

1 INCORPORATED VILLAGE OF THOMASTON

2 BOARD OF TRUSTEES - VIA ZOOM VIDEOCONFERENCING

3 DECEMBER 14, 2020

4 7:30 P.M.

5
6
7 P R E S E N T:

8 STEVEN WEINBERG, MAYOR

9 JAMES E. SHARKEY, DEPUTY MAYOR

10 JILL MONOSON, TRUSTEE

11 TO-ON PANG, TRUSTEE

12 BURTON S. WESTON, TRUSTEE

13 DENISE KNOWLAND, VILLAGE ADMINISTRATOR

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21 JENNIFER DEVLIN
22 COURT REPORTER
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1 VILLAGE ADMINISTRATOR KNOWLAND: Okay.
2 It's recording. You can go ahead.

3 MAYOR WEINBERG: It's 7:34. This is
4 Mayor Steven Weinberg. We're calling the
5 Village of Thomaston Board of Trustees
6 meeting to order for December 14, 2020.

7 Denise, would you -- before we read the
8 roll I have to read this message. Due to the
9 public health and safety concerns related to
10 COVID, and pursuant to Governor's Executive
11 Orders, this meeting of the Board of Trustees
12 is not being held in person. The board is
13 meeting via videoconferencing. The meeting
14 is being recorded and a transcription will be
15 provided at a later date.

16 The public has the opportunity to observe
17 this meeting live online and to submit
18 comments pursuant to instructions given on
19 the village website and in the meeting notice.
20 Interested members of the public may provide
21 comments on an agenda item or public hearing
22 by calling in during the meeting at (646)
23 558-8656, Meeting ID: 824 1235 8491,
24 Password: 939498, or through the written

1 chat section of the Zoom meeting. Comments
2 may also be provided via email before and
3 during the meeting to
4 clerk@villageofthomaston.org.

5 The Village Administrator will now call
6 the roll for attendance at this meeting by
7 members of the Board and relevant Village
8 staff.

9 VILLAGE ADMINISTRATOR KNOWLAND: Mayor
10 Weinberg.

11 MAYOR WEINBERG: Here.

12 VILLAGE ADMINISTRATOR KNOWLAND: Deputy
13 Mayor Sharkey.

14 DEPUTY MAYOR SHARKEY: Here.

15 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
16 Jill Monoson.

17 TRUSTEE MONOSON: Here.

18 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
19 To-on Pang.

20 TRUSTEE PANG: Here.

21 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
22 Burton Weston.

23 TRUSTEE WESTON: Here.

24 VILLAGE ADMINISTRATOR KNOWLAND: Village

1 Administrator Knowland. Here.

2 MAYOR WEINBERG: A quorum of board is in
3 attendance, and we can begin the business of
4 the meeting.

5 * * * * *

6 MAYOR WEINBERG: At this point I will
7 make a motion for the -- to approve or adopt
8 the Board of Trustee's and the Board of
9 Review meetings and minutes that were held on
10 November 17, 2020. I move that they -- that
11 the minutes be hereby approved and accepted
12 as presented.

13 Is there a second?

14 TRUSTEE MONOSON: I'll second.

15 DEPUTY MAYOR SHARKEY: I'll second.

16 MAYOR WEINBERG: And, Denise, who do you
17 want to recognize at second?

18 VILLAGE ADMINISTRATOR KNOWLAND: I will
19 recognize Jill Monoson as the second.

20 MAYOR WEINBERG: Okay. Any discussion?

21 (None.)

22 MAYOR WEINBERG: Call the question.

23 Denise, please call the roll.

24 VILLAGE ADMINISTRATOR KNOWLAND: Deputy

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Mayor Sharkey.

DEPUTY MAYOR SHARKEY: Aye.

VILLAGE ADMINISTRATOR KNOWLAND: Trustee
Monoson.

TRUSTEE MONOSON: Aye.

VILLAGE ADMINISTRATOR KNOWLAND: Trustee
Pang.

TRUSTEE PANG: Aye.

VILLAGE ADMINISTRATOR KNOWLAND: Trustee
Weston.

TRUSTEE WESTON: Aye.

VILLAGE ADMINISTRATOR KNOWLAND: Mayor
Weinberg.

MAYOR WEINBERG: Aye.

VILLAGE ADMINISTRATOR KNOWLAND: Five
votes in favor, zero opposed. The motion is
adopted.

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MAYOR WEINBERG: The next item on the
agenda is the tentative budget fiscal year
2021/2022.

A tentative budget attachment was
presented to the Board by myself, the Mayor.
Copies of the tentative budget on a memo

1 discussing the tentative budget have been
2 distributed to Board members prior to the
3 meeting. And right now I will open it to the
4 board members if they had any questions about
5 the tentative budget or if they had any
6 questions about the budget memo that they've
7 reviewed.

