

The Board Meeting of the Board of Trustees met in the Municipal Building, 14 Baker Street, Patchogue, New York on Monday, August 22, 2022 with public viewing through video streaming on YouTube and in person.

The meeting was called to order at 6:00 p.m. by Mayor Pontieri with Deputy Mayor Krieger and Trustees Carillo, Ferb, Keyes, McHeffey, Village Attorney Egan, Village Clerk Devlin, and Deputy Village Clerk Braile present. Trustee Brinkman and Village Treasurer Krawczyk were absent.

The flag salute was made and the safety message was given.

Village Clerk Devlin asked the Board to approve Board Meeting minutes from July 25, 2022.

Upon a motion by Trustee Ferb, seconded by Trustee McHeffey, and unanimously carried, the Board approved the Board Meeting minutes from July 25, 2022.

Village Clerk Devlin asked the Board to approve Executive Session minutes from July 25, 2022.

Upon a motion by Trustee Ferb, seconded by Trustee McHeffey, and unanimously carried, the Board approved the Executive Session minutes from July 25, 2022.

Village Clerk Devlin stated the total bills for the period ending August 22, 2022 were \$833,341.34. The five largest bills were as follows: \$195,725.89 for NYS Employee Health Insurance, \$46,115.77 for Town of Brookhaven, \$245,766.18 for PSEGLI, \$37,207.50 for Quennell, and \$34,916.51 for First Citizens Bank.

General	\$ 603,234.06
Trust & Agency	\$ 13,382.11
Cap Projects	\$ 49,907.13
Sewer Fund	\$ 151,948.16
B.I.D. Fund	\$ 3,236.00
Housing Fund	\$ 0.00
CDA Fund	\$ 4,760.88
General Bills	\$ 6,873.00
Totals	\$ 833,341.34

Upon a motion by Trustee Ferb, seconded by Trustee McHeffey, and unanimously carried, the Board approved payment of the bills as presented.

Village Clerk Devlin asked the Board to ratify prior approval for the Village bills of August 8, 2022.

General	\$ 312,738.56
Trust & Agency	\$ 5,977.25
Cap Projects	\$ 5,000.00
Sewer Fund	\$ 26,222.99
B.I.D. Fund	\$ 5,158.40
Housing Fund	\$ 0.00
CDA Fund	\$ 4,686.55
General Bills	\$ 0.00
Totals	\$ 359,783.75

Upon a motion by Trustee Ferb, seconded by Trustee McHeffey, and unanimously carried, the Board approved ratifying prior approval for the Village bills of August 8, 2022.

Village Clerk Devlin read notice of the public hearing to consider an application pursuant to Village Law 6-632, by AMG 44 LLC to maintain an exterior wall encroaching on Village property at 44 West Main Street.

Mayor Pontieri noted that this concerned the rear of the Bridal Paradise building. Doors were to

be installed that would open onto the Village parking lot.

Mayor Pontieri asked if anyone from the public wished to comment on the public hearing. There was no response.

Upon a motion by Trustee Ferb, seconded by Trustee McHeffey, and unanimously carried, the Board resolved to approve an application pursuant to Village Law 6-632, by AMG 44 LLC to maintain an exterior wall encroaching on Village property at 44 West Main Street as presented.

Village Clerk Devlin read notice of a public hearing to amend Section 435-20(A) of the Village Code to add criteria and regulations for mixed-use multi-family developments.

