#### PRESENT:

Stephen Hunter, Chairman
Stephen Brosnahan
Allen Hale
Laura Haupt (arriving at 8:01 p.m.)
Rob Lane
Peter Winder, 1<sup>st</sup> Alternate Member (arriving at 8:45 p.m.)

#### **ALSO PRESENT:**

Ed Manley, Building Inspector
Dan Roemer, Assistant Building Inspector
Trustee Liaison Donna Cassell
Daniel Pozin/Attorney for the Village.
Dwight H. Douglas, Village Consulting Planner
Mr. George Pommer/Village Consulting Engineer

**EXCUSED:** None.

Chairman Hunter called the meeting to order.

Motion by Chairman Hunter, seconded by Mr. Brosnahan to open the meeting.

CHAIRMAN HUNTER		NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
STEPHEN BROSNAHAN		NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
ROB LANE		□ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
ALLEN HALE		☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
LAURA HAUPT	AYE	NAY	☐ ABSTAIN	RECUSE	
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	☐ AYE	NAY	☐ ABSTAIN	RECUSE	
VOTE TOTALS	4 AYE	0 NAY	0 ABSTAIN	0 RECUSE	2 ABSENT/EXCUSED
RESULT:	MOTION: PASSES				

Mr. Manley said agenda item #8, 7 Fairlawn Avenue – Pre-submission Conference for Site Plan Review for Proposed New Retaining Wall, asked to be last on the agenda because they had a conflicting appointment.

Ms. Haupt arrived at the meeting at 8:01 p.m.

#### 1. Adopt Minutes for Planning Board Meetings of September 3, 2020

Motion by Mr. Hale, seconded by Mr. Lane to approve the meeting minutes of September 3, 2020 as submitted.

RESULT:	MOTION: PASSES				
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	1 ABSENT/EXCUSED
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	☐ AYE	☐ NAY	☐ ABSTAIN	RECUSE	
LAURA HAUPT		☐ NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
ALLEN HALE	⊠ AYE	□ NAY	☐ ABSTAIN	RECUSE	ABSENT/EXCUSED
ROB LANE		☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
STEPHEN BROSNAHAN		☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
CHAIRMAN HUNTER		☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED

# 2. 13 English Lane – Public Hearing for Site Plan Approval for Proposed New Multi-Family Building, Three (3) Units

Motion by Chairman Hunter, seconded by Mr. Brosnahan to open the public hearing for 13 English Lane for site plan approval for proposed new multi-family building, three (3) units.

CHAIRMAN HUNTER		☐ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
STEPHEN BROSNAHAN		☐ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
ROB LANE		☐ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
ALLEN HALE		☐ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
LAURA HAUPT		☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	☐ AYE	☐ NAY	☐ ABSTAIN	RECUSE	
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	1 ABSENT/EXCUSED
RESULT:	MOTION: PASSES				

Ms. Lizette Garcia-Elias and Mr. Andrew Cortese were present to represent the application.

Ms. Garcia-Elias said she would be presenting on behalf of Ms, Christina Griffin/Architect this evening.

#### **Discussion:**

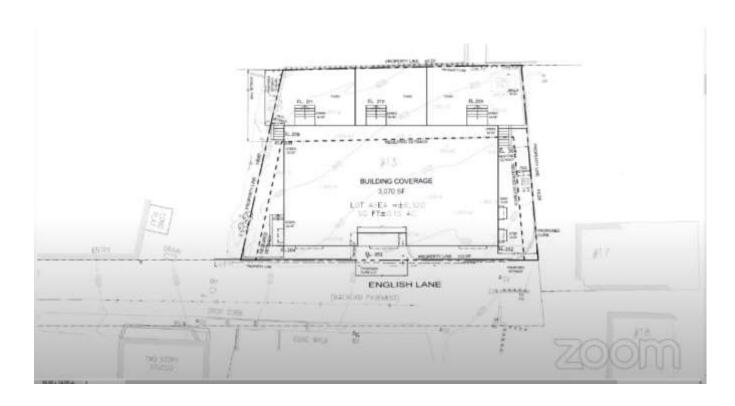
• Ms. Garcia-Elias discussed the proposed application and displayed the following slides:

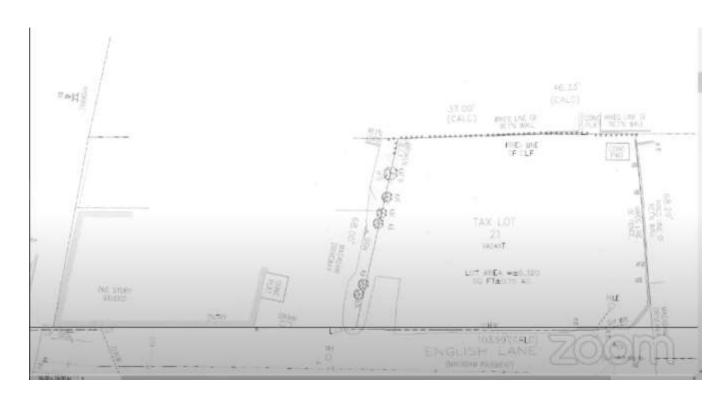
# 13 ENGLISH LANE

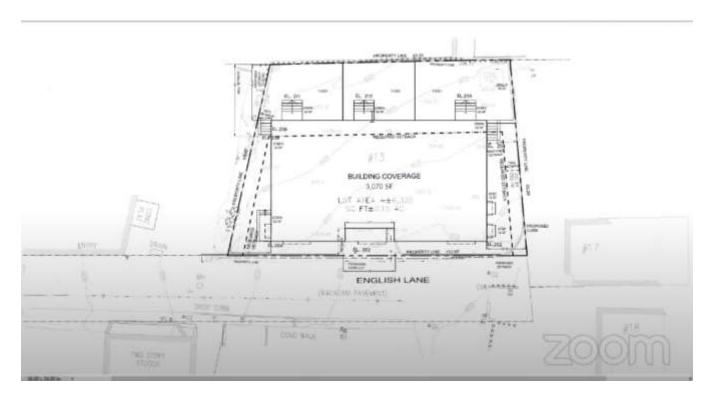
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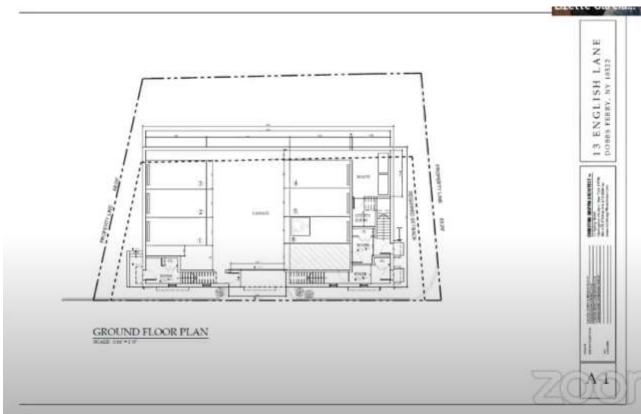




