

**BOARD OF TRUSTEES
VILLAGE OF WARWICK
January 21, 2020**

8474

The regular bi-monthly meeting of the Board of Trustees of the Village of Warwick was held on Tuesday, January 21, 2020 at 7:30 p.m. in Village Hall, 77 Main Street, Warwick, NY. Present were: Mayor, Michael J. Newhard, Trustees: Barry Cheney, William Lindberg, Eileen Patterson, and George McManus. Also, present were: Village Attorney, Stephen Gaba, Deputy Village Clerk, Maryann Benedict and DPW Supervisor, Mike Moser. Others present; Lt. Rader, Mateo Rodriguez, Alfredo Pacheco, Oscar Figueroa, Cecilia Rojas, Donna Haley, Jason Ballard, Roger Moss, Elizabeth Knight Moss, Kerry Boland, Corey Bachman, Mary Collura, Katie Bisaro, Chris Bennett and others. Approximately thirty people were in attendance.

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

1. **Public Hearing on proposed Local Law No. 2 of the Year 2020 entitled: “A local law making textual amendments to Chapter 85 of the Village Code of the Village of Warwick entitled ‘Local Residency Card Program’”.**

The Village Clerk read the public notice:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Village Board of the Village of Warwick will hold a public hearing on the 21st day of January 2020, at 7:30 o'clock p.m., at Village Hall, 77 Main Street, Warwick, New York 10990, on a proposed Local Law No. 2 of the Year 2020 entitled: "A local law making textual amendments to Chapter 85 of the Village Code of the Village of Warwick entitled 'Local Residency Card Program'".

The purpose of this Local Law is to make textual amendments to certain provisions of Chapter 85 of the Village Code of the Village of Warwick entitled “Local Residency Card Program” to clarify the meaning thereof.

A copy of the proposed local law is on file in the office of the Village Clerk and available for inspection by interested persons during Village Clerk's business hours.

The Village Board will at the above date, time and place hear all persons interested in the subject matter hereof. Persons may appear in person or by agent. All written communications addressed to the Board must be received by the Board at or prior to the public hearing.

Discussion

Stephen Gaba explained the textual changes and stated that The Local Residency Card Program has already been adopted by the Village when the Village Clerk's Office went to prepare the application forms for the Local Residency Cards. It was discovered that there was a textual mistake in the language which said that documents submitted for proof of residency be dated no less than six months prior to the date of the application, as opposed to no more than six months. The other two changes were cleaning up text, there were no changes at all in the meaning or terms of the Local Residency Card.

Mateo Rodriguez stated that it is so exciting to approve the Local Residency Card Program and they are here together to make the village better.

Alfredo Pacheco stated that after two years of working with the community and working with the Board members he is very proud that the Local Residency Card Program is going to pass. He is very proud of the community and how they feel comfortable about attending Village Board meetings and expressing their needs. At the beginning they were hesitant about talking about their needs and now they feel comfortable and they are proud to be a part of Warwick.

Donna Haley expressed her feeling of solidarity for our wonderful community and this wonderful gesture of incorporation of the entire community that we are so lucky to be part of and to have.

Mayor Newhard stated that the Local Residency Card is for everyone. It is for people who can't get a driver's license for various reasons and younger folks that need more ID if they only have one form and may need two forms. The Village truly believes this has a universal aspect to it and an aspect of pride as well. Over the past two years we have seen something beyond pride, we've seen relationships grow and the personal growth we as a group achieved is very outstanding and is remarkable. Mayor Newhard applauds the group for all the work that they did and that's all part of being in a community.

Alfredo Pacheco spoke for one of the members by translating and expressed how grateful they are for the Local Residency Card program. He lived in the community twenty-one years and explained he would send his son to speak to Police Officers to speak for him. He stated that his son only had one ID from school and was concerned that would not be enough to prove who he was. He felt he could not get together with the community years ago. It was difficult for them to even have a phone in their house. To get an apartment was very hard because they didn't have a form of ID to prove who they were. But now he feels more comfortable and this encourages him to go to school and learn English because of the relationship they have with the community now.

