BOARD OF TRUSTEES VILLAGE OF WARWICK JULY 16, 2018 AGENDA

Call to Order
Pledge of Allegiance
Roll Call

1 Introduction by Mayor Newhard

2.	Acceptance of Reports: Justice (June 2018)
3.	Authorization to pay all approved and audited bills in the amount of \$

Announcement

4. Police Report.

1. Municipal Zero-Emission Vehicle & ZEV Infrastructure Rebate Awarded to the Village of Warwick.

Correspondence

- 1. Letter from the Village of Warwick Architectural and Historic Review Board regarding the proposed Forester Avenue Apartments, Section 211, Block 12, Lot 1.
- 2. Letter of resignation from Village of Warwick Architectural and Historic Review Board member Ralph Lucarelli.

Discussion

- 1. Draft resolution to establish a requirement for applicants to the Planning Board to make a payment into escrow with their initial application.
- 2. Special Use Permit Application from Robert Kennedy for Forester Avenue Apartments property section block and lot 211-12-1 and setting an escrow amount.

Privilege of the Floor

(Please limit your comments to **five (5)** minutes. If reading a document, please submit a copy to the Clerk. Please note all remarks must be addressed to the Board as a body and not to individual Board members. Please state your name clearly before speaking). These rules are taken from the Handbook for Village Officials – New York State Conference of Mayors and Municipal Officials.

Motions:

Trustee Cheney's Motions:

- 1. **MOTION** to acknowledge the receipt of an application from Robert Kennedy for a Special Use Permit for the proposed construction of a forty (40) unit apartment building with parking on Forester Avenue property section block and lot 211-12-1.
- 2. **MOTION** to receive bids for the installation of a valve in the 18" water line which comes from the Reservoir Filtration Plant. The valve will be installed north of the Grove Street main.
- 3. **MOTION** to accept the Bid Proposal from Slack Chemical Company for Sodium Hydroxide Dry Beads, Sodium Hydroxide Liquid Caustic 25%, Sodium Bisulfite 38% and Citric Acid 50% as per the DPW Supervisor and Keith Herbert, Chief Operator of JCO. The contract will be from July 11, 2018 to May 31, 2019.

Trustee Lindberg's Motions:

4. **MOTION** to grant permission to Terrell Hester to hold a three on three basketball tournament at the basketball courts in Stanley Deming Park on August 5, 2018 from 12:00 p.m. to 6:00 p.m., with a rain date of August 12, 2018. Completed park permit, proof of proper insurance and \$100 security deposit has been received.

Trustee Patterson's Motions:

5. **MOTION** to report 1.5 days worked per month to New York State Retirement for retirement reporting purposes for Trustee William Lindberg for the term of office beginning April 2, 2018 through April 4, 2022.

Reports:

Trustee Cheney's Report: Liaison to Planning & Zoning, Town of Warwick, Public Works Daily Operations, Engineering and Infrastructure, Green Building Practices/Alternative Energy Options, Citizens Awareness Panel/Jones Chemical, Orange County Planning.

Trustee Lindberg's Report: Liaison to Parks & Recreation, Weekender Bus & Transportation Issues, Traffic and Parking, Liaison to Warwick Fire Department, Safety Committee, Crosswalk & Pedestrian Issues, and Employee Training – Workplace Violence/Sexual Harassment.

Trustee Patterson's Report: Liaison to Merchants, Chamber of Commerce, Tourism, Issues of Public Health, Senior Citizens, Public Interface and Outreach, Government Efficiency, St. Anthony Community Hospital, Bon Secour, and Orange County Department of Health.

Trustee McManus' Report: Liaison to Albert Wisner Library, Warwick Valley Schools, Police, Ethics, Cablevision, Alteva (WVT), and Issues of Emergency and Homeland Security, WYDO and Warwick Valley Community Center, Coalition for Prevention.

