

**BOARD OF TRUSTEES  
VILLAGE OF WARWICK  
JULY 18, 2022**

**9316**

The Regular Meeting of the Board of Trustees of the Village of Warwick was held on Monday, July 18, 2022, at 7:30 p.m. in Village Hall, 77 Main Street, Warwick, NY. Present was: Deputy Mayor, Barry Cheney, Trustees: Corey Bachman and Carly Foster. Also, present was Deputy Village Clerk, Jennifer Mante, Village Attorney, Steven Gaba, and DPW Supervisor, Mike Moser. Mayor, Michael J. Newhard and Trustee Tom McKnight were absent. Others present: Meghan Carlson and Elizabeth Cassidy.

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

**Acceptance of Minutes**

A **MOTION** was made by Trustee Bachman, seconded by Trustee Foster, and carried for the Acceptance of Minutes: June 27, 2022 & July 5, 2022.

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

Trustee Cheney Aye    Trustee Foster Aye    Trustee Bachman Aye

Trustee McKnight Absent    Mayor Newhard Absent

**Acceptance of Reports**

A **MOTION** was made by Trustee Foster, seconded by Trustee Bachman, and carried for the Acceptance of Reports – June 2022: Clerk’s Office, Tax Collection, Justice Department, Planning and Zoning, Building Department, and Department of Public Works.

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

Trustee Cheney Aye    Trustee Foster Aye    Trustee Bachman Aye

Trustee McKnight Absent    Mayor Newhard Absent

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

A **MOTION** was made by Trustee Bachman, seconded by Trustee Foster, and carried for the Authorization to Pay all Approved and Audited Claims in the amount of \$154,975.07.

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

Trustee Cheney Aye    Trustee Foster Aye    Trustee Bachman Aye

Trustee McKnight Absent    Mayor Newhard Absent

**Announcement**

1. Village of Warwick Bulk Pickup.

DPW Supervisor, Mike Moser, read the bulk trash pick-up notice and stated that the north side of the railroad tracks would be picked up on August 29, 2022, and the south side of the railroad tracks would be picked up on September 15, 2022. Mr. Moser said to refer to the Village website for map and street listing details. Deputy Mayor Cheney emphasized for residents to have their items on the curb by those two dates, depending on which side of the tracks they reside, and the Village would begin to come around and pick it up.

**Privilege of the Floor**

Please limit your comments to **three (3)** 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.

**Orange County FY 2022 Community Development Block Grant Municipal Agreement - South Street Sidewalk ADA Improvement**

A **MOTION** was made by Trustee Foster, seconded by Trustee Bachman, and carried to authorize the Mayor to sign the ‘Orange County FY 2022 Community Development Block Grant Municipal Agreement’ for the HUD CDBG FY 2022 Grant Project: “South Street Sidewalk ADA Improvement” in the amount of \$108,570 and all documents necessary to carry out the terms thereof.

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

Trustee Cheney Aye    Trustee Foster Aye    Trustee Bachman Aye

Trustee McKnight Absent    Mayor Newhard Absent

**Discussion**

Trustee Foster said it was great that the project was moving forward. Deputy Mayor Cheney asked DPW Supervisor, Mike Moser, if the plan was for DPW to self-perform the project. Mr. Moser responded that he no longer thought that was the plan and how the

County had overwritten some of his ideas. Mr. Moser stated that the Village saved money on High Street but that the County wanted to be sure all the money they gave us was spent. Deputy Mayor Cheney said that he was sorry to hear as High Street was a good example of his workmanship. Trustee Foster asked if the grant could only be used on that specific stretch or if it could be used on the continuation. Mr. Moser responded that it would be next year. Deputy Mayor Cheney stated that this was from last year's application. Trustee Foster replied that she knew, but that what had been talked about was using economies of scale and completing that portion of the sidewalk and then potentially, while everything was mobilized, going even further, and asked if that could be leveraged to go further. Deputy Mayor Cheney said that would have to be checked with Community Development. Mr. Moser said that it was higher up the ladder than himself. Trustee Foster said that if DPW was willing to self-perform then we could get further and still spend the money. Deputy Mayor Cheney said they would have to have more discussion with the Community Development office and go from there.

**Part-Time Assistant Building Inspector III - Anthony Pascullo**

A **MOTION** was made by Trustee Foster, seconded by Trustee Bachman, and carried to hire Anthony Pascullo to the position of Part-Time Assistant Building Inspector III at an hourly salary of \$21.00 per hour with a start date of July 25, 2022, per the recommendation of Building Inspector/Code Enforcement Officer, Boris Rudzinski.

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

Trustee Cheney Aye    Trustee Foster Aye    Trustee Bachman Aye

Trustee McKnight Absent    Mayor Newhard Absent

**Discussion**

Trustee Foster wanted confirmation that the salary was in alignment with what was done previously. Deputy Mayor Cheney said that it was and that the position was unique to other positions in the Village, so it made it difficult to compare, but it seemed reasonable and was acceptable to the candidate.

