:09 BOND RESOLUTION - VARIOUS CAPITAL PROJECTS AND CERTIORARI SETTLEMENT

Village Manager Frobel: Approval of these bond resolutions is the first step leading to acquisition of the equipment or resolution of the tax certiorari matter. We are looking for approval of four separate resolutions. The first is for the ladder truck. It has a price tag of \$1 million. We have applied under the Firefighters Assistance Act. It may be less than \$1 million, and we anticipate it will be, but we need that authorization on the outside chance that it is more. The sidewalk construction, bids for the Washington Avenue work, are out. That is our contribution toward that CDBG grant we have received, as is Maple Avenue. The tax certiorari matters are three that will be settled probably within the next 12 months. Finally, the street sweeper is included in our capital improvement budget. It was scheduled to be purchased last year, but we let it slip out of deference to the firefighting equipment. The sweeper was purchased in 2000. It has over 27,000 miles on it which is not a lot, but it has nearly 9,000 hours on the engine. This year it was down for several weeks, and we spent over \$6,000 in emergency repairs. The life expectancy of these sweepers is about seven years, so it is time for replacement. It is used every day sweeping streets in the downtown and parking lots. We need to get this in place before the contract is awarded for the Washington Avenue sidewalks, at a minimum.

Trustee Walker: Washington Avenue is ready to go. It is going to be paid for with CDBG monies in the 2009 fiscal year. Are we going to have the monies in time to keep that in fiscal year 2009?

Village Manager Frobel: Yes. We can move very quickly once all the required dates are reached to borrow the money. And each one of these are separate. If we move forward on the sidewalks we would not necessarily be moving forward on the sweeper or the truck.

Trustee Walker: As you pointed out at the last meeting, there were a few reasons not to proceed right away with the Maple Avenue sidewalks. But does that mean it is moving to a different fiscal year? Is it still going to be covered under the CDBG grant?

Village Manager Frobel: The county is committed to having that project occur this fiscal year. There is pressure to get it done quickly and draw down the money. Because construction rates are very favorable they would like to move quickly on it. The delay seems to be some of the comments that the county has heard from the residents of the street, and their desire to preserve the slate characteristics of the sidewalks rather than poured concrete.

Trustee Walker: I had spoken to a few residents on Maple Avenue who had some comments. I do not need to go into them now, but I will share them with you later, about the Perhaps if we look at the plans we can resolve those.

Trustee Jennings: In regard to the street sweeper, was an investigation done when you came up with the \$177,000 figure of the types of vehicles that are available, or is this based on the cost of the previous vehicle plus some percentage? I would like to be in a position, when the time comes to decide what kind of vehicle to purchase, to be able to purchase a vehicle that will be fuel and energy efficient as part of a longer-term desire to transform the Village fleet in that way. Street sweepers are different from cars and other vehicles. But I would hope that we would be able to find a vehicle that is fuel efficient on diesel fuel. Both from an environmental and economic point of view, we can economize on the amount of fuel we put into this vehicle if we buy an efficient one up front. It may cost a little more, but perhaps we will recoup that over the seven year life of the vehicle.

Village Manager Frobel: That is a genuine concern. We did collect data on a replacement sweeper which is much the same type as the one we have. We met with vendors and have a budgetary estimate as to their best guess as to cost. They call it a low-emission diesel engine but it is essentially what we have on the road today. You are right that for a biodiesel or some other type of fuel blend the \$165,000 would probably not be enough. The vendor is of the opinion that the purchase is a strong candidate for federal money under the stimulus act. We are looking to wrap this around the fact that this equipment is critical in keeping our streets clean from the debris that ends up in catchbasins and ultimately in the fresh waters. The \$165,000 will get you pretty much what you have today: same type of engine, same kind of functionality. You may either want to choose not to adopt this resolution tonight and have us look at it closer; come back to you in a few months with a different machine, a different configuration costing a little bit more. Or, as we spec it out, get closer to see what it might cost us, and then come back and say, the \$165,000 would not work. We need to substitute it with a different one that is a little more expensive. We could get a little more creative with this piece of equipment if that is what you would like us to do.

Trustee Jennings: You say a few months. Is it going to take that long?

Village Manager Frobel: No. I am just saying with staff time. I want to get involved. I went and saw a truck today that I was impressed with. It runs on waste oil, cooking oil. It has the same horsepower. They get the same amount of horsepower with the diesel engine. You probably know more about it than I do. It starts up with regular diesel, and then as the oil heats up it begins to run off the recycled cooking oil. Same mileage per gallon. They are getting the cooking oil free. There is a cost to process it, of course, but with some continuing

use it has a payback that is pretty attractive. My question was horsepower. I was unaware that they could get the same kind of horsepower necessary to propel this heavier equipment, and it appears they are. The technology seems to be catching up with it.

Trustee Walker: Do you think the technology is moving so quickly that if we waited a year we might see more options? The New York Power Authority is working on bringing more and more vehicles to municipalities that are fuel efficient or hybrids. Maybe there are going to be more options. I had a question about the noise of the street sweeper. You say the one that is spec'd is essentially the same as the one we have. Since it was fixed, it is not so noisy, but it is very noisy. When it is going at four in the morning it wakes you up every time. Can anything be done about that?