Mayor Newhard's Report

Final Comments from the Floor

Final Comments from the Board

Executive Session, if applicable

Adjournment

OFFICE OF THE COMMISSIONER

New York State Department of Environmental Conservation 625 Broadway, 14th Floor, Albany, New York 12233-1010 Phone: (518) 402-8545 • FAX: (518) 402-8541 www.dec.ny.gov

JUN 2 8 2018

Honorable Michael Newhard Mayor Village of Warwick 77 Main Street, PO Box 369 Warwick, NY 10990

Dear Mayor Newhard:

I am pleased to inform you that the Village of Warwick has been awarded a rebate of \$8,000 for your infrastructure application "DEC01-ZEVIN-2017-00070" through Round 2 of the Municipal Zero-emission Vehicle (ZEV) & ZEV Infrastructure Rebate Program.

The Department of Environmental Conservation applauds your initiative in helping New York meet its commitments under the Multi-State ZEV Memorandum of Understanding. which aims to put 3.3 million ZEVs on the roads of participating states by 2025. Your ZEV project also contributes to achieving the State's goal of reducing greenhouse gas emissions 40 percent by 2030.

You will soon receive a Letter of Agreement package for this rebate award, including a signed Purchase Order, Attachment A-1 Agency and Program Terms and Conditions, Attachment B-1 Expenditure Budget, and Attachment C Work Plan. Following receipt of this package, you may submit a State Aid Voucher as a request for reimbursement of incurred costs in the amount of the rebate.

On behalf of the Department and its partners in New York's leadership efforts to combat climate change, we commend your initiative to participate in this program. We look RECEIVED

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10.3 2018

VILLAGE OF WARWICK

VILLAGE CLERKS OFFIC

VILLAGE CLERKS OFFIC

Lir forward to working together to achieve a resilient, climate-ready future for all New Yorkers.

Sincerely,

Basil Seggos Commissioner

c: Ms. Linda Smith

NEW YORK Department of Environmental Conservation

77 Main Street
Post Office Box 369
Warwick, New York 10990
www.villageofwarwick.org



(845) 986-2031 FAX (845) 986-6884 mayor@villageofwarwick.org clerk@villageofwarwick.org

July 11, 2018

Mayor Newhard & Village Board of Trustees & Village of Warwick Planning Board

Members of the Village of Warwick Architectural and Historic Review Board met with Kennedy Associates along with their architects on May 29, 2018 to review and discuss the proposed 40 apartment project to be located on Forester Avenue. The Board discussed the following: The building itself demonstrates a feeling of individual houses, light colors as opposed to dark, community garden in the center, landscaping, stepping the brick in and out to give a dimensional look among other things. We are in agreement that the proposed drawings are exactly what the Board recommended to the applicant in a previous meeting. We also recommended that the applicant proceed and to appear before the Board with any proposed changes.

The Board is in favor of the direction the applicant is proposing with this project.

Michael Bertolini, Chairman Architectural and Historic Review Board

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JUL 11 2018

VILLAGE OF WARWICK VILLAGE CLERKS OFFICE

July 11, 2018

Mayor Newhard and Village Board of Trustees 77 Main Street Warwick, NY 10990

Dear Mayor Newhard & Village Trustees:

It is with much regret that I must tender my resignation as a member of the Village of Warwick Architectural and Historic Review Board. It has been a privilege to work with such dedicated people and to serve my community.

Thank you for your time and consideration in this matter.

Ralph Lucaretti,
Village of Warwick

Architectural & Historic Review Board

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JUL 11 2018

VILLAGE OF WARWICK VILLAGE CLERKS OFFICE

Village of Warwick Special Use Permit Application

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JUL 1 0 2018

Date received 7	10	18
App. Fee \$20	o.	

