

DATE OF MEETING: February 2, 2009
PLACE OF MEETING: Village Hall, Pawling, New York
MEMBERS PRESENT: Mayor Robert Liffland
Trustee Tracy Durkin
Trustee Wayne Osborn
Trustee Robert Murphy
Trustee Colette Zito

The meeting was called to order at 7:00 P.M. with the Pledge of Allegiance.

Mr. Julian Adams, a representative of the New York State Office of Parks, Recreation and Historic Preservation, gave a presentation on the Certified Local Government Program.

MOTION by Trustee Durkin to approve the minutes from November 17, 2008 and December 1, 2008. **SECONDED** by Trustee Osborn. There was no discussion; the vote was:

Trustee Durkin	Aye
Trustee Osborn	Aye
Trustee Murphy	Aye
Trustee Zito	Abstain
Mayor Liffland	Aye.

The motion carried.

Trustee Murphy asked why Trustee Zito was abstaining. Trustee Zito responded, "One abstain." Trustee Murphy asked Trustee Zito why she was abstaining. Trustee Zito said she was abstaining because she asked for the agenda in the morning for the purpose and came in over the weekend for the agenda because she saw she had the draft of the December 1 minutes and she had thoughts and comments about it of which she wanted enough ample time to speak with Tracy Durkin. She said she wanted to see if it was on the agenda and see between the time... Mayor Liffland asked Trustee Zito, "if what was on the agenda?" Trustee Zito responded whether or not the December 1 minutes – when she read the December 1 minutes draft she had points, issues, comments – so she came in Saturday morning looking for the Village Board Agenda to see if the December minutes from the drafts that were in her in box were on the agenda for this evening because if on Saturday morning they were she was going to reach out to Tracy Durkin to discuss with her procedure on certain written text with her name involved in that discussion on certain topics and how to go about addressing certain things she read that she wanted to have adjusted in order to not abstain right then and there. Trustee Zito said when she came in and the Village Board Agenda was not in the in box she lost that amount of time to reach out to Tracy Durkin over the weekend which was her intention. Mayor Liffland said if Trustee Zito saw something in any of the minutes she had questions about she could have brought them up during the meeting that evening. Trustee Zito said it was lengthy and they could sit there and go line by line – and he was talking that it was approximately six pages front and back single space – and was that how they wanted to spend a public agenda meeting. Trustee Zito said she would think not but she could be wrong. Trustee Murphy stated he didn't know why Trustee Zito needed to find out if it was on the agenda or not because if she had a concern about the minutes she could have brought it to the attention of a Board member at any time even before it was on the agenda. Trustee Zito

said it was because she was still reading it and still digesting it and considering certain adjustments to it. Trustee Murphy said Trustee Zito stated she wanted to speak with Tracy and she could have talked to Tracy whether it was on the agenda or not. Trustee Zito said that was true except that if it were on the agenda she would have gone out of her way to speak with Tracy Durkin that day before the Village Board meeting so that she didn't have to potentially have to abstain. Trustee Zito said if it wasn't she had plans that morning – she had meetings that morning and she would have had to go out of her way to reach out to her and if it wasn't on the agenda she was going to take a little more time to have the time to adjust what she also wanted to adjust to it. Trustee Zito said she needed more time was the bottom line and the reason she asked for the agenda was whether or not was if it was coming up for vote sooner rather than later – what time frame did she have given her schedule and when she had the minutes and when she thought she might be able to reach out to Tracy Durkin. Trustee Durkin said she had a couple of questions – she asked when Trustee Zito got the December 1st minutes. Trustee Zito said she did not log in when she picks up stuff from her in box. Trustee Durkin said she thought she had them at least two weeks. Trustee Zito said she did not know... Trustee Durkin said it was about two weeks because it was in the box for the last meeting and the Board didn't vote on it but it was present in her box at that meeting. Trustee Durkin said Trustee Zito wanted to talk to her – was there something that.... She said Trustee Zito could bring it up at a public meeting. Trustee Zito said line by line on a six page single, single side six page. Trustee Durkin asked if she had that many concerns. Trustee Zito said also to – unless she sees - she did not have it in her records of having it two weeks and she also dislocated her kneecap which the Board was well aware of and was unable to come in and out of the village during certain hours given her work schedule and her physical therapy and ice in and around so maybe if Trustee Durkin had it two weeks given her rehabilitation with her dislocated kneecap and her schedule she might not have had it for two weeks. Trustee Durkin said that might be but it would have been in her box prior to the last meeting... Trustee Zito said she did not know if that was true. Trustee Durkin said she knew it was in her box and she knew it was in every Trustees' box. Mayor Liffland said he thought Louis was picking up Trustee Zito's mail. Trustee Zito said he could only pick it up when there was someone there to let him in or she could not let him come in on his own or he was coming in with her – there is keys, locks, codes and schedules and there was a [inaudible] amount of time they could come get it. Trustee Durkin asked Trustee Zito why it was she wanted to speak with her. Trustee Zito said she just did. Trustee Durkin said Trustee Zito just picked her to discuss it with or was there something specific in her concerns. Trustee Zito said she picked Trustee Durkin more because even though Jennifer was a Village Clerk she saw Trustee Durkin as the leader in this group of the employees and relations and ... Trustee Durkin said it had to do with a personnel concern. Trustee Zito said with how it would be approached for procedure and personnel – yes. Trustee Zito said given prior experiences with the Village Clerk and herself. Trustee Zito said if they wanted they could discuss that here and now. Trustee Durkin said she was going to be asking for an Executive Session afterwards to discuss Personnel issues then. Trustee Zito said, "Sure." Trustee Zito said that was the main reason why she reached out to Trustee Durkin. Trustee Durkin said anything that was in the minutes was public record and does not – in the interest of transparency of government because the Board was always talking about that – if there were typos or something like that she would certainly bring it to the attention of the Clerk because that was an easy thing that did not really need to be discussed but if Trustee Zito had serious points of discussion about the minutes then the meeting was the appropriate venue to discuss the minutes – at an open meeting with all Trustees present and not necessarily with her or any other individual Trustee. Trustee Durkin said typos, sure, you just send

