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VILLAGE OF WARWICK

INCORPORATED 1867

Village of Warwick Village Board Meeting – April 5, 2021 Reorganizational Meeting

Pursuant to Governor Cuomo's Executive Order 202.1, Village of Warwick meetings will be conducted virtually through Zoom Videoconference until further notice.

To View the Meeting:

YOUTUBE LIVE - The public may view the meeting live by the public on the Village of Warwick, NY YouTube channel:

<https://www.youtube.com/channel/UCK7D7KGbZF6nYfbcWGH6-VA>

VILLAGE'S WEBSITE – The public may view the meeting a day or so after its completion by going to the village's website: www.villageofwarwick.org

To Comment - During Privilege of the Floor Only:

VIA EMAIL OR MAIL - Comments may be sent to the Village Board prior to the Village Board Meeting via email to: clerk@villageofwarwick.org or via mail: Village of Warwick, Attn: Village Clerk, P.O. Box 369, Warwick, NY 10990. Please indicate in your correspondence that you wish to have your comments read during privilege of the floor.

**BOARD OF TRUSTEES
VILLAGE OF WARWICK
APRIL 5, 2021
REORGANIZATIONAL MEETING**

8812

The Reorganizational Meeting of the Board of Trustees of the Village of Warwick was held on Monday, April 5, 2021 at 7:30 p.m. in Village Hall, 77 Main Street, Warwick, NY via Zoom Videoconference. Present was: Mayor, Michael J. Newhard, Trustees: Barry Cheney, William Lindberg, Corey Bachman, and George McManus. Also, present was Village Clerk, Raina Abramson and Village Justice, Jeanine Garritano-Wadeson. Others present: Charles Alonge and Elizabeth Knight. In consideration of the current COVID-19 health crises and pursuant to Governor Cuomo's Executive Order 202.1 the public was able view the meeting live by the public on the Village of Warwick, NY YouTube channel:
<https://www.youtube.com/channel/UCK7D7KGbZF6nYfbcWGH6-VA>

The Mayor called the meeting to order and led in the Pledge of Allegiance.
The Village Clerk held the roll call.

Mayor Newhard stated that tonight will be the swearing in of the newly elected office of Justice, beloved, honorable Jeanine Garritano-Wadeson.

Oath of Office of Newly Elected Officials

Village Clerk, Raina Abramson, administered the Oath of Office to newly elected official, Honorable Jeanine Garritano-Wadeson, for the Office of Justice with a four-year term.

Village Justice Jeanine Garritano-Wadeson thanked everyone in Village Hall for all their hard work and dedication during the election and stated that she appreciates all of the time, energy, and effort that everyone put into running a smooth election.

Appointments for the Official Year 2021 of the Village of Warwick

Village Clerk, Raina Abramson read the Appointments for the Official Year 2021 of the Village of Warwick.

Appointments for the Official Year 2021 of the Village of Warwick

Attorney to the Village Board – Stephen Gaba
Attorney to the Planning Board – Robert Dickover
Attorney to the Zoning Board of Appeals – Robert Fink
Labor Relations – William Kang – Keane & Beane
Bond Counsel – Norton Rose Fulbright
Village Engineer – Engineering & Surveying Properties, PC
Water System and Facilities Engineer – Barton & Loguidice
Engineer Responsible for Reservoir Resources and Dam Safety – Tectonic Engineering

Village of Warwick
Board of Trustees
April 5, 2021
Page Two

8813

Accountant – Michael Vernieri
Grant Writer – Linda Smith
Registrar of Vital Statistics - Eileen Astorino (term to expire 12/31/2023)
Computer Consultant – TCG Solutions, Kevin Brand
Computer Programmer – Edmunds & Associates, BAS, Municipity
Web-Site Maintenance – Mark Damia
Court Prosecutor – Robert Rametta

*The FY 2021-22 Professional Service Agreements for the period of June 1, 2021 – May 31, 2022 are on file in the Clerk's Office.

Deputy Mayor – Barry Cheney
Village Clerk – Raina Abramson
Deputy Village Clerk – Maryann Benedict
Village Treasurer – Sadie Becker
Deputy Village Treasurer – Denise Bulnes
Public Works Supervisor – Michael Moser
Working Leader – Jason Makuch
Recreation Director – Ron Introini
Assessor – Deborah Eurich
Shade Tree Commissioner – Robert Scheuermann
Official Banks – Sterling Bank, Orange Bank and Trust
Associate Village Justice – Peter Barlet
Risk Management – Raina Abramson
Emergency Management – Michael Moser, Michael Newhard
911 Coordinator – Maureen Evans
Village Newspaper – Warwick Valley Dispatch
Citizens Awareness Panel/Jones Chemical – Michael Newhard, Barry Cheney, Michael Moser, Joseph Lawler
Records Management Officer – Raina Abramson
Office Liaison – Raina Abramson
DPW Liaison – Michael Moser
Village Health Official – Dr. Anthony Martini
Safety Officers: Michael Moser, Boris Rudzinski, William Lindberg
Summer Concert Coordinator – William Iurato
Village Historian – Ivy Jordan Tulin
Village Poet Laurette – TBD
Village Artists in Residence – TBD