VILLAGE OF WARWICK VILLAGE CLERKS OFFICE

and the second s

1)	Applicant's nameRobert Kennedy	
2)	Address PO Box 600 Warwick, NY 10990	
3)	Tele. No.#(845) 986-4111	
4)	Project Location Forester Avenue	
5)	Sec. Lot & Blk Section 211, Block 12, Lot 1	
6)	Describe Proposed Project Proposed construction of one 40-unit apartment building with	
	_associated parking	
7)	Square Footage of Parcel_97,549± sq.ft	
8)	Has any variances, site plans or subdivisions been granted for the proposed property_no	
If so p	lease attach any copies of variances or Resolutions to this application form.	
Signat	tures must be notarized	
	ture of Applicant 26 to Project Manager Date 7/10/18 ture of Property Owner Date 7/10/	- / 18
Signat	ture of Property Owner Date 7/10/	_
STATE	y Seal: E OF NEW YORK TY OF ORANGE	
	On this 10th day of July, 2018, before me personally came <u>Cedric Glasper</u> and Ronald Charlton, to me personally known, and known to me to be the individuals described in, and who executed, the foregoing instrument, and severally they duly acknowledge to me that they executed the same	
Osynei	r and/or applicant are responsible for payments of any and all consultant's fees.	
O WINE	ELIZABETH C. FILIPOWSKI Notary Public, State of New York No. 01Fi6024757 Qualified in Orange County Commission Expires May 17, 20	156.

Memo

Date: July 11, 2018

To: Mayor Newhard & The Village Board **From:** Mike Moser, DPW Supervisor

Re: Chemical Bid

Request a motion to accept Bid from Slack Chemical for the following:

Sodium Hydroxide Dry Beads - \$0.529 #50Bag
Sodium Hydroxide Liquid Caustic 25% - \$1.749/Gallon (Minimum 2 55gal drums)
Refundable Drum Deposit \$45.00 ea.
Sodium Bisulfite 38% - \$2.149/Bulk Gallon (400 -540 Gallon)
Citric Acid 50% - \$5.44/Gallon (Minimum 2-55 Gallon Drums)
Refundable Drum Deposit \$45.00 ea.

Per the recommendation of the DPW Supervisor and Keith Herbert, Chief Operator JCO. Main Pool was unable to comply with delivery requirements.



April 10, 2018

JO-ANN ROME VILLAGE OF WARWICK VILLAGE HALL 77 MAIN ST. WARWICK, NY 10990

Dear JO-ANN,

Thank you for the opportunity to bid your chemical requirements. Listed below, please see the prices quoted by Slack Chemical for your consideration.

PRODUCT	<u>PACKAGING</u>	DELIVERED PRICE
Citric Acid 50%	55 Gallon Drum Drum Deposit	\$5.44/Gallon (Minimum 2 Drums) \$45.00 ea. (Refundable)
Sodium Hydroxide Beads (Caustic)	50# Bag	\$0.529/Dry # (2,000-5000#)
Endimal SH (Odor Eliminato	r) 55 Gallon Drum	NO BID
Hydrogen Peroxide 35% (Slack Ox 35)	55 Gallon Drum	\$2.84/Gallon \$45.00 ea. (Refundable)
Blended Phosphate Solution (Carus 8500)	30 Gallon Drum (345# Drum)	\$9.65/Gallon (Minimum 2 Drums) (\$0.8377/#) Non Returnable Drum
Polyaluminum Hydroxychlore		
(PACI) (SternPac 50)	Bulk-Gallon	\$2.85/Gallon (400-1000 Gallons) Pump Off
Sodium Bisulfite 38%	Bulk-Gallon	\$2.149/Gallon (400-540 Gallons)
Sodium Hydroxide 25% (Caustic Soda)	55 Gallon Drum Drum Deposit	\$1.749/Gallon (Minimum 2 Drums) \$45.00ea. (Refundable)
Sodium Hypochlorite	Bulk-Gallon	\$1.99/Gallon (50-500 Gallons)
Sodium Permanganate (Carusol 20)	55 Gallon Drum	\$8.40/Gallon (Minimum 2 Drums) \$45.00 ea. (Refundable)
TotalOX	55 Gallon Drum Drum Deposit	\$11.85/Gallon (Minimum 2 Drums) \$45.00 ea. (Refundable)

These prices will remain firm for the duration of the bid (June 1, 2018 through May 31, 2019).





