

JULY 24, 2017

The fourteenth regular meeting of the Board of Trustees of the Village of Lakewood, N.Y., was held Monday, July 24, 2017, 6:30 PM, with Mayor Cara Birrittieri presiding. Trustees present were Ellen E. Barnes, Susan F. Drago, Randall G. Holcomb and Edward J. McCague. Also present were Village Clerk Joseph M. Johnson, Village Treasurer Andrea J. Windoft, Police Chief John R. Bentley, Village Attorney John I. LaMancuso, Department of Public Works Supervisor Thomas R. Pilling and Building Inspector Jeffrey A. Swanson. Absent was Fire Chief Kurt W. Hallberg.

APPROVAL OF MINUTES

Motion by Trustee Drago, seconded by Trustee Barnes, to approve the minutes of the last regular meeting of the Board of Trustees, held July 10, 2017.
Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

AUDIT OF CLAIMS

Motion by Trustee McCague, seconded by Trustee Holcomb, that the claims as audited by the Auditing Committee of the abstract dated July 24, 2017, be approved and that the Clerk shall execute said abstracts (#7 & #8) and direct payment by the Treasurer. Trust & Agency Fund: \$ 60,720.69, (Checks #4155 thru #4172), General Fund: \$ 81,959.35, (Checks #13955 thru #14008)
Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

REPORTS

Mayor Birrittieri reported that the Village of Lakewood has agreed to participate in the Chautauqua 250 Program which sets a goal of saving 250 people from suffering a heart attack or stroke over the course of a year, through educational seminars, such as CPR training. The Village of Lakewood's Chautauqua 250 Program seminar, which will be under the direction of Ms. Lisa Schmidtfrerick-Miller, Healthy Communities Consultant from the Chautauqua County Department of Health, will be held in the Board Room of the Anthony C. Caprino Municipal Building, 8:00 AM, Wednesday, August 2nd.

Mayor Birrittieri also reported that the Lakewood Beach remains closed to swimming due to the evidence blue green algae blooms in Chautauqua Lake's south basin, and will remain closed until further notice.

She then noted the Village of Lakewood's first "Live on the Lake" concert held Thursday, July 20th was well attended. Local favorite Jackson Rohm will provide the musical entertainment at this week's concert. Mayor Birrittieri said he is looking forward to performing at Richard O. Hartley Park. Schedules for the "Live on the Lake" concerts are available at the Village Clerk's Office.

Department of Public Works Supervisor Thomas R. Pilling reported that the Vista Way street project is nearly completed and that the road resurfacing project, to oil and stone two miles of highway, will begin tomorrow.

Mayor Birrittieri indicated to Mr. Pilling that she has received a couple of complaints concerning the weeds between the paver blocks along Chautauqua

Ave. and asked him, when time permits and manpower is available, could the DPW crew trim the weeds.

Trustee Barnes then asked Mr. Pilling, if plans to provide the dog park with a potable water source are moving forward.

DPW Supervisor Pilling said when he and the crew get caught-up with the street projects, the weed issues along Chautauqua Ave. and water needs for the dog park will be addressed.

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Trustee McCague thanked Mr. Pilling and the entire DPW crew for the work done on Vista Way which included establishing a new and improved stormwater drainage system for the garage at the Lakewood-Busti Police Department.

Police Chief John R. Bentley reported that the Lakewood-Busti Police Department has handled five thousand seven hundred thirty incidents year-to-date, three hundred seventy-five of which occurred the past two weeks.

Chief Bentley said he received word from the Governor's Traffic Safety Committee that the L-BPD will be on the receiving end of two grants, a \$ 1,500.00 Child Safety Seat grant and a \$ 7,600.00 grant to be on the look-out and enforce aggressive driving. He also reported that the K-9 Unit, (2014 Dodge Durango, L-9), was involved in a recent deer strike, which caused over \$ 5,000.00 in damage.

New part-time Police Officer Moya is working out well and part-time Police Officer Anderson has submitted his two week notice and will be accepting a full-time job with the Chautauqua County Sheriff's Department.

Chief Bentley said he and Deputy Mayor McCague recently had a discussion about "speeders" on Summit Street and Terrace Ave. and since officers have made thirty additional traffic stops.