Planning Board

Members – 5 Year Terms, Chairman & Alternate - Annual

Chair – Jim Patterson (Annual Chair Appointment)

Member – Jim Patterson (Five Year Appointment – expiring April 2026)

Alternate Member – Bryan S. Barber (Annual Appointment)

Zoning Board of Appeals

Members – 5 Year Terms, Chairman & Alternate - Annual

Chair – John Graney (Annual Chair Appointment / Member through April 2025)

Member – Scot Brown (Five Year Appointment – expiring April 2026)

Alternate Member – Dylan Giebler (Annual Appointment)

Architectural and Historic Review Board

Members – 5 Year Terms, Chairman & Alternate - Annual

Chair – Michael Bertolini (Annual Chair Appointment / Member through April 2024)

Members – Chris DeHann (Five Year Appointment – expiring April 2026)

Alternate Member – Andrew Avila (Annual Appointment)

Trustee Cheney: Liaison to Planning & Zoning, Town of Warwick, Public Works Daily Operations, Engineering and Infrastructure, Water and Wastewater Operations, Green Building Practices/Alternative Energy Options, Citizens Awareness Panel/Jones Chemical, Orange County Planning, Veterans, Comprehensive Master Plan.

Trustee Lindberg: Liaison to Office of the Treasurer, Parks & Recreation, Community Health & Fitness, Government Efficiency, Weekender Bus & Transportation Issues, Traffic and Parking, Liaison to Warwick Fire Department, Safety Committee, Crosswalk & Pedestrian Issues, Policy Development, Employee Training – Workplace Violence/Sexual Harassment.

Trustee Bachman: Liaison to Merchants, Chamber of Commerce, Tourism, Arts & Culture, Historical Society, Public Interface and Outreach, Senior Citizens, Issues of Public Health, St. Anthony's Community Hospital and Bon Secour, Orange County Department of Health.

Trustee McManus: Liaison to Albert Wisner Library, Warwick Valley Schools, Town of Warwick Police Department, Ethics, Cablevision, Alteva (WVT), Issues of Emergency and Homeland Security, WYDO and Warwick Valley Community Center, Youth Leadership Academy, Warwick Valley Prevention Coalition.

Appointments for the Official Year 2021 – 2022 of the Village of Warwick

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to accept the Mayor's recommendations for appointments for the Official Year 2021 – 2022 of the Village of Warwick.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

Acceptance of Minutes: February 25, 2021

A **MOTION** was made by Trustee Lindberg, seconded by Trustee McManus, and carried for the Acceptance of Minutes: February 25, 2021.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

Authorization to Pay all Approved and Audited Claims

A **MOTION** was made by Trustee McManus, seconded by Trustee Cheney, and carried for the Authorization to Pay all Approved and Audited Claims #21001622 – 21001768 (21001770) in the amount of \$267,385.55.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

Presentation

1. Charles Alonge, Rolling Thunder, NY Chapter 3 – Request that South Lynn Street be dedicated to CWO2 Danny G. Prial.

Mr. Alonge introduced himself and explained that he is a member of Rolling Thunder, NY Chapter 3, a POW and MIA organization. Mr. Alonge stated that ten years ago he started a street memorial program for his friend who was killed in Vietnam. Mr. Alonge presented the request to dedicate South Lynn Street, in the Village of Warwick, to fallen soldier CWO2 Danny G. Prial. Mr. Alonge explained that Rolling Thunder will supply the sign to the Village at no cost and that it would not change the 911 address. Mr. Alonge said the sign is DOT approved and can be placed on top of the existing street sign or it can be put on another pole.

Mayor Newhard stated that the request is also a motion on the agenda and inquired about the timeframe.

Mr. Alonge felt that the sign would be ready by the next Village Board meeting.

Mayor Newhard felt that it was a wonderful tribute to Danny and thanked Mr. Alonge for taking the time and for reaching out to the family. Mayor Newhard also stated that the Village is honored that Mr. Alonge thought of Danny and thought of the Town and that the family would be a recipient of this honor.

Trustee Cheney thanked Mr. Alonge for bringing this to the Village's attention and stated that it was much appreciated.