Raina Abramson

From:

terrell hester < hester.terrell@gmail.com>

Sent:

Wednesday, June 13, 2018 1:55 PM

To:

Raina Abramson

Subject:

Permit Request

Follow Up Flag:

Follow up

Flag Status:

Completed

Dear Village Board of Warwick,

My name is Terrell Hester, and I am hoping to obtain a permit for Stanley Deming Park on August 5th between 12 noon and 6PM. The event is a 3 on 3 basketball tournament where I am expecting to have at least 16 teams of 3. There is a possibility there will be more teams but giving the 4 available courts at Stanley Deming, the 6 hour window should be more than enough time regardless of how many teams sign up. I am charging an entry fee of \$100 per team. The majority of the money is going towards preparation expenses and charity. The event is being sponsored by American Red Cross, as they will receive 15% of the total proceeds. There will also be a designated fundraising table where spectators are encouraged to donate an amount of their choosing specifically to the Red Cross. Once the 15% is accounted for, the remaining money collected will go to covering out of pocket expenses such as:

- 1) Four referees
- 2) Four scorekeepers
- 3) DJ for live music entertainment
- 4) Beverages/ water coolers for participants
- 5) 1 table for fundraiser
- 6) 1 table for DJ equipment
- 7) 1st place Trophy
- 8) Onsite photographer
- 9) \$500 dollar cash prize
- 10) advertisement (flyers etc)

The \$500 cash prize reward and first place trophy is intended to help incentivize the event and attract more participants. The DJ and photographer will help make the tournament feel more like an event and less like a series of basketball games on any giving day of the week. As far as music selection is concerned, overly suggestive songs and profanity will not be allowed. For the event as a whole, everyone involved will have a clear understanding about conduct rules: No profanity, fighting, smoking, alcohol, or drug use will be tolerated.

In order to be able to enter and play, you must be at least 17 years old. I hope this about covers everything, but if not I will be happy to provide additional information if needed!

Thank you,

Terrell Hester

VILLAGE OF WARWICK FACILITY USE REQUEST

	Today's Date 5-15-18 Date(s) Requested: 8-5-18 8-12-18 (rain date)
	Village Park/Facility Requested: Stanley Deming Pack ****Please use attached map to indicated areas to be used****
	Information about Group/Organization: Name of Organization or individual: Terrell Hester
	Check One: Non-Profit 501(c)3 For Profit Private Event
,	Proof of Residency: Designated Contact: Terrell Mester
	Mailing Address: 23 mountainside of warwick ny 10990
	Telephone: (Day) (Evening) (Cell) 845 - 597 - 8325
	Information about intended use of Village Facilities: Purpose of Use: Hosting a 3-on-3 basketball tournament where portion of specceeds go to American Red Cross
	Total Participants Expected: Adults Children How will the event be advertised? Flyers facebook local businesses etc. Is Village equipment required? Yes No If needed, state type and for what purpose:
\$	Village of Warwick Participants: Non-Resident Participants: Is an admission fee charged? Yes No If so, what will proceeds be used for: Oct Spectators proceeds used for entrants only will food be served? Will food be sold? Please give details: Will food be sold? Non-Resident Participants: (amount + vod) Amount + vod) Will food be sold? Please give details: Non-Resident Participants: (amount + vod)
	The undersigned is over 21 years of age and has read this form and attached regulations and agrees to comply with them. He/she agrees to be responsible to the Village for the use and care of the facilities. He/she, on behalf of respect (name organization) does hereby covenant and agree to defend, indemnify and hold harmless the Village from and against any and all liability, loss, damages, claims, or actions (including costs and attorneys' fees) for bodily injury and/or property damage, to the extent permissible by law, arising out of or in connection with the actual or proposed use of Village's property, facilities and/or services by respect to the services of the control
	Address 21 Major Sec. dep. JUL 0 6 2018 Telephone: 845-597-8325
VILLA	AGE OF WARWICK GE CLERKS OFFICE Received

Village of Warwick Facility Use Requirements

The use of all Village recreational and park facilities shall be subject to the approval and rules of the Village Board of Trustees administered by the Village Clerk or other Board designee.

- 1. Organizations wishing to use Village facilities shall first apply to the Village Clerk using the prescribed form. Such form shall then be forwarded to the Village Board of Trustees for approval. All forms and insurance information shall be submitted to the Village Clerk for inclusion on the Village Board Meeting Agenda by the Wednesday prior to the upcoming meeting. Meetings normally take place on the first and third Monday of each month.
- 2. In the event of inclement weather, the Village Board or their designee has the final authority on whether facilities are usable.
- 3. Intoxicants are not permitted in any Village Parks with the exception of Memorial Park. A Facilities Use Permit is required for all Park use. A request for alcohol in Memorial Park is through Board approval. Additional liability insurance (Host Liquor) will be required if alcohol is part of your event.
- 4. All posted rules must be adhered to.
- 5. Profanity, objectionable language, disorderly acts, excessive noise or illegal activities of any kind are absolutely prohibited, and those violating this prohibition will be ejected from the premises.
- 6. Any damage to Village facilities shall be promptly repaired at the user's expense. No exceptions. If Village personnel are not available, make sure all doors are locked and lights are turned out when leaving.
- 7. Organizations using the facilities must clean up afterward. It is the responsibility of the permit holder to remove any garbage it generates. The Village may assess a charge for garbage generated from events that is not removed by the Permit Holder. Applicants are urged to bring extra plastic garbage bags to facilitate cleanup.
- 8. Permits may be revoked at any time.
- 9. Any organization with youths under 18 years old requires the presence of adequate adult supervision at all times.
- 10. A deposit of \$100.00 is required at the time the permit application is submitted to the Village Clerk. If the grounds are restored to proper condition, the \$100.00 deposit will be refunded 30 days following the conclusion of the event.

- 11. A fee as listed on the Village Schedule of Fees will be charged for use of buildings or park lands where admission is being charged.
- 12. A fee as listed on the Village Schedule of Fees will be charged for use of lights at the parks where admission is being charged.
- 13. All persons using Village parks must confine any fires to proper fireplaces or portable burners. Before leaving, all fires must be extinguished.
- 14. Permits must be requested by a Village of Warwick resident. Said resident shall be responsible for the club, team or group to which this permit is issued.
- 15. Organizations shall indicate areas to be used during event or season on the attached map.
- 16. In the event of a scheduling conflict, the Village of Warwick will arbitrate a resolution.
- 17. The emergency telephone number for police is 911 or 986-5000; fire and ambulance 911.
- 18. No field or building alterations (lining of fields, erecting goal posts or structures, etc.) are allowed without prior approval.
- 19. The Village of Warwick does not discriminate on the basis of race, color, national origin, physical impairment or sex in its programs or employment services.
- 20. All users must provide the following insurance. Insurance certificates must accompany the Facilities Use Permit.
 - I. Notwithstanding any terms, conditions or provisions, in any other writing between the parties, the permittee hereby agrees to effectuate the naming of the Village as an additional insured on the permittee's insurance policies.
 - II. The policy naming the Village as an additional insured shall:
 - Be an insurance policy from an A.M. Best rated "secure" or better insurer, licensed in New York State.
 - State that the organization's coverage shall be primary and noncontributory coverage for the Village, its Board, employees and volunteers.