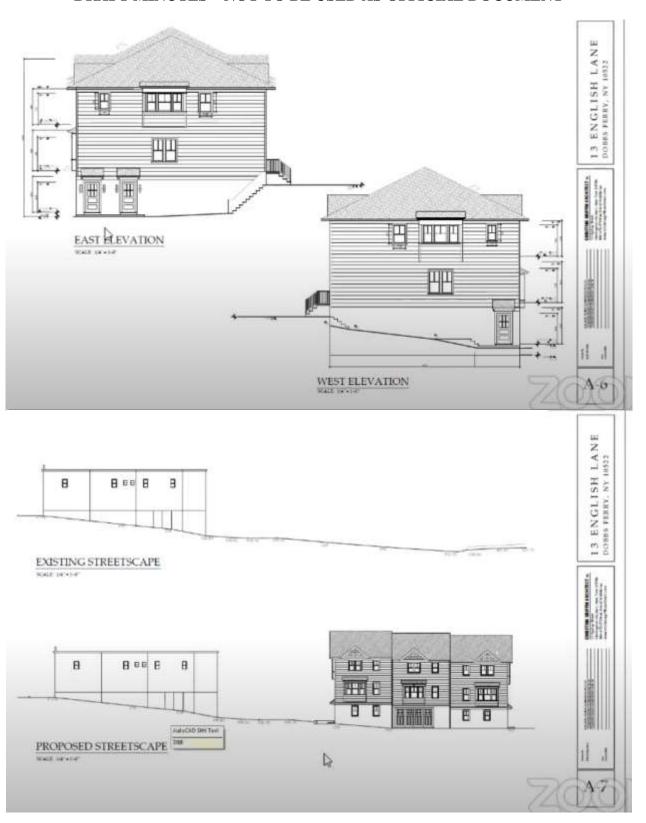












- The revised plans presented were not received in time for a thorough review.
- A discussion was held and Ms. Garcia-Elias and Mr. Andrew Cortese addressed questions from the Board.
- Mr. Manley said what was staked out on the site was the original plan and this one is pushed back five feet, so the Board would have to grant a waiver for the rear yard setback to move it back and create a sidewalk there. Mr. Manley asked if the applicant would be willing to build a curb there. Mr. Cortese said he could do a curb with a sidewalk or an independent curb, whichever the Board preferred.
- Mr. Manley said with the garage setback they have the turning radius and at the next meeting they could prove that to the Engineer. Mr. Cortese said they could stake this out so the Board can get a visual on the width of the garage and the turning radius.
- Mr. Manley said the Board should look at this one more time, then refer it to the AHRB.
- No one from the public addressed the Board.

#### **Action:**

Motion by Chairman Hunter, seconded by Mr. Brosnahan to continue the Public Hearing for Site Plan Approval for Proposed New Multi-Family Building, Three (3) Units, on November 5, 2020.

CHAIRMAN HUNTER		NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
STEPHEN BROSNAHAN		☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
ROB LANE		☐ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
ALLEN HALE		NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
LAURA HAUPT		□ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	AYE	□ NAY	ABSTAIN	RECUSE	
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	1 ABSENT/EXCUSED
RESULT:	MOTION: PASSES				

# 3. 12 Parkway Drive – Public Hearing for Site Plan Approval for Proposed New Two (2) Car Garage with Deck Above & New Two (2) Story Extension

No one was present to represent the application.

Mr. Manley said we did not get the plans in on time so the application should be adjourned to the November 5, 2020 meeting.

Motion by Mr. Brosnahan, seconded by Mr. Hale to adjourn the public hearing for the application of 12 Parkway Drive for proposed new two (2) car garage with deck and above & new two (2) story extension, to November 5, 2020.

CHAIRMAN HUNTER		□ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
STEPHEN BROSNAHAN		☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
ROB LANE		NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
ALLEN HALE		☐ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED
LAURA HAUPT	☐ AYE	 ☐ NAY	☐ ABSTAIN	☐ RECUSE	ABSENT/EXCUSED
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	AYE	□ NAY	ABSTAIN	RECUSE	
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	1 ABSENT/EXCUSED
RESULT:	MOTION: PASSES				

Mr. Manley said the applicant tried to submit plans yesterday and were told it was too late.

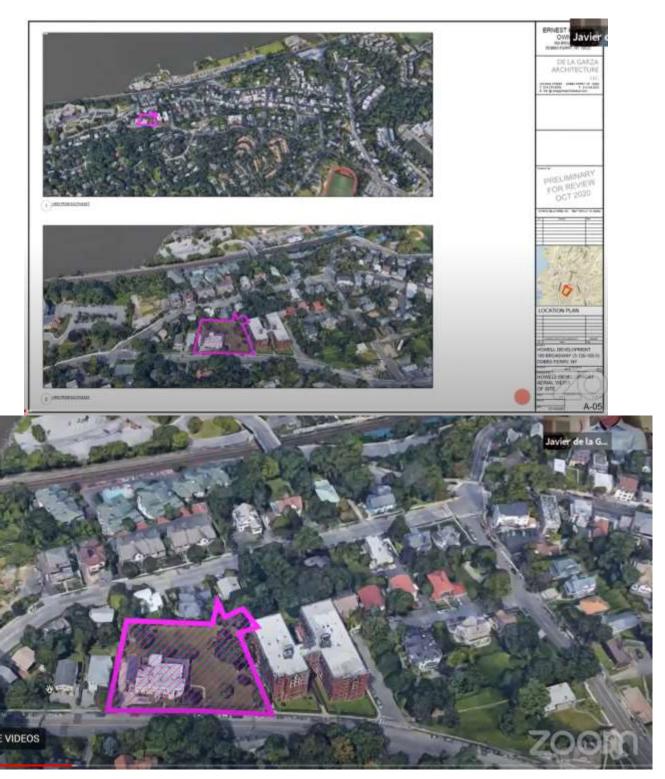
4. 189 Broadway – Continuation of Pre-submission Conference for Proposed Minor Subdivision & New Townhouses

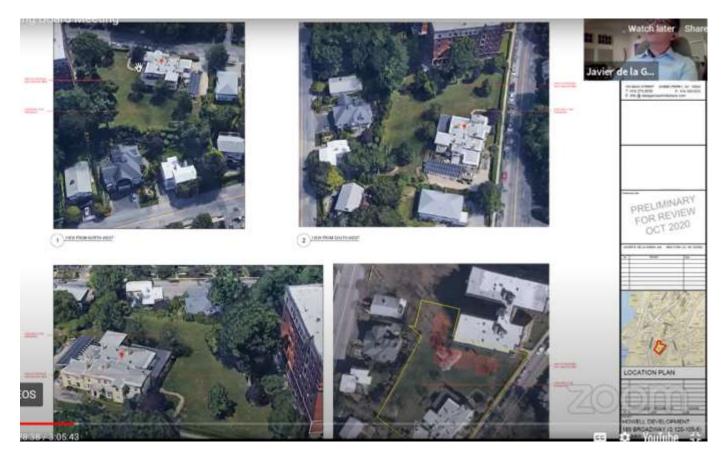
Mr. Javier De La Garza was present to represent the application.

Mr. Winder arrived at the meeting.

