



**VILLAGE BOARD MEETING MINUTES
MONDAY, OCTOBER 5, 2020 AT 7:00 P.M.**

A Regular Meeting of the Village Board of Trustees was held on Monday, October 5, 2020. Due to the COVID-19 Pandemic, the meeting was held by teleconference.

Present: Edward Markunas, Mayor
Steven Alpert, Trustee
Charles Barone, Trustee
Paul Girard, Trustee
Jo Meegan-Corrigan, Trustee
Robert Magrino, Attorney
Richard Glickel, Attorney
Amy Paffenroth, Village Clerk

CALL TO ORDER:

Mayor Markunas called the meeting to order at 7:01 p.m.

UPCOMING MEETINGS:

A Workshop Meeting is scheduled for Monday, October 26, 2020 at 7:00 p.m.. The next Regular Meeting of the Village Board of Trustees will be held on Monday, November 9, 2020 at 7:00 p.m. (Note this meeting was rescheduled from November 2, 2020 with agreement by the Board).

POLICE DEPARTMENT:

APPOINTING ANDREW M. LOUGHLIN AS POLICE CHIEF PROVISIONALLY EFFECTIVE OCTOBER 5, 2020

Mayor Markunas made the following statement regarding the appointment of Andrew Loughlin as Provisional Police Chief, "Lieutenant Loughlin's career in the Suffern Police department is a true testament to policing. Lieutenant Loughlin's professionalism, attention to detail and leadership are all attributes necessary to be an effective Police Chief and Lieutenant Loughlin possesses them all. Along with the review of Lieutenant Loughlin's personnel file, (which I must say is very impressive), along with his advanced training in all areas of policing in my opinion qualifies him to this extremely important role in the Suffern Police Department. Rising through the ranks from Police Officer, Sergeant, Lieutenant, and now Chief, is a great accomplishment. I have received numerous recommendations on his behalf regarding his ability lead. The recommendations, some from members of the Suffern Police Department and some from outside, makes me proud that so many positive attributes have been raised to my attention about Lieutenant Loughlin and the Suffern Police Department."

RESOLUTION NO. 169 OF 2020 - APPOINTING ANDREW M. LOUGHLIN AS POLICE CHIEF PROVISIONALLY EFFECTIVE OCTOBER 5, 2020

On or about September 18, 2020, the position of police chief of the Village's police department was vacated by retirement. The Village Board of Trustees in their capacity as police commissioners have determined to appoint a member of the police department to serve as police chief which appointment shall be provisional pending the conducting of a competitive civil service examination and the establishment of a list of eligible candidates for permanent appointment to the position of police chief. The Board of Trustees appointed Police Lieutenant Andrew M. Loughlin to serve as police chief of the Village of Suffern Police Department, provisionally, pending the permanent appointment of a police chief from a list of qualified eligible candidates as established by competitive civil service examination. Beginning with and throughout his provisional service as police chief, Lieutenant Loughlin's base salary shall be increased to 10% above that of the other lieutenant's current base salary, and in all other respects all of the terms and conditions of the employment agreement between the Village of Suffern and Lieutenant Loughlin dated January 18, 2019, and which agreement would otherwise expire on May 31, 2021, shall continue in full force and effect for the duration of this provisional appointment. A motion to approve the foregoing resolution was made by Mayor Edward Markunas, seconded by Jo Meegan-Corrigan, and passed unanimously by the Board.

APPOINTING CRAIG YUSTEIN TO SERGEANT EFFECTIVE OCTOBER 4, 2020

Chief Loughlin made the following statement regarding the appointment of Officer Yustein, "It is my great pleasure to request that the Village Board appoints Police officer Craig Yustein to the position of Police Sergeant, effective October 4th, 2020. This promotion will fill a vacancy created by the retirement of Sergeant Michael Fennessey in August of this year. Officer Yustein is a lifelong resident of the Village of Suffern and joined the Suffern Police Department in July of 2004 after serving with the NYPD. Officer Yustein has served in the capacity as a patrol officer, Dare officer and is currently the senior evidence custodian for the department, and the department's IT officer. Officer Yustein has consistently gone above and beyond what is required as a patrol officer, and in my opinion is very deserving of this promotion."