8 TRUSTEE WESTON: Seems consistent with
9 past years, which is good.

10 DEPUTY MAYOR SHARKEY: Congratulations,
11 your Honor. Twelve years without an increase
12 in taxes. That's pretty darn good.

13 MAYOR WEINBERG: Thank you.

14 The Village continues to remain debt
15 free. We're providing minimum nominal
16 amounts out of reserve for cash surplus.
17 Obviously due to the pandemic we have put
18 some structural improvements on hold at
19 Village Hall. Hopefully we will be able to
20 get to that when the pandemic is behind us.

21 And obviously we continue to maintain the
22 Public Works fleet. We continue to -- we're
23 hoping to get a grant to do the road project
24 next year on Crescent Road, Lincoln Road.

1 And we continue to offer to plant wire
2 friendly trees in the Village right-of-way.

3 And thank you, Jim. We have no plans for
4 any tax increase in the upcoming year.

5 DEPUTY MAYOR SHARKEY: Here here.

6 MAYOR WEINBERG: I will make the motion
7 that the tentative budget for '21-'22 fiscal
8 year is hereby approved in the form presented
9 to the Board at the meeting; and it is
10 further

11 RESOLVED, that a public hearing on the
12 proposed budget for the 2021/2022 is hereby
13 scheduled for Monday, January 11, 2021, 7:30
14 p.m. at Village Hall. The Village
15 Administrator shall provide the notice of
16 such public hearing as required by law.

17 There being no further discussion,
18 Denise, call the question.

19 VILLAGE ADMINISTRATOR KNOWLAND: Mayor
20 Weinberg, may we revise the resolution to --
21 since we have not been having in-person
22 meetings, the meeting to be held not at the
23 Village Hall, but --

24 MAYOR WEINBERG: Yes.

1 VILLAGE ADMINISTRATOR KNOWLAND: --
2 virtually.

3 MAYOR WEINBERG: I will accept that
4 friendly reminder.

5 VILLAGE ADMINISTRATOR KNOWLAND: I
6 apologize that it wasn't in there. Okay.

7 MAYOR WEINBERG: Any discussion?
8 (None.)

9 MAYOR WEINBERG: Call the question.
10 Denise, please call the roll.

11 VILLAGE ADMINISTRATOR KNOWLAND: Deputy
12 Mayor Sharkey.

13 DEPUTY MAYOR SHARKEY: Aye.

14 VILLAGE ADMINISTRATOR KNOWLAND: Oh. Did
15 we have a second? I'm sorry.

16 TRUSTEE MONOSON: I'll second.

17 MAYOR WEINBERG: Thank you.

18 VILLAGE ADMINISTRATOR KNOWLAND: Okay.
19 Recognize Jill Monoson for the second.
20 Sorry.

21 Deputy Mayor Sharkey, you were "aye"?

22 DEPUTY MAYOR SHARKEY: Aye.

23 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
24 Monoson.

1 TRUSTEE MONOSON: Aye.

2 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
3 Pang.

4 TRUSTEE PANG: Aye.

5 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
6 Weston.

7 TRUSTEE WESTON: Aye.

8 VILLAGE ADMINISTRATOR KNOWLAND: Mayor
9 Weinberg.

10 MAYOR WEINBERG: Aye.

11 VILLAGE ADMINISTRATOR KNOWLAND: There
12 are five votes in favor, zero opposed. The
13 motion is adopted.

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15 MAYOR WEINBERG: Next item on the agenda.

16 TRUSTEE PANG: Can I ask a question? We
17 approved the minutes for last month. Do we
18 need to approve the tax review minutes?

19 MAYOR WEINBERG: We did them
20 simultaneously.

21 TRUSTEE PANG: Okay. Okay.

22 MAYOR WEINBERG: Thank you.

23 * * * * *

24 MAYOR WEINBERG: The temporary

1 continuation of services provided by Meadow
2 Carting Corp. Again I will be the movant.

3 WHEREAS, on September 14, 2020, the Board
4 of Trustees adopted Resolution 20-80
5 authorizing the Mayor to temporarily continue
6 collection and disposal of solid waste
7 services provided by Meadow Carting Corp.
8 pursuant to the terms and agreement with the
9 Village which expired on October 31, 2019,
10 and

11 WHEREAS, the Board of Trustees authorized
12 the Mayor to temporarily continue in effect
13 the services of Meadow Carting Corp. upon the
14 same terms and conditions until such time as
15 the Village has entered into a new agreement
16 for the collection and disposal of solid
17 waste pursuant to law, provided, however,
18 that temporary services shall not continue
19 after January 1, 2021, unless further
20 authorized by the Board of Trustees, and

21 WHEREAS, the Village has not authorized a
22 new agreement for the collection and disposal
23 of solid waste services.