#### **Discussion:**

• Mr. De La Garza discussed the proposed application and displayed the following slides:







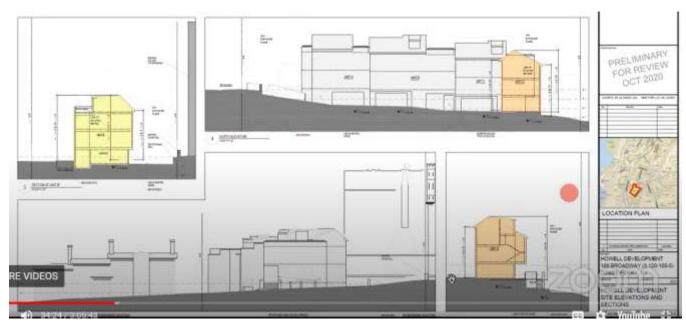






























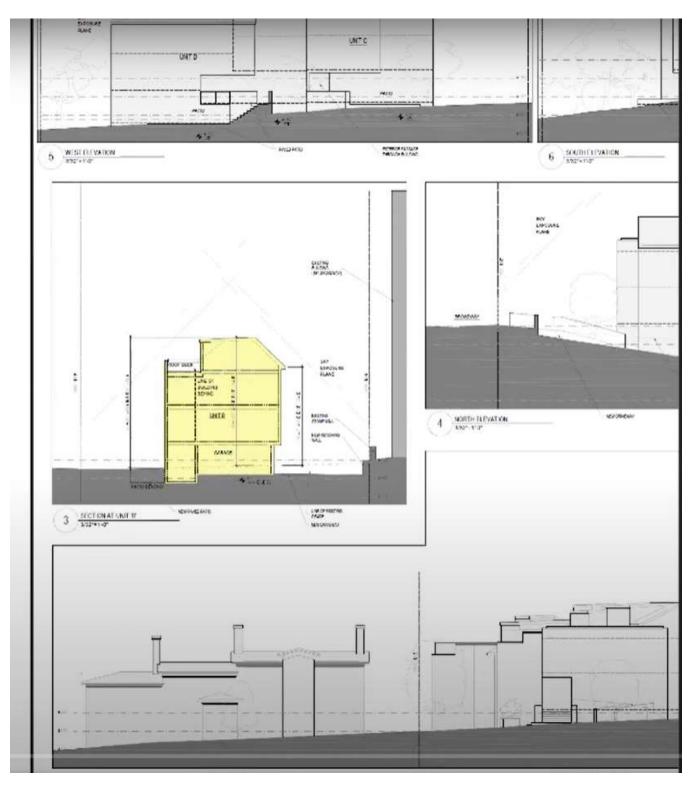




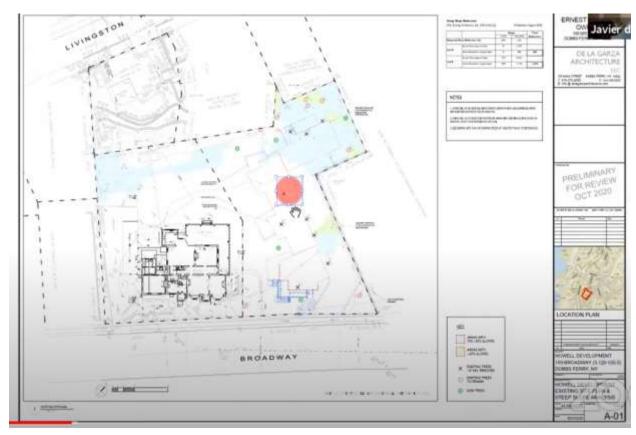








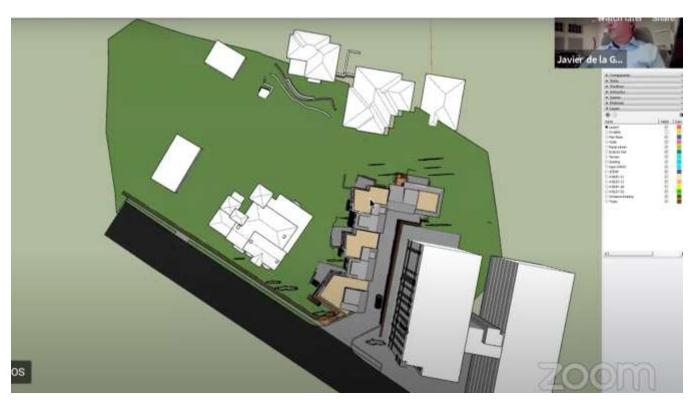
















- A discussion was held and Mr. De La Garza addressed questions from the Board.
- Mr. De La Garza said he will talk to Mr. Howell and see what he wants to come back with.

Action: None.

# 5. 58 Colonial Avenue – Referral from the Board of Trustees to Review Construction of a Retaining Wall on Village Right-of-Way

Mr. Paddy Steinschneider/Gotham Design and Ms. Laura Wakefield/Architect were present to represent the application.

#### **Discussion:**

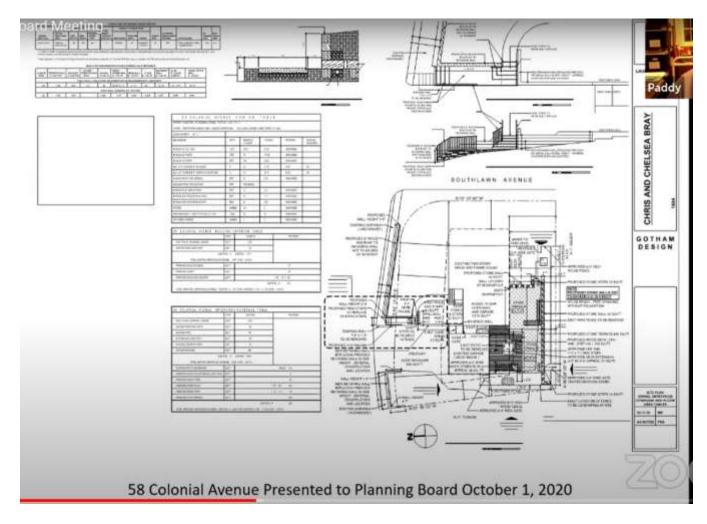
• Mr. Steinschneider discussed the proposed application and displayed the following slides:

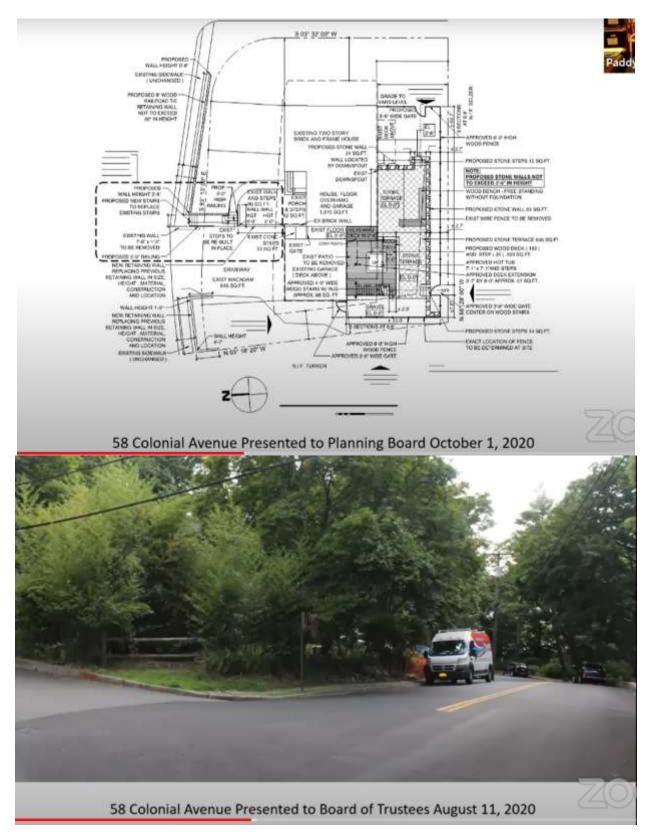
# BRAY RESIDENCE 58 COLONIAL AVENUE



PLANNING BOARD October 1, 2020

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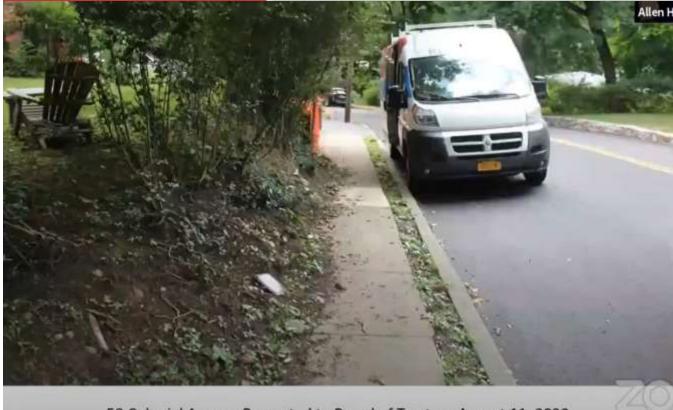








58 Colonial Avenue Presented to AHRB August 24 2020



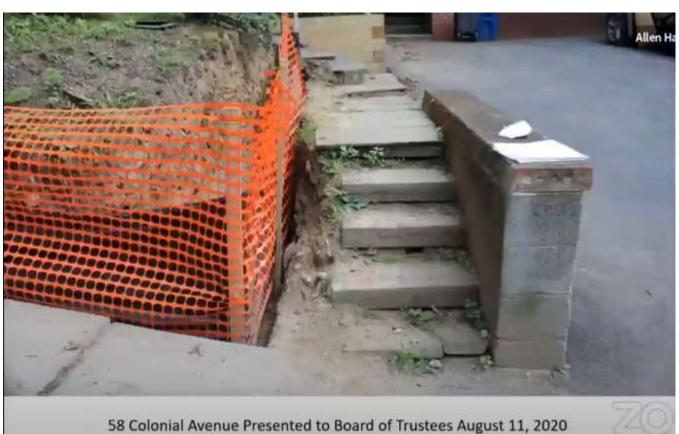
58 Colonial Avenue Presented to Board of Trustees August 11, 2020

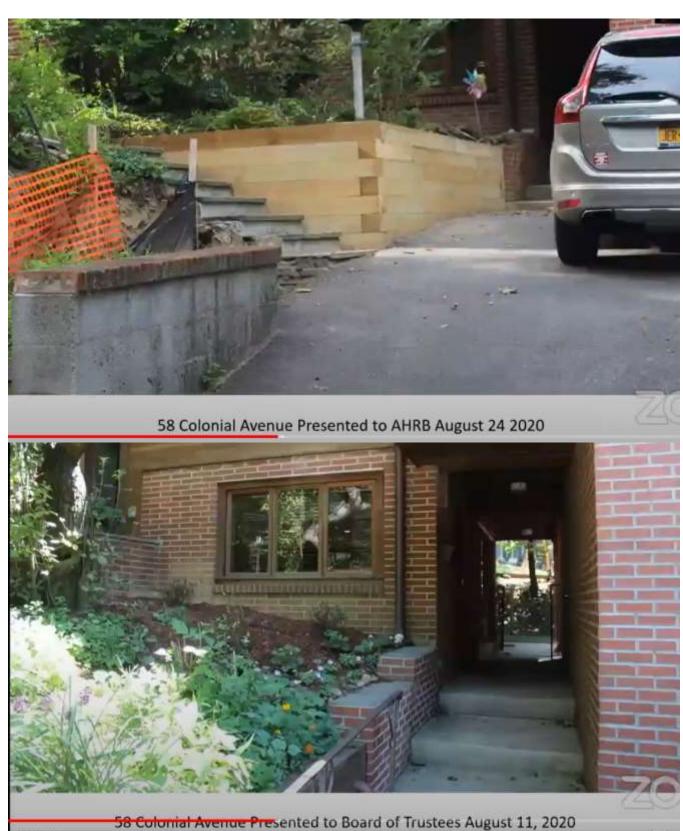




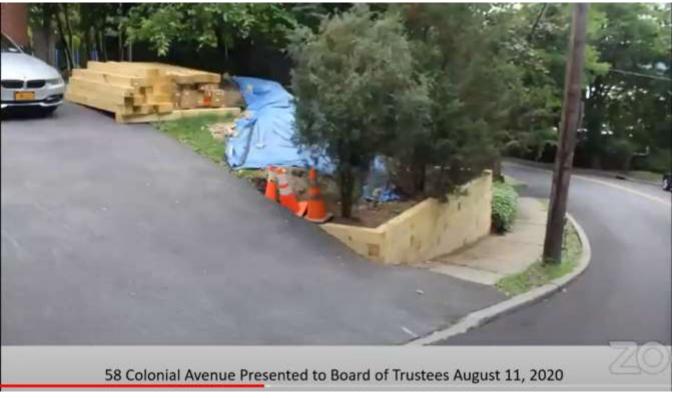


58 Colonial Avenue Presented to AHRB August 24 2020













- A discussion was held and Mr. Steinschneider addressed questions from the Board.
- Mr. Pozin said as far as the Planning Board is concerned, the Planning Board isn't setting any precedence and the recommendation should be limited to the items that they were discussing and it would be up to the Board of Trustees to determine what implementation measures they need in terms of liability, insurance or any other measures. Mr. Pozin said it is sufficient for the Planning Board's recommendations to be as to the planning nature of it as opposed to the legal nature of what is being proposed.
- Mr. Douglas discussed the letter that would be drafted and sent to the Board of Trustees.

#### **Action:**

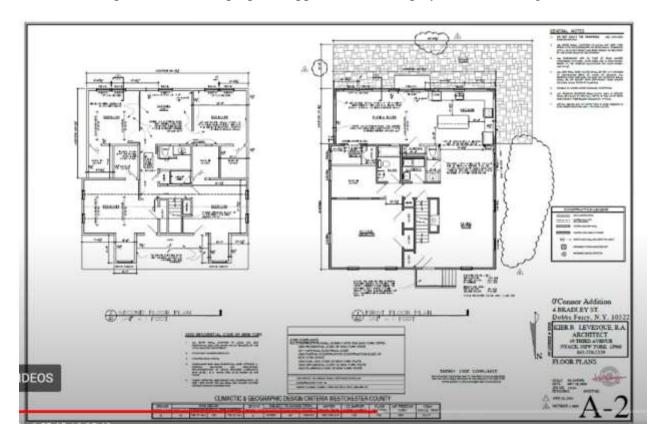
A letter with a favorable recommendation will be drafted and circulated for comment before forwarding to the Board of Trustees.