Village Attorney Egan indicated that this was a proposal to amend the D-1 Business District permitted uses and to install a height restriction. The public hearing would be held this evening, and as noted under General Municipal Law 239-N, the results would then be referred to the Suffolk County Planning Commission for their review since the properties in question fronted on County Road 19. Village Attorney Egan noted that the D-1 District consisted of two areas, Waverly Avenue from Sunrise Highway to the traffic circle and Route 112 from Sunrise Highway to Main Street. All properties that front on those two roads were considered part of the D-1 District, with a few exceptions. The proposal would not drastically change the D-1 District but would offer some amendments. Village Attorney Egan indicated that the following uses were currently only permitted by approval of the Board of Trustees within mixed use developments: one or two family dwellings, retirement housing, garden apartments, apartment houses, townhouses, and any another other multi-family or multi-unit dwelling. The proposed change would add a height restriction to match the one in the A-Residence District since those properties were adjacent to the D-1 District. It would also add clarification to the code that if there was a proposal for retirement housing or garden apartments or any other mixed residential use, that it must have a commercial use on the first floor. No residential use would be permitted on the first floor. Village Attorney Egan continued by noting that it would be similar to a Mystic Seaport type of use where the first floor would be limited to commercial uses such as retail or professional services and the second floor to apartments. This would be the only way a residential component would be permitted in developments. Stand-alone commercial or professional office uses would be permitted, but any type of residential component would require a commercial or professional use as well. The height on either option would be limited to the height permitted in the A-Residential Zone which was 35 feet. There would be no provisions made for subterranean parking as was permitted in the D-2 Zone.

Deputy Mayor Krieger asked for confirmation that the height would be limited to two stories. Village Attorney Egan stated that this was correct.

Village Attorney Egan reiterated that this would be just for the D-1 Zone. The D-2 District had its own provisions.

Mayor Pontieri inquired if the Board had any other questions for Village Attorney Egan.

Trustee Keyes asked for confirmation that the 35 foot height limit was determined because of proximity to the A-Residence District. Village Attorney Egan stated that this was correct. He noted that the wording in the proposal was that the height of any structure shall comply with the height restrictions of those in the A-Residence District.

Mayor Pontieri indicated that the Board was always learning from previous actions, and there was already one 45 foot building that over shadowed the neighboring structures. This proposed change to the code would provide continuity between the residential and commercial districts.

Deputy Mayor Krieger inquired as to whether it would be permissible to build a two story home on Waverly Avenue. Village Attorney Egan indicated that a two family home could not be built in this District without having commercial use on the first floor. He noted that single or two family use in this zone was already prohibited without having a mixed use component.

Trustee McHeffey inquired if currently existing residential uses would be permitted to remain if this code change was adopted. Village Attorney Egan stated that they would be allowed to stay.

Deputy Mayor Krieger inquired if a doctor's office with a residential component would be permitted. Village Attorney Egan indicated that this was the type of development that was being sought.

Trustee Keyes asked for confirmation that any new buildings would match existing ones in height. Village Attorney Egan stated that this was correct.

Mayor Pontieri noted that there were already medical offices located along Route 112, so it was hoped that some would be placed along Waverly Avenue as well.

Mayor Pontieri then asked if anyone from the public wished to comment on the public hearing.

Richard Kemp, Jennings Avenue, indicated that he felt that renting the first floor of buildings as apartments should be left as a decision for the landlord to make. He noted that the commercial rentals in New Village had been constantly changing. Trustee Keyes thought that the current code allowed for residential use anywhere in the building including on the first floor. Village Attorney Egan stated that this was correct but indicated that the proposed change would require a commercial or professional use on the first floor. Mr. Kemp expressed concern about restaurants being on the first floor under residential uses. Village Attorney Egan stated that the residents would always have a choice of whether to live with a restaurant on the first floor. Trustee McHeffey indicated that the Building Department would need to ensure that ventilation was done properly. Mr. Kemp noted that the Board should take into account the types of businesses which would share space with residential uses. Mayor Pontieri concurred with Trustee McHeffey that the Building Department would review requested uses.

Upon a motion by Trustee Ferb, seconded by Trustee McHeffey, and unanimously carried, the Board resolved to close the hearing to amend Section 435-20(A) of the Village Code to add criteria and regulations for mixed-use multi-family developments and refer the proposal to the Suffolk County Planning Commission for review and comment.

Village Clerk Devlin asked the Board to ratify prior approval to set a public hearing to amend Section 435-20(A) of the Village Code to add criteria and regulations for mixed-use multi-family developments.