2. Elizabeth Knight – Do-It-Yourself Too Good to Toss.

Ms. Knight stated the continued public interest of the Too Good to Toss event. She explained how the event might continue safely this year through a campaign to encourage Warwick residents to host their own Too Good to Toss Mini by choosing a day or days in the month of June to put out their items that are too good to toss, with details listed on the Wickham Works and Sustainable Warwick website. Ms. Knight hoped that the Village of Warwick would organize a bulk trash pickup after this event as part of a collective effort to keep items out of the landfill. She explained that they would like to make yard signs available for pickup at an event ahead of the Too Good to Toss and that the signs would have the Too Good to Toss logo and a space for the homeowners to write in the date of the week that they plan to participate. There will no charge for the participants for the sign, because Wickham Works hoped to do that with their advertising budget with some support from the Village because this year the event won't be taking place on the basketball court in the park and they won't be asking the Village or the Town to split the cost of renting tables, tents, chairs, etc. Wickham Works will provide guidelines of how to participate in writing and in any other presentations, suggesting that people maintain and adhere to current CDC health guidelines for all participants, including a list of acceptable and unacceptable items. Ms. Knight stated that they will make it clear that

disposing of the homeowners' items have to be in accordance with the Town and the Village, their trash service, the homeowner's association or any other rules or regulations they would be subject to from the Town and the Village or where they live. Wickham Works will suggest that people set up on Saturdays and Sundays only to be part of an official Too Good to Toss, rather than just a garage sale and will also suggest that they do not leave items on the side of the road, overnight, or during the week out of respect for the Town, Village, and neighbors and to avoid repercussions of violating rules and regulations of the forementioned organizations, municipalities, etc. Participants will also have to agree that their activity in the Too Good to Toss mini, held on their own property is their responsibility and they have to be able to work this out with their own homeowners' insurance and that Too Good to Toss, Wickham Works, the Town and Village of Warwick will not be held liable for any activity taking place on private property. Participants would be asked not to accept payment for any items advertised as Too Good to Toss and they will be encouraged to put up a Too Good to Toss sign a week in advanced and share information about their participation on social media and in their own circle of contacts. Ms. Knight explained that this would be a mini event held on residents own property to avoid useful goods ending up kicked to the curb and in the hands of people who need and want them. Due to COVID-19, Ms. Knight felt it would be irresponsible to hold an event at which hundreds of people would gather. In 2019, Ms. Knight said that an hour and a half before they opened, there were well over a hundred people waiting in line shoulder to shoulder and by 2:00 p.m. there were at least four hundred participants, with over a hundred volunteers. Ms. Knight felt that the Too Good to Toss Mini would be a great way to accommodate the community in a responsible way. Trustee Lindberg inquired if there would be a list of people that would participate in the event or if people would just drive around. Ms. Knight said that if it's important to the Village, they will put together a list of participating homes, make people preregister and put it on a website. Ms. Knight also felt that spreading the event out over a month, instead of two days, will reduce traffic jams and too many people in one place at one time.

Mayor Newhard confirmed with Ms. Knight that Wickham Works would give each participant a sign to say that it is part of the Too Good to Toss activity. Mayor Newhard also stated that a list would help people know where to go instead of driving around randomly.

Ms. Knight stated that the event would be proposed for June, well ahead of the Village bulk trash pickup due to the demand of the public.

Trustee Cheney thanked Ms. Knight and the Too Good to Toss organizers for thinking outside the box to come up with a workable way to effectively have an event that accomplishes the goals of a normal Too Good to Toss. Trustee Cheney suggested to maybe limit to event, instead of the whole month of June, to two separate weekends from

the standpoint of the people who want to find some of the gems that are out there, to not have to go about that process four times and maybe only have to do it twice. Ms. Knight stated that that was the original idea but thought it might cause too much traffic in the village if it was condensed.

Mayor Newhard agreed with Trustee Cheney that a shorter window was better and wouldn't cause traffic jams. Mayor Newhard and Trustee Cheney both felt it should be village wide for two weekends instead of being intense in one designated area.

Ms. Knight discussed the possibility of then hold the event closer to the Village bulk pickup. Trustee Cheney stated that bulk pickup is probably going to occur in September, and many people take vacations in July and August; therefore, early June may be the best situation because later in June there is graduation.

Ms. Knight reiterated that the event should then take place in early June, two weekends in a row regardless of what part of the Village you live in.

Mayor Newhard asked Ms. Knight to please stay in communication with the Village and with DPW Supervisor Mike Moser to orchestrate the event.

Ms. Knight formally requested that in leu of paying for the tents, tables, and chairs that the Village could pay for a banner and yard sale signs and that she would provide estimates for those costs. Mayor Newhard stated that the Village will help.

Ms. Knight thanked the Village for supporting their ability to continue the community service.

Correspondence

1. Letter from Leyland Alliance Communities, LLC requesting a change to Village zoning for senior housing development.

Mayor Newhard stated that the letter came to the Village a couple of years ago but Mr. Marquet is now requesting to talk to the Village Board again so he will make a presentation at the next Village Board meeting.

2. Orange County Department of Planning – County Reply to Local Law to amend the Zoning Map to change the designation of 15 Elm Street (SBL 210-7-3) from Light Industrial to Central Business.