Trustee McManus asked for a date when we will start issuing cards. Mayor Newhard said when the Local Law comes back from Albany is the time we will move forward. We are working on getting all the mechanicals in place and we need to purchase an iPad. We should be ready by the first week of February.

Roger Moss thanked everyone for all the work that has been done in passing the Local Law. He asked if we could use any volunteers once everything is in place. Mayor Newhard said potentially we can for the initial week or two because there will be a great interest. Certain days and hours will be determined when people will come in to apply for Local Residency Cards. Once that is determined we will inform everybody.

Public Hearing – Local Law No. 2 of the Year 2020, Local Residency Card Program

A **MOTION** was made by Trustee Cheney, seconded by Trustee McManus and carried to close the Public Hearing on proposed Local Law No. 2 of the Year 2020 entitled: “A local law making textual amendments to Chapter 85 of the Village Code of the Village of Warwick entitled ‘Local Residency Card Program’”.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Acceptance of Reports

A **MOTION** was made by Trustee McManus, seconded by Trustee Patterson and carried to accept the reports: December 2019: Clerk's Office, Justice, Building, Planning Board & ZBA.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson 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 Patterson and carried for the authorization to pay all approved and audited claims #20001194 – 20001304 in the amount of \$210,701.87.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Police Report

Lt. Rader stated the call report for last year. Overall the Police Department handled 19,446 calls in 2019 among the four posts. The Village of Warwick is its own post which totals 5,966 of those calls which is approximately 31% of the calls. The Village covers about 2 to 3 percent of the overall patrol area per square miles. That makes it a busy post for the Police Department. It is the second busiest out of the four posts in the Town of Warwick.

The following are 2019 Village of Warwick statistics:

- Out of 428 arrests, 99 were in the Village
- Out of 1,636 traffic tickets, 573 were issued in the Village
- Out of 1,046 criminal reports, 298 were in the Village
- Out of 564 motor vehicle accidents investigated, 174 were in the Village

Highlights of events handled by the Police Department last year were: Apple Eve, Little League Opening Day Parade, Memorial Day Parade, The Knights of Columbus Pro-Life March, Warwick Coalition Break the Stigma March, Halloween Parade, Veterans Day Parade, and Orange County Fireman's Parade. The Orange County Fireman's Parade required a total of 71 Police, Certified Police, and Volunteer Fire Police Officers to the parade route.

Presentation

1. Main Water Storage Tank Project – Jason Ballard, Barton & Loguidice.

Announcements

1. Village of Warwick welcomes new Planning Board Member, Kerry Boland, Alternate Planning Board Member, Michael Dombrowski and Zoning Board of Appeals Member, Scot Brown.
2. Letter of resignation from Zoning Board of Appeals member John MacDonald.

Correspondence

1. Letter from NYS Department of Environmental Conservation – Water Quality Improvement Project and Village of Warwick Land Acquisition for Source Water Protection.

Discussion

1. Village of Warwick Summer Recreation Fees.

Mayor Newhard stated the thought is to start moving our recreation fees to cover more of our expenses. The program has grown and is a very successful program in the Village. We have 250 children during the summer and that is just the camp program. The new playground equipment at Stanley Deming Park has created an even greater attraction. Ron Introni has supplied the Board with comparable prices from throughout the county and his suggestion is to increase the fees from \$20.00 to \$30.00 for the park program and additional siblings would be \$20.00.

Discussion ensued about the cost of prior years' registration costs.

Mayor Newhard stated that we shouldn't increase the costs to quickly. The Youth Bureau would anticipate that we offer scholarships for children and families that might not be able to afford the program. Registration will be online this year.

The Board of Trustees agreed to raise the fees to \$30.00 per registration for first child, \$20.00 for additional sibling and \$15.00 for various summer programs.

2. Film Permit – Travel Channel's Ghost Nation.

Discussion ensued about the drone and concerns about it getting stuck in a tree or on top of a building. Stephen Gaba stated that the responsibility falls on the Travel Channel.

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.

No comments were made.

Adoption of Local Law No. 2 of the Year 2020, Local Residency Card Program

A **MOTION** was made by Trustee Cheney, seconded by Trustee McManus and carried for a local law making textual amendments to Chapter 85 of the Village Code of the Village of Warwick entitled "Local Residency Card Program".