Upon a motion by Trustee Ferb, seconded by Trustee McHeffey, and unanimously carried, the Board resolved to ratify prior approval to set a public hearing to amend Section 435-20(A) of the Village Code to add criteria and regulations for mixed-use multi-family developments.

Village Clerk Devlin asked the Board to designate the Board of Trustees as Lead Agency pursuant to SEQRA for the Local Law adding regulations for mixed-use developments in the D-1 Business District.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board resolved to designate the Board of Trustees as Lead Agency pursuant to SEQRA for the Local Law adding regulations for mixed-use developments in the D-1 Business District.

Trustee Keyes asked for confirmation that the Board had requested comment from the Suffolk County Planning Commission on the proposed local law, and the Board would then vote on the proposal once that information was received. Village Attorney Egan stated that this was correct. He indicated that the Commission could make recommendations for changes that the Board could consider, but the final approval would be made by the Board. He repeated that the current D-1 Business District language permitted any use as in a residential district except for any one family or two family dwellings when part of a mixed use development. In the A, B, and C Residence zones, single family dwellings were permitted. Single family residences and two-family residences which were owner occupied would continue to be permitted.

Village Clerk Devlin asked the Board to adopt a Negative Declaration pursuant to SEQRA for the Local Law adding regulations for mixed-use developments in the D-1 Business District.

Upon a motion by Trustee Ferb, seconded by Trustee McHeffey, and unanimously carried, the Board resolved to adopt a Negative Declaration pursuant to SEQRA for the Local Law adding regulations for mixed-use developments in the D-1 Business District.

Dennis Smith reviewed the BID and Special Projects report. Mr. Smith noted that the Sunday Market was going well with an average of 30 vendors per week. He had been told that yesterday had been the best event of the year so far with the largest number of people attending and purchasing items. Signage at the end of Route 112 and at the intersection of Baker Street and Rider Avenue seemed to have helped in raising awareness, and he hoped to continue to have successful markets through the end of October. Summer programs were progressing well with watering and weeding being kept up, and the hanging baskets looking nice. Mr. Smith reviewed the status of the Johnson Controls project noting that it was nearing completion with the Oak Street solar array scheduled to be online by the end of September. The solar array was ready to go online, but work from PSEG was required in that a proper transformer had to be installed and paperwork processed. He indicated that there would probably be some sort of event organized to recognize the hook-up and savings it would bring to the Village. Mr. Smith noted that the Theatre work was almost completed with one heating unit that had to be backordered still needing to be installed over the lobby. The EV charging stations should also be installed by the end of September as they were also on backorder. He also felt that billing which showed the cost savings being realized by all of the projects completed by Johnson Controls needed to be arranged with PSEG shortly. The streetlight formula being used by PSEG was being worked on in conjunction with Johnson Controls to come up with more accurate savings information. A Phase II project was being considered with Johnson Controls, but this would only be proposed if significant savings could be achieved at the wastewater treatment plant which represented at least half of the electricity costs generated by the Village. Mr. Smith continued by noting that a meeting would be held this week to fine tune the Commercial Dumpster proposals which had been previously accepted by the Board. Charges for the carters and fines for non-compliance had to be determined. Feedback would be obtained from the carters, and the plan finalized by the end of October. Mr. Smith noted that the Terry Street dumpster issues would be addressed shortly. Village Clerk Devlin asked for an update on that situation as she was receiving daily phone calls about it from a resident of that area. Mr. Smith stated that he would be meeting with parties tomorrow that should address the problem quickly. He continued by noting that the engineers for the splash pad project at the Pool and Beach Club had forwarded the necessary information to Village Attorney Egan's office for review for the bid package. CDA Director Marion Russo was working on construction documents for the Shorefront Park project. It was hoped that bids could be sought for that project within the next couple of weeks so that some type of work could begin by the end of October.