Mayor Newhard stated that according to the letter, Orange County Department of Planning felt that there would be no effect on properties or the zone.

3. Letter from Attorney, Jay Myrow dated March 22, 2021 regarding the Village View Estates, LLC Subdivision Petition for Annexation and Application for Special Use Permit.

Mayor Newhard stated that in the letter, Mr. Myrow describes that the developer will be willing to put a easement on properties in the Town.

Discussion

1. Conflicting events - use of Railroad Avenue.

Mayor Newhard stated that the Village is receiving a lot of requests to use the parks which may create an issue with outdoor dining, for example Railroad Avenue and Railroad Green becoming close quarters if there will be bands and/or music or some sort. Mayor Newhard stated that the Village has to look at each application as it comes before the Board because the Village does have other venues such as Stanley-Deming Park which has electricity, a gazebo, more space, a bathroom and is a wonderful facility that some people don't think about using and some cases the Village hopes to direct events over there if it makes more sense for them. Mayor Newhard stated that he doesn't think the Juneteenth event will conflict with outdoor dining because it's early in the day and outdoor dining would begin afterwards.

Trustee Lindberg felt that Mayor Newhard was correct about the Juneteenth event on Railroad Green because the use of the park is from 9 a.m. – 5 p.m., but the event starts at about 11 a.m., so if needed in this situation or other situations, the Village Board can modify the times, so it doesn't conflict with the dinner hour on Railroad Avenue. Trustee Lindberg felt that the Village will have to be more sensitive to the event hours.

2. Peddler's Permit – Astral Power.

Mayor Newhard stated that Astral Power is a solar company, and that the Village is actually part of their campaign. Mayor Newhard said that one of the early changes as a result of COVID-19 was to not allow door to door solicitation, because the Village felt it was the wrong message, but as things are changing quickly and dramatically, he felt it was worth revisiting peddler permits. Mayor Newhard felt that the COVID protocols that Astral Power adheres to is pretty stringent and that it makes sense. Mayor Newhard stated that he felt that peddlers' permits should be reviewed by the Board on a case-by-case basis.

Trustee Cheney asked if the Village received any interpretation from the Village Attorney relative to what constitutes the requirement for peddling and soliciting licenses because he felt that this request doesn't fall under the peddler definition that is in the Village Code and that maybe the Board needs to look at it and update it, but it looks like it's specific about the merchandise sold. Trustee Cheney felt that the Village Code doesn't seem to touch on someone going around and talking to a homeowner about another service that doesn't fit into the strict definition that's currently in the Code.

Mayor Newhard asked the Village Clerk, since the Clerk's Office receives the requests, if the Village gets many requests that fit into what Trustee Cheney described in the Village Code.

Village Clerk, Raina Abramson stated that the Village used to have a food delivery service that would request a permit but felt that solar sales fell under merchandise since the Village receives at least one to two requests per year from solar companies who want to go door to door to sell their services and products.

Trustee Cheney didn't have a problem with the Clerk's interpretation but thought that the Code could be strengthened to support the good practices that the Clerk's Office is using.

Mayor Newhard agreed that the Code needs to be looked at to be updated.

Trustee Cheney stated that the Code seems to go back to the 1950s when the vegetable man came around with a wagon and sold provisions and goods from that vehicle. Trustee Cheney said that in the past the hot dog carts and ice cream truck that were providing the drive around the village services were the ones that were getting the licenses.

Village Clerk, Raina Abramson stated that routinely the Village has once or twice a year solar companies requesting peddler permits and that they are the most popular.

Trustee Cheney stated that if the solar companies come to the Village requesting to solicit then the obvious response should be to provide the Village with the information and fill out the application and then the Village would issue the license.

Village Clerk, Raina Abramson stated that upon application process, those requesting a permit are then background checked through the police department.

Trustee Cheney said that he didn't know if there was anything that could be done if someone went door to door soliciting without the license if it didn't fit specifically into the definition, that the Village may not be able to necessarily do anything about that.

Mayor Newhard stated that when a company comes into town and starts soliciting without a license, the Village receives phone calls immediately.

Trustee Cheney agreed, but felt that he wasn't sure if the Village has the teeth in the current law to stop them if they fall outside of the definition so it should be corrected.

Mayor Newhard agreed and asked the Board if they feel comfortable moving forward with Astral Powers Peddler's Permit application.

Trustee McManus asked if they just do roof top solar or solar farms or both. Mayor Newhard felt that it was more like community solar.

Trustee Lindberg didn't feel that it was a problem but felt it would be helpful if the Village could advertise to the public that someone may be coming door to door. Trustee Cheney agreed since it is something that the Village of Warwick is supporting as a benefit to the community.

Mayor Newhard stated that they are also allowed in the town.