Village Manager Frobel: Not that I am aware of. Its very operation is discharging water, and the gutter broom and the main broom is noisy. I do not think there is any way of getting around it. I am here tonight because of the fact that it was down for such an extended period of time last year. My anxiety is that this machine is probably on its last cycle. Jerry Daley and Mike Gunther do a wonderful job keeping this equipment up and running, but I do not want to be here in September and say the machine is absolutely shot and then we are going to be scrambling.

Trustee Walker: We can pass this resolution without deciding to spend the money, so we still have that option.

Village Manager Frobel: You do. We could, in the meantime, pursue alternatives to this typical diesel setup and see what it is in terms of cost, and aggressively pursue those grants I would like to. Also, this equipment possibly could be shared with neighboring communities. When our machine is down, Dobbs Ferry is the one we turn to that does sweep the downtown for us. There may be some flexibility in terms of trying to work something out cooperatively with neighbors. I mentioned ours is used five days a week, but if you are changing operations maybe we are looking at three days a week or something of that sort. We have to get creative with a piece of equipment that is as costly as this one, and costly to run.

Mayor Swiderski: Trustee Jennings, you expressed some concern possibly to consider the chance of a larger funding for this. Do you want to set this aside for a month, or are you comfortable moving forward?

Trustee Jennings: What I am hearing is that we could set in motion the eventual issuing of bonds at these amounts, but when it comes time to procure the street sweeper we may be able to supplement our bond proceeds to purchase a more expensive vehicle. There are some creative things we can do. So this resolution does not lock us in to a particular purchase

decision. That was my main concern. I do not want to delay the sidewalks and the other projects, but I hope that when it comes to the purchase of the street sweeper we will take some of the considerations I mentioned into the process, and try to do the best we can with the resources we can assemble.

Mayor Swiderski: I hope, as one of the options over the next year, we explore the possibility of either splitting the street sweeper with another community that is using it the days we are not, or leasing the usage of the capacity of a street sweeper from one of the neighboring villages. At least explore the possibilities. Irvington and Tarrytown both have street sweepers.

Village Manager Frobel: A third way, and one I am familiar with, is that we would contract out all our street sweeping and kept a sweeper like this in reserve for emergencies. When a machine is not used every day obviously its life expectancy can be extended. We did contract out all the street sweeping, with a certain degree of satisfaction. It was not done as frequently as in Hastings. I know it is something we pride ourselves on, and I would not recommend we do that. But it is a third way, if you want to avoid buying a machine of this expense, to contract out the service and have your streets in the downtown done more frequently, but in the outlying areas perhaps less than once a month or every two weeks.

Trustee Quinlan: If we borrow money of a certain amount, and we decide not to spend as much as we have borrowed, or if we decide to spend the funding on something different than we had in mind originally when we borrowed the money, are we allowed to do that?

Village Manager Frobel: No. The bond is specific for the item. You are not allowed to sell the bond for \$1 million for the ladder truck, and then decide not to buy the ladder truck. The need is to have the authorization in place before you purchase the item. You can decide right up to the last minute not to buy the equipment and, consequently, we do not borrow the money.

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

RESOLVED: that the Mayor and Board of Trustees adopt the resolutions as attached to authorize the issuance of \$1,320,000 Serial Bonds to pay the cost of various capital projects (fire ladder truck, sidewalk construction, street sweeper) and \$177,065 Serial Bonds to pay the cost of certiorari settlements.

ROLL CALL VOTE	AYE	NAY
Trustee Bruce Jennings	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	Absent	
Trustee Meg Walker	X	
Mayor Peter Swiderski	X	

39:09 SUMMER MEETING SCHEDULE

Mayor Swiderski: This is where we determine how often, and when, we meet during the summer. We have, over the course of the last years, determined there is enough there to keep us busy. I am not in disagreement with that, and open it to the Board for discussion.

Trustee Quinlan: I do know what my opinion on this over the years has been. We should continue to meet twice a month. If you can make it, fine. If you cannot, that is okay, too. But we can get a lot of work done, and I have found that it really makes September and October a little more manageable because we do work over the summer. It makes the calendars in the fall less lengthy, and I just think it is a good idea.

Trustee Walker: I agree, unless we found we did not have a quorum. But as long as we can get a quorum, it is a reasonable thing to try to accomplish. We want to keep momentum going on in a lot of these initiatives we are pursuing, so I think that is important.

Trustee Jennings: I certainly agree. We have plenty to do.

[Discussion of dates]

Mayor Swiderski: What is the problem with July 14, exactly?

Village Attorney Stecich: Both Fran and Susan are going to be gone the week before, which means they will not be here to do the agenda and the packet to go out on Friday. Or if they do, it will be really stale because it would have been the week before.

Trustee Jennings: Would it be easier if we made that a work session?

Mayor Swiderski: That is an interesting idea. Maybe that is where we do the LWRP.

Trustee Quinlan: I would have to talk to Danielle because she was going to head that. But I did speak to her this week, and she indicated that June is a very busy month for her, so I do not think she will be ready by July 14.