Section 1. Purpose:

The purpose of this Local Law is to make textual amendments to certain provisions of Chapter 85 of the Village Code of the Village of Warwick entitled "Local Residency Card Program" to clarify the meaning thereof.

Section 2. Amendment of Code:

Village of Warwick Village Code Chapter 85, entitled "Local Residency Card Program", is hereby amended as follows:

(A) Sections 85-2(D)(iv), (v) and (vi) are hereby repealed and reenacted to read as follows:

- "(iv) A local property tax bill, utility bill or insurance bill (homeowner, renter, health, life or automobile insurance) dated not more than six (6) months prior to the date of the application for the Local Residency Card;
- (v) A voter registration card or a jury summons with identity and address dated not more than six (6) months prior to the date of the

application for the Local Residency Card;

(vi) A bank account statement or employment pay stub dated not more than six (6) months prior to the date of the application for the Local Residency Card."

(B) Section 85-2(E) is hereby repealed and reenacted to read as follows:

"Applications for a Local Residency Card must be submitted with payment of applicable fees as provided in this Chapter."

(C) Sections 85-3(A) is hereby repealed and reenacted to read as follows:

"The Village of Warwick shall make available to any resident of the Village of Warwick fourteen (14) years of age or more a Local Residency Card displaying the cardholder's photograph, name, date of birth and residence address. Local Residency Cards shall bear the seal of the Village of Warwick and set forth an ID number assigned to the card and list the date of issuance and date of expiration of the card as well as the disclaimer provided for in this Chapter."

(D) In Section 85-5, "Disclaimer", at the end of the final sentence in the paragraph there shall be added the words: "and is relying wholly and exclusively upon information provided by the applicant regarding identity and residency."

Section 3. Severability:

If any part or provision of this local law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this local law or the application thereof to other persons or circumstances, and the Village Board of the Village of Warwick hereby declares that it would have passed this local law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 4. Effective Date:

This Local Law shall become effective immediately, and shall further be filed with the Secretary of State of the State of New York subsequent to having been duly adopted by the Village Board.

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

| | |
|-----------------------------------|-----|
| Barry Cheney, Trustee, voting | Aye |
| William Lindberg, Trustee, voting | Aye |
| George McManus, Trustee, voting | Aye |
| Eileen Patterson, Trustee, voting | Aye |
| Michael Newhard, Mayor, voting | Aye |

Employee Training – Michael Moser

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to grant permission to allow Michael Moser, DPW Supervisor, to attend the NYSBOC Rockland Spring Seminar 2020 at a total cost of \$275.00 on Tuesday, April 21, 2020 – Thursday, April 23, 2020. The training will be held at the Firemen’s Training Center Pomona, NY. Supervisor vehicle will be used. Mileage reimbursement and overtime do not apply.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Full-Time DPW Laborers – Shane Rivera and John Allen

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to hire two full-time DPW laborers, Shane Rivera and John Allen, at a salary of \$17.00 per hour in accordance with Collective Bargaining Agreement. Start dates to be determined by DPW Supervisor. Resumes are on file in the DPW Office for review.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Return of Zoning Board of Appeals Escrow – James Miller

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to return the Zoning Board of Appeals escrow balance of \$187.50 to James Miller in connection with 47 Wheeler Avenue. All invoices have been paid as per Zoning Board of Appeals Attorney, Robert Fink.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Employee Training – Linda Smith

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Patterson and carried to grant permission to Village of Warwick Grant Writer, Linda Smith, to attend the 2020 Choice Words Grants Conference on Wednesday, January 22, 2020 at the Clarkson University's Beacon Institute at a cost of \$80 per registration. Pay will be up to eight hours at the contracted rate and include mileage reimbursement.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Facility Use Request - Memorial Park / Warwick Adult Kickball League ICEBOWL

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney and carried to grant permission to Warwick Adult Kickball League to use the T-Ball, Over 35 and Football Fields in Memorial Park February 22, 2020 from 2:00 p.m. until 6:00 p.m. for an ICEBOWL challenge, with set up to begin at 1:00 p.m. and break down to be completed by 6:00 p.m. as per the letter dated January 12, 2020. The event will include setting up an enclosed 12 x 12 tent to sell hot cider and donuts to collect donations for the local food bank. Completed park permit, security deposit and proof of proper insurance have been received.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Election Inspectors