Privilege of the Floor

VIA EMAIL OR MAIL - Comments may be sent to the Village Board prior to the Village Board Meeting via email to: clerk@villageofwarwick.org or via mail: Village of Warwick, Attn: Village Clerk, P.O. Box 369, Warwick, NY 10990. Please indicate in your correspondence that you wish to have your comments read during privilege of the floor. Please limit your comments to **three (3) minutes**.

No comments were received.

Motions

RESOLUTION APPROVING PERFORMANCE SECURITY FOR DOT MAINTENANCE PERMIT

WHEREAS, roadways owned by New York State run through the Village of Warwick;
and

WHEREAS, annually and from time to time the Village performs work/operations on the said State roadways which involves construction, maintenance or alteration of some kind; and

WHEREAS, pursuant to 17 NYCRR 127.6, such annual and/or periodic work on State roadways by the Village requires a maintenance permit from the New York Department of Transportation ("DOT") and the posting of either a performance and payment bond in the amount of \$100,000 or the posting of an Undertaking by the Village; and

WHEREAS, the Village Board has before it the form for the said Undertaking to be posted with the State, a copy of which is attached hereto;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Village Board does hereby elect to post an Undertaking upon its DOT road maintenance permit in the form attached hereto; and
2. That the Mayor is authorized to execute and post the said Undertaking and to execute any further documents necessary to carry out the terms thereof.

Trustee Cheney presented the foregoing resolution which was seconded by Trustee Lindberg,

The vote on the foregoing resolution was as follows:

APPROVED

Barry Cheney, Trustee, voting Aye

William Lindberg, Trustee, voting Aye

Corey Bachman, Trustee, voting Aye

George McManus, Trustee, voting Aye

Michael Newhard, Mayor, voting Aye

Authorization for Payment – Power Generator Service LLC, Ridgefield Water Pump Station

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to authorize payment in the amount of \$31,895.00 to Power Generator Service LLC for the purchase of an Emergency Generator for the Ridgefield Water Pump Station as per the recommendation of DPW Supervisor, Mike Moser. Funds are appropriated in budget code F.8320.2000 in the 2020-21 budget.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

Acceptance of Proposal – TAM Enterprises, Repairs to WWTP RBC Unit #3

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to accept the proposal from TAM Enterprises dated March 3, 2021 for repairs to Wastewater Treatment Plant RBC Unit #3 for shaft repair and idler bearing replacement at a cost of \$8,740 based on the recommendation of JCO Contract Operator Keith Herbert and DPW Supervisor Michael Moser. Funds are appropriated in budget code G8120-4400 in the 2020-21 budget.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

Discussion:

Trustee McManus asked what kind of accident caused the damage. Trustee Cheney replied that it wasn't an accident, but that they get out of line and then the shaft ends up with a groove in it and the groove has to be either filled with some sort of a material and then the bearing has to be replaced, so the bearing basically failed and created the problem with the shaft and so this is replacing that bearing because they just wear out over time.

Trustee Lindberg asked if it was a specialized project since the quotes were far apart. Trustee Cheney stated that there are two ways to repair the shaft, one is to repair it with a material called Belzona which is a metal/plastic type mixture to fill the grooves and to reshape the shaft. The other companies don't use Belzona. They weld metal into the shaft groove and then retool the shaft by shaving the metal, which makes it more expensive. Trustee Cheney stated that the third

group, the highest bid, is a company out of Maine who are specialized in this and do it really well but are very expensive and more expensive than the Village needs to be at this point in time since the Village is going to be replacing the RBC units once the upgrade to the plant is done. Trustee Lindberg asked if they fixed the issue the last time. Trustee Cheney said that they did do work on a slightly different situation on an extensive problem with one of the RBC units and that they do great work, but felt that in this instance its best to use the belzona because the last time the Village had this situation it held up well, so felt that it was something that the Village doesn't need to spend extra money on, especially because they are going to be replaced with a different technology.

Mayor Newhard thanked Trustee Cheney for giving very important technical responses, especially when looking at the procurement form, the numbers are so far apart.

Advertise and Receive Bids – Removal and Disposal of Sewage from Sewage Pump Stations

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to advertise and receive bids for the Removal and Disposal of Sewage from Sewage Pump Stations.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

NYSDOT – Temporary Closure of Main Street – April 16, 2021 – May 16, 2021

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to submit to the New York State Department of Transportation the proposed application for a COVID-19 Recovery Temporary Use Permit allowing temporary closure of a portion of Main Street (Route 94) to permit outdoor dining, and upon approval of the application by the DOT, to close the roadway on Fridays and Saturdays from 4:30 p.m. to 11:00 p.m. and Sundays 12:00 p.m. to 4:00 p.m. starting April 16, 2021 through May 16, 2021 pending further extension of Governor Cuomo's Executive Order 202.38 covering those dates.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

Discussion:

Trustee Lindberg asked the Mayor to provide an overview of the restaurant's response. Mayor Newhard said that the Village sent out a couple of questionnaires to local restaurants on Main Street, Railroad Avenue, and Spring Street to inquire how many people were going to participate and what times worked best. Mayor Newhard stated that the Village received an overwhelming positive response and that every restaurant that participated in the fall will participate again. Mayor Newhard said that last year the Village closed the streets Thursdays, Fridays, Saturdays, and originally Sundays and this year are trying to limit the time to just weekends, Fridays, Saturdays, and then Sunday. Last year the Village closed the road from 10:00 a.m. – 2:00 p.m. but most of the restaurants felt that holding outdoor dining from 12:00 p.m. – 4:00 p.m. was a better time period because it captured brunch and early dinner.

Budget Modification and Transfer Request

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney, and carried to approve the budget modification and transfer request as per the Village Treasurer's letter dated March 29, 2021.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

Facility Use Request – Railroad Green, Wickham Works Vocs/Voices

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney, and carried to grant permission to Wickham Works to present a Summer 2021 outdoor art exhibition called Vocs/Voices showcasing the work of area artists at Railroad Green from August 14, 2021 to August 31, 2021 pending Governor Cuomo's Executive Orders, NYS Regional Phased Reopening Plan, and NYS Department of Health with the assistance from the Village of Warwick Department of Public Works in installing the projects the week of August 9, 2021. Completed facility use permit, proof of proper insurance, and security deposit have been received.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

Discussion:

Trustee Cheney asked if Railroad Green would be closed for the entire period of time or is it expected that this is going to occupy the entire space? Mayor Newhard stated that he believed like last year, there will be a number of sculptures, but it won't mean that the park will be shut down, it will just be open to the public to view the sculptures. Trustee Cheney stated that there will be no other events for the seventeen days that this is operating. Mayor Newhard said that at this point there are no other events on the calendar.

Trustee Lindberg said that he would like to see Wickham Works get together with Mike Moser to plan where to place the pieces to make sure they don't get in the way of normal traffic. Mayor Newhard agreed and stated that it should be limited so the public can use the park as well.

Trustee Cheney said that he noted that the letter included that each artist's concept will be reviewed by Wickham Works to ensure suitability for all audiences. Trustee Cheney stated that last year the request included that the Mayor would also be part of that process and felt that it was important to have again this year.

Facility Use Request – Veterans' Memorial Park, Highlander Rugby

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney, and carried to grant permission to Highlander Rugby to use Memorial Park for practices and scrimmages from April 1, 2021 through July 31, 2021 from 7:00 p.m. to 9:00 p.m. Tuesday, Wednesday, Thursday, and Sunday from 11:00 a.m. to 1:00 p.m. pending Governor Cuomo's Executive Orders, NYS Regional Phased Reopening Plan, and NYS and Orange County Departments of Health. Completed park permit, proof of proper insurance, and security deposit have been received. It is the responsibility of Highlander Rugby to enforce that parking is in the designated parking lot and not in the grass on the entrance roads. Highlander Rugby will also be responsible to reimburse the Village of Warwick for Orange & Rockland electric charges for use of the lights in Memorial Park. All events must be in coordination with the other activities taking place in the park such as Warwick Little League, Warwick Youth Football, Warwick Adult Kickball, OC Bombers Softball, and Warwick Wascals.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

Discussion:

Trustee Lindberg stated that Brad Davidson is very excited about bringing rugby to Warwick and that he has been in good conversations with Brian Perez, President of Warwick Youth Football and that Brian Perez played rugby for West Point. Trustee Lindberg said that they have been able

to share all the fields with all the organizations who have already been approved to use the park.

Facility Use Request – Veteran’s Memorial Park, Warwick Adult Kickball League

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney, and carried to grant permission to Warwick Adult Kickball League to use Memorial Park May 14, 2021 through August 1, 2021 on Friday nights from 7:00 p.m. to 10:00 p.m. pending Governor Cuomo’s Executive Orders, NYS Regional Phased Reopening Plan, and NYS and Orange County Departments of Health. Completed park permit, proof of proper insurance, and security deposit have been received. Warwick Adult Kickball League will also be responsible to reimburse the Village of Warwick for Orange & Rockland electric charges for use of the lights in Memorial Park. All events must be in coordination with the other activities taking place in the park such as Warwick Little League, Warwick Youth Football, Highlander Rugby, OC Bombers Softball, and Warwick Wascals.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

Facility Use Request – Railroad Green, P.O.W.E.R

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney, and denied granting permission to P.O.W.E.R (Power of Words Exposing Racism) to use Railroad Green and Railroad Avenue on Saturday, June 19, 2021 from 9:00 a.m. to 5:00 p.m. to provide a space for those affected by racism to have their voice heard through poetry pending Governor Cuomo’s Executive Orders, NYS Regional Phased Reopening Plan, and NYS and Orange County Departments of Health. Completed facility use permit, proof of proper insurance, and security deposit have been received.