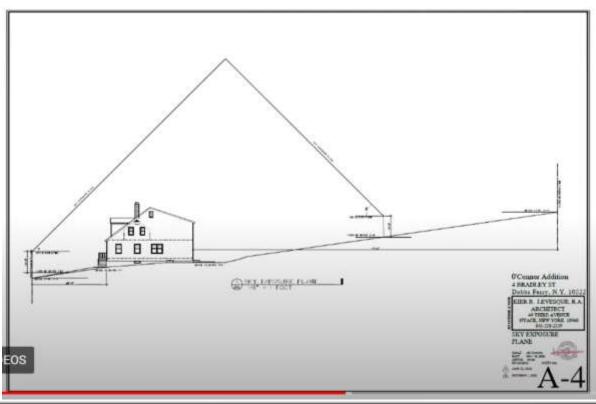
6. 4 Bradley Street – Continuation of Pre-submission Conference for Site Plan Review for Proposed Two (2) Story Rear Addition & New Patio

Mr. Gabriel Senor and Mr. Kier Levesque/Architect were present to represent the application.

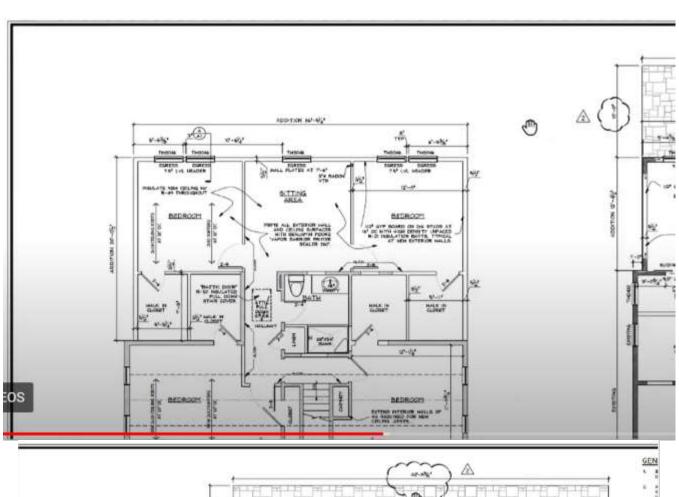
#### **Discussion:**

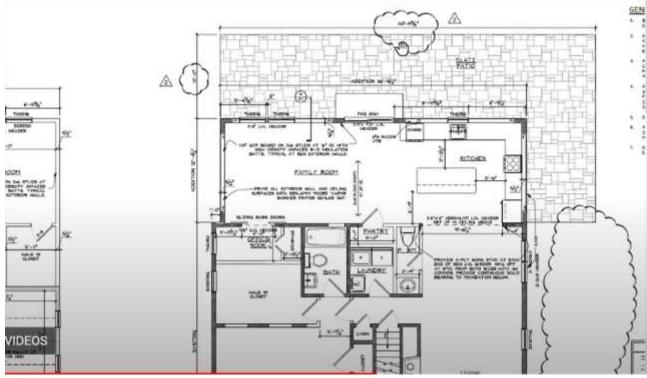
• Mr. Levesque discussed the proposed application and displayed the following slides:

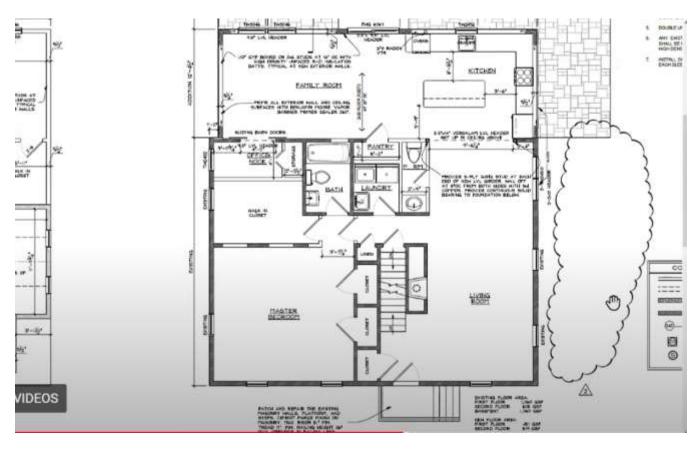




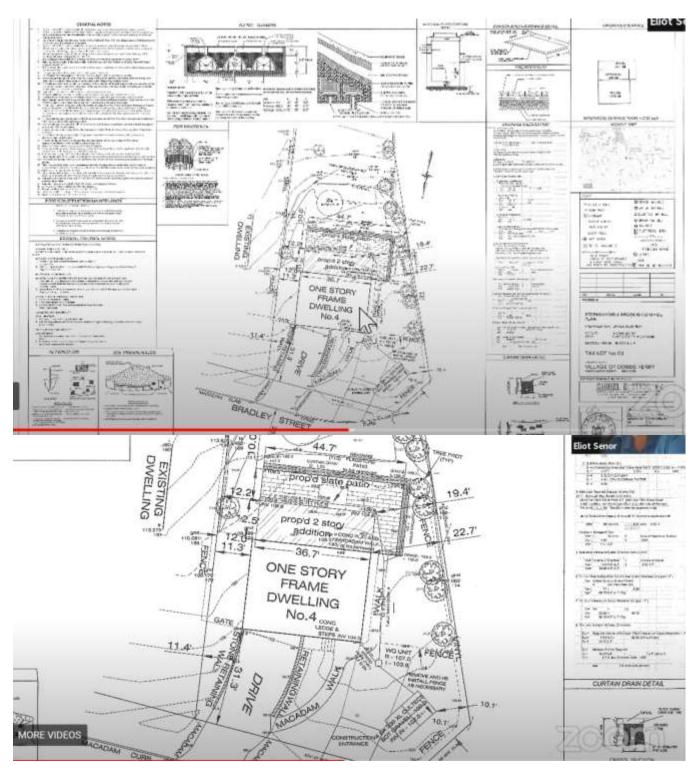








• Mr. Senor discussed the proposed application and displayed the following slides:



- Mr. Manley said he does not think the applicant correctly interpreted the sky exposure. Mr. Manley said they will have to complete the other views and make sure they comply.
- A discussion was held and Mr. Senor addressed questions from the Board.

#### **Action:**

Motion by Chairman Hunter, seconded by Mr. Brosnahan to schedule a public hearing for the application of 4 Bradley Street –for Site Plan Review for Proposed Two (2) Story Rear Addition & New Patio, on November 5, 2020.

CHAIRMAN HUNTER		NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
STEPHEN BROSNAHAN		NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
ROB LANE		☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
ALLEN HALE		NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
LAURA HAUPT		NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	☐ AYE	☐ NAY	☐ ABSTAIN	RECUSE			
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	1 ABSENT/EXCUSED		
RESULT:	MOTION: PASSES						

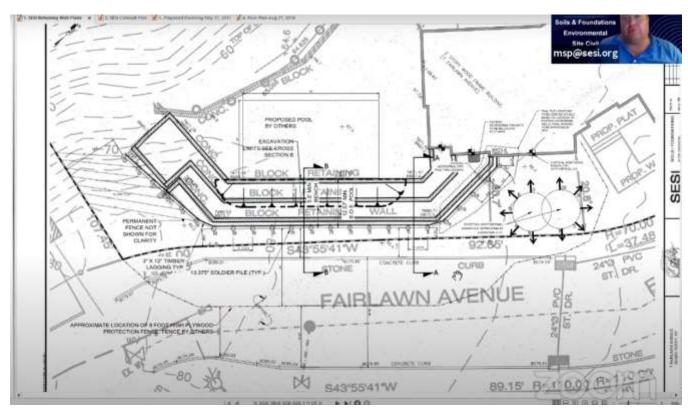
# 7. 7 Fairlawn Avenue – Pre-submission Conference for Site Plan Review for Proposed New Retaining Wall

Mr. Daniel Fossner/Homeowner, Mr. Michael St. Pierre/SESI, and Mr. Alexander Barish/Engineer was present to represent the application.