24 NOW, THEREFORE, IT IS

1 RESOLVED, that the Mayor is authorized
2 temporarily to continue in effect the
3 services of Meadow Carting Corp. upon the
4 same terms and conditions until such time as
5 the Village has entered into a new agreement
6 for the collection and disposal of solid
7 waste pursuant to law, provided, however,
8 that the temporary services shall not
9 continue after April 1, 2021, unless further
10 authorized by the Board of Trustees.

11 Any discussion?

12 TRUSTEE WESTON: Just a question.

13 Have there been any substantive
14 discussions about a longer term contract and
15 any proposals that Meadow Carting has made at
16 this point or no?

17 MAYOR WEINBERG: I've made inquiry. And
18 Meadow Carting says they'll get back to us.
19 In the meantime we're continuing to pay at
20 the old rate with no rate increase.

21 TRUSTEE WESTON: That's fine.

22 MAYOR WEINBERG: Any other questions.

23 (None.)

24 MAYOR WEINBERG: Okay. Is there a second

1 to the motion?

2 DEPUTY MAYOR SHARKEY: I'll second.

3 MAYOR WEINBERG: Okay.

4 VILLAGE ADMINISTRATOR KNOWLAND:

5 Recognizing Jim Sharkey.

6 MAYOR WEINBERG: Call the question.

7 Denise, please call the roll.

8 VILLAGE ADMINISTRATOR KNOWLAND: Deputy
9 Mayor Sharkey.

10 DEPUTY MAYOR SHARKEY: Aye.

11 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
12 Monoson.

13 TRUSTEE MONOSON: Aye.

14 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
15 Pang.

16 TRUSTEE PANG: Aye.

17 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
18 Weston.

19 TRUSTEE WESTON: Aye.

20 VILLAGE ADMINISTRATOR KNOWLAND: Mayor
21 Weinberg.

22 MAYOR WEINBERG: Aye.

23 VILLAGE ADMINISTRATOR KNOWLAND: Five
24 votes in favor, zero opposed. The motion is

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adopted.

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MAYOR WEINBERG: Budget modifications.

RESOLVED, that the 2020/2021 budget modifications as of December 14, 2020 (Attachment B) are hereby accepted as presented.

Is there a second?

TRUSTEE WESTON: I'll second.

MAYOR WEINBERG: Any discussion or questions?

(None.)

MAYOR WEINBERG: There being none, call the question.

Denise, please call the roll.

VILLAGE ADMINISTRATOR KNOWLAND: Deputy Mayor Sharkey.

DEPUTY MAYOR SHARKEY: Aye.

VILLAGE ADMINISTRATOR KNOWLAND: Trustee Monoson.

TRUSTEE MONOSON: Aye.

VILLAGE ADMINISTRATOR KNOWLAND: Trustee Pang.

TRUSTEE PANG: Aye.

1 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
2 Weston.

3 TRUSTEE WESTON: Aye.

4 VILLAGE ADMINISTRATOR KNOWLAND: Mayor
5 Weinberg.

6 MAYOR WEINBERG: Aye.

7 VILLAGE ADMINISTRATOR KNOWLAND: There
8 are five votes in favor, zero opposed. The
9 motion is adopted.

10 * * * * *

11 MAYOR WEINBERG: Next item. Sale of the
12 2013 Freightliner dump truck. The motion is
13 proposed as follows:

14 WHEREAS, on September 17, 2018, by
15 Resolution 18-78, the Board of Trustees
16 declared that the 2013 Freightliner dump
17 truck (VIN #1FVDCYDT1DHFE3900) surplus and
18 authorized the Superintendent of Public Works
19 to solicit proposals for the sale of such
20 surplus vehicle; and

21 WHEREAS, the 2013 Freightliner dump truck
22 remained in service until November 6, 2020,
23 at which time the said vehicle was listed for
24 sale on the GovDeals, Inc. online auction

1 site with a high bid subject to approval by
2 the Village of Thomaston; and

3 WHEREAS, the auction closed with a high
4 bid of \$30,600, which the Village deemed
5 unacceptable and therefore declined said
6 offer; and

7 WHEREAS, subsequent to the declination of
8 the high bid, the Superintendent solicited
9 additional proposals for the sale of said
10 vehicle locally; and

11 WHEREAS, on December 7, 2020, the
12 Superintendent of Public Works received a
13 verbal offer of \$60,000 for the purchase of
14 said vehicle by the Town of Brookhaven.

15 NOW, THEREFORE, IT IS

16 RESOLVED, that the Board of Trustees
17 hereby accepts the offer from the Town of
18 Brookhaven in the amount of \$60,000 for the
19 purchase of the 2013 Freightliner dump truck,
20 and authorizes the Mayor or his designee to
21 execute such documents as may reasonably be
22 necessary to effectuate transfer of title.

23 Is there a second?

24 TRUSTEE WESTON: I will second.

1 MAYOR WEINBERG: Any discussion or
2 questions?

3 (None.)