Chief Bentley concluded his report by stating an Officer was recently exposed to a high concentration of methamphetamine, who in turn was treated and released from UPMC Chautauqua WCA.

Mayor Birrittieri asked Chief Bentley if he has heard anything about the traffic study that was done on East Fairmount Ave. (Rt. 394) near Shadyside Ave., which collected data to determine if a traffic signal is warranted at that intersection.

Chief Bentley told Mayor Birrittieri he hasn't heard anything yet and won't be attending another traffic safety meeting until September.

Trustee McCague indicated he had talked with some West Summit Street residents about the pace of traffic and it appears that due to the high volume of traffic on Rt.394, some vehicles, both passenger cars and larger trucks are opting to travel on West Summit Street.

RECESS

Motion by Trustee Barnes, seconded by Trustee Holcomb, for the Board of Trustees to recess the regular meeting so as to conduct previously scheduled public hearings.

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

PUBLIC HEARING: 6:40 PM
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
PUBLIC COMMENT PERIOD

Mayor Birrittieri opened the public hearing at 6:40 PM and asked Ms. Eileen Powers, Director of Rehab Services for the Chautauqua Home Rehabilitation & Improvement Corporation (CHRIC), if she would give a brief update on the Village of Lakewood's participation in the program.

Ms. Powers indicated that the Village of Lakewood first approached CHRIC back in 2014 for assistance in preparing and submitting a grant to the NYS Office of Community Renewal for funding to assist qualified home owners with their home repairs.

JULY 24, 2017 (CONTINUED)

Ms. Powers indicated the Village of Lakewood was successful and was awarded a grant in the amount of \$ 492,500.00 in 2015. The grant program, which was able to assist ten lower income homeowners with home repairs and compliance issues, closes December 9, 2017. Ms. Powers indicated four projects have been completed, two are currently under construction and work on the last four is soon to start and will be completed with the next four months.

Mayor Birrittieri thanked Ms. Powers for the fabulous job she has done and Trustee Barnes indicated that it is nice to see a community projects such as this come to fruition.

Village Treasurer Andrea J. Windoft asked Ms. Powers if the home rehabilitation work done increases the home owner's assessment.

Ms. Powers said that question is strictly up to the local assessing unit, however some home owners are reluctant to participate for fear that their assessment will increase drastically.

PUBLIC HEARING: 6:45 PM
APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT
2017 FUNDING PERIOD

Ms. Powers indicated the purpose of this public hearing is to determine if the Village of Lakewood would like to apply for additional home rehabilitation funding so as to assist more qualified home owners. She said the applications for funding are currently open and must be submitted by September 22, 2017. A total of 9 million dollars will be available statewide for the upcoming funding period. Mr. Powers said there are eleven eligible holdover applicants and seventeen homeowners who have submitted pre-applications. That means the Village of Lakewood potentially has twenty-eight eligible applicants already without doing any outreach program.

Ms. Powers said the maximum award for this funding period will be \$ 500,000.00. If successful, following some preliminary leg work next spring and summer, construction could commence in the fall of 2018 and run through the fall of 2019. If the Village of Lakewood would again like to participate

in the program, Ms. Powers suggested that a resolution to do so be included on the agenda of the next regular meeting of the Board of Trustees, which is scheduled for August 14, 2017.

PUBLIC HEARING: 6:50 PM
SITE PLAN REVIEW
5 STAR URGENT CARE & ASPEN DENTAL PROJECT
386-390 EAST FAIRMOUNT AVE.

Fitzgerald Engineering, PLLC, Rochester, New York, has submitted an application for Site Plan Review regarding a proposal to raze two commercial buildings at 386 & 390 East Fairmount Ave. and construct in their place a 6,700 sq. ft. building. The proposed building will have two (2) tenants, Aspen Dental, (3,500 sq. ft.) and 5 Star Urgent Care, (3,200 sq. ft.). In accordance with Section #25-89, [Site Plan Review], of the Village of Lakewood Zoning Law, the commercial development of 3,000 sq. ft. or more of floor space requires site plan review.

Mayor Birrittieri asked Mr. Ray Trotta, from The Holland Trotta Project, Rochester, N.Y., if he would like to give her and members of the Board of Trustees a brief overview of the commercial development project being proposed for 386-390 East Fairmount Ave.