RESOLUTION NO. 170 OF 2020 - APPOINTING CRAIG YUSTEIN TO SERGEANT EFFECTIVE OCTOBER 4, 2020

On or about September 8, 2020, two positions of Sergeant were vacated by retirement in the Village's Police Department. Craig Yustein successfully passed the Civil Service test for the position of Sergeant and are on the Rockland County Department of Personnel Eligible List. Craig Yustein was appointed to the position Sergeant, effective October 4, 2020, nunc pro tunc, at a starting salary of \$159,982.00, and his compensation and benefits shall be in accordance with the existing Collective Bargaining Agreement with the Suffern Policemen's Benevolent Association, Inc. A motion to approve the foregoing resolution was made by Mayor Edward Markunas, seconded by Steven Alpert, and passed unanimously by the Board.

APPOINTING DANIEL KIERNAN TO SERGEANT EFFECTIVE OCTOBER 5, 2020

Chief Loughlin made the following statement regarding the appointment of Officer Kiernan, “It is my great pleasure to request that the Village Board appoints Police officer Daniel Kiernan to the position of Police Sergeant, effective October 5, 2020. This promotion will fill a vacancy created by the retirement of Sergeant Deirdre Smith in August of this year. Officer Kiernan is also a lifelong resident of the Village of Suffern and joined the Suffern Police Department in August of 2010, after graduating from the Rockland County Police Academy. Officer Kiernan has served in the capacity as a patrol officer and is currently one of our senior patrolman and the senior Dare officer. Officer Kiernan was selected to be one of our field training officers and has participated in training many of the officers in our agency. In my opinion, Officer Kiernan is very deserving of this promotion.

RESOLUTION NO. 171 OF 2020 - APPOINTING DANIEL KIERNAN TO SERGEANT EFFECTIVE OCTOBER 5, 2020

On or about September 8, 2020, two positions of Sergeant were vacated by retirement in the Village’s Police Department. Daniel Kiernan successfully passed the Civil Service test for the position of Sergeant and are on the Rockland County Department of Personnel Eligible List. Daniel Kiernan is hereby appointed to the position Sergeant, effective October 5, 2020, at a starting salary of \$159,982.00, and his compensation and benefits shall be in accordance with the existing Collective Bargaining Agreement with the Suffern Policemen’s Benevolent Association, Inc. A motion to approve the foregoing resolution was made by Mayor Edward Markunas, seconded by Jo Meegan-Corrigan, and passed unanimously by the Board.

NOMINATION OF THOMAS CONKLIN AS DISPATCHER FULL TIME

Chief Loughlin made the following statement regarding the appointment of Officer Yustein, “I would like to request that the village board nominates part time dispatcher Thomas Conklin to the position of full-time dispatcher/cad, pending clearance from the Rockland county dept of Personnel. This nomination will fill a vacancy created by the retirement of Dispatcher Deborah Valentine in April of this year. Dispatcher Conklin has been employed as a part time dispatcher with our agency since January of 2018 and has demonstrated a calm and professional demeanor throughout his employment. It is my pleasure to recommend him for this nomination.

RESOLUTION NO. 172 OF 2020 - AUTHORIZING THE NOMINATION OF THOMAS CONKLIN AS DISPATCHER FULL TIME

The Board of Trustees nominated Thomas Conklin to the position of Dispatcher Full Time pending final certification of qualifications by Rockland County Personnel. A motion to approve the foregoing resolution was made by Steven Alpert, seconded by Charles Barone, and passed unanimously by the Board.

RESIGNATION OF JOHN KIERNAN, POLICE OFFICER, EFFECTIVE SEPTEMBER 10, 2020

Chief Loughlin made the following statement regarding the appointment of Officer Yustein, “I would ask the board to accept the resignation of Police officer John Kiernan, effective September 10, 2020. Police officer John Kiernan served the village with integrity and professionalism, and

though it is with regret, I ask the board to accept his resignation and wish him luck in all of his future endeavors.

RESOLUTION NO. 173 OF 2020 - ACCEPTING THE RESIGNATION OF JOHN KIERNAN, POLICE OFFICER EFFECTIVE SEPTEMBER 10, 2020

The Board of Trustees accepts the resignation of John Kiernan, Police Officer Part Time, effective September 10, 2020, Nunc Pro Tunc. A motion to approve the foregoing resolution was made by Charles Barone, seconded by Paul Girard, and passed unanimously by the Board.

Police Department Update

The Police Department responded to 519 calls for service. The call types ranged from suspicious persons, Motor Vehicle Accidents, disorderly persons, medical emergencies, noise complaints, welfare checks, Fraud and harassment reports, burglar and fire alarms, emotionally disturbed persons, Intoxicated persons, hazardous conditions, animal complaints, runaway juveniles, domestic disputes and a variety of other routine calls for service.

PUBLIC HEARING:

A Public Hearing was scheduled for 7:05 p.m. to continue the September 8, 2020 Public Hearing to consider a special permit for a private club at 62 Lafayette Avenue (475 Beacon Partners, LLC). A motion to open the Public Hearing was made at 7:25 p.m. by Charles Barone, seconded by Steven Alpert, and passed unanimously by the Board. Attorney Robert Magrino advised the Board that 475 Beacon Partners is still working with Rockland County regarding their business plans. Considering that there is not a date certain for 475 Beacon Partners to move forward with their request for a special permit, Attorney Magrino recommended that the Public Hearing be closed and the request for a special permit be denied due to inactivity without prejudice. A motion to close the Public Hearing and deny the permit due to inactivity without prejudice was made by Steven Alpert, seconded by Paul Girard, and passed unanimously by the Board.

FIRE DEPARTMENT:

MOTION ACCEPTING NEW MEMBER – ROBERT SUN

A Motion accepting Robert Sun as an Under 18 Member of the Hose Company was made by Jo Meegan Corrigan, seconded by Charles Barone, and passed unanimously by the Board.

RESOLUTION NO. 174 OF 2020 - AUTHORIZING THE HOSE COMPANY TO HOLD A CARE WASH FUNDRAISER FOR OCTOBER 25, 2020

The Board of Trustees authorized the Suffern Fire Department Hose Company to hold a car fundraiser at the Washington Avenue Firehouse on October 25, 2020, with a rain date of November 1, 2020. A motion to approve the foregoing resolution was made by Steven Alpert, seconded by Paul Girard, and passed unanimously by the Board.

RESOLUTION NO. 175 OF 2020 - AUTHORIZING A REQUEST FOR PROPOSAL FOR THE EVALUATION AND UPGRADE OF THE FIRE DEPARTMENT HVAC SYSTEM

The Board of Trustees has consulted with the Fire Chief with respect to required HVAC system upgrades. An assessment and recommendation for the most efficient and cost-effective upgrades have been identified as required activities. The Superintendent of Public Works was directed to ensure that the plans, specifications, documents and procedures for required activities are developed. The Superintendent of Public Works will submit the proposed RFP document for a competitive, sealed bid for review by the Fire Chief, Village Attorney and Capital Project Committee prior to its publishing bid proposal documents. The Board of Trustees authorized Charles Sawicki to publish a request for proposal for a competitive, sealed bid subject to the review of all required documents by the Village Attorney. A motion to approve the foregoing resolution was made by Charles Barone, seconded by Paul Girard, and passed unanimously by the Board.

RESOLUTION NO. 176 OF 2020 - AMENDING THE SERVICE AWARD PROGRAM POINT SYSTEM WHEN SPECIAL RESPONSE RULES ARE IN EFFECT DURING THE COVID-19 PANDEMIC

As authorized by Article 11-A of the New York State General Municipal Law the Board of Trustees of the Village of Suffern established a Service Award Program for active volunteer firefighters of the Village of Suffern. Active volunteer firefighters earn Service Award Program service credit under the Service Award Program Point System adopted by the Board of Trustees of the Village of Suffern. In response to the outbreak of Novel Coronavirus, COVID-19, NYS Governor Andrew Cuomo declared a State Disaster Emergency and issued Executive Order 202 of 2020. In response to the State Disaster Emergency New York State fire districts, towns, villages, cities and their volunteer fire department/company officials adopted Special Response Rules restricting volunteer firefighter responses to emergency responses and/or restricting the holding of activities for which points could be earned during the State Disaster Emergency. The adoption of the Special Response Rules has affected the ability of active volunteer firefighters to earn points in service award programs. In recognition of the negative effect these Special Response Rules has on the ability of active volunteer firefighters to earn service credit during 2020 under service award program point systems. New York State legislators and Governor Andrew Cuomo enacted legislation intended to prevent active volunteer firefighters who would have earned service award program service credit during 2020 from failing to earn a year of service award program service credit during 2020 due to the adoption of Special Response Rules. This legislation, Chapter 113 of 2020 of the Laws of the State of New York, authorizes the Village of Suffern to adopt a resolution to amend the Suffern Fire Department Service Award Program point system by adding a new category to the point system under which up to five (5) points per month (prorated for periods of less than one month) may be awarded to active volunteer firefighters during the period when the Special Response Rules are in place. Should the Board of Fire Trustees elect to adopt such a resolution, Chapter 113 of 2020 of the Laws of the State of New York provides that the adoption of such resolution does not require approval of Village residents at a Village election. The Village of Suffern, hereby adds the following new category to the Suffern Fire Department Award Program Point System:

COVID-19 Pandemic Point System Special Response Rules

As a result of the COVID-19 Pandemic, the Board of Trustees adopted Special Response Rules under which the activities for which active volunteer firefighters could earn points under the Village of Suffern Fire Department Service Award Program point system were reduced effective as of March 23, 2020. Such reduction in activities will continue until the effective date the Special Response Rules are rescinded and all volunteer firefighter activities restored by the Board of Trustees. From the effective date of the adoption of the Special Response Rules to the effective date that such Rules are rescinded, all active volunteer firefighters of the Village of Suffern Fire Department shall be awarded 4 points per month with such number of points prorated for periods of less than a complete month. In no event shall points be awarded to active volunteer firefighters in accordance with Chapter 113, after November 3, 2020, unless NYS Governor Andrew Cuomo extends Executive Order 202 of 2020. As soon as administratively feasible after the adoption of this resolution by the Village of Suffern Board of Trustees, active volunteer firefighters of the Village of Suffern Fire Department shall be given a written Notice of Amendment announcing the adoption of, and including an explanation of, this additional category to the point system. As soon as administratively feasible, after the Board of Trustees rescinds the Special Response Rules, a second Notice of Amendment shall be given to active volunteer firefighters stating the effective date that the Special Response Rules have been rescinded, and indicating the number of points to be awarded to each active volunteer firefighter during the period when the Special Response Rules were in effect. Since this amendment to the Village of Suffern Fire Department Service Award Program points system is intended to prevent active volunteer firefighters who would have earned service award program credit under the point system during 2020 from failing to earn credit during 2020, the adoption of this resolution is expected to have little if any effect on the annual cost of the Village of Suffern Fire Department Service Award Program. All other provisions of the Village of Suffern Fire Department Service Award Program shall not change as a result of the adoption of this resolution and the program shall continue to be administered by the Board of Trustees of the Village of Suffern in accordance with Article 11-A of the New York State General Municipal Law as such law is amended from time to time. A motion to approve the foregoing resolution was made by Jo Meegan-Corrigan, seconded by Charles Barone, and passed unanimously by the Board.

CULTURE AND RECREATION:

Cathy Mills provided the Board with an update of scheduled recreation activities. Ms. Mills also discussed the reopening of the Community Center to the public and the protocols the Village will be following during COVID-19.

JUSTICE COURT:

Justice Ernest Buonocore provided an update to the Board on the status of the reopening of the Justice Court. Justice Buonocore thanked Christine Anderson, Justice Court Clerk, for her thirty years of outstanding service to the Village and wished all the best in her retirement.

AUDIENCE PARTICIPATION:

Joseph Hunt, CSEA Unit President, spoke about working with the Village to resolve any outstanding PERB matters.

Jonathan Abramo, of the Knolls, discussed the condition of Memorial Drive and asked about the status of any plans to make improvements.

Scott Shedler, of Sylvan Way, spoke about the possibility of acquiring land adjacent to Memorial Drive. He explained that there would be multiple agencies that would need to be involved in the project including County Sewer Agency, United Water, Orange and Rockland. He believed that acquiring that land would assist in preserving open space in that area.

Michael Curley, of Orange Avenue, urged the Board to take action to open Memorial Drive including putting funding in the budget in order to enable to provide safe accessibility to the Suffern Memorial Pool upon its opening next summer.

Catherine Fermatt, of Sussex Court, asked if the Board would be providing an update on Village finances for the first quarter of 2020. Based on anticipated decline in Court and Parking Department revenues, Ms. Fermatt stated that it would be helpful to residents to have an understanding of the impact of COVID-19 on the budget.

TREASURER:

RESOLUTION NO. 177 OF 2020 - AUTHORIZATION TO ESTABLISH CAPITAL PROJECT 2021-002 2021 GARBAGE TRUCK WITH PLOW

The Superintendent of Public Works requested the purchase of a new garbage truck with plow. The Village Treasurer has determined that the total cost of the garbage truck with plow and associated financing costs is estimated to be \$245,000. The Village Board established Project 2021-002 2021 Garbage Truck with Plow in the amount of \$245,000 to be financed by debt. A motion to approve the foregoing resolution was made by Steven Alpert, seconded by Jo Meegan-Corrigan, and passed unanimously by the Board.

RESOLUTION NO. 178 OF 2020 - BOND RESOLUTION OF THE VILLAGE OF SUFFERN, NEW YORK, ADOPTED OCTOBER 5, 2020, AUTHORIZING THE ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$245,000 TO FINANCE THE ACQUISITION OF A GARBAGE TRUCK WITH PLOW, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$245,000 AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE

The Board of Trustees resolved as follows: Section 1. The Village of Suffern, in the County of Rockland, New York (herein called the “Village”), is hereby authorized to issue bonds in a principal amount not to exceed \$245,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the “Law”), to finance the acquisition of a garbage truck with plow. Section 2. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$245,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in a principal amount not to exceed \$245,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable. Section 3. The following additional matters are hereby determined and declared: (a) The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 28 of the Law, is fifteen (15) years. (b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department. (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years. Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year. Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond

anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village. Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if: (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or (c) such obligations are authorized in violation of the provisions of the constitution. Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption hereof, to cause to be published, in full, in the "*Journal News*," a newspaper having general circulation in said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the following form: PLEASE TAKE NOTICE that on October 5, 2020, the Board of Trustees of the Village of Suffern, in the County of Rockland, New York, adopted the bond resolution entitled: "Bond Resolution of the Village of Suffern, New York, adopted October 5, 2020, authorizing the issuance of bonds in a principal amount not to exceed \$245,000 to finance the acquisition of a garbage truck with plow, stating the estimated maximum cost thereof is \$245,000 and appropriating said amount for such purpose," an abstract of such bond resolution concisely stating the purpose and effect thereof, being as follows: FIRST: AUTHORIZING the Village of Suffern, New York to issue bonds in a principal amount not to exceed \$245,000 pursuant to the Local Finance Law of the State of New York, to finance the acquisition of a garbage truck with plow; SECOND: STATING that the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$245,000 and appropriating said amount for such purpose; and STATING that the plan of financing includes the issuance of bonds in a principal amount not to exceed \$245,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable; THIRD: DETERMINING and STATING that (a) the period of probable usefulness of the object or purpose for which the bonds are authorized is fifteen (15) years; (b) the proceeds of the bonds and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Village for expenditures made after the effective date of the bond resolution for the purpose for which said bonds are authorized; and (c) the proposed maturity of said bonds will exceed five (5) years; FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general

obligations of the Village; and PLEDGING to their payment the faith and credit of the Village; FIFTH: DELEGATING to the Village Treasurer the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; SIXTH: STATING the conditions under which the validity of the bonds or any notes issued in anticipation thereof may be contested; and SEVENTH: DETERMINING that the bond resolution is subject to a permissive referendum. DATED: October 5, 2020. Section 8. The Village Clerk is hereby authorized and directed to cause a summary of this Bond Resolution to be published after this Bond Resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York. A motion to approve the foregoing resolution was made by Paul Girard, by Charles Barone and put forth to a roll call vote with all members of the Board voting unanimously in its favor. The resolution was declared adopted by Mayor Markunas.

DEPARTMENT OF PUBLIC WORKS:

RESOLUTION NO. 179 OF 2020 - APPOINTING MICHAEL AGUSTIN AS MAINTENANCE HELPER EFFECTIVE OCTOBER 5, 2020

Michael Agustin was appointed to the unencumbered, vacant position of Laborer in the Water Department, effective October 5, 2020, at a pay rate of \$22.38 per hour. A motion to approve the foregoing resolution was made by Charles Barone, seconded by Jo Meegan-Corrigan, and passed unanimously by the Board.

RESOLUTION NO. 180 OF 2020 - ACCEPTING THE PROFESSIONAL SERVICE PROPOSAL FROM DEWBERRY FOR DRAWING MODIFICATION CONFORMING TO WICKS LAW AND CONSTRUCTION MANAGEMENT FOR THE GOSR PROJECTS

The Dormitory Authority of the State of New York (DASNY) previously undertook to fund certain work within the Village, which included the reconstruction of potable water supply wells number 2 and 4, and installation of emergency standby generators at the Department of Public Works Garage and Village Hall. These projects were designed by Dewberry Engineers Inc. under contract with DASNY, which contract was terminated prior to going out to bid for all projects and completion of the permitting phase for the wells. The Governor's Office for Storm Recovery (GOSR) will provide the necessary funding to continue with the above referenced work, including for items remaining under the previous arrangement with DASNY, which funding shall come from the Community Allotment of CDBG (Community Development Block Grant) and at no cost to the Village of Suffern. Dewberry proposes to provide contract document updates, permit, bidding and construction phase services to complete the project pursuant to a letter proposal to the Village dated September 21, 2020, incorporated by reference herein. It is in the best interests of

the Village to engage the professional services of Dewberry for the purposes as set forth in the letter, due to their familiarity with the project, including the design thereof, the cost of which will be funded through GOSR. The Village of Suffern accepted the proposal from Dewberry Engineers, Inc. in its letter dated September 21, 2020, incorporated by reference herein, and authorizes Dewberry to provide services including Bid Documents for Suffern (Plans and Specifications) in an amount not to exceed \$12,950.00; Wicks Law specifications for the wells project in an amount not to exceed \$22,980.00; and Rockland County Health Department Permit work as necessary for the wells project in an amount not to exceed \$10,710.00; and the remaining DASNY contract fee in an amount not to exceed \$73,156.00, all of which shall be paid by GOSR pursuant to the CDBG, and authorized the Mayor or his designee to execute any and all agreements necessary to effectuate the intentions of this resolution, upon review and approval of the Village Attorney. This approval was subject to and contingent upon approval by GOSR of the amounts set forth in the Dewberry proposal, or such lesser amount as is deemed appropriate by GOSR. A motion to approve the foregoing resolution was made by Jo Meegan-Corrigan, seconded by Steven Alpert, and passed unanimously by the Board.

ATTORNEY:

RESOLUTION NO. 181 OF 2020 - AUTHORIZING THE VILLAGE OF SUFFERN COMMUNITY CENTER TO BE MADE AVAILABLE FOR USE IN THE EVENT OF A PUBLIC EMERGENCY-COMMUNICABLE DISEASE DECLARATION

The Mayor and Board of Trustees of the Village of Suffern promotes the routine sharing of services, equipment, and facilities. By a letter dated September 18, 2020 the Rockland Commission of Health has requested authorization from the Village of Suffern for use of the Village of Suffern Community Center for mass vaccine/medication dispensing in the event of a public emergency-communicable disease declaration. In the event of a public emergency-communicable disease declaration authorization for the use of the facility would continue until the mass vaccine/medication dispensing is complete. The Board of Trustees authorized the Village of Suffern Community Center to be made available for mass vaccine/medication dispensing in the event of a public emergency-communicable disease declaration. The Mayor was authorized to execute this permission by signing the September 18, 2020 letter from the Rockland County Commissioner of Health upon final review of the terms and conditions of the Agreement by the Village Attorney with the Health Commissioner, Rockland County Department of Health. A motion to approve the foregoing resolution was made by Jo Meegan-Corrigan, seconded by Steven Alpert, and passed unanimously by the Board.

RESOLUTION 182 OF 2020 - AMENDING RESOLUTION 122 OF 2020 AUTHORIZING MODIFICATIONS TO THE VILLAGE OF SUFFERN TABLE AND CHAIRS PROGRAM TO ASSIST LOCAL RESTAURANTS REOPEN IN ACCORDANCE WITH NYS EXECUTIVE ORDERS ISSUED BY THE GOVERNOR OF THE STATE OF NEW YORK TO ALLOW FOR THE PROGRAM TO CONTINUE THROUGH NOVEMBER 30, 2020

Administrative permits for Outdoor Dining on Village Sidewalks issued pursuant to Resolution 122 of 2020, were extended through 12:01 a.m. on November 30, 2020 subject to the following conditions: 1. Use of outdoor heating equipment is subject to the approval of the Village of Suffern Fire Inspector; 2. In the event of a snow or other weather-related emergency, restaurants are required to remove outdoor tables and chairs on Village Sidewalks upon notification by the Mayor or his designee; 3. Following the end of a snow or other weather-related emergency, restaurants will be authorized to continue outdoor dining on Village sidewalks only upon the authorization of the Mayor or his designee. A motion to approve the foregoing resolution was made by Steven Alpert, seconded by Jo Meegan Corrigan, and passed unanimously by the Board.

RESOLUTION NO. 183 OF 2020 - AUTHORIZING THE STIPULATION OF DISCONTINUANCE COVENANT HOLDINGS V. FORGIONE AND VILLAGE OF SUFFERN

The Village of Suffern was named a party in an action pending in the Supreme Court, Rockland County, known as Covenant Holdings v. Forgione and Village of Suffern, bearing Rockland County Index No. 31499/2018, which is an action pursuant to Real Property and Proceedings Law Article 15 to establish ownership rights of a certain alleyway off of Washington Avenue in the Village of Suffern. Upon the proofs submitted, the Village of Suffern has determined that it is not in the best interests of the Village of Suffern to pursue any claims with respect to ownership of the alley, and the parties to the action have agreed to discontinue any claims or causes of action as against the Village of Suffern. The Village Board authorized execution of a Stipulation of Discontinuance with respect to any claims brought against and by the Village of Suffern in the action known as Covenant Holdings v. Forgione and Village of Suffern, Rockland County Index No. 31499/2018, and that counsel for the Village was authorized to execute said Stipulation of Discontinuance and any other necessary documents to effectuate the purposes of this resolution. A motion to approve the foregoing resolution was made by Charles Barone, seconded by Steven Alpert, and passed unanimously by the Board.

MAYOR:

APPOINTING JONATHAN TURCO AS A SEWER RENT APPEALS BOARD MEMBER FOR A THREE-YEAR TERM OF OFFICE

Jonathan Turco was appointed as a Sewer Rent Appeals Board member, effective October 5, 2020, for the remainder of a three-year term to expire at noon on December 5, 2022. A motion to approve the foregoing resolution was made by Steven Alpert, seconded by Jo Meegan-Corrigan, and passed unanimously by the Board.

RESOLUTION NO. 185 OF 2020 - AUTHORIZING AN ADJUSTMENT IN PAY FOR STEVE CONLEE TO REFLECT HIS CHANGE OF STATUS TO DEPARTMENT HEAD FOR THE BUILDING DEPARTMENT

On February 3, 2020, the Memorandum of Agreement by and between the Village of Suffern and the Civil Service Employees Association Local 1000 (“CSEA”) dated January 7, 2020 was approved. The Memorandum of Agreement recognized that the position of held by Steve Conlee as the

Department Head for the Village of Suffern Building Department is an exempt position and should not be covered under the CSEA Collective Bargaining Agreement. The pay rate for Steve Conlee, as the Department Head for the Building Department, is now below an employee that he supervises. The base pay for Steve Conlee, not including longevity, was adjusted from \$39.41 per hour to \$41.51 per hour, effective October 5, 2020. A motion to approve the foregoing resolution was made by Jo Meegan-Corrigan, seconded by Paul Girard, and passed unanimously by the Board.

EXECUTIVE SESSION:

A motion to enter into Executive Session to discuss personnel matters was made at 8:49 p.m. by Charles Barone, seconded by Paul Girard, and approved unanimously by the Board.

ADJOURNMENT:

A motion to close the Executive Session and reenter Board Meeting was made at 9:50 p.m. by Steven Alpert, seconded by Charles Barone, and approved unanimously by the Board. A motion to adjourn the meeting at 9:52 p.m. was made by Steven Alpert, seconded by Paul Girard, and approved unanimously by the Board.