4 MAYOR WEINBERG: Call the question.

5 Denise, please call the roll.

6 VILLAGE ADMINISTRATOR KNOWLAND: Deputy
7 Mayor Sharkey.

8 DEPUTY MAYOR SHARKEY: Aye.

9 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
10 Monoson.

11 TRUSTEE MONOSON: Aye.

12 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
13 Pang.

14 TRUSTEE PANG: Aye.

15 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
16 Weston.

17 TRUSTEE WESTON: Aye.

18 VILLAGE ADMINISTRATOR KNOWLAND: Mayor
19 Weinberg.

20 MAYOR WEINBERG: Aye.

21 VILLAGE ADMINISTRATOR KNOWLAND: Five
22 votes in favor, zero opposed. The motion is
23 adopted.

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1 MAYOR WEINBERG: Proposed Village Code
2 change.

3 This is to set --

4 RESOLVED, that a public hearing be held
5 on January 11, 2021, our next village board
6 meeting, at 7:30 p.m. with respect to the
7 proposed adoption of Bill T2021A, entitled,
8 "A Local Law to Amend the Code of the Village
9 of Thomaston in relation to generators." And
10 it is further

11 RESOLVED, that the Village Clerk is
12 directed to publish, post and otherwise give
13 notice of such hearing as may be required by
14 law.

15 Is there a second?

16 DEPUTY MAYOR SHARKEY: I'll second it.

17 MAYOR WEINBERG: All right. Any
18 questions or discussion?

19 TRUSTEE PANG: I didn't have a change to
20 compare with original code. What is the
21 intent to change in that section?

22 MAYOR WEINBERG: The intent is to make
23 clear that there's code regulations specific
24 to generators and where they may be placed on

1 the property. This has been a proposal that
2 we've had with the Village Attorney. And we
3 need to move forward with this so that we can
4 have this -- so that we can have the
5 placement of generators --

6 TRUSTEE PANG: Thank you.

7 MAYOR WEINBERG: -- specifically
8 regulated by our code,

9 TRUSTEE PANG: Thank you. So this is not
10 a change of the code? This is a new section
11 of the code?

12 MAYOR WEINBERG: Correct.

13 TRUSTEE PANG: Got it. Sorry. Thank
14 you.

15 MAYOR WEINBERG: Any other questions or
16 discussion?

17 (None.)

18 MAYOR WEINBERG: Okay. Call the
19 question.

20 Denise, please call the roll.

21 VILLAGE ADMINISTRATOR KNOWLAND: Deputy
22 Mayor Sharkey.

23 DEPUTY MAYOR SHARKEY: Aye.

24 VILLAGE ADMINISTRATOR KNOWLAND: Trustee

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Monoson.

TRUSTEE MONOSON: Aye.

VILLAGE ADMINISTRATOR KNOWLAND: Trustee
Pang.

TRUSTEE PANG: Aye.

VILLAGE ADMINISTRATOR KNOWLAND: Trustee
Weston.

TRUSTEE WESTON: Aye.

VILLAGE ADMINISTRATOR KNOWLAND: Mayor
Weinberg.

MAYOR WEINBERG: Aye.

VILLAGE ADMINISTRATOR KNOWLAND: There
are five votes in favor, zero opposed. The
motion is adopted.

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MAYOR WEINBERG: The next item is the
Public Works report. Public Works has been
busy. I know that they've been -- they're
continued to have storm cleanup. There was
some tree trimming. They also -- there was
some fall tree planting. We had a tree down
at Terrace and York as well as a branch that
was removed at Lodge and Schenck. Street
sweeping continued with the fall. There was

1 some cracked sealing that was performed with
2 the warm weather. Lawn maintenance. There
3 were some resident requests. And I believe
4 -- Denise, we can add to this -- there was
5 also I believe some of the lights were
6 replaced along Shorewood just to give a
7 higher wattage along Shorewood.

8 VILLAGE ADMINISTRATOR KNOWLAND: Right.

9 MAYOR WEINBERG: And obviously the work
10 that -- obviously cleaning and maintaining
11 and obviously storm cleanup. And
12 unfortunately probably our first winter storm
13 cleanup will occur in the upcoming month
14 along with the streetlight upgrading wattage
15 on Shorewood and tree trimming, cracked
16 sealing if weather permits.

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18 MAYOR WEINBERG: At this point of the
19 meeting we come to New Business. I will also
20 open this to the public. Is there anyone
21 that would like to be heard with respect to
22 New Business?

23 MR. FRIEDMAN: Yes. This is Marly
24 (phonetic) and Joel Friedman. We live at 22

1 Crescent Road for the last 22 years. We
2 would like to be able to speak with you,
3 Mayor Weinberg, and to the Board about the
4 idea that we provided to the Village Clerk.
5 And we would like to thank her for that as
6 well in disseminating that information to
7 you. We would just ask if you could put the
8 photo in front of you, we would appreciate
9 that --

10 MAYOR WEINBERG: Yes.

11 MR. FRIEDMAN: -- and allow us to speak
12 to this matter.

13 MAYOR WEINBERG: Please. Go ahead.

14 MR. FRIEDMAN: Okay. First of all, we
15 were very pleasantly surprised to hear that
16 you have already put this for a public
17 discussion on January 11th. And we are
18 extremely grateful for that. Thank you so
19 much, Mayor Weinberg and to the Board for
20 doing that.