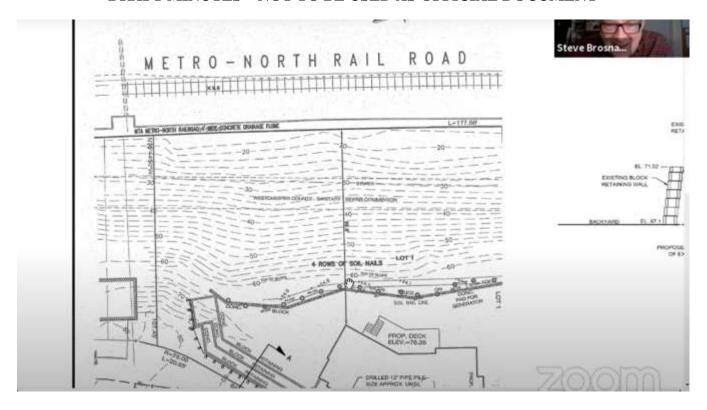
#### **Discussion:**

- Mr. Fossner discussed the proposed application.
- Mr. Barish and Mr. St. Pierre discussed the proposed application and displayed the following slides:









- A discussion was held and Mr. St. Pierre addressed questions from the Board.
- Chairman Hunter said the applicant would respond to the Village's Consulting Engineer. Chairman Hunter said we would be calling for a public hearing at our next meeting.

## **Action:**

Motion by Chairman Hunter, seconded by Mr. Broshanan to schedule a public hearing for the application of 7 Fairlawn Avenue for Site Plan Review for Proposed New Retaining Wall on November 5, 2020.

CHAIRMAN HUNTER		☐ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
STEPHEN BROSNAHAN		☐ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
ROB LANE		☐ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
ALLEN HALE		☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
LAURA HAUPT		☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	☐ AYE	☐ NAY	☐ ABSTAIN	RECUSE			
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	1 ABSENT/EXCUSED		
RESULT:	MOTION: PASSES						

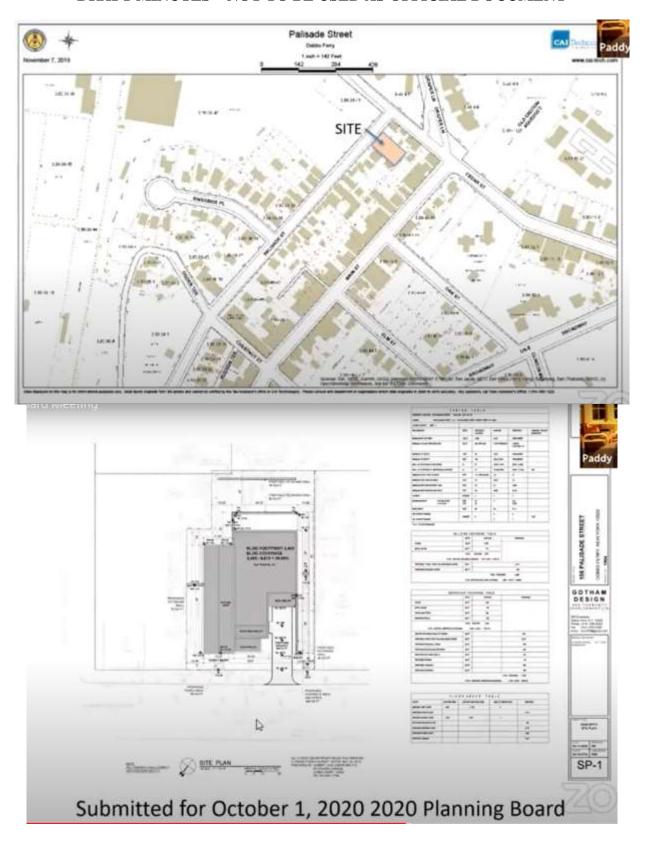
8. 156 Palisade Street – Continuation of Pre-submission Conference for Site Plan Review for Proposed New Multi Family Building

Mr. Paddy Steinschneider/Gotham Design was present to represent the application.

#### **Discussion:**

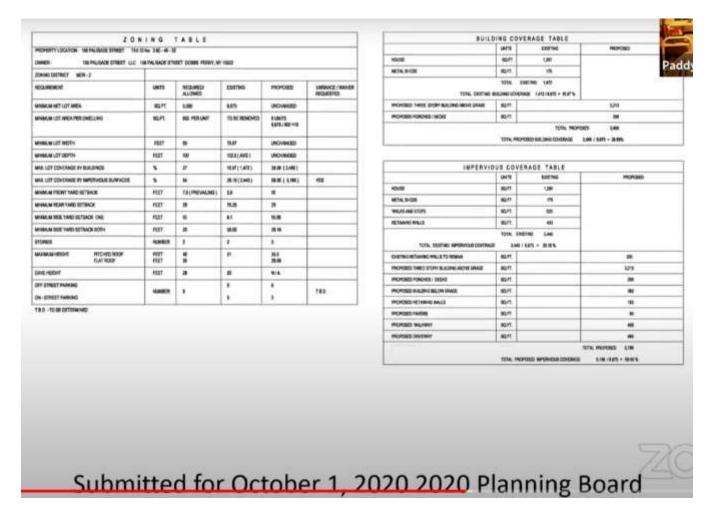
• Mr. Steinschneider discussed the proposed application and displayed the following slides:

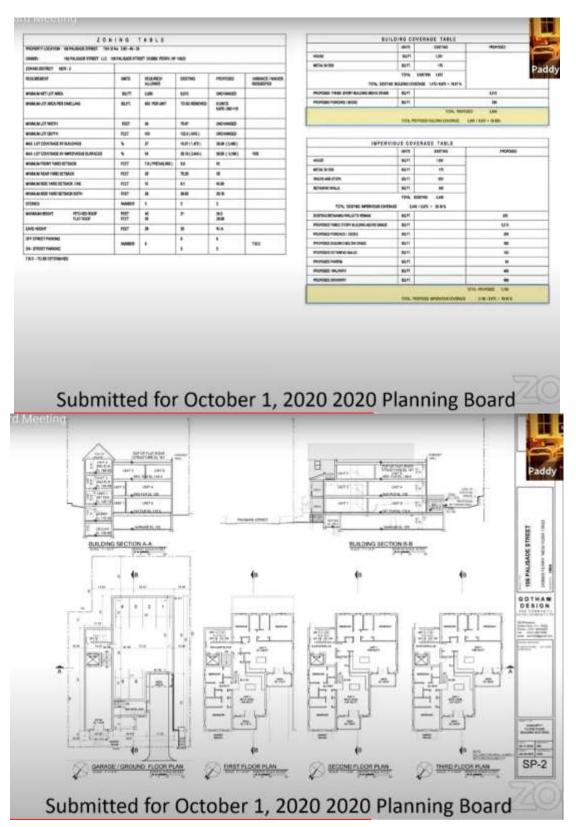


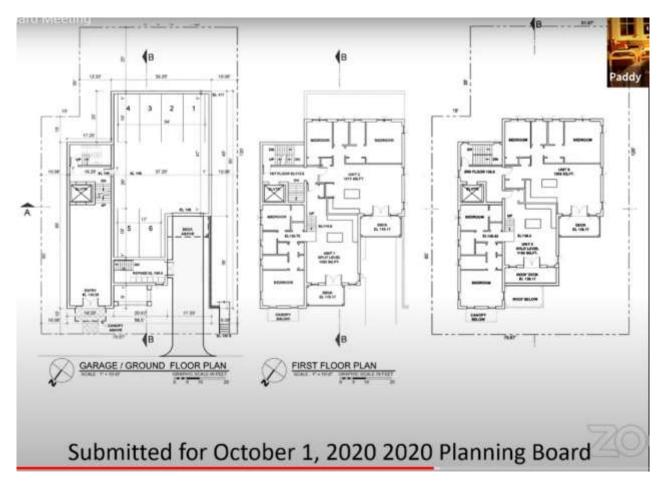


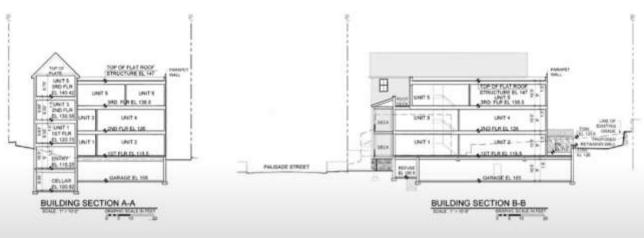
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Submitted for October 1, 2020 2020 Planning Board

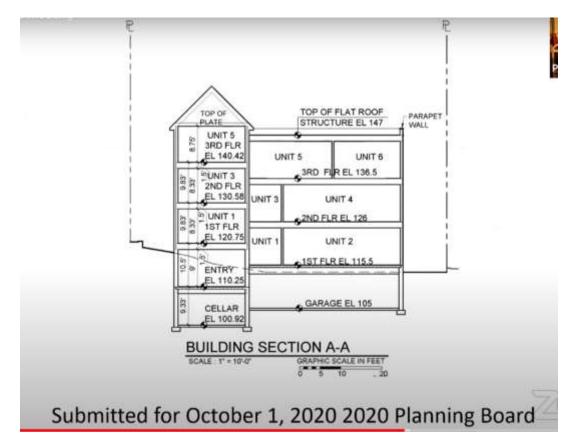


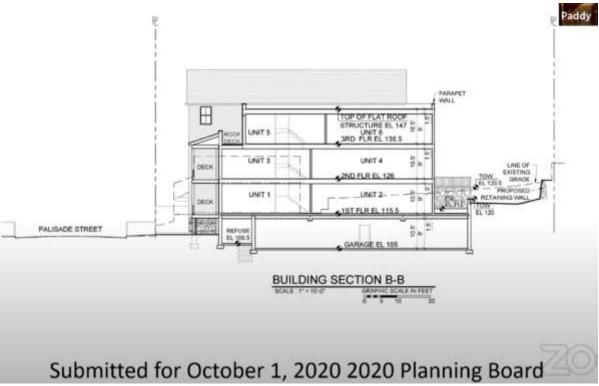


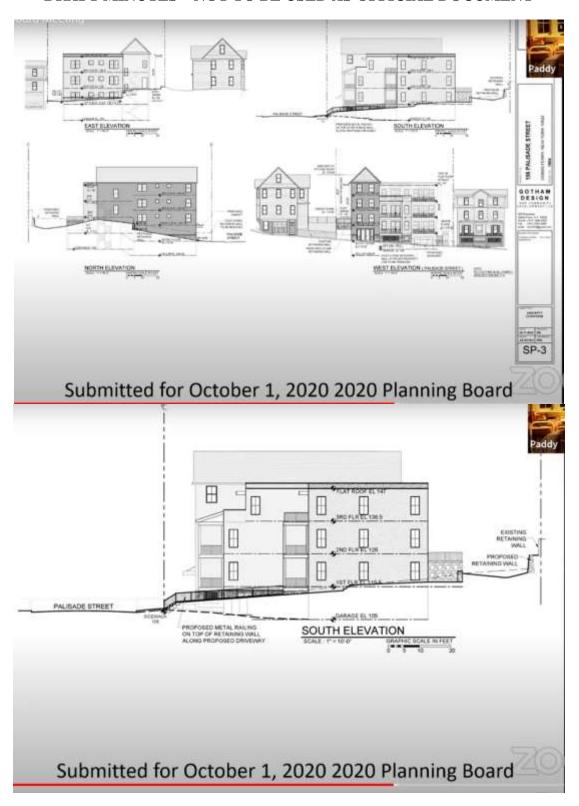


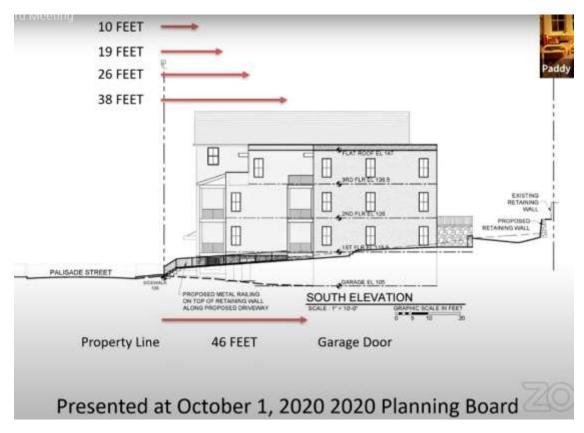


Submitted for October 1, 2020 2020 Planning Board





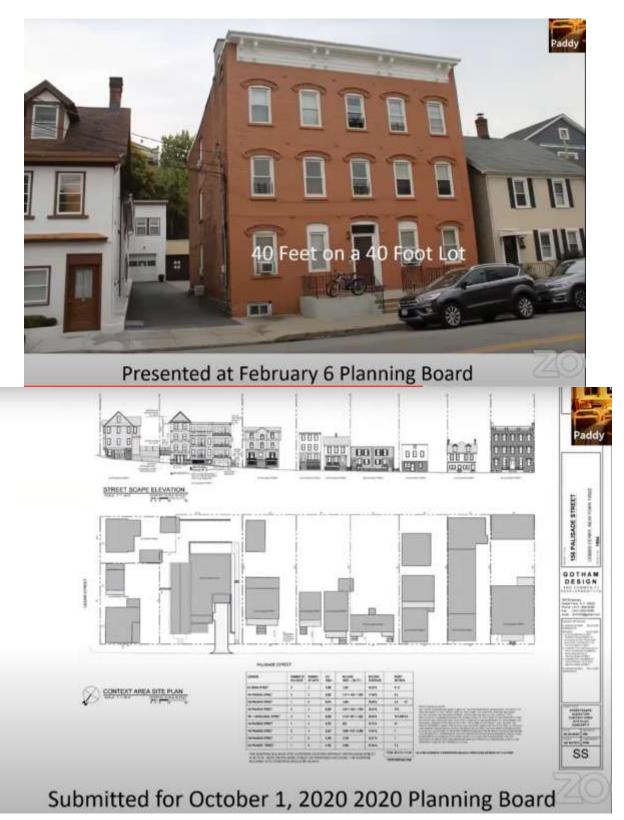




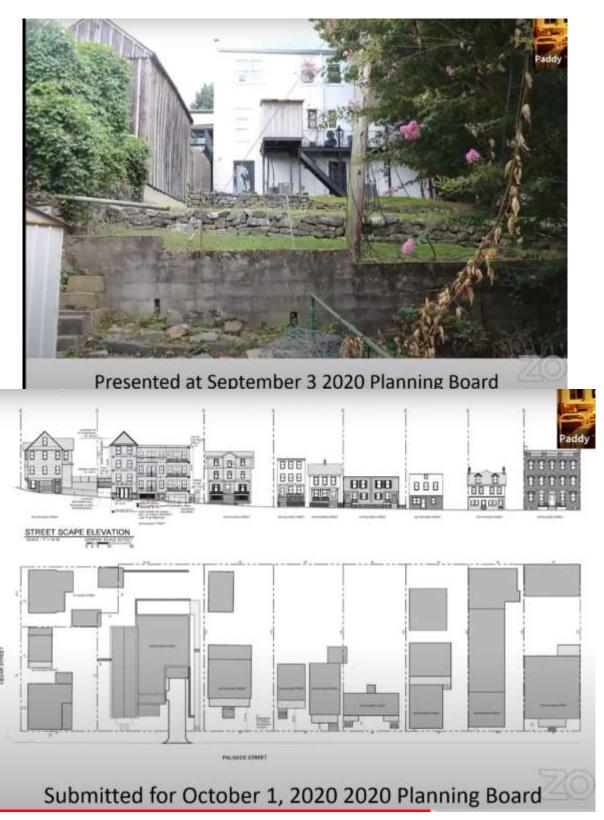












ACCRESS	NUMBER OF BUILDINGS	NUMBER OF UNITS	AREA	BUILDING AREA (SQ.FT.)	BUILDING COVERAGE	FRONT SETBACK
83 CEDAR STREET	3	2	3,405	1,395	40.03%	N/A
164 PALISADE STREET	2	1	3,920	1,141 + 463 = 1,634	41.66%	0.5
156 PALISADE STREET	1		8,675	3,499	39.99 %	5.6 10*
154 PALISADE STREET	2	4	6,098	1,431 + 522 = 1,953	32.03 %	17.5
150 + 148 PALISADE STREET	2	4	6,098	1,135+667 = 1,622	29.86 %	16.5 AND 4.5
144 PALISADE STREET	1	2	5.227	623	15.75 %	10
142 PALISADE STREET	2	4	5,227	1,880 + 810 + 2,490	47,64 %	1
138 PALISAGE STREET	(1)		4,368	3,196	75.37 %	1
134 PALISAGE STREET	1	5	4,792	2,968	01.94%	7.5
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BUILDING SITE COVERAGE WOULD BE 42 46 %

\* PROPOSED BUILDIN

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## Submitted for October 1, 2020 2020 Planning Board

- Mr. Steinschneider said they would like to move forward with this being the formal application and to start the public hearing.
- A discussion was held and Mr. Steinschneider addressed questions from the Board.
- Mr. Michael Lang/Property owner, addressed the Board and said he would like this to go to a public hearing.
- The discussion continued and Mr. Steinschneider addressed questions from the Board.
- Chairman Hunter said it would be if the applicant did a couple of things, and one would be to send it to the AHRB.
- Mr. Manley suggested moving this item to the front of the agenda and inviting the AHRB for a joint meeting for this project, so the Boards can sit down together to discuss the proposed application.
- Mr. Steinschneider said he could show the presentation to the AHRB prior to the meeting, with no comment or discussion, so it's not the first time the AHRB is seeing it.

#### **Action:**

The pre-submission conference for the application of 156 Palisade Street for site plan review for proposed new multi-family building with basement garage, will be continued to November 5, 2020. The applicant will forward presentation to the AHRB prior to the November 5, 2020 meeting for preliminary input. The item will be at the front of the agenda and the AHRB will be invited to attend the meeting to jointly discuss the proposed application.

9. MDR-2 Zone – Continuation of discussion on Possible Zoning Code Changes

This item will be continued at the November 5, 2020 meeting.

10. Recreation Fee – Referral From the Board of Trustees to Review Possible Step Pricing

Mr. Manley submitted the following proposed amendment to recreation fees:

#### **Proposed Amendment to REC fees**

9/8 Members of the BOT have asked the Planning Board to review the REC fee for new dwelling units. As is today all newly created dwelling units, whether newly built or converted in an existing building space, must pay a fee to offset the Villages' future needs for additional parks and recreation amenities and programs.

10/1 Planning Board votes unanimously to recommend the below scale to the BOT.

The current fee is a flat \$10,000/dwelling unit. One trustee suggested it might be scaled by size.

I have written a possible way to address that question:

Studio fee = \$6,000

1 bedroom fee = \$8,000

2 bedroom fee = \$10,000

3 bedroom fee = \$12,000

4 bedroom fee = \$14,000 + \$2,000 per bedroom above.

I believe this will still generate equal amounts with a more fair distribution of costs. The other question may be, do we charge for additional bedrooms added under a building permit to legalize, build additions or convert added occupied space in an existing dwelling unit?

**Ed Manley** 

Village Administrator

Deputy Mayor Cassell said a project came to the Board of Trustees that was adding an apartment to a building in the downtown and it was a one bedroom apartment and they were assessed the \$10,000.00 recreation fee. Deputy Mayor Cassell said the building had more apartments at one time, they went to less apartments, and now they want to bring back another apartment, and we were going to assess them the \$10,000.00 because it is a new apartment. Deputy Mayor Cassell said the discussion included why should a one bedroom apartment in an apartment house, pay the same amount as a five bedroom single

family home. Deputy Mayor Cassell said if the idea for the recreation fee was to help alleviate the demands made on recreation, then that didn't seem to be fair, so we thought it might be a good idea to look at this to see if we could come with something that would be fair and maybe even get us some more small apartments if they didn't have to pay the huge recreation fee. Deputy Mayor Cassell said the Board thought it was a good time to look at this.

Mr. Manley discussed the proposed amendments to the recreation fees.

A discussion was held and Mr. Manley addressed questions from the Board.

The Board felt that the proposed fees were reasonable.

Mr. Pozin said as long as the Planning Board finds this favorable then the Board of Trustees can proceed on trying to establish this sliding scale.

Motion by Chairman Hunter, seconded by Mr. Lane to approve the proposed amendments to the recreation fees as submitted by Mr. Manley, as follows:

Studio fee = \$6,000

1 bedroom fee = \$8,000

2 bedroom fee = \$10,000

3 bedroom fee = \$12,000

4 bedroom fee = \$14,000 + \$2,000 per bedroom above.

CHAIRMAN HUNTER		■ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
STEPHEN BROSNAHAN		NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
ROB LANE		□ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
ALLEN HALE		□ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
LAURA HAUPT		NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	☐ AYE	☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	0 ABSENT/EXCUSED		
RESULT:	MOTION: PASSES						

Motion by Chairman Hunter, seconded by Mr. Brosnahan to adjourn the meeting.

CHAIRMAN HUNTER		☐ NAY	ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
STEPHEN BROSNAHAN		☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
ROB LANE		☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
ALLEN HALE		☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
LAURA HAUPT		☐ NAY	☐ ABSTAIN	RECUSE	☐ ABSENT/EXCUSED		
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	☐ AYE	☐ NAY	☐ ABSTAIN	RECUSE	ABSENT/EXCUSED		
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	0 ABSENT/EXCUSED		
RESULT:	MOTION: PASSES						

The meeting adjourned at 11:06 p.m.