The vote on the foregoing **motion** was as follows: **DENIED**

Trustee Cheney Nay Trustee Lindberg Nay Trustee Bachman Nay

Trustee McManus Nay Mayor Newhard Nay

Discussion:

Trustee Cheney asked if the time involved includes setting up and taking down, and if there was a time for the event that is inside of the hours that the Board is approving. Mayor Newhard said, yes, the event starts at 11:00 a.m. and ends at 4:30 p.m. Trustee Lindberg said that the facility

use permit says 9:00 a.m. – 3:30 p.m., so this is something where the Village could, if necessary, suggest they close a little bit earlier, so it doesn't conflict with the restaurants on Railroad Avenue. Trustee McManus stated that the permit does say that the event will conclude by 3:00 p.m. and they will be off by 5:00 p.m.

Trustee McManus said that the permit is signed by a temporary interim pastor of Christ Church, but the final signature saying that they read the facility use requirements, defending and indemnifying the Village, is not signed by a Village resident, but by someone who has no authorization to sign on behalf of the church. Trustee Lindberg asked Trustee McManus if he suggests that the Village asks them to redo the sheet. Trustee McManus said that he thinks that somebody who is legally responsible should sign the form because the Village security deposit policy is to take the check, hold it, and after the event the Village returns the check, so there isn't much security to begin with.

Trustee McManus stated that if Rev. Holtin signed the form it should be o.k. Trustee Cheney felt that there wasn't any reason why the request can't get corrected and be brought back at the next Village Board meeting.

Road Closure – Railroad Avenue

MOTION to close Railroad Avenue on Saturday, June 19, 2021, from 9:00 a.m. to 5:00 p.m. for the benefit of the P.O.W.E.R (Power of Words Exposing Racism) with the assistance of the Village of Warwick DPW to place 16 'No Parking' bags on the meters beginning at 7:00 a.m. Completed facility use permit, proof of proper insurance, and security deposit have been received.

The vote on the foregoing **motion** was as follows: **WITHDRAWN**

Trustee Cheney ____ Trustee Lindberg ____ Trustee Bachman ____

Trustee McManus ____ Mayor Newhard ____

Facility Use Request – Veteran's Memorial Park, Warwick Fire Department Picnic

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney, and carried to grant permission to the Warwick Fire Department to use Veterans Memorial Park for a Department Picnic on Saturday, July 31, 2021 from 9:00 a.m. to 9:00 p.m., this time will include set-up and break down, including the use of alcohol within the park pending Governor Cuomo's Executive Orders, NYS Regional Phased Reopening Plan, and NYS and Orange County Departments of Health. Completed park permit and proof of proper insurance, including Host Liquor Liability have been received. Security deposit has been waived.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

Facility Use Request – Veteran’s Memorial Park, Warwick Fire Department Retirement Picnic

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney, and carried to grant permission to the Warwick Fire Department to use Veterans Memorial Park for a Retirement Picnic on Wednesday, June 16, 2021 from 3:00 p.m. to 9:00 p.m., this time will include set-up and break down, including the use of alcohol within the park pending Governor Cuomo’s Executive Orders, NYS Regional Phased Reopening Plan, and NYS and Orange County Departments of Health. Completed park permit and proof of proper insurance, including Host Liquor Liability have been received. Security deposit has been waived.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

NYS Gaming Commission – Raffle Consent, Music for Humanity

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney, and carried to approve the New York State Gaming Commission form GC-RCF: Raffle Consent Form for Music for Humanity to sell raffle tickets in the Village of Warwick during the 2021 calendar year and authorize the Village Clerk to sign the same. Approval of form GC-RCF does not authorize the applicant to sell tickets at their leisure. All ticket sales during events and/or street fairs are subject to prior written approval of the event organizers and must be filed in the Clerk’s Office. All other ticket sales are subject to prior written approval from the Village Board of Trustees.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

Schedule FY 2021-2022 Tentative Budget Public Hearing

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney, and carried to schedule a public hearing on the Tentative Budget for Fiscal Year 2021-2022 on Monday, April 19, 2021 at 7:30 p.m.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

Memorial Day Parade – American Legion - AMENDED

A **MOTION** was made by Trustee Lindberg and seconded by Trustee McManus to grant permission to the Nicholas P. Lesando, Jr., Warwick Township Post #214 of the American Legion to hold a Memorial Day Parade on Monday, May 31, 2021 and to use Veterans Memorial Park Firemen's Monument area from 11:00 a.m. to approximately 12:00 p.m. The parade will step off at approximately 11:00 a.m., with lineup beginning on Main Street in front of Village Hall as per their letter received on March 29, 2021. The parade route will be as follows: Main Street, Oakland Avenue to the Warwick Cemetery, Galloway Road to the St. Stephen's Cemetery, Forester Avenue, to Veterans Memorial Park Firemen's Monument. All activities must be in accordance with Governor Cuomo's Executive Orders, NYS Regional Phased Reopening Plan, and NYS and Orange County Departments of Health. Town of Warwick Police Department approval, completed park permit, proof of proper insurance have been received, security deposit has been waived.