21 We would like to also, you know, provide
22 evidence as to why this is a very, very
23 important change to the Village Code and now.
24 Because the installation that's going on

1 presently at 20 Crescent Road, if it's
2 allowed to be completed in its present
3 location, it will have permanent effects on
4 our way of life here at 22 Crescent Road.

5 The first thing we would like to mention
6 is that we will have a permanent noise
7 nuisance right next to our most important
8 living spaces, including our master bedroom,
9 living room, dining room and kitchen. And in
10 case of a power failure and maybe of a short
11 or lengthy duration -- we don't know that --
12 sleep and other aspects of normal life will
13 be impossible. Sitting outside on our patio
14 would also be adversely affected. Therefore,
15 it will change our quality of life for as
16 long as we continue to live here.

17 There is also a permanent safety issue.
18 Generators of this type produce continuous
19 emissions, including large amounts of deadly
20 carbon monoxide gas. If this installation is
21 allowed to proceed, it's highly likely that
22 the exhaust that's directly facing us and
23 less than 6 feet from our home, including our
24 basement window, will allow CO (carbon

1 monoxide) to infiltrate our home, making it
2 deadly to us as we inhabit it, as the two
3 houses are only 10 feet apart to begin with
4 on this side of the house, 20 feet on the
5 other side. Even further it will allow in
6 the event of a no wind situation or low wind
7 situation a tunnel-like effect to be created,
8 ensuring that the exhaust will not easily
9 dissipate, and allowing, therefore, carbon
10 monoxide to enter our premises.

11 Third, as we spent -- as we've spent a
12 considerable sum of money to landscape that
13 side of the house, those plantings will be
14 impacted severely by having exhaust from the
15 generator blowing directly on them for a
16 lengthy period of time.

17 There is no question that any potential
18 buyer of our home in the future will see how
19 close this permanent generator is -- it can
20 be noticed from the street by the way -- and
21 will either refuse to make an offer to
22 purchase our home or offer much less than its
23 true value; thereby, causing us to suffer an
24 unknown financial hardship in the future.

1 When we put our generator in after a
2 13-day power outage cased by Hurricane Sandy,
3 we requested and the village inspector came
4 to our home. And we asked him to recommend
5 where he felt the generator should be located
6 to cause the least disruption to any of our
7 neighbors, including our neighbors at 20
8 Crescent Road.

9 He chose a spot totally across our
10 property and at the 20 foot side from where
11 the natural gas line and the electric service
12 enter our premises and required a much larger
13 outlay of funds than we have budgeted for the
14 project. We understand this was necessary.
15 And in the years since this has had a minimal
16 affect on any neighbor. And we were happy to
17 know that we had done the right thing.

18 We believe strongly that this building
19 permit must be revoked now for this location,
20 and it must be moved to a location where this
21 adverse effect would not be present. And
22 only then should it be granted. Because the
23 Village Code -- and this is of course you've
24 already addressed this, Mayor Weinberg. And

1 we're most grateful for this -- did not
2 include specific requirements for the
3 placements of the whole house natural gas
4 generators on a homeowner's property.

5 This kind of a situation was able to
6 occur now and will most surely occur with
7 other residents in the future. Because of a
8 lack of these requirements and the desire to
9 the residents at 20 Crescent Road that have
10 their own generator and the desire to avoid
11 the extra costs involved, they took advantage
12 to locate the generator without consideration
13 of the effects it would have on their
14 neighbors and friends of 26 years; thereby,
15 severing our relationship.

16 In addition to asking the Village to
17 order a less intrusive placement of the
18 currently partially installed generator at 20
19 Crescent Road, we would also strongly suggest
20 -- and we've already done this. And we are
21 very thankful that you have -- that the Board
22 of Trustees enact changes to the Village
23 Codes -- that is -- that's really very nice
24 -- outlining specific requirements for

1 generator placement, as we already have a
2 central air conditioning unit, so that this
3 terrible situation will not occur in the
4 future, thereby causing disharmony between
5 residents of our village and our village
6 government and our residents who have worked
7 so hard to prevent since the incorporation of
8 our Village in 1931. We are sure you are
9 aware that many governmental authorities on
10 Long Island have such ordinances.

11 Once again we would like to thank you for
12 hearing our arguments and look forward to an
13 outcome that will restore harmony to
14 neighbors around our Village. No Village
15 resident should benefit at the expense of
16 their neighbor.