JULY 24, 2017 (CONTINUED)

Mr. Trotta introduced himself and indicated The Holland Trotta Project is the development team for the commercial project being proposed for 386-390 East Fairmount Ave.

Mr. Trotta indicated the developer and the seller have agreed to a 25 ft. permanent easement/access road east to Southwestern Drive which will greatly ease traffic flow to and from the project site. The project will include the demolition of the two buildings at 386 & 390 East Fairmount Ave. and construct a new two tenant, (Aspen Dental & 5 Star Urgent Care), 6,700 sq. ft. building. Aspen Dental, the parent company of 5 Star Urgent Care, will occupy 3,500 sq. ft., while 5 Star Urgent Care will occupy 3,200 sq. ft. Mr. Trotta indicated although the two tenants are completely separate and independent businesses there is a co-branding that exists between them.

Mr. Trotta, while referencing the proposed site plan, indicated 5 Star Urgent Care will be closest to the drive aisle so as to have more presence from the road.

He said when this project was presented to the Planning Board last week, there were several conditions for approval that have since been addressed. They included the delineation of which trees on site would be protected, substituting the proposed species of trees with a native leafy tree that is also ice control salt tolerant, adding a 3 ft. wide sidewalk from the public sidewalk to the proposed sidewalk in front of the building, additional plantings for the stormwater retention areas, the addition of wayfinding signage and the addition of a bike rack. Mr. Trotta said all the conditions for approval have been addressed. He then noted the crab apple and flowering pear trees originally proposed for the site are going to be replaced by Black

Tulip and Black Gum trees.

Mr. Trotta then indicated that he would be happy to answer any questions members of the Board of Trustees might have.

Trustee Barnes indicated to Mr. Trotta that although the local zoning law doesn't include specific planting requirements she appreciates that the developer has considered the suggestions presented by the Planning Board.

Mr. Trotta said we as a development team are here to work with the Village of Lakewood in making this project successful.

Mayor Birrittieri asked Mr. Trotta, what are the hours of operation for the 5 Star Urgent Care.

Mr. Trotta said the hours of operation of a 5 Star Urgent Care varies in different markets, however they generally are open until 9:00 or 10:00 PM.

Trustee McCague asked Mr. Trotta if on site lighting will be "dark sky" compliant.

Mr. Trotta said on-site lighting is "dark sky" compliant and that it is all LED, (Light Emitting Diode) lighting. Mr. Trotta also said there will be no light spillover onto adjacent properties.

Trustee McCague then asked Mr. Trotta who has ownership of the easement/access road from Southwestern Drive to the project site.

Mr. Trotta said he believes it is a reciprocal easement agreement, wherein it is considered a shared use easement between the various parties.

With no one else to be heard, Mayor Birrittieri closed the public hearing at 7:04 PM.

JULY 24, 2017 (CONTINUED)

RESOLUTION #121-2017 - APPROVE PROPOSED SITE PLAN WITH CONDITIONS

Motion by Trustee McCague, seconded by Trustee Holcomb, for the Board of Trustees approve the proposed site plan as presented by Fitzgerald Engineering, PLLC and The Holland Trotta Project, Rochester, New York, whereby plans to demolish the two structures at 386 and 390 East Fairmount Ave.

and construct in their place a 6,700 sq. ft. two tenant building, (Aspen Dental 3,500 sq. ft. and 5 Star Urgent Care 3,200 sq. ft.), may move forward with the following conditions; Part 2 and Part 3 of a Short Environmental Assessment Form be completed and executed by Mayor Birrittieri, if it is found that the proposed action will not result in any significant adverse environmental impacts, trees that are to be protected shall be delineated on the site plan, the proposed species of trees, (crab apple and flowering pear) be substituted with Black Tulip and Black Gum trees, a 3 ft. wide sidewalk from the public sidewalk to the sidewalk in front of the building be added, provide additional plantings/water filtration grasses to the stormwater

retention areas, add wayfinding signage to the site and to provide an on-site bike rack.

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

Mr. Trotta then posed a question to Village Attorney LaMancuso regarding the State Environmental Quality Review (SEQR) Act. Mr. Trotta indicated that although the project is considered an Unlisted Action with respect to SEQR, shouldn't the Village of Lakewood also complete, execute and approve an Environmental Impact Assessment Form (Part 2) and Determination of Significance Form (Part 3).

Mr. LaMancuso agreed, saying Mayor Birrittieri should complete and execute Part 2 and Part 3 of the Short Environmental Assessment Form, in determining if the proposed action will result in any adverse environmental impacts. He said this matter can be placed on the agenda of the next regular meeting, scheduled for Monday, August 14, 2017.

PUBLIC HEARING: 7:05 PM
SPECIAL USE PERMIT - 6 FT. FENCE
31 GERALD AVE.

Mr. Ryan Gary Wood and Ms. Penny Lee Luvison, 31 Gerald Ave., have submitted an application for a Special Use Permit regarding their proposal to erect approximately one hundred six (106) lineal feet of 6 ft. high privacy fence as a side yard enclosure. In accordance with Section #25-50, (A-2), [Fences, Walls], of the Village of Lakewood Zoning Law, any fence above four (4) feet in height shall require a special use permit.

Mayor Birrittieri opened the public hearing at 7:05 PM, and indicated it appeared that Mr. Wood's and Ms. Luvison's application for a special use permit was pretty much straightforward and was approved by the Planning Board last week with a couple conditions.

Trustee McCague wanted to clarify with the applicant the two conditions for approval that the Planning Board suggested at their meeting last week. Trustee McCague wanted to make sure that the applicant understood the fence will comply with the required set-back of two (2) feet from the Village of Lakewood owned right-of-way to the north and that privacy fence will be located no closer to the road edge on Gerald Ave. than the front of the house. The applicant agreed to those conditions regarding their fence project.

Trustee McCague then asked when did the applicant plan to start the project.

Mr. Wood indicated upon purchasing the fence, he is hopeful to have it up within a few weeks.

JULY 24, 2017 (CONTINUED)

RESOLUTION #122-2017 - APPROVE SPECIAL USE PERMIT APPLICATION - 6 FT. FENCE

Motion by Trustee Drago, seconded by Trustee Holcomb, to approve/grant an

application for a Special Use Permit as submitted by Mr. Ryan Gary Wood and Ms. Penny Lee Luvison, 31 Gerald Ave. whereby they will be allowed to erect approximately one hundred six (106) lineal feet of 6 ft. high vinyl (cedar) fence as a side yard enclosure, with the conditions that that the fence be located a minimum of two (2) feet from the common boundary line to the north and that the fence be located no closer to the road edge of Gerald Ave. than the front of the house. The fence as proposed shall be erected in accordance with Section #25-50, [Fences, Walls], of the Village of Lakewood Zoning Law. Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

PUBLIC HEARING: 7:10 PM
SPECIAL USE PERMIT - 6 FT. & 8 FT. FENCE
6 CHERRY LANE

Mr. Frank J. Smrekar, III, 6 Cherry Lane, has submitted an application for a Special Use Permit regarding his proposal to erect approximately one hundred seventy (170) lineal feet of 8 ft. high privacy fence along his northerly boundary line and approximately two hundred twenty-two (222) lineal feet of 6 ft. high privacy fence as a back yard enclosure.

Mayor Birrittieri opened the public hearing at 7:10 PM and asked if members of the Board of Trustees had any questions for Mr. Smrekar.

Trustee Barnes asked Mr. Smrekar what are the reasons for wanting an 8 ft. high privacy fence along his northern property line.

Mr. Smrekar indicated the main reason for a fence 8 ft. high along his northern property line is to block his back yard from the commercial property to the north and west and buffer the noise from Rt. 394. He said an 8 ft. high fence would also block the dumpster located at Turner Brokers.

Trustee Barnes asked Mr. Smrekar if he could live with a 6 ft. high fence, adding in her opinion an 8 ft. high fence is excessive.

Trustee Holcomb asked Mr. Smrekar if he would still be able to see the dumpster over a 6 ft. fence from his house.

Mr. Smrekar said he probably could still see the dumpster from his house even with a 6 ft. high fence, but believes an 8 ft. fence would block it out completely.

Trustee McCague indicated the local zoning law is very clear in stating that 6 ft. shall be the maximum height of a fence within the Village of Lakewood. Trustee McCague indicated to Mr. Smrekar if the Board of Trustees were to approve his request for an 8 ft. fence, applicants for special use permits could present hardships desiring fences 8 ft. or higher.

Mr. Smrekar asked Mayor Birrittieri and members of the Board of Trustees if they could require Turner Brokers to erect an enclosure around their unsightly dumpster.

Building Inspector Swanson told Mr. Smrekar he would look into that question for him.

Trustee McCague asked Mr. Smrekar, if his application is approved, what kind of timetable does he have for erecting his fence.

JULY 24, 2017 (CONTINUED)

Mr. Smrekar said he plans on purchasing materials later this week and start the putting the fence up next week.

Mayor Birrittieri asked Mr. Smrekar what is his greatest concern in wanting an 8 ft. high fence. Is it lighting, traffic noise or need for privacy?

Mr. Smrekar said it is a little bit of all those things, but having some privacy and a safe environment for his children is most important.

RESOLUTION #123-2017 - APPROVE SPECIAL USE PERMIT APPLICATION - 6 FT. FENCE

Motion by Trustee McCague, seconded by Trustee Holcomb, to approve/grant an application for a Special Use Permit as submitted by Mr. Frank J. Smrekar, III, 6 Cherry Lane, whereby he will be allowed to erect approximately three hundred eighty-four (384) lineal feet of 6 ft. high privacy fence along his northerly boundary line and as a back yard enclosure. The fence as proposed shall be erected in accordance with Section #25-50, [Fences, Walls], of the Village of Lakewood Zoning Law.

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

REPORTS (CONTINUED)

Village Attorney John I. LaMancuso asked for Mayor Birrittieri and members of the Board of Trustees to consider going into executive session this evening so as to discuss the ongoing Lakewood-Busti Police Department Labor Union negotiations and to provide an update on the cell tower law suit.

Village Treasurer Andrea J. Windoft reported she has provided Mayor Birrittieri, members of the Board of Trustees and Village Attorney LaMancuso with an account summary regarding this year's 4th of July Summerfest and a memo containing some financial information in connection with the labor contract agreement between the Village of Lakewood and the CSEA, Local 1000 AFSCME, AFL-CIO, Lakewood Police Unit #6320.

Building Inspector Jeff Swanson reported that he has been working with the Chautauqua County Land Bank regarding the soon to be razed single family residence at 208 Elmcrest Ave.

Mr. Tom Marlinski, 36 Ohio Ave., indicated that the single family residence at 42 Ohio Ave., recently was sold via a Chautauqua County foreclosure sale and wondered if anything could be done about the high weeds and grass in the property's back yard.

Mr. Swanson said this particular problem isn't unique to Ohio Ave., but it is happening across New York State. When a house and property becomes bank owned, it is a major challenge for local code enforcement officers to get any cooperation in having the property properly maintained until it is sold again.

Mayor Birrittieri indicated to Mr. Marlinski that we will look into that particular concern of his.

COMMITTEE REPORTS

Trustee Drago, Library Liaison, reported that she and Dr. Rudolph Mueller, Town of Busti Councilman, met with the Directors of the Lakewood Memorial Library and Hazeltine Library July 12th and discussed some possibilities about sharing more services between the two libraries. Trustee Drago said she will make reports to the Board of Trustees as things relating to the libraries evolve.

JULY 24, 2017 (CONTINUED)

ANYONE TO BE HEARD

Ms. Carol Jablonski, 213 Spruce Street, appeared before Mayor Birrittieri and the Board of Trustees and although she has been a resident of the Village of Lakewood for the past twenty-two years she attended her first village board meeting two weeks ago. Ms. Jablonski said she has an appreciation for the service provided by the Mayor and Trustees, as her husband John served as a Village Trustee in the past. She said she is fully aware of the responsibility to the public that your positions hold as well as the necessity for respect and collaboration in the decision-making process.

Ms. Jablonski said what she witnessed on July 10th was a definite lack of collaborative spirit. A motion was made by Trustee Holcomb and seconded by Trustee Drago immediately after the meeting was called to order, to limit public expression to 5 minutes, ...which was clearly unanticipated by the Mayor and seemingly even Trustee McCague. Discussion related to public expression was actually on the agenda to be discussed later...after the public expression portion of the meeting and other standard business had been covered. Upon protest by the Mayor for taking things out of order, the motion was reiterated with "smirks" (as my mother would call them) on some Trustees' faces as if this was indeed a "gotcha" moment.