them along but if Trustee Zito had serious concerns she would bring them up a public meeting because that was the appropriate place for them. Trustee Zito said she was reaching out to Trustee Durkin because of prior experiences with Jennifer Osborn that in her opinion have escalated to extreme unprofessional interaction with her and she was the one who... Mayor Liffland said that was not the point here that Tracy just made – the point was that she could have brought this up at any time. Trustee Zito said if she had the agenda as she reached out to the Mayor because of the concern of her not voting in the exact same direction every time with everyone else – she said we had a discussion way back and she said, “You know Mayor Liffland it’s your meetings and your agenda and you are the leadership here” and he had asked her way in the beginning as a newly elected official what he could do to support her moving and coming more prepared to the meetings as she had abstained on a few topics. Trustee Zito said they had a phone discussion and the Mayor said he thought it was not unreasonable what her request was and one of her requests was – if by Friday night by the close of Friday – the Friday before a Monday meeting if she had the agenda and accompanying documents she then had enough review time, enough time to reach out to Board members with questions and the Mayor’s very specific words were it’s not an unusual, it was not an outlandish request, it was a common sense request and it was a way he was bridging to her – gathering information in a timely fashion for her to fold it in to her life and the time from now till then so that she could have her questions answered, have enough time to read or pull from other documents that are related to the same topic on your agenda and it was happening on and off, sporadically, intermittently. She said she came in some Fridays and she went straight over to Village Clerk, Jennifer Osborn and said, “I came in specifically for the agenda so that I can organize my materials and I can do my homework over the weekend” and she sent a copy over to the printer and said, “There, you can take that.” Trustee Zito said there were a lot of variations from when “we” spoke to how and what was going on with her ability to gain access to this agenda in a timely manner so that she could be prepared at this table for her vote. Trustee Murphy said if she needed to know what was on the agenda all she needed to do was ask. Trustee Zito said she did that morning and in an email. Trustee Murphy said she got the agenda. Trustee Zito said no she didn’t get the agenda till... Trustee Murphy said all she needed to do was ask. Trustee Zito said she had been asking. Trustee Murphy said for a copy she could come in and what he normally did was come in some time in the middle of the week before the meeting and say, “Jennifer, what is on the agenda” and Jennifer usually asked him if he has anything for the agenda and Jennifer usually has a running list she starts probably... Mayor Liffland said tomorrow. Trustee Durkin said or even that night. Trustee Murphy said tomorrow that probably overlaps - that she keeps on her desk so she does not forget if someone asks to put something on the agenda she writes it down. Trustee Murphy said she might not have a formal agenda because she would end up copying 15 agendas – sometimes when she finally prints the agenda on Monday the Board winds up changing it 3 or 4 times anyway because Bob comes in with last minute things so they try to keep the copying down to a minimum. Trustee Zito said she asked for the agenda to be emailed to her and she was instead given a whole bunch of interpretations on what the Village Clerk’s responsibilities were in relation to the agenda and she then made a phone call to Robert Freeman, Executive Director, of the Committee on Open Government on the Village Clerk’s interpretation of the laws and the agenda and what she had was an Executive Director on the Committee on Open Government at the Department of State of New York that said he thought her interpretation was very interesting and from that he confirmed he is willing to conduct a public forum here regarding the Freedom of Information and Open Meetings Laws at the request of the Village of Pawling. Trustee Zito said he would come at an event, he would have a brief description of laws, the workings of the office, would