The vote on the foregoing **motion** was as follows: **AMENDED**

Trustee Cheney ____ Trustee Lindberg ____ Trustee Bachman ____

Trustee McManus ____ Mayor Newhard ____

Discussion:

Trustee McManus commented that the American Legion can't do all that they're asking between 11:00 a.m. and 12:00 p.m. and felt that their timing is wrong. Trustee Lindberg asked Trustee McManus if he knew if they were going to have ceremonies at each cemetery or are just going to march through. Trustee McManus said that even if they didn't have ceremonies, they couldn't get that far that fast and felt 2:00 p.m. would be better.

Memorial Day Parade – American Legion

A **MOTION** was made by Trustee Lindberg, seconded by Trustee McManus, and carried to grant permission to the Nicholas P. Lesando, Jr., Warwick Township Post #214 of the American Legion to hold a Memorial Day Parade on Monday, May 31, 2021 and to use Veterans Memorial Park Firemen's Monument area from 11:00 a.m. to approximately 2:00 p.m. The parade will step off at approximately 11:00 a.m., with lineup beginning on Main Street in front of Village Hall as per their letter received on March 29, 2021. The parade route will be as follows: Main Street, Oakland Avenue to the Warwick Cemetery, Galloway Road to the St. Stephen's Cemetery, Forester Avenue, to Veterans Memorial Park Firemen's Monument. All activities must be in accordance with Governor Cuomo's Executive Orders, NYS Regional Phased Reopening Plan, and NYS and Orange County Departments of Health. Town of Warwick Police Department approval, completed park permit, proof of proper insurance have been received, security deposit has been waived.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

ATTENDANCE AT SCHOOLS AND CONFERENCES

WHEREAS, there is to be held during the coming official year a) NYCOM's Annual Meeting and Training School b) NYCOM's Fall Training School c) NYCOM's Public Works Training School, d) NYCOM's Winter Legislative Meeting, and e) NYCOM's Regional Training Events ; and

WHEREAS, attendance by certain municipal officials and employees at one or more of these meetings, conferences or schools benefits the municipality;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the following officers and employees are authorized to attend the following schools:

1. Mayor, Michael J. Newhard, Trustees: Barry Cheney, William Lindberg, George McManus, Corey Bachman:
 - a. NYCOM's Annual Meeting and Training School, Fall Training School, Winter Legislative Meeting, and Regional Training Events
 2. Village Clerk Raina Abramson, Deputy Clerk Maryann Benedict, Village Treasurer Sadie Becker, Deputy Treasurer Denise Bulnes:
 - b. NYCOM's Fall Training School and Regional Training Events
 3. DPW Supervisor, Mike Moser:
 - c. NYCOM's Public Works Training School
2. That this resolution is effective immediately.

Trustee Bachman presented the foregoing resolution which was seconded by Trustee Lindberg,

The vote on the foregoing resolution was as follows:

APPROVED

Barry Cheney, Trustee, voting Aye

William Lindberg, Trustee, voting Aye

Corey Bachman, Trustee, voting Aye

George McManus, Trustee, voting Aye

Michael Newhard, Mayor, voting Aye

Discussion:

Trustee McManus asked if the Village was allowing Boris to go to training. Trustee Cheney stated that he believed the Village approves that on an individual request basis relative to where he can find the training opportunities that are available for Code Enforcement Officers and wasn't sure if NYCOM is involved in those activities.

Street Dedication – South Lynn Street

A **MOTION** was made by Trustee McManus, seconded by Trustee Cheney, and carried to dedicate South Lynn Street in honor of CWO2 Daniel G. Prial.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

Final Comments from the Floor – No comments were made.

Final Comments from the Board

Trustee Lindberg said that it was wonderful that many folks are using Stanley-Deming Park, including the playground, however wanted to say that people are parking all over the place on Parkway, in front of no parking signs and as they extend up the hill, they are actually parking in the street. Trustee Lindberg wanted to caution people that there are other places to park such as Park Lane because it causes a situation where it's too busy on that street.

Mayor Newhard stated the Village has had to have the police come and try to do traffic and parking control.

Mayor Newhard also said that he has received positive reports on family, children, people participating in the park activity, on the playground especially, wearing masks and adhering to social distancing, which is a great thing since it was the Village's greatest concern.

Adjournment

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg, and carried to adjourn the regular meeting at approximately 8:50 p.m.

The vote on the foregoing **motion** was as follows: **APPROVED**

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye