

**BOARD OF TRUSTEES  
VILLAGE OF WARWICK  
DECEMBER 6, 2019  
SPECIAL MEETING**

**8443**

A special meeting of the Board of Trustees of the Village of Warwick was held on Friday, December 6, 2019 at 10:00 a.m. in Village Hall, 77 Main Street, Warwick, NY. Present were: Mayor, Michael J. Newhard, Trustees: Barry Cheney, William Lindberg, and George McManus. Trustee, Eileen Patterson was absent. Also, present was: Village Clerk, Raina Abramson. Others present: Naomi Hanson, Kathy Gerstner, and Corey Bachman.

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

**Authorization to Pay all Approved and Audited Claims**

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg and carried for the authorization to pay all approved and audited claims #20000952 – 20001013 in the amount of \$367,999.36.

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

Trustee Cheney: Aye Trustee Lindberg: Aye Trustee Patterson: Absent

Trustee McManus: Aye Mayor Newhard: Aye

**Discussion**

**1. Chase Parking Lot Revisions.**

Mayor Newhard stated that Chase sold their Main Street location and no longer needs parking spaces in the Chase parking lot, except for four parking spaces next to the ATM. This provides the Village an opportunity to change the configuration of parking in that lot. The Village currently uses the lot for permit parking for staff, businesses, residents or anyone who needs permit parking.

Trustee Lindberg referenced the proposed Third Lease Modification Agreement with JPMorgan Chase and how the Village now has access to all of the parking except for spots 1 – 4, near the ATM. Trustee Lindberg also proposed that the Village uses the middle of the lot for public parking and the horseshoe around the parking lot continue to be used for permit parking. He stated that the Village may be able to get a few more spots where the wooden bridge was located and at least 2 – 4 spots at the end of the center island parking.

Mayor Newhard said that the request for public parking in the Chase lot came from the public. There is overflow from the South Street parking lot and that many people are looking for parking. Mayor Newhard stated that if the Village allows for shopper parking, there would need

to be clear signage, with 3-hour parking limits, and in the event the Village needed more permit parking, it could be reevaluated.

Trustee Lindberg said that the Village is also thinking about changing the South Street parking lot from a 3-hour limit to a 4-hour limit and creating a 4-hour lot limit. The Village Code would have to be revised, the lot would have to be restriped with lines and numbers, and more signs would be added to make the rules visible.

Trustee McManus proposed a new traffic flow in the lot.

Mayor Newhard stated that he received feedback that a 3-hour limit is not enough time to shop and have lunch, or to do several errands. Trustee Cheney discussed how the extra hour would reduce the amount of turnover and suggested we keep the parking lot limits consistent.

Also proposed was the addition of a handicap accessible parking space in center island of the lot. Trustee Lindberg also proposed to change the permit hours of the lot; daytime hours to 8:00 a.m. – 6:00 p.m. and evening hours, 6:00 p.m. – 8:00 a.m.

## **2. First Street Parking Lot.**

Trustee Lindberg said that the Village Code now says that the First Street Lot is a 12-hour lot, however, currently it is a 3-hour metered lot with sixteen spots total and 4 overnight parking permits issued. Trustee Lindberg would like the lot to remain a 3-hour metered lot, with available overnight parking after 6:00 p.m. Trustee Lindberg proposed to change the hours on the overnight permit application to 6:00 p.m. – 8:00 a.m., since the meters are from 8:00 a.m. – 6:00 p.m. The overnight parking would require designated spots with signs.

## **3. Village of Warwick Policy Against Discrimination and Harassment.**

Mayor Newhard stated that this is a more comprehensive policy and complaint procedure provided to the Village from NYMIR (New York State Municipal Reciprocal).

Trustee Lindberg explained how New York State implemented the sexual harassment policy as part of their budget process in 2018-2019, which is why the Village implemented a sexual harassment policy and training and in August 2019 New York State added the discrimination changes to the policy, so that's why we now have the discrimination and sexual harassment.

### **Advertise - Full-Time DPW Laborer**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to advertise for one full-time DPW Laborer at a rate of \$17.00 per hour in accordance with the

Collective Bargaining Agreement and per the DPW Supervisor's recommendation.

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

Trustee Cheney: Aye Trustee Lindberg: Aye Trustee Patterson: Absent

Trustee McManus: Aye Mayor Newhard: Aye

**RESOLUTION APPROVING THIRD LEASE MODIFICATION AGREEMENT**

WHEREAS, in 1989 the Village of Warwick entered into an agreement with the Bank of New York under which the Bank leased certain portions of the parking area at 21-27 South Street to the Village for nominal consideration, and

WHEREAS, the said lease agreement was thereafter extended multiple times on essentially the same terms as the original lease; and

WHEREAS, JPMORGAN CHASE BANK, NA, as the successor in title to the said property of the Bank of New York, has provided the Village with a proposed Modification Agreement, a copy of which is attached, under which the Village will be allowed to use an additional twenty (20) parking spots in the lot on essentially the same terms as the existing lease agreement;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Modification Agreement proposed by JPMORGAN CHASE BANK, NA, constitutes a Type II Action under SEQRA;
2. That the Village Board approves and accepts the Modification Agreement proposed by JPMORGAN CHASE BANK, NA; and

3. That the Mayor is hereby authorized to sign the Modification Agreement and any documents necessary to put the same into effect.

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

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

Barry Cheney, Trustee, voting Aye

William Lindberg, Trustee, voting Aye

Michael Newhard, Mayor, voting Aye

Eileen Patterson, Trustee, voting Absent

George McManus, Trustee, voting Aye

**Acceptance of Orange County Youth Bureau 2020 Funding**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee McManus and carried to accept funding in the amount of \$4,000 from the New York State Office of Children and Family Services through the Orange County Youth Bureau for the 2020 Village of Warwick 'Project for Youth' Recreation Program.

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

Trustee Cheney: Aye Trustee Lindberg: Aye Trustee Patterson: Absent

Trustee McManus: Aye Mayor Newhard: Aye

**The Village of Warwick Policy Against Discrimination and Harassment**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee McManus and carried to adopt The Village of Warwick Policy Against Discrimination and Harassment effective December 6, 2019. This policy will replace section 9.6 of the Village of Warwick Employee

Handbook entitled 'Sexual Harassment' and the Village of Warwick Sexual Harassment Policy for All Employers that was adopted on October 15, 2018.

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

Trustee Cheney: Aye Trustee Lindberg: Aye Trustee Patterson: Absent

Trustee McManus: Aye Mayor Newhard: Aye

**Advertise - Replacement of the Barbara Drive Valve Vault**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to advertise and receive bids for 'Replacement of the Barbara Drive Valve Vault'.

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

Trustee Cheney: Aye Trustee Lindberg: Aye Trustee Patterson: Absent

Trustee McManus: Aye Mayor Newhard: Aye

**NYCOM 2020 Village Election Webinar Training Sessions**

A **MOTION** was made by Trustee Cheney, seconded by Trustee McManus and carried to grant permission to Village Clerk, Raina Abramson to register for two (2) NYCOM 2020 Village Election Webinar Training Sessions at a cost of \$30 per webinar. Webinar agenda is attached.

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

Trustee Cheney: Aye Trustee Lindberg: Aye Trustee Patterson: Absent

Trustee McManus: Aye Mayor Newhard: Aye

**DPW – Four Hour Shift, Saturday, December 7, 2019 for Storm Cleanup**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to direct the DPW Supervisor to assemble a work crew for Saturday, December 7, 2019, to address the downed limbs and branches from Village street trees for one, four-hour shift.

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

Trustee Cheney: Aye Trustee Lindberg: Aye Trustee Patterson: Absent

Trustee McManus: Aye Mayor Newhard: Aye

**Adjournment**

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg and carried to adjourn the special meeting at approximately 10:35 a.m.

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

Trustee Cheney: Aye Trustee Lindberg: Aye Trustee Patterson: Absent

Trustee McManus: Aye Mayor Newhard: Aye

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Raina M. Abramson  
Village Clerk