17 Thank you.

18 MAYOR WEINBERG: You're welcome. Thank
19 you for coming. Thank you for giving us your
20 thoughts.

21 And the Board now can -- not now for
22 public discussion but now can have the
23 benefit of your thoughts and consider that as
24 they review the proposed legislation before

1 the next Board of Trustees's meeting and
2 before the public hearing.

3 I also believe you should be aware, but
4 -- in terms of the -- that this matter has
5 been brought to the attention of the building
6 inspector. And the building inspector is
7 certainly in communication with the
8 contractor for the project. Because at the
9 moment there is a difference between the
10 plans that were submitted as to where the
11 generator was supposed to be placed as oppose
12 to where it was physically placed.

13 So based upon that it is certainly under
14 review by our Department of Buildings and by
15 the inspector. And he will certainly address
16 it. And we will see what the outcome is as
17 to where the placement will be based upon the
18 plans that were submitted as oppose to the
19 physical location of it during the project.

20 MR. FRIEDMAN: We appreciate that.

21 MRS. FRIEDMAN: We appreciate that.

22 Thank you.

23 MR. FRIEDMAN: And we will entertain --
24 if you have any questions that you would like

1 to ask us about why we feel the way we feel
2 and why we feel that this is an inappropriate
3 placement. And I am not aware of the plans.

4 We do believe sincerely that the
5 contractor had no incentive to put the
6 generator in any place other than what the
7 owner wanted. And even though it was very
8 problematic for us, and we were not informed
9 by our neighbors as to where they were going
10 to put it until it actually -- the project
11 was actually started, we knew they had a
12 building permit because I called the Village.

13 And by the way I would like to compliment
14 our village clerk, the excellent response
15 that we got. And also to Ms. Earley your
16 assistant, your deputy. She was actually
17 terrific. She was the one that I spoke to
18 and my wife spoke to as well. I -- actually
19 I think I did twice. My wife did speak to
20 Mr. Brash at 20 Crescent Road. And
21 unfortunately the only thing he said in
22 response was, that's the only place we can
23 put it. And there were no other words
24 exchanged.

1 But I -- the key thing here is -- and I
2 think I made an emphasis in my presentation
3 -- was the disharmony that this has created
4 between longstanding excellent neighbors of
5 26 years. And had the guidelines been there
6 -- and I have to say this again because it's
7 so important -- this would not have been able
8 to happen. Because the placement in that
9 particular location, hopefully that's -- I
10 don't know what the contractor did, but let's
11 be frank and know that contractors only want
12 to make a profit. And where the generator
13 goes is not of their concern.

14 But it is a concern to us. Because if we
15 can't sleep every single night if that
16 generator runs, that's giving someone an
17 advantage that we do not have, even though
18 the generator itself is placed underneath
19 their bedroom window as well. But their
20 major living spaces on the other side of the
21 house are not impacted.

22 If in fact we have a power failure, I
23 just have to say that our generator will go
24 on on the other side of the house. And this

1 generator will go on on this side of the
2 house. And there won't be a single place in
3 this entire house where we would find refuge.

4 And with that I thank you for listening.
5 And I hope that this will come to the idea
6 that we will not have to hear the generator
7 and our life will not be disrupted in this
8 wonderful place that we've lived in for 26
9 years. Thank you so much. And please have a
10 good evening. And thank you again. And stay
11 healthy to everyone and a good holiday.

12 MRS. FRIEDMAN: Thank you very much.

13 MAYOR WEINBERG: Stay well.

14 * * * * *

15 MAYOR WEINBERG: Any other New Business?

16 There being none --

17 TRUSTEE MONOSON: I'll -- I'll mention it
18 after, Denise. It's okay. It's not
19 important.

20 VILLAGE ADMINISTRATOR KNOWLAND: Okay.
21 On the deposit refunds.

22 RESOLVED, that the refunds of deposits in
23 the aggregate amount of \$1,962.50 (as
24 itemized on the abstract of refunds dated

1 Monday, December 14, 2020) are approved for
2 disbursement from the Trust and Agency Fund.
3 A copy of the approved refund list is to be
4 attached to these minutes.

5 Is there a second?

6 TRUSTEE PANG: I will second.

7 MAYOR WEINBERG: Okay. Is there any
8 discussion?

9 (None.)

10 MAYOR WEINBERG: Call the question.

11 Denise, please call the roll.

12 VILLAGE ADMINISTRATOR KNOWLAND: Deputy
13 Mayor Sharkey.

14 DEPUTY MAYOR SHARKEY: Aye.

15 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
16 Monoson.

17 TRUSTEE MONOSON: Aye.

18 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
19 Pang.

20 TRUSTEE PANG: Aye.

21 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
22 Weston.