Mayor Swiderski: Whether it is the LWRP, or the ARB with draft two, there is a good possibility between the two projects we can line up a work session for July 14.

Trustee Quinlan: The only other thing that we should talk about is that September 1 is the first Tuesday. I am probably going to take the last week of the summer off before Labor Day, but it can be done without me.

[Discussion of dates]

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

RESOLVED: that the Mayor and Board of Trustees hereby schedule the following Regular Meeting dates:

July 21, 2009
August 4 and 18, 2009
September 8 and 22, 2009

ROLL CALL VOTE	AYE	NAY
Trustee Bruce Jennings	X	
Trustee Jeremiah Quinlan	X	
Trustee Diggitt McLaughlin	Absent	
Trustee Meg Walker	X	
Mayor Peter Swiderski	X	

40:09 OPPOSITION TO STATE LEGISLATURE DISSOLUTION BILL

Village Manager Frobel: Last Thursday at the Village Officials' Committee meeting, the Mayor and I heard from some of the other local officials that they believe this law has some defects in it that should be addressed before consideration. It has already passed one branch of the state government, and it looks like tomorrow it will pass another. We feel that the threshold requirement is low, reducing the number to generate a petition to 10% of registered voters. We think it should be looked at and studied more carefully.

NYCOM has watched this closely. In their position paper they offer some compelling reasons why the current law seems to work. They are not certain there is a hue and cry that they need to reduce the standard to make it this easy for people to begin an initiative to dissolve local governments.

Mayor Swiderski: In terms of registered voters, we probably have around 5,700. If 570 people were to sign a petition to dissolve Hastings, two things happen. We have got to run a study that typically costs tens of thousands of dollars to determine if that makes sense, and we have to queue up a referendum that also costs money to execute and could trigger an event that a smaller number of people could push and would be deleterious to Village residents. The mayor of Tarrytown asked the other villages to either sign letters or pass resolutions in opposition. We agreed it made sense to bring it before the Board.

Trustee Walker: The argument presented by the NYCOM document that you distributed is pretty convincing. But is there some good reason to lower the number of votes required?

Village Manager Frobel: Not from what NYCOM offers in their comments. In fact, they point with certainty to those villages that have been successful when things are ineffective or inefficient or too costly. They do begin to merge, they begin that process; they have been able to reach the threshold that current legislation requires.

Trustee Walker: I am fine with the opposition resolution.

Trustee Jennings: I do not have a good understanding of why the governor and the state legislature seem to be on the pathway to making this change in the law. Having county government be the most direct and local form of government in the state strikes me as not a very good idea. I value village government because of the genuine contact and closeness that citizens can have with their elected representatives, and in the deliberative process of village government. With all due respect to our county executive and county legislators, I do not feel that at the county level. I suspect that most counties around the state seem pretty distant to the average voter compared to villages. I would want to hear a lot more before I would be persuaded that this was a good reform government structural change. It seems reasonable for us at the village level to speak on behalf of the importance of villages, and perhaps that will resonate in Albany if we do. So subject to learning more about the issue, I would support adding our voice to other villages around the state, and saying, wait, what is the hurry here.

Trustee Walker: We have to have a lot more information before you can start to jump to these conclusions. I am surprised that the state legislature is pushing this along. We all have been talking about how we can save money, the burden that so many different municipalities

and different authorities and districts put on taxpayers in the state. But I really value local government, and we have to be very careful before we start to look at ways to dissolve it.

Trustee Quinlan: I see this as an attack on local control by the state which wants to make headway with more control for themselves and less control for us. Thirty-three percent to ten percent is too big a swing. I do believe in local control, and I think most of the people in the Village believe in local control and appreciate local control. I am in favor of the resolution.

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

WHEREAS, New York State legislation has been introduced at the request of Attorney General Andrew Cuomo to rework the process for consolidating and dissolving local governments by severely lowering the number of signatures needed on a petition to initiate the village dissolution process from 33% to 10%, and

WHEREAS, A.8501 passed the State Assembly on June 1, 2009 by a vote of 118 to 26, and it is expected that the companion bill, S.5661, will be put before the State Senate for a vote on June 3, 2009 and, if passed, will be delivered to Governor Paterson for his approval, and the Governor has publicly expressed support for the legislation, and

WHEREAS, this proposal, if enacted, will be extremely costly, cumbersome and disruptive due to the actions of a very small number of village residents at the expense of village tax payers, and is counterproductive to the bill's stated goals of improving local government efficiency, reducing the number of governmental units, and providing property tax relief, and

WHEREAS, the bill fails to include school districts which represent the bulk of the property tax burden, now therefore be it

RESOLVED: that the Mayor and Board of Trustees oppose the aforementioned legislation and direct the Village Manager to call the office of Senator Stewart-Cousins to make clear the Village's opposition to the dissolution bill and to mail certified copies of this resolution to Senator Stewart-Cousins and State Assemblyman Richard Brodsky.