A **MOTION** was made by Trustee Patterson, seconded by Trustee McManus and carried to appoint Janet Fivehouse, Vanessa Mann, Victoria Hague, and Janet Folino, as Election Inspectors and Catherine Linton as an Alternate Election Inspector for the upcoming Village Election on Wednesday, March 18, 2020 at a rate of \$13.00 per hour.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Elections Machine Operators

A **MOTION** was made by Trustee Patterson, seconded by Trustee McManus and carried to appoint Michael J. Batz, Sr. and Elizabeth Doty as Machine Operators and Noel Thompson as Alternate Machine Operator for the upcoming Village Election on Wednesday, March 18, 2020 at a rate of \$13.00 per hour.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Budget Modification

A **MOTION** was made by Trustee McManus, seconded by Trustee Cheney can carried to approve the budget modifications as per the Village Treasurer's letter dated January 15, 2020.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Budget Transfers and Modifications

A **MOTION** was made by Trustee McManus, seconded by Trustee Cheney and carried to approve the budget transfers and modifications as per the Village Treasurer's letter dated January 17, 2020.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Village of Warwick Summer Recreation Fees

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney and carried to increase the cost of the Warwick Recreation Program to \$30.00 per week for the park program, \$15.00 for the various camps, siblings will be charged \$20.00 per park program and \$15.00 for various camps. Cost will take effect for the season 2020-2021.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Film Permit – Travel Channel's Ghost Nation

A **MOTION** was made by Trustee Patterson, seconded by Trustee McManus and carried to allow filming for Travel Channel's Ghost Nation on Saturday, February 8, 2020 for use of Main Street, Railroad Avenue, Maple Avenue, Oakland Avenue and have access to four parking spots. The security fee is as listed and pending proof of proper insurance when approval and signed documents are received.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Reports

Trustee Cheney's Report:

Trustee Cheney explained how HONOR, an organization located in Middletown provides services to the County to support housing opportunities for those in need. This week they will conduct the homeless point in time count of the sheltered and unsheltered homeless persons throughout the County and they're asking that if anyone knows of homeless people in the County to contact HONOR at 845-343-7115 so that HONOR can first off, get them included in the count because it's important relative to the funding that comes from the Federal Government and secondly, so that HONOR can provide assistance to those individuals through their outreach program and try and get them into a shelter situation.

Trustee Lindberg's Report: No report currently

Trustee Patterson's Report: No report currently

Trustee McManus' Report: No report currently

DPW Supervisor, Mike Moser's Report:

Since my last report the Village Department of Public Works has been working on the following projects and assignments:

- All Village owned properties are continuously maintained
- All DigSafe 811 utility mark outs performed
- Generator at Homestead Village is up and running, final pump station tie-ins to control panel were completed by contractor today
- Christmas tree pick up continues, leaves finished
- Repaired water leak on Campbell Road
- Held interviews for laborer position, motion on agenda for hiring
- Infiltration investigation on going with more camera work scheduled for next week
- Cold patching of potholes continues throughout the Village
- Couple of snow/ice events taken care of
- Chipping project from storm damage will be finished this week, took extraordinary amount of time and funding due to residents putting out excessive amounts of debris but Village owned properties still being worked on
- Various other routine daily tasks

Mayor Newhard's Report:

Mayor Newhard offered our sympathies and condolences to the family of our Water Billing Clerk, Diane Shorter who just recently lost her husband Wayne Shorter. Wayne worked for the Village for many years at the Department of Public Works. We are truly saddened by the loss of part of our family here at Village Hall and our love goes out to Diane and her family.

Mayor Newhard also acknowledged Trustee Patterson who made a personal decision not to run for office in this coming election. He thanked her for all the work, time and love that she has given the residents of this Village.

Final Comments from the Floor

Cecilia Rojas stated that she is thankful to the Mayor and the Board of Trustees for all their work and she feels very welcomed here.

Final Comments from the Board – No comments made

Adjournment

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg and carried to adjourn the regular meeting at approximately 8:45 p.m.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Maryann Benedict
Deputy Village Clerk