23 TRUSTEE WESTON: Aye.

24 VILLAGE ADMINISTRATOR KNOWLAND: Mayor

1 Weinberg.

2 MAYOR WEINBERG: Aye.

3 VILLAGE ADMINISTRATOR KNOWLAND: There
4 are five votes in favor, zero opposed. The
5 motion is adopted.

6 * * * * *

7 DEPUTY MAYOR SHARKEY: Your Honor, could
8 I ask for your indulgence for a moment.

9 MAYOR WEINBERG: Sure.

10 DEPUTY MAYOR SHARKEY: I have a backyard
11 neighbor who has been growing bamboo. And as
12 long it stayed on his property he was
13 content. And no one else was bothered.
14 However, bamboo has a terrific ability to
15 spread. And in the course of spreading, it
16 has uprooted the rear fencing that I have
17 behind my garage.

18 Is there any code in the Village that
19 would specify what type of vegetation he can
20 and cannot have? And is bamboo a prohibitive
21 vegetation that we should maybe look into?

22 MAYOR WEINBERG: I am not aware. Denise,
23 is there one? I don't believe bamboo is
24 prohibited. Two, I don't --

1 VILLAGE ADMINISTRATOR KNOWLAND: No, it's
2 not.

3 MAYOR WEINBERG: -- I don't believe there
4 is a code provision that prohibits certain
5 vegetation from being planted on private
6 property, nor -- we can certainly check with
7 the Village Attorney as well as with NYCOM.
8 It may not even be an area that the Village
9 can regulate -- because it is private
10 property -- in terms of what types of
11 plantings can be -- can be made on -- in
12 someone's backyard.

13 DEPUTY MAYOR SHARKEY: I have no problem
14 with his planting on his property. But in as
15 much as what he's done is encroached on my
16 property and causing --

17 TRUSTEE PANG: I have the exact problem
18 as well. Bamboo is very invasive. I have,
19 you know, bamboo from next door coming to my
20 yard. And it's very difficult to get it out.

21 MAYOR WEINBERG: Well, I'm happy to look
22 into it. If it's something that can be
23 regulated -- I certainly gave you my initial
24 reaction.

1 DEPUTY MAYOR SHARKEY: Understood.

2 MAYOR WEINBERG: But what I will suggest.
3 -- and I'm happy to talk with you privately
4 about it. Have you had any discussions with
5 them? Because obviously it's a property
6 damage issue. And it's one that whether they
7 like it or not, it's one that they should
8 resolve, whether it be themselves or through
9 their insurance carrier.

10 DEPUTY MAYOR SHARKEY: One of my
11 neighbors did speak with them. And they sort
12 of took an attitude of laissez faire. I'm
13 not bothering you, so don't bother me.

14 MAYOR WEINBERG: Right.

15 DEPUTY MAYOR SHARKEY: But in reality he
16 is affecting our property.

17 MAYOR WEINBERG: No question. No
18 question.

19 I will look into the regulation aspect of
20 it, if that exists or it's a possibility. As
21 this is a private matter, since it's not
22 village business, we'll discuss it privately.

23 DEPUTY MAYOR SHARKEY: Okay. I look
24 forward to that.

1 TRUSTEE PANG: I just want to give you
2 warning. My neighbor did try to hire someone
3 to take the bamboo out. And I think the
4 contractor made some effort to take it out.
5 But six months, a year, boom. Bamboo is
6 coming up again.

7 MAYOR WEINBERG: Yeah. Yup. Yup. Your
8 advice is well taken. Unless it's entirely
9 eliminated it's extremely prolific.

10 TRUSTEE WESTON: You ought to hire a
11 panda.

12 MAYOR WEINBERG: That's right. All
13 right. I think that's the most -- there we
14 can have common grounds. I think we can all
15 agree on having a village panda.

16 TRUSTEE MONOSON: You get to name it.

17 * * * * *

18 TRUSTEE MONOSON: My brother-in-law
19 called me the other day. And I don't know if
20 other people on this side of the bridge have
21 experienced this, but he says that every
22 morning there are cars zipping around their
23 neighborhood blowing through stop signs from
24 Biener Audi.

1 They do test drives. And he has called
2 Biener and complained. And apparently
3 they've gotten many complaints. But I don't
4 know if anybody else -- Ben, I don't know if
5 you notice it because they're around the
6 corner from you. They go up Colonial. They
7 zip up Colonial and then they blow through
8 all the stop signs up there.

9 MAYOR WEINBERG: Jill, I'm sorry. Is it
10 a test drive, or are they just moving the
11 cars from the lot on East Shore?

12 TRUSTEE MONOSON: It's early in the
13 morning. And it's the ghost cars he said.
14 Like, they fix things and then they test run
15 them. It's not consumers test driving them.
16 It's the Audi people.

17 MAYOR WEINBERG: Okay. Good.

18 TRUSTEE PANG: Yeah. I'm not an early
19 person, but I walk around my block pretty
20 much -- pretty often. I don't see them. But
21 then I --

22 TRUSTEE MONOSON: He noticed it when he
23 was walking to the train before the pandemic.
24 And now when he's walking his dog. He's just

1 told me that he's -- it's crazy. And he
2 called Biener. And they gave him, like, you
3 got to talk to this person. You got to talk
4 to that person. And he got the feeling he
5 was not the first call there.