respond to questions and answers and he would and is very interested and this was his confirmation in email of coming here to have a public forum on this exact topic because she simply asked for an agenda to be emailed to her and she did not get it. Trustee Zito said she was glad “your” experience was as smooth as “you” have just expressed to her but her experience with Jennifer Osborn was not the same and if “you” could not understand that there was nothing else she could say for “you” to understand it – there was no other way to express it. Trustee Murphy said maybe it was Trustee Zito’s problem and not Jennifer’s problem. Trustee Murphy said all this says [the email] was Robert Freeman would come down and talk to us about...Trustee Zito said on his interpretation on her interpretation. Trustee Durkin said about the Freedom of Information and Open Meetings Law. Trustee Zito said he told her he would like her to email him her interpretation because as he has heard it he said it would be a very interesting topic for his forum. Trustee Durkin asked to see the email. Trustee Zito said it was sent to all the Board. The Clerk said the one she sent. Trustee Durkin said the one Jennifer sent to everyone – oh okay, well that was in reference to the availability of the agenda, the publishing of an agenda. Trustee Zito said no. Trustee Durkin said Jennifer’s email...Trustee Zito said it was asking – she made a phone call as per her phone call to Marissa that morning because she spoke with Marissa who said, “Well Colette she’s on the phone but I’ll pass along the message.” Mayor Liffland said what he got out of his was that the agenda would be prepared no later than by noon of the day of the meeting and that was from NYCOM who was called to get some free attorney advice. Mayor Liffland said he took it that was where the Clerk got her information. The Clerk responded in the affirmative. Trustee Zito said she said right there she was requesting it and she needed time to allow her to review and question time before the scheduled meeting tonight and that was in response to her phone call to Marissa – did “you” not see the whole... Trustee Durkin said she did but what she was saying was what Trustee Zito was referring to was publishing the agenda. Trustee Zito said no, what she was referring to was getting access to the agenda and Mayor Liffland’s agreement so that when she comes to this table she had her time to review, study and ask questions before she votes. Trustee Zito said that was exactly what’s been going on. Mayor Liffland said sometimes – a lot of times the agenda does change. Trustee Zito said right but – and in the time she was sitting there it did not look like an apple and an orange by the time “we” got to the table and again she only saw if from the Friday before the Monday anyway. Trustee Durkin said before Monday the only thing Trustee Zito would get was what was on the agenda – some things never change... Mayor Liffland said Trustee Murphy said it right – “we” do it during the week, “we” do it right after the meeting it starts and the next day it starts, all through the week it starts and if something comes up “we” put it on there and it can change at the last minute. Trustee Zito said she was not even aware, now that “you” have said all this, that it starts at the end of the meeting and it changes that often – again she was always looking at it from the point of [inaudible]. Mayor Liffland said he always says and maybe she was not hearing him but he always says write this down this has to be on the agenda and maybe she was not hearing that. Trustee Zito said she realizes Mayor Liffland works with and that was her impression the two of “you” working on keeping notes on what you, as the Mayor, are putting on, potentially considering for the agenda the next meeting – that was how she saw your working – did she know that it got discussed that often and that there was that much dialogue on those items from one to the next she was unaware of that. Trustee Zito said when she reached out to “you” when you had asked me... Mayor Liffland said it was the same thing, he did not hold chains on anybody – everybody has carte blanche to go and do their job and that was how he runs the meeting and if this guy [Robert Freeman] thought he was running it wrong well good for him and good for you but he would tell “you” right now that he thought he runs a very open meeting and he would

continue running an open meeting and he was insulted by this. Mayor Liffland said going back to what Tracy said if Trustee Zito had a problem with the minutes then she needed to bring it up in a public forum and bring out what her problem with the December 1st meeting was. Trustee Zito said okay she would do it line by line – it was six and some odd pages long and it was single spaced. Trustee Durkin said if she felt every line...Trustee Zito said she did not say that...Trustee Durkin said she just said she was going through it line by line. Mayor Liffland said for one thing the vote was taken so he thought the Board had to do something to amend that because the vote was already done. Trustee Durkin said since Trustee Zito wanted to do the comments Trustee Durkin recommended that Trustee Zito put the motion forward. Trustee Zito said she thought she needed to – she did not – she said she thought that was exactly what Mayor Liffland wanted and what “you” want was the way she was hearing it – that “you” want to take this point in time to do this right here right now. Trustee Durkin said, “No, what I said was – if you want to go over the minutes...” Trustee Zito said no she didn’t she was not prepared – again, back to timing of when she received this, she was not prepared right here right now to be sure that every, line by line, and what she read and what questions she had about what she stated or didn’t state. Trustee Durkin said let me...Trustee Zito said and again. Trustee Durkin said ...continue, if you want to go back and revisit these minutes since they were already voted on and approved, if she wanted to open them again, and she believed she could by the rules, however since Trustee Zito was the one bringing it up Trustee Durkin suggested if the Board opened it up again it would be Trustee Zito to make the motion because she was the one who wanted to open it up. Trustee Zito said wasn’t it Murphy, Trustee Murphy who asked why she was abstaining not her. Trustee Zito said it was her vote and she responded to his question. Trustee Durkin said that was not what she was referring to - Trustee Murphy’s comment about Trustee Zito’s abstention, what she was saying was that Trustee Zito was the one who brought up that she had concerns and she would have like to have discussed them so...Trustee Zito said she would like to table it, if it could be tabled, that was fine...Trustee Durkin said, “Excuse me, Ma’am. Excuse me, so my thing is if you want to go back over the minutes and open up this discussion again my contention is since you’re who wants to do the action you’re the one who should make the motion at the time that is deemed appropriate by you, right?” Trustee Zito said okay. Trustee Durkin said she was not saying to do it right that second...Trustee Zito said not right here, right now...Trustee Durkin said if she wanted to open it again she was the one that should make the motion to open it because everyone else at the table approved the minutes. Trustee Zito said as Trustee Durkin just said – at a different time then yes. Trustee Durkin said there might be a limit to the amount of time she could go back and do that however she would think that the next meeting would not be inappropriate if that was what Trustee Zito deemed necessary. Trustee Zito said that would be more than enough time. Trustee Durkin said if Trustee Zito does have concerns beyond the occasional typo or misstatement or misplaced word in the minutes – if Trustee Zito had some fundamental issue that she felt was misrepresented in the document then an open meeting was the only appropriate place to discuss it. Mayor Liffland agreed. Trustee Durkin stated not with you and me sometime somewhere else even though that was allowable because it was only two people and we don’t have a quorum – she could certainly answer questions if Trustee Zito had them about the unfolding of events she would do her best to answer those things but if Trustee Zito wanted a discussion of the veracity of the document then an open meeting was the place to bring it up – that was all she was saying. Mayor Liffland asked if there was any more discussion.

MOTION by Trustee Zito to take the draft of the December minutes...how would I word to change and do exactly what Tracy said. She said she would like to review the tape again

of that meeting. Trustee Durkin said she had access to that. Trustee Zito said she needed the time to do that and if she could have the time to do that that was what she wanted to do. She said it was not about typos it was about her wanting to clarify points with her name, wanting time to clarify certain points. Trustee Zito said she did not say she was concerned she said she had questions and needed time and wanted to listen to the tape. Trustee Zito said if the Board was interested and would take out or...a motion for not accepting this Board's vote on the December 1 draft minutes she would like it to be taken off of this agenda and placed on the next agenda therefore affording her time to listen to the tape and verify certain issues she believed with her name attached to it that needs clarification. Trustee Zito said if the Board was willing to give her that amount of time in which to do that – and she would not need to visit with Trustee Durkin – she would do it at the next meeting or she would abstain. Mayor Liffland asked if that was a motion. Trustee Zito said it was. Mayor Liffland asked if there was a second. **SECONDED** by Trustee Durkin for the purposes of discussion. Mayor Liffland said if Trustee Zito was going to do that whatever items are on the minutes should be given to the Board for their review. He asked that she highlight her concerns and give them to the Board. Trustee Zito asked if he meant before the next meeting. Mayor Liffland asked if she thought she would have enough time to do that so the Board would have an idea of what she was having problems with or was looking for clarification on. Trustee Zito said it was clarifications. Mayor Liffland said it would allow the Board some time to look at it. Trustee Zito asked how they would accomplish that. Mayor Liffland said to highlight it. Trustee Zito asked at what time. Mayor Liffland said then the Board would have it and could look at it because maybe Trustee Zito would have a question he would not have an answer for and this would give him time to look at it. Trustee Zito asked if the Mayor wanted her, after she took the tape and relistened to it and compared it against here and if her verification of certain points are still outstanding after listening to the tape versus what is in the text she would highlight those areas and ensure that each Board member had a copy of it after she did due diligence. Mayor Liffland said he would like that but she would have to ask the rest of the Board. Trustee Zito said this would be before the next meeting. Mayor Liffland said he would know what the items were that she needed clarification on. Trustee Zito said okay that she thought she could manage that and have it at the Mayor's desk. Mayor Liffland asked for any other discussion. Trustee Durkin said the only reason she would consider this – and she assumed it was only for the December 1st meeting not the November 17th meeting – was because she was concerned that Trustee Zito abstained frequently from what was basically procedural votes by the Board. She said she also believed Trustee Zito was taking the action of abstention as a positive action - to abstain from a vote was to do nothing. Trustee Durkin said Trustee Zito should actually not even respond yea or nay because an abstention was merely not voting and she would like to see if after almost exactly a year on the Board, 11 months on the Board she would vote either positively or negatively. Trustee Durkin said if Trustee Zito voted against the minutes she did not think she would be upset but it upsets her that Trustee Zito abstains from procedural votes and she would like to see Trustee Zito move forward from that – that would give her great pleasure. Trustee Zito said, "It upsets you?" Trustee Durkin answered, "Yes, it does." Trustee Zito said okay, her vote was her vote and she was elected...Trustee Durkin said she had no vote, if she abstained she had no vote – she was not voting yea or nay she just was not voting. Trustee Zito said...Trustee Durkin said that was the definition of an abstention – you don't vote. Trustee Durkin said people look at it as a negative vote and it wasn't - it was nothing. She said Trustee Zito was not voting at all and that was what upsets her. Trustee Zito said Trustee Durkin's interpretation of her information was different than – that was her interpretation. Trustee Durkin said that was Robert's Rules of Order's interpretation. Trustee Zito said it was her interpretation of

Robert's Rules – thank you for that – thank you for your interpretation. Mr. Fred Feindel, a resident of Coulter Avenue, said it was his interpretation too. Mayor Liffland said they didn't need to get into all this and he asked if there was any further discussion. There was no further discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to approve the January vouchers in the amount of \$74,343.49. **SECONDED** by Trustee Osborn. Trustee Murphy said he noticed on the All Hazard Mitigation bill that they wanted to be paid for February and March. Trustee Zito said that was correct. Trustee Murphy said they wanted to be pre-paid and he noticed on the bottom that they said they were waiting on a grant disbursement of \$37,000.00. Trustee Zito agreed and said it had to do with the contract. Trustee Murphy said he saw in earlier correspondence he saw that they were going to ask for \$70,000.00 to cover the first costs. Trustee Zito asked where he saw that. Trustee Murphy said it was on the original quarterly progress report where they were going to ask for a reimbursement of \$7,500.00. Trustee Murphy said he saw that they were just looking for the \$7,500.00 – he asked if all the municipalities had paid up. Trustee Zito said she had not spoken to each one of the municipalities. Trustee Murphy asked if she spoke with Katie Palmer-House. Trustee Zito said she had. Trustee Murphy asked if she said who had paid up. Trustee Zito said she hadn't specifically asked her who did and did not pay. Trustee Murphy asked if when they get the payment if they were going to reimburse the village or hold on to it and defer the costs. Trustee Zito said if certain funding came in before the invoice was processed the number would be reduced and she believed she shared that with Jennifer Osborn. Trustee Murphy said he saw that but there was something in the contract that maybe they would hold on to it. Trustee Zito said it was also her understanding in speaking with Councilwoman Katie Palmer-House that it goes through so many levels – the Attorney General has to sign off on it - unbelievable the process. Trustee Murphy said he took it that the next payment request would probably be the same amount \$37,000.00. Trustee Zito said she had a file at home and she would not want to confirm that amount right then and there without the information with her. Trustee Murphy asked her to find out when they would file the second pay request. Trustee Zito asked if he wanted to anticipate when the next [inaudible]. Trustee Murphy said he was curious what the next grant reimbursement request would be for – not what they were going to ask the village for but what Katie was going to ask the state for. Trustee Zito said okay. There was no further discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to approve the Metro North vouchers in the amount of \$15,638.41. **SECONDED** by Trustee Osborn. Trustee Murphy asked Trustee Zito if she could give Pete Muroski a call because he noticed that the village was being charged for services down at the train station for December and January. Trustee Murphy said he looked at some of the old contracts and granted they were old and were not renewed over the last couple of years and that the landscaping contract was going to only be from April 1st to November 30th. Trustee Murphy said he needed to know from Pete what work he was doing down there after November 30th. Trustee Zito said the contract was for April 1st to November 30th so because of that Trustee Murphy's question was... Trustee Murphy said why was he still billing the village for January and December – what is he... Trustee Zito stated what is he billing for. Trustee Murphy asked if he was doing anything down there or was he charging the village all the way through the year for the work he does during the summer. Trustee Zito said is he pro-rating. Trustee Murphy said he didn't know because some of the original contracts indicated he was charging X amount of dollars from April through November and he did not know why the village was being charged for December and January. Trustee Murphy said he thought it would also be

good if the contract was updated. Trustee Zito said okay. Trustee Murphy said she might want to review the old contracts and any old correspondence. Trustee Zito said she had a lot of that and would read it. Trustee Zito asked what Trustee Murphy meant by “update it.” Trustee Murphy said it was old and he did not think the Board had renewed the contract because when he looked at the dates it was like 2005 or 2006 which was 2 or three years old. He said one of the reasons the Board had not updated it was because the prices stayed the same but everything should be updated as far as dates. Trustee Murphy said it was a very basic contract – it just states his rate...Trustee Zito said she had seen it and had a copy of it. Trustee Murphy said it was old – there was nothing that said 2008 or 2007. Trustee Zito said update it but once it was looked at it would open up the pricing. Trustee Murphy said yes the Board wanted to know the pricing and what months he was being paid for and what he was actually doing. Trustee Murphy said if he was actually doing work down there during the winter he would like to know what it was because basically he was hired to do basic lawn mowing, weeding and things like that. Trustee Zito said for procedure doesn't a detailed invoice need to come in – in order for it to go through the process. Mayor Liffland said not for nothing but wasn't this Trustee Zito's department and shouldn't she be on top of this. Trustee Zito said she was but he was asking a question...Mayor Liffland said it didn't sound like it to him. Trustee Zito said, “Oh, really.” Mayor Liffland said, “I'm sorry.” Trustee Murphy said he was supposed to do landscaping work and he sends in a bill saying services rendered for January, February or December, whatever month he worked, for \$650.00 per whatever contract. Trustee Zito said then there were special provisions when certain trees...Trustee Murphy said that was over and above the contract. Trustee Murphy said he did not think he was under contract to do any winter work which was why he was concerned. Trustee Murphy said the only winter work down there was snow shoveling – the village does nothing on the platform because that was Metro North, the village plows and the village crew shovels out the stairwells and that was it. He said he wanted to know why...he thought maybe Mr. Muroski was spreading the cost of his six months out over a year but he thought the old signed contracts stated that amount as \$650.00 per month so they needed to figure out what the cost was. Trustee Zito agreed. Trustee Murphy asked to amend the motion. He asked the Clerk the total amount of the Metro North bills. The Clerk said it was \$15,638.41 and the Native Landscaping bill was for three months - \$1,950.00. Trustee Murphy said that included November, December and January so he asked to take \$1,300.00 off the total until it was clarified what was going on. Trustee Murphy said November would be paid for but he did not know about December or January. He said to let Mr. Muroski know that when it was clarified if everybody was happy with it they would put it on the agenda for the next meeting – the \$1,300.00.

MOTION by Trustee Murphy to pay the Metro North bills in the amount of \$14,338.41.

SECONDED by Trustee Durkin. There was no further discussion; all were in favor and the motion carried.

Historian's Report

Mr. Drew Nicholson said the Board needed to pick what costumes they wanted to wear for the Quadricentennial. Mr. Nicholson reported that even though the rope broke at the 112th pull they did complete the 200 rings at the Methodist Church.

Trustees' Report

Tracy Durkin

Trustee Durkin said she was moving along on the Planning Federation nomination. She asked for an Executive Session to discuss Personnel after the regular session. Trustee Durkin said she needed to confirm that Kate Fagan, an attorney from Daniels and Porco, LLP, was going to come out on February 5th at 2:00 to go over the Personnel Policy. The Board decided that since there would be a quorum signs would be posted.

Wayne Osborn

Trustee Osborn said the Highway Crew was doing a good job. He said he received a quote for the MS4 software in the amount of \$2,895.00. There was discussion.

MOTION by Trustee Osborn to purchase the MS4 software in the amount of \$2,895.00. **SECONDED** by Trustee Durkin. Trustee Durkin asked if it was for multiple users. Trustee Zito asked if there would be training and because it was not listed she wanted to make sure the village got what was discussed. Trustee Durkin said it was worth a phone call. Trustee Murphy said the Board should approve the purchase because they were going to buy it anyway and then they could approve the cost for additional support. Trustee Zito said she thought it was all rolled up. Trustee Murphy said it might be. Trustee Durkin said generally speaking if you purchased proprietary software they include that type of thing but the Board should approve it and if it would be thousands more to get training the Board could rescind the motion. There was no further discussion; all were in favor and the motion carried.

Robert Murphy

Trustee Murphy had no report.

Colette Zito

Trustee Zito said she had several things she was busy working on. She reported the Electronics Household for the consumers for the hazardous waste collection – she said she had been meeting, planning and preparing with Councilman Mike Mayer and Councilwoman Katie Palmer-House. Trustee Zito said Councilwoman Palmer-House took the idea to her Board the other day and the Supervisor and the Board of the Town of Dover were very interested in joining this year's Electronic Waste for Household Consumers. She said the County would be taking the lead as per previous discussions and that was all confirmed. Trustee Zito said ideas for a location for the pickup were thrown out by the other Boards and she asked what locations the Village Board would be interested in. Trustee Zito said the Supervisor for the Town of Dover had offered to approach the owners of the Harlem Valley Psychiatric Center Campus for the location. Trustee Zito said that location was discussed with Zoie Riele from the DC County Resource Recovery and all the particulars of dealing with the hazards, what the location needs to accommodate and she was thus far in agreement with the location. Trustee Zito said it was open for discussion with the Village Board as to what their thoughts were. She said the event was scheduled to take place sometime in April or May and would extend the electronic waste to include additional hazards – additional electronic waste streams. Trustee Zito said it would be extensive this time in response to the public's request for additional avenues of disposal that are responsible environmentally. The Board discussed the topic and location. The Board agreed that it was a good location. Trustee Zito said she would move forward with the planning and preparing. Trustee Zito asked to

post articles on the All Hazard Mitigation Plan that were written by the Harlem Valley Times and Millerton News at the Village Hall and on the website. The Board was in agreement to post the articles. Trustee Zito asked the Board to keep track of any time they were spending on the topic because she would include it on her log for the in-kind match. Trustee Zito said she had the height of reports of street light outages recently and everything was going smoothly. Mayor Liffland reminded Trustee Zito to keep track of the times and dates of the outages in order to apply for credit if they were not fixed in a timely fashion. Trustee Zito said absolutely. She said she spoke with Judge Apple and Court Clerk Daniels regarding the court chambers. Trustee Zito said Mrs. Daniels approached her about what the Board wanted to do after the clean up in the court chamber in restoring the floor and the ceiling. She said the reason Mrs. Daniels approached her was because she had two grants of which she wanted to purchase some items for the court chamber and a bench for the Judge. Trustee Zito said speaking with the Judge and with Mrs. Daniels she had their preferences and her thought was that for a cost effective measure and in agreement with Judge Apple and Mrs. Daniels that they would put panels – vinyl square panels down in the court chamber. She said they were both in agreement that if that was cost effective and when Doug's crew in the timing - even if they had to wait a certain amount of time in order to have our own human resources do it - they're willing to work with the Board in a time range because Mrs. Daniels has a time deadline on one of the grants from of approximately seven or nine months where if she doesn't use the funding she loses the grant monies. Mayor Liffland asked what Trustee Zito ever came up with on the insurance since there was a leak in the roof. Trustee Zito said the last email on the insurance when she offered to do a follow up phone call with the insurance company Jennifer had taken over and had sent out an email that she had spoke with the insurance company and had given the Board an update. Trustee Zito said she could paraphrase from that email or Jennifer could jump in and tell the Board exactly... Trustee Zito said she had offered to call and Jennifer said she... Mayor Liffland said he knew the village wasn't covered for any asbestos, but what about the damage from the leak. Trustee Zito said the last phone call after the documents that were necessary to get in to the insurance company – the process to get all that completed – the last phone call and where we stand with the insurance company was made by Jennifer Osborn. Mayor Liffland asked the Clerk if she remembered what was said. The Clerk said she took care of it all – the insurance company said they were going to pay for the cleaning and they were going to pay the village for the reimbursement for the carpeting that was lost. The Clerk said they were going to keep the account open in case anything else comes up that the village has to pay for so it was all taken care of. Mayor Liffland asked why the Board didn't get a price to... he asked if the village crew had the time to go and lay the floor and fix the ceiling. Trustee Murphy asked if Trustee Zito wanted the highway crew to lay the floor or to just take the stuff out of the room. Trustee Zito said whichever because it was an alternative solution. Mayor Liffland said he thought that was what Trustee Zito said – that they would lay the floor. Trustee Zito said either way that they would lay the floor or if the Board paid the contractors to take out and lay the floor it would be more costly in most instances. Trustee Murphy said he would think it was six in one because you were paying the guys either way – they were either working here or they are not doing something out on the street. Trustee Murphy said he would just have the contractor do it but his only concern for the floors was that they talked about getting a sheet of linoleum. Trustee Zito said a sheet instead of the squares. Trustee Murphy responded yes because that would probably go down faster and there wouldn't be any seams or anything. Trustee Osborn asked if they were talking about the little room. Trustee Durkin said yes. Trustee Murphy asked Trustee Zito if they were talking about where the files were in the little room. Trustee Zito said that was correct. Mayor Liffland said the ceiling also needed to be

replaced. Trustee Durkin said that was a hung ceiling. Trustee Zito said it was tiles. Trustee Murphy said some of the tiles might have to be cut. Mayor Liffland said the village was covered by the insurance. Trustee Osborn said if the village was covered by insurance then he would have the contractor do it. Trustee Zito said she would need the insurance information from Jennifer Osborn before she could move forward to know what it was they were allowed to spend. The Clerk said the insurance would pay for the reimbursement for the carpet and they would give the village the price. Trustee Zito asked, "What is that price?" The Clerk said they were going to send it to her. Trustee Murphy said whatever it was the village would still have to do the work so whatever money the village gets...Trustee Zito said so she could move forward, and get the pricing so even if it's...Trustee Murphy said she could get quotes. Trustee Durkin asked if the carpet was specific or any floor. The Clerk said the insurance company said any flooring but because it was carpet that was ruined they would only replace what carpeting would be. Mayor Liffland said they would give the village the value of the carpet and the installation. Trustee Murphy said it would be the value of the carpet. Trustee Zito said that was good because vinyl should be less. She reiterated that the Board wanted a sheet of vinyl. Trustee Murphy said linoleum instead of the squares because they would have to lay them all out. Trustee Durkin said it was such a tiny room it would be easy to lay. Trustee Zito asked if the Board wanted to have the highway crew take the materials out or whatever the cost is with the contractor to take things out. Mayor Liffland said the contractor usually does it – they take it out and put it right back in. Trustee Durkin said it was only a table and some stuff. Trustee Murphy said there were filing cabinets. Trustee Zito asked what about the ceiling – there were pieces of material for the ceiling that are still up in the attic. She asked if there was a good supply of the product – did the Board want to use that. Mayor Liffland said if they were there. Trustee Murphy said there were some up there. Trustee Zito asked if it would be best to maintain that supply and use new because the village has the claim. Mayor Liffland asked how many tiles they were talking about – maybe six. Trustee Durkin there was more than that – not much but more. Trustee Murphy asked if they were all gone. Trustee Zito replied they were all gone. Trustee Zito said she would add it in and it could be a discussion later on. Trustee Murphy said they would figure out how many at that time. Trustee Zito received a press release from the Health and Human Services Cabinet Director on services available for those that are impacted by job loss and she wanted to know what the Board would think about posting it on the website. She said it would show as a Board they understood that the current economic set of challenges for the residents is such that there is a good amount of resources out there that perhaps the residents are not aware of. Trustee Durkin said she would link it to the County site since it came from there. Trustee Zito said that was a great idea.

Mayor's Comments

Mayor Liffland said he would be tracking the electric bills of the pumps to see if there would be savings with the control system in place. He said he wanted to take his job as Mayor for \$1 and he wished the Board would follow with that. Trustee Zito asked procedure, policy and protocol for the departments the Mayor assigned to her for the budget process. Trustee Murphy said there was a line item for buildings and if she wanted, to start putting together a list of things she would like to see for the next budget year. He said he would have to see if there were any other duties that were budgetary in nature. Mayor Liffland said she would have lighting if she wanted to expand there. Trustee Zito said she had thought about that. Mayor Liffland said it was costly but she

could start by looking at grants. Mayor Liffland said he was going to tell Michael Hayes to keep the procedure going with pulling the bond regarding the Baxter Green development.

MOTION by Trustee Durkin to adjourn the meeting at 9:20 P.M. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to return to regular session. **SECONDED** by Trustee Murphy. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to go into Executive Session to discuss Personnel.
SECONDED by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

The Clerk left the meeting.

Village Clerk