Deputy Mayor Krieger noted that he and his family had attended a show at the bandshell the other evening, and it had been fabulous. Trustee Keyes stated that he had heard that show had gone very well. Deputy Mayor Krieger indicated that there were a lot of people in attendance, and it had been a great show. Trustee Keyes noted that he would share his compliments with the Parks and Recreation staff who worked very hard to bring in quality entertainment.

Deputy Mayor Krieger stated that he had been receiving many complaints about people speeding in the Village, and this issue was getting out of hand. He asked that people be more aware of this issue, especially with children heading back to school, and that people please drive more safely. Mayor Pontieri noted that, unfortunately, the Village did not have the authority to enforce speeding regulations. Deputy Mayor Krieger concurred that this was a Suffolk County Police Department task.

Deputy Mayor Krieger continued by indicating that he also received many complaints about people parking in fire zones or in striped areas where parking was not permitted. He asked that people also be more aware of this issue and park in an appropriate spot. Otherwise, they risked getting a ticket.

Deputy Mayor Krieger asked the Board to authorize H2M Architects and Engineers to prepare plans for the expansion of the wastewater treatment plant and to authorize payment for said plans.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to authorize H2M Architects + Engineers to prepare plans for the expansion of the wastewater treatment plant and to authorize payment for said plans in the amount of Four Hundred and Eighty Four Thousand Dollars (\$484,000.00) and further authorizing the amendment of the existing state pollutant discharge elimination system (SPDES)

permit numbered NY0023922 for the expansion of the wastewater treatment plant.

Mayor Pontieri indicated that \$7.7 million had been received from the state for this project, and \$3.5 million from the federal government thanks to the efforts of Senator Schumer and Congressman Zeldin. Almost all of the funding was in place for this expansion which would raise the capacity of the treatment plant from 800,000 gallons per day to 1.2 million gallons per day. Of this increase, 200,000 would be dedicated for Village use and 200,000 would be used for neighboring areas wishing to hook up to the Village's plant such as properties located in Blue Point and East Patchogue. This would improve conditions on a more regional rather than simply a local basis and increase the health of the bay. Mayor Pontieri thanked both Senator Schumer and Congressman Zeldin for their support.

Deputy Mayor Krieger asked the Board to adopt a Negative Declaration pursuant to SEQRA.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board resolved to adopt a Negative Declaration pursuant to SEQRA for a sewer hookup for 80 Division Street.

Deputy Mayor Krieger asked the Board to approve increasing the impound fee for bicycles. He noted that it was hoped that this would act as more of a deterrent for the dangerous bike riding behavior of some kids who rode in the middle of the street and got much too close to traffic.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to increase the impound fee for bicycles to \$100.

Mayor Pontieri noted that the \$100 fine would need to be paid by the parents. Trustee Ferb reminded everyone that a code enforcement officer or police officer would need to confiscate the bicycle. Members of the public could not do so on their own.

Deputy Mayor Krieger asked the Board to approve excessing and offering a vehicle on public auction.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee McHeffey, and unanimously carried, the Board granted approval to excess and offer on public auction HWY 1 2006 Ford Pick-Up VIN #1FTSX21P36EC67138.

Deputy Mayor Krieger asked the Board to approve purchasing a vehicle from the Medford Fire District.

Upon a motion by Deputy Mayor Krieger, seconded by Trustee Ferb, and carried by majority with Trustee Keyes opposed and all others in favor, the Board granted approval to purchase a 2010 Chevy Tahoe from Medford Fire District for \$10,000.

Mayor Pontieri noted that this vehicle was in excellent shape and would be replacing a couple of DPW vehicles which needed to be taken out of service.

Trustee Keyes indicated he had forwarded some information to the Mayor and Village Attorney in which it was noted that New York State had recently authorized lowering the speed limit in villages to 25 miles per hour. Even though he did not believe this would greatly impact people's driving behavior, if the Village took action to lower the speed limit, it would show that Patchogue was serious about dealing with speeding. Trustee Keyes stressed that people should take more care, especially in stopping at stop signs, with school starting shortly. He thanked Deputy Mayor Krieger for moving the digital speed sign to Bay Avenue and noted that he hoped more such signs would be able to be obtained as they seemed to be effective in slowing people down. Village Attorney Egan noted that every village seemed to be discussing speeding problems, but the main issue was enforcement. Speed limits could be lowered but without an enforcement mechanism, people would continue to speed.