6 MAYOR WEINBERG: I'm sure he wasn't.
7 Could he jot down like -- as many instances
8 as he would like to jot down? Give me a
9 little log, and I will be happy to take it up
10 with Biener.

11 TRUSTEE MONOSON: Yeah. I know. I told
12 him that. And I told him that I would bring
13 it up at the meeting.

14 MAYOR WEINBERG: Any other New Business?
15 (None.)

16 MAYOR WEINBERG: Okay.

17 On the plus side with Biener they did
18 recently pay for the -- reimburse the village
19 for the attorney fees that were owed for the
20 incentive use permit as well as pay the fee
21 for the temporary signs that they put up
22 prior to the permanent signs.

23 So we're always in continued discussions
24 with Biener for being in compliance with the

1 Village requirements as well as being a good
2 neighbor.

3 DEPUTY MAYOR SHARKEY: Steve, do we know
4 what their intentions might be with regard to
5 the spot where Ford has parked cars?

6 MAYOR WEINBERG: Right. Not yet. I was
7 told they would be getting back to us within
8 a couple of months on that. I was told that
9 just a couple of weeks ago.

10 DEPUTY MAYOR SHARKEY: All right.

11 TRUSTEE WESTON: I apologize, but I'm
12 going to duck out.

13 MAYOR WEINBERG: Go ahead, Burton.

14 We have the vouchers and the adjournment.
15 Unless anyone --

16 TRUSTEE WESTON: My vote on the vouchers
17 is an eye. That's fine. So I thank you.

18 MAYOR WEINBERG: Take care. Good luck.

19 * * * * *

20 MAYOR WEINBERG: Okay. Does anyone else
21 have any other New Business, or can we have
22 the motion on the vouchers?

23 (None.)

24 MAYOR WEINBERG: Okay. The vouchers in

1 the aggregate amount of \$165,351.16 (as
2 itemized on the Abstract of Vouchers dated
3 Monday December 14, 2020), are hereby
4 approved for payment, all allocated to the
5 General Fund. A copy of the approved voucher
6 list is attached to these minutes.

7 Is there a second?

8 DEPUTY MAYOR SHARKEY: I will second.

9 TRUSTEE PANG: Second.

10 VILLAGE ADMINISTRATOR KNOWLAND: I'm
11 going to recognize Mr. Sharkey.

12 MAYOR WEINBERG: He just beat you out,
13 Ben.

14 VILLAGE ADMINISTRATOR KNOWLAND: Sorry.

15 MAYOR WEINBERG: Any questions? Any
16 discussion?

17 (None.)

18 MAYOR WEINBERG: Call the question.

19 Denise, please call the roll.

20 VILLAGE ADMINISTRATOR KNOWLAND: Deputy
21 Mayor Sharkey.

22 DEPUTY MAYOR SHARKEY: Aye.

23 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
24 Monoson.

1 TRUSTEE MONOSON: Aye.

2 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
3 Pang.

4 TRUSTEE PANG: Aye.

5 VILLAGE ADMINISTRATOR KNOWLAND: Mayor
6 Weinberg.

7 MAYOR WEINBERG: Aye.

8 VILLAGE ADMINISTRATOR KNOWLAND: Four
9 votes in favor, zero opposed. The motion is
10 adopted.

11 * * * * *

12 MAYOR WEINBERG: Okay. I'll take a
13 motion to adjourn.

14 TRUSTEE MONOSON: I'll make a motion.

15 TRUSTEE PANG: Motion.

16 MAYOR WEINBERG: Okay. I guess we'll
17 take it from Jill and a second by Ben. And
18 at 7:10 -- 8:10 p.m. there being no further
19 business, the motion to adjourn was made by
20 Jill and seconded by Ben and unanimously
21 approved. I'm assuming it will be.

22 Any discussion or questions?

23 (None.)

24 MAYOR WEINBERG: Call the roll.

1 VILLAGE ADMINISTRATOR KNOWLAND: Deputy
2 Mayor Sharkey.

3 DEPUTY MAYOR SHARKEY: Aye.

4 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
5 Monoson.

6 TRUSTEE MONOSON: Aye.

7 VILLAGE ADMINISTRATOR KNOWLAND: Trustee
8 Pang.

9 TRUSTEE PANG: Aye.

10 VILLAGE ADMINISTRATOR KNOWLAND: Mayor
11 Weinberg.

12 MAYOR WEINBERG: Aye.

13 VILLAGE ADMINISTRATOR KNOWLAND: Four
14 votes in favor, zero opposed. The motion is
15 adopted.

16 MAYOR WEINBERG: Okay. You can stop the
17 -- we're done with the meeting. Stop the
18 recording.

19 (Time noted: 8:10 p.m.)

20

21

22

23

24