ROLL CALL VOTE

AYE

NAY

Trustee Bruce Jennings	X
Trustee Jeremiah Quinlan	X
Trustee Diggitt McLaughlin	Absent
Trustee Meg Walker	X
Mayor Peter Swiderski	X

VILLAGE MANAGER'S REPORT

Village Manager Frobel: The outside independent auditors have begun their work. They have been in Village hall for the past two days, beginning their preparation of reviewing the financial records for the period ending May 31. They will be working over the summer months, continuing to look over our recordkeeping and reporting, and have their audit to the Board probably before year-end.

BOARD DISCUSSION AND COMMENTS

1. Temporary Injunction - Farmers' Market

Mayor Swiderski: I am going out of sequence and asking our attorney to give a report on some recent legal proceedings around the Village Farmers' Market.

Village Attorney Stecich: Yesterday the federal court denied the request for preliminary injunction of Westchester Disabled on the Move and Kelly Topilnicky to move the Farmers' Market to the Zinsser lot. It is not a final decision on the case. Until there is a final decision on the case the court is not going to order the Market moved. The case takes a long time; there is discovery and a trial and papers submitted. But in the meantime, the court did not order the Farmers' Market to be moved. But in making that decision, the court made some findings that make it clear that the Village is headed in the right direction with the Farmers' Market and how it has been handling it. Although the suit was started in January, the plaintiffs made an application for the preliminary injunction just a few weeks ago. They wanted the court to grant a temporary restraining order, which it did not, but the court directed the papers be filed last week and the week before, and then held a hearing yesterday. The court spent most of the day on the hearing, from about noon until 4:30.

In an unusual procedure, the decision was given from the bench. The judge was very impressive. He had read all the papers thoroughly ahead of time. You could tell from his questioning. He had drafted a decision. During the hearing he had his laptop and was adding

on to it. When he was done hearing everything and gave his decision, he recognized the urgency of the situation and rendered his decision from the bench. What he found was that the plaintiffs did not show irreparable harm. To get a preliminary injunction you have to show essentially two things: irreparable harm, and a substantial likelihood that you are ultimately going to succeed on the merits of your case. You have to prove both of those, and the judge did not believe they carried their burden of showing irreparable harm. It was really undermined by their bringing this at the last minute. If the harm was so great, they knew about this a year ago. And certainly, in January they had decided to sue so why did they wait until the eve of the Farmers' Market opening to bring this suit? Also on the irreparable harm part of his ruling, he felt the Village, in the papers, had tendered many helpful suggestions which displayed flexibility in dealing with any obstacles there might be for the disabled, and that certainly they had in the past.

On the issue of the likelihood of success on the merits, the reason this is important was that the court stated what standards it was going to apply in this case. The petitioners were there has to be equal access for the disabled as there is for the rest of us. The court said it is not equal access that is required, it is meaningful access. That is the correct standard, meaningful access. The court made it clear that that is the law for this case. The judge went on to find that the two forms of access to the Farmers' Market for the disabled are through the lot, for people on either foot or wheelchair, and through the library. He found that the route through the library does provide meaningful access. The plaintiffs had complained that it was circuitous, that it took a long time, you needed help because you had to get somebody to open the library door for you. The court believed it was meaningful access. In making that finding he also made another important point of law. The law does not say that the disabled have to be given access without any assistance. The Farmers' Market has offered all along to have a wheelchair at the bottom and wheel people up. This suggestion was made to the plaintiffs to try to forestall this lawsuit. They said no, you need to be able to get there independently. The judge said the law does not require that the disabled be given access without any assistance.

The access by car: in the parking lot are two spaces temporarily set up at the top of the driveway. There is a lot of opposition to that by the plaintiffs saying that there were not access aisles, one car blocks the other. Obviously it is not perfect. But the court found that those spaces also provided meaningful access. He did have some suggestions that derived largely from suggestions made by the Farmers' Market through an affidavit submitted by Sue Smith, that temporary eight foot access lanes be marked with temporary blue paint or blue chalk. That is easy to do. He suggested that they consider valet parking, because one of the concerns was if both spaces are in use and the inside person wants to get out; he also suggested a third parking space. There was also discussion of using the Village jitney to take people from the bottom of the hill up. The judge said the law does not require the defendants

to make every accommodation that the plaintiffs seek. The court did not even get to the question of whether Zinsser lot would be better or no. There were a lot of arguments made why Zinsser would not be so great. He said I do not need to get there because he feels there is meaningful access here and there is no reason for them to have to move. But the court said several times in issuing his decision that he issued this decision without prejudice, meaning that the applicants could make another application for a preliminary injunction if the additional accommodations the Farmers' Market offered do not come to fruition, which, of course, we know is not going to happen, or if it does not work, which I also think will not happen because the court recognized, and the Board knows and the Village knows, that every time an objection was raised that the Village or the Farmers' Market did everything they could to meet it. The court recognized that and, I think, appreciated it.