- The Village shall be listed as an additional insured by using endorsement CG 2026 or equivalent. A completed copy of the endorsement must be attached to the certificate of insurance.
- At the Village's request, the organization shall provide a copy of the declaration page of the liability and umbrella policies with a list of endorsements and forms. If so requested, the organization will provide a copy of the policy endorsements and forms.
- III. The permittee agrees to indemnify the municipality for any applicable deductibles and self-insured retentions.
- IV. The insurance producer must indicate whether or not they are an agent for the companies providing the coverage.
- V. Required Insurance:

No less than the following:

• <u>Commercial General Liability Insurance</u>

\$1,000,000 per occurrence/ \$2,000,000 aggregate, with coverage for athletic participants.

Excess Insurance:

- \$_____ each Occurrence and Aggregate. Excess coverage shall be on a follow-form basis.
- VI. User acknowledges that failure to obtain such insurance on behalf of the municipality constitutes a material breach of contract and subjects it to liability for damages, indemnification and all other legal remedies available to the municipality. The user is to provide the municipality with a certificate of insurance, evidencing the above requirements have been met, prior to the commencement of work or use of facilities. The failure of the Village to object to the contents of the certificate or the absence of it shall not be deemed a waiver of any and all rights held by the Village.
- VII. The Village is a member/owner of the NY Municipal Insurance Reciprocal (NYMIR). The user further acknowledges that the procurement of such insurance as required herein is intended to benefit not only the Village but also NYMIR, as the Village's insurer.

Individuals:

Required Insurance:

• Homeowners Insurance

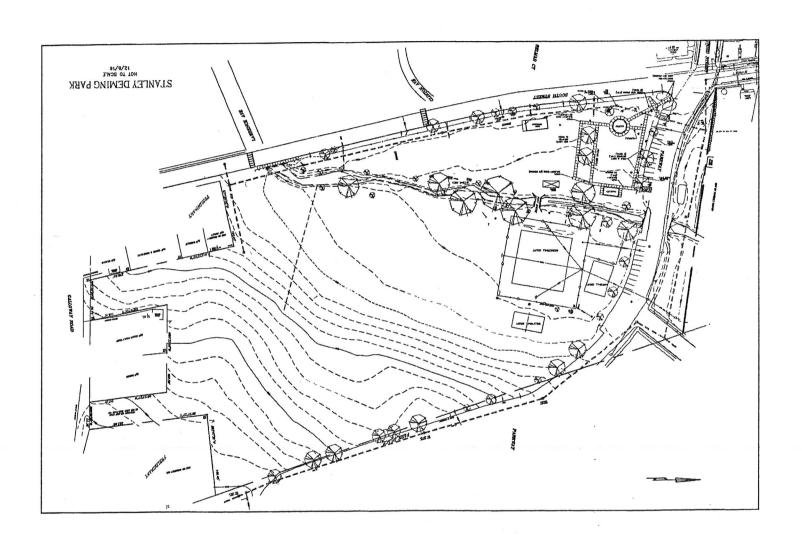
Section Two – Liability: \$100,000 limit of liability. Policy shall not exclude the off-premises activities of the insured.

- 21. Prior to the start of the event, an announcement should be made to your group regarding emergency evacuation procedures, for example pointing out posted procedures, direction for exiting, procedures for emergency helicopter landing, etc.
- 22. In the event of an accident, please notify the Village Clerk before the end of the next business day.

FACILITY USER does hereby covenant and agree to defend, indemnify and hold harmless the Village of Warwick from and against any and all liability, loss, damages, claims, or actions (including costs and attorneys' fees) for bodily injury and/or property damage, to the extent permissible by law, arising out of or in connection with the actual or proposed use of the Village of Warwick property, facilities and/or services.

I have read the Facilities Use Requirements

<u>5-15-18</u> Date



77 Main Street
Post Office Box 369
Warwick, New York 10990
www.villageofwarwick.org



(845) 986-2031 FAX (845) 986-6884 mayor@villageofwarwick.org clerk@villageofwarwick.org

Memorandum to: Mayor Newhard and the Board of Trustees

From: Raina Abramson, Village Clerk

Re: William Lindberg - Trustee

Date: July 2, 2018

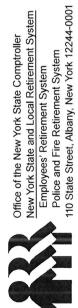
Per New York State Retirement all Elected Officials and appointed members of the various Village Boards are required to keep a record of activities for a three month period to determine the hours that the employee works. These hours are then divided by the standard work day established by the Village Board and that will determine the number of days reported to New York State Retirement.

New York State Retirement requests that the governing Board review the record of activities and new regulations require a resolution to be passed specifying the days that will be reported to New York State Retirement as well as the term expiration of the employee.

I am attaching the three-month logs for Village Trustee, William Lindberg. I have taken an average of the three months to determine his hours.

- 1. 27 reported hours \div 3 months = 9 (average number of hours per month)
- 2. 9 ÷ 6-hour Standard Work Day Established by Board Resolution = 1.5 days per month
- 3. 1.5 days per month = Record of Activity Result

Per New York State Retirement this record of activities is good for eight years. At the end of an eight-year period a new record of activities must be kept.



for Elected and Appointed Officials Standard Work Day and Reporting Resolution

RS 2417-A (Rev. 8/15)

BE IT RESOLVED, that the	nat the	Village of Warwick	/ 40261	1	establishes th	ne following stand	dard work days f	hereby establishes the following standard work days for these titles and
will report the officials	s to the New Yo	(Name of Employer) will report the officials to the New York State and Local Retirement System based on their record of activities:	(Location Code)	code) 1 their record of	activities:			
Title	Standard Work Day (Hrs/day) Min. 6 hrs Max. 8 hrs	Name (First and Last)	Social Security Number (Last 4 digits)	Registration Number	Tier 1 (Check only if member is in Tier 1)	Current Term Begin & End Dates (mm/dd/yy-mm/dd/yy)	Record of Activities Result*	Not Submitted (Check only if official did not submit their Record of Activities)
Elected Officials								
Trustee	9	William Lindberg				04/02/18-04/04/22	1.5	
Appointed Officials								
NOITO I I I I I I I I I I I I I I I I I I		SEE INSTELLIOUS COMPLETING FORM ON BEVERSE SIDE	T.					
SEE INSTRUCTION		Secretary/clark of the government	ring board of th	<u>a</u>	Village of Warwick	Warwick	of the	of the State of New York
on the control of secretary or clerk) (Name of secretary or clerk) do hereby certify that I have co	etary or clerk)	do hereby certify that I have compared the foregoing with the original resolution passe	resolution pas	sed by such boa	(Name of Employer) ard at a legally conv	(Name of Employer) the original resolution passed by such board at a legally convened meeting held on the	eting held on the	day of
	20 on file a	on file as part of the minutes of such me	eting, and that	same is a true o	copy thereof	of such meeting, and that same is a true copy thereof and the whole of such original	such original.	
IN WITNESS WHER	EOF, I have he	IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the	of the		Village of Warwick	/arwick		on this day
of, 20		(Sixuatura of the carreton or relark)	(100	Ì	(Name of Employer)	mployer)		
			(Aug					
Affidavit of Posting: I,	. I,	(Name of secretary or clerk)	being du	ıly sworn, depos	ses and says	being duly sworn, deposes and says that the posting of the	of the	
Resolution began on	(Date)	and continued for at least 30 days. That the Resolution was available to the public on the	ıst 30 days. Tha	t the Resolution	was availabl	e to the public on	the	
☐ Employer's website at				1				
☐ Official sign board at	at							(seal)
☐ Main entrance secretary or clerk's office at	cretary or clerk's	s office at			Dane	(for additio	nal rows attach	for additional rows attach a RS2417-B form