Trustee Keyes noted that a very successful Parks and Recreation season was winding down. Registration for all programs had increased. He indicated that a letter thanking the staff had been received from grateful residents.

Trustee Keyes asked the Board to approve a Special Events Permit Application for Better Man Distilling Company to hold their Bourbon Brawl event on September 10<sup>th</sup> from 1:30 p.m. to 5:30 p.m. pending the proof of security exits and food truck inspection. He indicated that he would like to approve the date for the event but hold off on approving the event itself until he had received some further information from the Special Event Coordinator especially with regard to security. Apparently, it was a WWE event with a wrestling ring to be set up. This was a new event, and he would like to have every detail confirmed to be sure that this would be safe.

Upon a motion by Trustee Keyes, seconded by Deputy Mayor Krieger, and unanimously carried, the Board granted approval to hold the date for the Better Man Distilling Company's request for a Bourbon Brawl event on September 10<sup>th</sup> from 1:30 p.m. to 5:30 p.m. pending more detailed information for their Special Event Permit application.

Trustee Keyes asked the Board to approve use of the Waldbauer Turf and Roberto Clemente fields. He noted that all of the PYAA alumni who had ever played, umpired, or coached were welcome to attend this event.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board granted approval for PYAA to hold a charity softball game on Saturday, October 1<sup>st</sup> on the Waldbauer Turf and Roberto Clemente (90ft) Fields at Rider Avenue Park from 10:00 a.m. to 6:00 p.m. Practices to be held at the Roberto Clemente Field on September 19<sup>th</sup>, 21<sup>st</sup>, 27<sup>th</sup>, 29<sup>th</sup> from 5:00 p.m. to 8:00 p.m. and September 24<sup>th</sup> from 9:00 a.m. to noon.

Trustee Keyes asked the Board to approve use of 380 Bay Avenue and Shorefront Park for a Scavenger Hunt.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to hold the 3rd Annual Kid's Nature Scavenger Hunt at 380 Bay Avenue and Shorefront Park on Saturday, October 1<sup>st</sup> from 9:00 a.m. to 10:00 a.m.

Trustee Keyes asked the Board to approve use of 380 Bay Avenue for a Scarecrow Contest.

Upon a motion by Trustee Keyes, seconded by Trustee Carillo, and unanimously carried, the Board granted approval to host the 4<sup>th</sup> Annual Scarecrow Contest at 380 Bay Avenue on Saturday, October 1<sup>st</sup> at 11:00 a.m.

Trustee Keyes asked the Board to approve use of 380 Bay Avenue for a Trunk or Treat event.

Upon a motion by Trustee Keyes, seconded by Trustee Ferb, and unanimously carried, the Board granted approval to hold the 2<sup>nd</sup> Annual Trunk or Treat at 380 Bay Avenue on Saturday, October 28<sup>th</sup> from 3:00 p.m. to 5:00 p.m.

Trustee Ferb noted that the PYAA charity softball game would be benefitting the Village's gardens, and the first planned location to be helped would be the September 11 Memorial Park. It was hoped that this event would raise needed funding to improve the appearance of several of the parks.

Trustee Ferb asked the Board to approve use of 380 Bay Avenue by the Patchogue Garden Club.

Upon a motion by Trustee Ferb, seconded by Trustee Keyes, and unanimously carried, the Board granted approval for the Patchogue Garden Club to utilize the public rooms of 380 Bay Avenue for up to 3 hours on a mutually agreed upon date and time at no charge.

Trustee Ferb noted that the Patchogue Garden Club maintained the Terry Street Garden. The DPW staff did the actual maintenance there, but the fine details of the garden were handled by a third party that was hired by the Garden Club. It was hoped, that these individuals could be hired to help elsewhere in the Village as well in the future.

Trustee Ferb asked the Board to approve a Special Event Permit Application for Blue Point Brewery.

Upon a motion by Trustee Ferb, seconded by Deputy Mayor Krieger, and unanimously carried,

the Board granted approval of Blue Point Brewery's Special Event Application to hold their Cask Fest on November 5<sup>th</sup> from 2:00 p.m. to 6:00 p.m.

Trustee Ferb asked the Board to approve use of the September 11 Memorial Park for a ceremony.

Upon a motion by Trustee Ferb, seconded by Trustee Keyes, and unanimously carried, the Board granted approval for the United Veterans Organization of Patchogue to hold their 9/11 Ceremony at the September 11 Memorial Park on Sunday, September 11<sup>th</sup> at 9:00 a.m.

Trustee McHeffey noted that the Building and Housing Department had a very busy summer, and he commended them for all of their hard work. He proceeded to review the July Building and Housing Department report as follows: 2 building and housing summonses were issued; 7 plumbing permits issued; 15 building permits issued; no demolition permits issued; 12 rental permits issued; 19 notices of violation issued; 20 complaints received; no illegal dwellings, no overcrowded properties; 4 Planning Board applications received; 5 Zoning Board applications received; and 3 Architectural Review Board applications received.

Trustee McHeffey indicated that a fundraiser had been held the previous evening for the Arts Council which had been a great success. Rat Grrls Vendor Circus would be held on August 28<sup>th</sup> from 1:00 p.m. to 6:00 p.m. at MOCA L.I. on Terry Street consisting of artists, vendors, and food trucks. A fun time should be had by all.

Trustee McHeffey stated that the next CDA meeting would be held on September 1<sup>st</sup> at 6:00 p.m. in this room.

Trustee McHeffey asked the Board to waive a tent permit fee for a fundraiser.

Upon a motion by Trustee McHeffey, seconded by Trustee Keyes, and unanimously carried, the Board granted approval to waive the tent permit fees for the Suffolk County Court Employees Association scholarship fundraiser.

Trustee McHeffey asked the Board to approve termination of an employee. Mayor Pontieri noted that this individual had medical issues and had been out for over a year.

Upon a motion by Trustee McHeffey, seconded by Trustee Keyes, and unanimously carried, the Board granted approval to terminate Anthony Spataro in accordance with Section 71 of New York Civil Service law as of July 28, 2022.

Trustee Carillo asked the Board to approve use of the DPW yard by Patchogue-Medford High School Class of 2026.

Upon a motion by Trustee Carillo, seconded by Trustee Ferb, and unanimously carried, the Board granted approval for the Patchogue Medford High School Class of 2026 to use the DPW yard as their Homecoming float preparation site from Monday, October 17<sup>th</sup> – Thursday, October 20<sup>th</sup> from 3:30 p.m. to 9:30 p.m., Friday, October 21<sup>st</sup>, 3:30 p.m. to 11:00 p.m. and Saturday, October 22<sup>nd</sup>, 7:00 a.m. to 10:00 a.m.

Trustee Carillo asked the Board to approve a Hispanic Heritage Parade sponsored by the Greater Patchogue Foundation.

Upon a motion by Trustee Carillo, seconded by Trustee Deputy Mayor Krieger, and unanimously carried, the Board granted approval for approval for the Greater Patchogue Foundation to hold a Hispanic Heritage Parade on Main Street on October 2, 2022, 12:00 PM (rain date October 23) pending internal review of a Special Events Permit application by the Coordinator of Special Events including compliance with the parade planning requirements of the Parks Department.

Trustee Carillo asked the Board to ratify prior approval of a block party on Lee Avenue.

Upon a motion by Trustee Carillo, seconded by Trustee McHeffey, and unanimously carried, the Board ratified prior approval for the residents of Lee Avenue to host a block party on August 13<sup>th</sup>

from 2:00 p.m. to 10:00 p.m. with amplified music.

Trustee Keyes noted that the 39<sup>th</sup> Annual Snapper Derby would be held this coming Saturday at Mascot Dock. This was an event that was enjoyed by all with many fun memories made.

Upon a motion by Trustee Keyes, seconded by Trustee McHeffey, and unanimously carried, the Board granted approval for the 39<sup>th</sup> Annual Snapper Derby to be held on Saturday, August 27<sup>th</sup>, at Mascot Dock.

Mayor Pontieri asked if anyone from the public wished to be heard.

Richard Kemp noted that the Special Events permit previously issued for the November 5<sup>th</sup> event he was organizing might need to be amended. If the Thompson headstone which was presently on order from the Veteran's Administration was received and installed in time, then the Union re-enactor group might also participate. As of the present time, the Confederate re-enactor event would proceed as planned.

Mr. Kemp then indicated that he had some concerns to express about the Special Events permit and some of Trustee McHeffey's comments from the July Board meetings. Regarding the Special Events permit, he noted that he had received, as a result of a FOIL request, Local Law #4. It stated that certain businesses were exempt from the Special Event permit requirement, and he questioned why this was allowed. Village Attorney Egan indicated that it was legislative prerogative to exempt certain businesses. He also noted that Mr. Kemp had requested historical re-enactment groups be exempted at the time this legislation was approved. Mr. Kemp disagreed and indicated that the code had to be amended since re-enactor groups had not been permitted to discharge firearms in the Village. Mayor Pontieri indicated that any exemptions included were based on careful consideration by the Board. Mr. Kemp asked for the purpose of requiring a Special Events permit. Village Attorney Egan stated that the purpose was set forth in Section 357-1. Mr. Kemp asked for confirmation that the purpose was generally to provide a determination of the impacts that would occur to the Village's infrastructure and use of Village personnel's time before and after the event. Village Attorney Egan stated this was correct. Mr. Kemp then inquired as to why cemeteries were not exempt as there was zero impact on the Village. Village Attorney Egan indicated that cemeteries were exempt but organizations wishing to organize events at cemeteries were not. Mr. Kemp stated that there would be no road closures caused by events at cemeteries. Village Attorney Egan noted that this was not necessarily the case since parking could be a concern. This was why a Special Events permit had been required for the World War I commemorative event that was held at Cedar Grove Cemetery. Mr. Kemp indicated that for over 60 years there was no requirement for a special permit for events at Cedar Grove Cemetery. Village Attorney stated that Mr. Kemp had pointed that out and now there was a requirement for events there. Mr. Kemp indicated that this requirement created unnecessary paperwork, and as Village Attorney Egan had noted on July 23<sup>rd</sup>, there were Constitutional issues with his event. Village Attorney Egan indicated that his permit was approved, and he did not believe that further discussion of this subject was warranted. Mr. Kemp objected. Mayor Pontieri asked him to move on to another subject.

Mr. Kemp indicated that he wanted to address comments made by Trustee McHeffey made on July 11<sup>th</sup> concerning poor decorum. Trustee McHeffey indicated that he did not believe those were his exact words. He noted that Mr. Kemp had stated in the past that he believed in decorum and had made a point about saying that and had chastised the Board for a lack of decorum. Trustee McHeffey continued by noting that he had brought up this point when Mr. Kemp had been continually interrupting trustees who were trying to make a point. Mr. Kemp indicated that he had reviewed the YouTube recording of the July 11<sup>th</sup> meeting when he had been asked to come up to address the Board by the Mayor and had been initially interrupted by Trustee Keyes. Trustee McHeffey stated he believed that a trustee had the right to interrupt a speaker if they had a question or a point to be made on the subject being discussed.

Upon a motion made by Trustee Ferb, seconded by Trustee McHeffey, and unanimously carried, the meeting was adjourned at 7:00 p.m.

Signed \_\_\_\_\_

vp

Lori Devlin, Village Clerk