The next court appearance will be in June for a conference with the judge to set down a discovery schedule. It was a real team effort. Besides the work with the Farmers' Market and the Village, Mike Miranda and his associate did a real good job on the papers. In court yesterday there was a lot of participation by Sue Smith, who really did a good affidavit. Village affidavits were submitted by Sue Smith, myself, Deven Sharma (a small one on the slope), Jean Halpern, Denise Rosenberg, Dr. Sorokoff, and one other man whose name I cannot remember. He is a person in a scooter who uses the Farmers' Market. I should also say that Dr. Sorokoff, Sue, Denise and Jean sat all day yesterday waiting to be called. They were not even allowed in the courtroom because you cannot hear the other witnesses. Anyway, they gave up their time. They all did good affidavits. Also, Susan Maggiotto was a good help to us. So it was a good effort, and too bad it has to be litigated. But it is good it came out the way it did.

Trustee Walker: That was very thorough, and thank you for putting in such a great effort.

Mayor Swiderski: I would like to say thank you, as well. I read the briefs you submitted and some of the other documentation. It was as concise, intelligent, and thoughtful analysis of a problem as I have seen. It is a little sad that so much effort is expended by so many good people when, clearly, the Village's intention here is honorable and decent, and trying its best to live up to providing reasonable access. We are delighted with the outcome. The Market remains where it should be, and lots of people of different abilities will continue to use it and enjoy it. I look forward to opening day. Thank you.

Trustee Quinlan: I would like to say congratulations. I also read the papers for and against, and they were excellent papers; especially on behalf of the Village. And all the work that everyone did that Marianne has mentioned: sitting in court, preparing affidavits. It is something that I expected and hoped for but, still, congratulations are in order because you never know what is going to happen in these things.

2. Update on the Comprehensive Plan

Trustee Quinlan: There is a public meeting at the Community Center on Monday, June 15. I hope everyone attends. We have had good participation in the past, and it is an important project for the Village.

3. Update on the Waterfront

Trustee Quinlan: We have come to an agreement with Malcolm Pirnie, our engineers, to review and digest the draft remediation plan submitted by BP/ARCO to the DEC for cleanup of the northern part of the waterfront. That is controlled by the consent decree. The money to be paid to them comes out of a trust fund set up by BP/ARCO, so it is not going to cost the Village a cent. They are going to review those documents. They are going to meet with representatives of this Board and the Village Manager's office to explain what it is all about because it is very technical from what I understand. Then we are going to attend meetings with the DEC and Malcolm Pirnie, and with BP/ARCO and Malcolm Pirnie. What I hope to do—we will see if it happens because it is going to be a very difficult task dealing with two major, powerful stakeholders: DEC, and BP/ARCO—is try to find a way to broker a compromise between the stakeholders and with the persistence of, obviously, the mayor and Scenic Hudson, try to get them to come to a plan to start the cleanup. I do not know if they are far apart, but my guess is they still are. But with Malcolm Pirnie we will be able to figure that out.

On June 22 the mayor and I are taking a trip to Albany to meet with Pete Grannis, the DEC commissioner. I think that this is the first time that Village officials have met with someone at the top of the DEC. What I hope to do is build working relationships with the DEC and show them how important cleaning up the waterfront is to the Village.

Third, BP/ARCO has donated to the Village a gift of a solar-powered ATV. It is going to be delivered on June 24. I think there are some plans to make that a little bit of a splash.

Mayor Swiderski: It is a souped-up golf cart powered by solar panels, large enough to carry four people, and good for a number of things that Jerry is about to get into.

Trustee Quinlan: I am not going to get into them, but that is a better description. It is a useful vehicle. Peter and I thought it was a good idea, but Peter made the effort to talk to Fran to see if it could be used. Fran thought up at least two, three, four, five uses the Village could use it for. One of them certainly can be the Farmers' Market, but that will be up to the Village Manager. So we are excited about that. It is a special gift, and it is sustainable.

Trustee Walker: In the material that Malcolm Pirnie is going to be reviewing and translating for us, will be the scenarios to the bulkhead and ground river issues. This is where we think there is going to be some disagreement or difficulty in the resolution between BP/ARCO and the DEC in choosing the scenario.

Trustee Quinlan: Or some combinations of them, or some hybrids of them. We do not know. Until it is digested and we meet with them, we are not sure there will be major disagreements. But in my conversations with the DEC and BP/ARCO I have seen which way the wind is blowing by some comments that both have made. I am afraid, and sorry to report to you, that I think there will be significant problems in both of their interpretations of exactly how the remediation will occur. I hope I am wrong, but I think I am right.

Trustee Walker: So this is where you are saying we might be able to play a role, Scenic Hudson might be able to help, with Malcolm Pirnie assisting us in breaking a deadlock or coming to some kind of compromise.

Trustee Quinlan: Or at least talking about one if we have to.

Trustee Walker: Or at least talking about it, and bringing people to the table and perhaps working it through.

Trustee Quinlan: If we can. There are a lot of ifs right now. They have not even digested the material yet.

Trustee Walker: Right. But it is an interesting role, perhaps, for a combination of Malcolm Pirnie Scenic Hudson to help resolve an environmental conflict, potentially.

4. Parking Issues - Proposal to Add Spaces and Religious Holiday Parking

Village Manager Frobel: I was going to suggest that we hold off on this discussion until that July 14 meeting. You got in your packet the photographs and the narrative Chief Bloomer put together. The Chief has been aggressively seeking out ways to address parking problems, both from a revenue point of view and for the merchants. He has some creative ideas, and a lot of the themes he has picked up were talked about by Trustee Walker in her discussion at the last Board meeting. Further, I had some correspondence with an officer of the Chamber of Commerce who weighed in on it as well. Let me get the parties together in advance of that work session so we can have a discussion with everybody involved, and come up with a comprehensive approach to some creative suggestions.

Trustee Walker: I would like to be part of that discussion.

Trustee Quinlan: We already found a good thing to have a work session on. We have a lot of important things on our plate, and parking is one of them. We need a thorough discussion, and the public could come if they would like to and give us some of their ideas. Let us see where we go with the ARB and the LWRP, but already I think we have at least an hour or two of work right there. Good idea.

Village Manager Frobel: And the Chief has also talked about the local law, where we have meter holidays and what the practice has been in Hastings and what he has found out from neighboring communities about adding to that list of meter holidays.

5. Sustainability Report - Trustee Jennings

Mayor Swiderski: Trustee Jennings is going to present the sustainability initiatives that he is looking to spearhead.

Trustee Jennings: What I am going to present now represents work done since early April, when we laid out several areas of attention. The sustainability area was one of them, and we have now developed an agenda for the remainder of the year and into 2010 for some objectives that we have identified and believe would be helpful and constructive and important to pursue. I am going to outline those 13 objectives tonight..

To group these 13 objectives, I came up with three headings for this sustainability area: greening Hastings, the matter of energy conservation and the reduction of our carbon footprint; conserving Hastings, namely biodiversity, conservation, environmental protection, and land use planning; and adapting Hastings, building our community awareness, capacity, and resilience.

Under the heading of greening Hastings, the first one is to green the Village vehicle fleet. The shuttle bus used by Parks and Recreation is going to be replaced with a hybrid vehicle. The cost of this purchase will be covered by funding by Westchester County, through the federal government and the New York Power Authority. The Village recently purchased a new sanitation truck and a new fire truck. In both cases we bought vehicle equipped with a new generation of fuel-efficient diesel engines. The same approach will be used in the future when large vehicles must be purchased. Harkening back to our earlier conversation this evening, the next one in the pipeline in this category would be our street sweeper.

As Trustee Quinlan just mentioned, BP is donating a solar-powered vehicle that we can use to transport individuals for short trips in the Village. We are pursuing possibilities of getting

new technology demonstration vehicles for non-police government operations, such as all-electric vehicles or hydrogen fuel cell vehicles. When future purchases need to be made for use by officials such as the Village Manager and others, we will make a concerted effort to continue to green the Village fleet in this way.

New York City will be experimenting with hybrid vehicles for its police force. We will watch that experiment closely, and if such vehicles meet the needs of law enforcement operations in Hastings, we will be looking into that for in the future.

Secondly, improve energy efficiency of street lighting. A study is now under way of converting all the street lights in the Village to high-efficiency bulbs, which will reduce our energy usage over time.

Three, improve energy-efficiency in government buildings. Last year an energy audit and carbon efficiency audit of main village government buildings was conducted by the New York Power Authority. Village Hall, the library, and the Harmon Community Center were found to be in good condition. We intend to extend our energy audit investigation to the firehouses, another set of buildings that the Village is responsible for, as they are older buildings and perhaps there could be better insulation or better efficiency measures taken there; they were not part of this past audit.

Four, support energy awareness and efficient practice among Village staff. Again, all Village employees and operations will be given information concerning energy-efficient practices and will be mindful of conservation in the use of heating and air conditioning, turning off lights and computers, and the like.

Five, enact a new green building code for new construction in the Village. Inefficient building construction materials and insulation is a major source of greenhouse gas emissions and also has other detrimental environmental impacts. For some time the Planning Board has been discussing this issue. The Board of Trustees should make this project a high priority. From this time forward, any new construction in the Village, I believe, should conform to high standards and state of the art techniques to reduce carbon dioxide emissions and to increase energy efficiency.

Six, increase the amount of recyclable waste that Hastings captures. For many years Hastings has had a recycling program. This is environmentally and financially beneficial for Village taxpayers, because it reduces fees we have to pay to dispose of garbage in landfills. I believe we can do even better, and increase the amount of material that is placed into the recycling stream. Laws prohibiting placing recyclable materials in the ordinary garbage are already in place. They should be reasonably, but firmly, enforced. Recycling bins should be

placed in public areas, especially near establishments in the downtown that sell food and beverages, or where people tend to congregate, and in public parks.

Seven, make new efforts at public awareness and education. This should be undertaken by the Village government in cooperation with volunteer groups.

Eight, new policies and procedures to increase and enhance the recycling program within the Department of Public Works should also be studied and implemented.

Nine, rezone large property tracts to preserve landscape and biodiversity. An important part of sustainability is to preserve the habitat, greenways, and open space, that is, the aesthetics, natural beauty and character of our Village landscapes. With this in mind, certain changes to zoning in the Village are important. To meet our sustainability goals, as well as for other reasons, I suggest that the Board of Trustees, with appropriate guidance and advice from the Planning, Zoning and other boards take action in the near future on rezoning large tracts in the Village, many of which are presently zoned in ways that would permit subdivision and single-family housing developments.

Ten, strengthen the Village's stormwater management, and plan and implement an effective plan. I suggest that we review our existing stairway management planning, strengthen it as needed, and develop a strategy for implementation.

Eleven, enhance the conservation and protection of wetland areas in the Village. Hastings regulations concerning the protection of wetlands and other habitats that are important to the conservation of biodiversity should be reviewed, and new regulations should be developed as needed.

Twelve, work to become a model sustainable community in the region. Increasing the sustainability of local communities is a goal that is receiving worldwide attention, and new ideas are rapidly being developed. Hastings government and volunteer community groups should remain in touch with the best available outside sources of information in this area. In the coming months I will be working with, and following the work of, the Conservation Commission as they investigate the applicability of materials available through participation in ICLEI. I plan to be in touch with sustainability efforts in surrounding communities and to become familiar with state resources that may be applicable to Hastings, such as the New York State Climate Smart Communities program.

Finally, 13, keep the community well-informed of ways to enhance sustainability. In collaboration with Sustainable Hastings and other volunteer organizers, the 2009 Spring Thing celebration will focus on sustainability and green innovation issues. There will be

exhibitions of green technologies, hands-on educational exhibits on green living for children, and a series of public conversations that will enable residents to speak with individuals who are volunteer leaders on Village boards and commissions as well as Village government. In collaboration with Sustainable Hastings and other volunteer organizers, there will be a continuing series of public service presentations as a regular feature at Trustee meetings and as informational and educational content on the Village Web site and WHOH-TV. Included among the topics to be addressed are recycling, engine idling, lawn fertilizer and pesticide use, and others.

Some objectives on the agenda I have just outlined can be met within the next six months. Others will require work into 2010. All require support and cooperation by the Board of Trustees, but not all require official action or legislation except, perhaps, in their final stages. Many involve matters of policy and supervision within the Village government. However, there is one specific Board action that can be taken at this time, and this is to move forward with a green building code. So in concluding my report, at this time I ask that a sense of the Board of Trustees be expressed either tonight or at a later meeting in favor of officially charging the Planning Board with the task of conducting a study and making recommendations concerning the amendment of the Hastings building code and other regulations that will give the Village a green building code.

Mayor Swiderski: Thank you, Trustee Jennings. That was efficient, comprehensive, hellaciously ambitious, and wide-ranging.

6. Miscellaneous

Mayor Swiderski: I would like to open it up to Board comments and questions, especially regarding the request for us to ask the Planning Board to consider a green building code for new construction. Trustee Quinlan, your turn to go first.

Trustee Quinlan: I am in favor of it when it comes to new construction. As defined by Trustee Jennings, I think we need a green building code for new construction, and I would support the Trustees' charge to the Planning Board and anyone else they can reach out to to come to us with suggestions about how we can do that for new construction.

Trustee Walker: In terms of the green building code, I am definitely in favor of charging the Planning Board to craft some legislation. There are certainly precedents out there to look at, and in terms of new construction it is not a difficult thing to do at all. I know sustainability measures will emerge from the comprehensive plan, but I wonder if we can get a jump on a couple of them by furthering along legislation about wetlands protection and also cluster zoning for large tracts.

Mayor Swiderski: I think the cluster zoning is what Trustee Jennings was referring to when he was responding to a way of preserving views in large tracts.

Trustee Walker: And there may be some good recommendations that come out from the consultants on the comp plan. Maybe we want to wait for that, although it is one of those things that we could not do too soon, in my opinion.

Mayor Swiderski: I agree. It makes me nervous in this economic climate that one of the owners of one of the large tracts might be pushed to the point economically where they feel compelled to subdivide. We are going to be left looking at each other like we should have done the overlay which, apparently, has been done in the past. It is not difficult; there is already existing code.

Trustee Walker: That is right. We have the law on the books.

Mayor Swiderski: It looks like we were wondering what we were going to do with our work sessions. We have work sessions to the end of the summer at this rate. But that should be a markedly high-priority.

Trustee Walker: The wetland preservation goes hand-in-hand with the clustered zoning. I had a number of other issues that I would like to raise, but I do not think I want to get into it tonight. So maybe that is for the work session, as well.

Mayor Swiderski: Regarding the green building code, I completely agree and did ask. We discussed this at length with Patty Speranza, the head of the Planning Board. Trustee Jennings and I agreed that the focus on new construction eliminates a wide range of cost issues and design issues that would complicate what could be quite straightforward. Once you get into trying to accommodate a plan that covers renovation, first of all there is an immediate expense that may be quite significant. This is coming from somebody who just came out of a green renovation. But it becomes a much more complicated question, while new construction is actually fairly easy to deal with, relatively speaking. So it is a narrower enough charge. It is not authorizing the creation of law; it is asking for a study to recommend how to approach it, and I think it is entirely appropriate. And frankly, there are potential developments we are facing on 9-A and elsewhere. The sooner this is on the books, the better we could ensure that that new development would be to the highest green standards, as long as it is in place before any building permits are issued. So there is some urgency there, as well.