Ms. Jablonski said she had not been present at the meeting that apparently prompted this motion, but having taken unofficial notes at Southwestern Board of Education meetings for many years as a Teacher Association representative, she certainly understands how public meetings can sometimes be challenging to manage. She is not speaking today in reaction to the nature of the motion itself, although she noted that in a conversation with her good friend Michael VandeVelde, who is Mayor of the Village of Westfield, said they do not choose to put a time limit on their public expression.

She is reacting instead to some of the Trustees sharing that others perceive that Lakewood's Village Board of Trustees meetings have become a source of ridicule (and I apologize if that is not the exact adjective used). She instead questioned whether the feigned civility and apparent lack of respect some Trustees show their elected leader is more of a cause for ridicule than anything that could happen during public expression. One single meeting, witnessing an attitude of planned and purposeful opposition to the Mayor, with what felt like an ambush tactic...no matter how "legal" or "allowable" the motion in and of itself was...left her with a sad and frustrated feeling.

Again, from experience with her own husband's responsibilities as a former Trustee, Ms. Jablonski thanked members of the Board of Trustees for what she knows to be a time consuming and challenging job. But as a taxpayer...as a person who has heard about the ongoing discord on this Board...a person who

recognizes the good hearted efforts our Mayor is making to enhance the culture and environment of our Lakewood community and her attempts to "listen" to the concerns of citizens. Ms. Jablonski then asked that the Board of Trustees do better, act more collaboratively, and respectfully engage in dialogue with each other. Thank you

RESOLUTION #124-2017 - APPROVE EASEMENT AGREEMENT - 12 OLIVE AVE.

Motion by Trustee Barnes, seconded by Trustee Drago, for the Board of Trustees to approve an Easement Agreement, between Gale W. Seekings & Esther P. Seekings, owners of the property know as 12 Olive Ave. and the Village of Lakewood and authorize Mayor Birrittieri to execute same. This Easement Agreement will allow the Village of Lakewood's Department of Public Works to establish and maintain a stormwater drainage system over and through Mr. & Mrs. Seekings' property.

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

JULY 24, 2017 (CONTINUED)

RESOLUTION #125-2017 - APPROVE STORMWATER MANAGEMENT ENGINEERING STUDY AGREEMENT

Motion by Trustee Barnes, seconded by Trustee McCague, for the Board of Trustees to approve an Agreement with Barton & Loguidice, D.P.C., Rochester, N.Y., to perform the Lakewood/Busti Stormwater Management Engineering Study and to authorize Mayor Birrittieri to execute same.

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

RESOLUTION #126-2017 - ACCEPT CONCRETE WORK QUOTES

Motion by Trustee Holcomb, seconded by Trustee McCague, for the Village of Lakewood to accept the quotes as submitted by R. Patti Concrete Excavating, LLC, Jamestown, N.Y., for miscellaneous concrete work as needed, per the recommendation of D.P.W. Supervisor Thomas R. Pilling.

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

RESOLUTION #129-2017 - AUTHORIZE USE OF VILLAGE STREETS

Motion by Trustee Drago, seconded by Trustee McCague, authorizing Endurance Factor, Ellicottville, N.Y., a race event planner/organizer, to make use of Village of Lakewood streets, to conduct a running relay around Chautauqua Lake called 4 For 44 Relay, Sunday September 10, 2017, between the hours of 7:15 - 9:15 AM.

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

RECESS

Motion by Trustee Holcomb, seconded by Trustee Barnes, to recess the regular meeting of the Board of Trustees at 7:34 PM, so as to enter into executive session to discuss labor contract negotiations and ongoing litigation.

EXECUTIVE SESSION

Present at the executive session were Mayor Cara Birrittieri, Trustee Edward J. McCague, Trustee Susan F. Drago, Trustee Ellen E. Barnes, Trustee Randall G. Holcomb, Village Attorney John I. LaMancuso, Village Treasurer Andrea J. Windoft and Village Clerk Joseph M. Johnson. Motion by Trustee Holcomb, seconded by Trustee McCague, to adjourn the executive session at 8:53 PM.

Motion by Trustee Drago, seconded by Trustee Barnes, and unanimously carried the Board adjourned at 8:54 PM.

Joseph M. Johnson
Village Clerk