Trustee Walker: I think this is really exciting, Bruce, and thank you. It is a difficult thing to get one's arms around because there are so many different initiatives one could pursue. But I think you have encapsulated it really well, and thanks for getting us started on it. It is a really important road to follow.

Trustee Jennings: Thinking about this in the last couple of months, and I am sure going forward, people will have the same feeling that I have had, which is that we are talking about a number of seemingly rather small things. If we have a green building code and we build one new building over the next five years, we recycle several hundred extra pieces of plastic just by thinking about it more carefully and doing it more deliberately. These seem like little things, and we are a small village. But we are a part of a very large global problem and a very large global drama. Even though our efforts are small, seemingly, and will not solve the problem all alone all by themselves, we are not alone. We are joining a movement of communities and individual families just like ours. This will not happen if individuals do not just do it. They know that the difference they are making is tiny and hardly measurable, but in the aggregate it can be extremely significant. That is why, despite the somewhat mundane nature of some of this, it is exciting to me because I am convinced that it is important, not just for us, but for our children and a much broader impact than just here in Hastings.

Mayor Swiderski: The Village Officials' Committee met last Thursday in Irvington. These are the mayors and village managers from all six of Greenburgh villages. We are in the final stages of a joint negotiation on a series of contracts which the villages will be engaging in together on things ranging from elevator maintenance to heating and ventilation contracts and cleaning contracts. We have reached out to our school districts to ask to join the fun, and have had some response from some of the districts. Another thing we are finding in these meetings is that other issues can be addressed. We had representatives from Verizon, Con Ed, and Cablevision appear before us to talk about what is going on. There is a phenomena of double and triple poles as Con Ed is slowly moving from one pole to another. It is an involved, somewhat sloppy, somewhat disorganized process as Con Ed is implementing much higher poles to accommodate power, cable, and all the many things that are now on those poles. The problem is that each one of those companies is involved in this process, and the last one is responsible for pulling the pole out of the ground. There are some communication issues among these three firms, and lots of orphan poles in all the villages as well as dangling wires and dead wires and a raft of issues. We came up with a process to report all our issues to Con Ed, Verizon, and Cablevision, and they will attempt to address them over the next few months. It may be a trivial issue, but an irritating one to the people who live in front of them.

Jerry and I sat down with Verizon a couple of weeks ago to start up discussions on bringing FiOS television into Hastings. The negotiations came to an abrupt end in November of 2006,

and we are attempting to get Verizon to come back to the table and conclude an agreement in due haste without sacrificing anything on the Village's behalf. I had conversations as recently as today with Verizon, and we will see what evolves.

The Greenburgh deer committee's chair and chief report writer is filing at the tail end, no pun intended, a report on the deer. We should have, by the June 14 meeting, a report, so sometime in the next two weeks we will have a report delivered and grist for what I suspect is more than one work session and public meeting. We have Dobbs Ferry, Irvington, and Greenburgh all interested in joining us in an effort. So the only way to do this is as a group, and we are hoping to find a practical way of doing this.

Village Attorney Stecich: And Ardsley.

Mayor Swiderski: Ardsley just does not have a deer issues like we have.

Village Attorney Stecich: Do not tell me. They are all in my backyard. I come home every night to 10 deer up in Ardsley.

EXECUTIVE SESSION

On MOTION of Trustee Quinlan, SECONDED by Trustee Walker with a voice vote of all in favor, the Board scheduled an Executive Session immediately following the Regular Meeting to discuss litigation.

Mayor Swiderski: There are some stalwarts here in the audience. This is a post chance to speak beyond our usual public comment as you came late, and I am feeling generous.

Michael Ambrozek, 16 Sheldon Place: I was unable to come last week to discuss the Cablevision situation. I have observed two technical items. One is that the cable boxes Cablevision now requires for people who have any of the channels they have shifted, require 40 watts all the time the cable box is on. I did some research and compared that to the average consumption in a 24-hour period for a 22 cubic foot refrigerator/freezer. If you leave your cable box on all the time you will use more electricity than that refrigerator. You can turn it off, but you have to make an effort and most people are not aware that it uses that much. So if we are trying to green Hastings, that is a backwards step that Cablevision has introduced.

Cablevision's technical people tell me they are changing some of these channels because they need more space to put the digital signals on for high-definition, so they are moving some analog signals. Most people have cable-ready TVs. If Cablevision were to select the

channels they move to affect the fewest number of viewers, then fewer people would need the cable boxes. Obviously, the smallest number of users are those people who also have the premium channels. So if you move the premium channels, if this is what they need, then they would not have to move people who are using the family plan, of which there are many more users in the Village.

David Skolnik, 47 Hillside Avenue: I had a question that does not need a reply right now. How effective has the sweeper been as you get out away from the downtown, where cars on scheduled days don't move? I have seen it, so you might want address that.

ADJOURNMENT

On MOTION of Trustee Walker, SECONDED by Trustee Jennings with a voice vote of all in favor, Mayor Swiderski adjourned the Regular Meeting at 10:05 p.m.