**Acceptance of Proposal – TAM Enterprises, Removal of Digester Solids at Wastewater Treatment Plant**

A **MOTION** was made by Trustee Foster, seconded by Trustee Bachman, and carried to accept the proposal from TAM Enterprises dated April 29, 2022, for services to remove solids from the digester at the Wastewater Treatment Plant based on the proposed unit costs. Funds are appropriated in the 2022-23 in budget code in G-8120-4675.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Bachman Aye

Trustee McKnight Absent Mayor Newhard Absent

**RESOLUTION FOR VILLAGE OF WARWICK**  
**STREETLIGHT HEAD PURCHASE**

WHEREAS, the Village of Warwick has undertaken a project wherein it will acquire and maintain all public streetlight heads in the Village; and

WHEREAS, the Village has received various closing documents from Orange & Rockland Utilities for the said purchase including, without limitation, a Purchase Agreement, an Operating Agreement, a Quit Claim Bill of Sale, and a Mutual General Release; and

WHEREAS, it is necessary for the Village Board to approve the said closing documents in order for the purchase of the streetlight heads to go forward;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Village Board does hereby approve the said closing documents and expenditure of the funds necessary for the closing; and
2. That the Mayor is authorized to execute the said closing documents and any other documents necessary to complete the closing on the purchase of the streetlight heads.

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

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

Barry Cheney, Trustee, voting Aye

Carly Foster, Trustee, voting Aye

Thomas McKnight, Trustee, voting Absent

Corey Bachman, Trustee, voting Aye

Michael Newhard, Mayor, voting Absent

**Discussion**

Trustee Foster said that this project would save the Village money in the long run. Deputy Mayor Cheney explained that last year a consultant was hired to help with the project and that the Village would purchase the existing arms, lamps, and light fixtures from Orange & Rockland. Deputy Mayor Cheney clarified that there would be a price for that and how the Village had gotten a preliminary price of \$203,000 several years ago. Deputy Mayor Cheney said mercury vapor and high-pressure sodium lamps had been replaced with LEDs and stated that he was not sure if that price would hold. Deputy Mayor Cheney further explained that the consultant would get bids, which would get evaluated, and then the Village would select a contractor to do the install. Deputy Mayor Cheney said decisions still needed to be made as far as which ones would be replaced. Deputy Mayor Cheney continued by saying the Village had also decided to move ahead with smart technology and explained how this would allow control over the brightness intensity of the lights, and how prior to that happening the consultant would do a detailed evaluation of the Village's streetlight system to determine the proper wattages for particular locations, such as well used intersections could be brightened to a significant degree to make the area safer. Deputy Mayor Cheney said that the Village had 515 streetlights and park lights based on the consultant's inventory, and how 187 of them had already been converted to LEDs by Orange & Rockland, plus 53 decorative lights. Deputy Mayor Cheney stated that the consultant would provide a cost estimate for the equipment and install. Trustee Bachman asked for clarification if by decorative, Deputy Mayor Cheney meant historic. Deputy Mayor Cheney said he meant any nonstandard O&R light setup and gave examples such as the Stanley-Deming Park and Warwick Grove streetlights. Deputy Mayor Cheney clarified that this only concerned the bulb and the fixture not the historic ones. Deputy Mayor Cheney asked Mr. Moser if the lights along Bank Street Bridge were LEDs and if during replacements if any of the decorative lights had been replaced with LEDs. Mr. Moser answered yes to both questions.

**Facility Use – Veterans Memorial Park Pavilion – Rebecca Bank**

A **MOTION** was made by Trustee Foster, seconded by Trustee Bachman, and carried to grant permission to Rebecca Bank to use the Veterans Memorial Park Pavilion for a family gathering on Saturday, July 23, 2022, from 3:00 p.m. to 9:30 p.m. Request includes use of electricity, pavilion lights, restrooms, and Village-owned tables and chairs. Completed park permit, proper insurance and security deposit have been received.

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

Trustee Cheney Aye    Trustee Foster Aye    Trustee Bachman Aye

Trustee McKnight Absent    Mayor Newhard Absent

**Facility Use - Warwick Valley Chamber of Commerce - Applefest 2022**

A **MOTION** was made by Trustee Foster, seconded by Trustee Bachman, and carried to grant permission to the Warwick Valley Chamber of Commerce to hold the 32nd Warwick Applefest on Sunday, October 2, 2022, from 9:00 a.m. to 5:00 p.m. in the area between Lewis Park and Stanley-Deming Park, encompassing High Street, South Street, Railroad Avenue, Railroad Green, Stanley-Deming Park, the Chase parking lot and the South Street parking lot. Event setup will begin at 6:00 a.m. and breakdown will be complete by 6:00 p.m. Request includes: use of Veterans Memorial Park and the First Street lot for event parking, use of electricity, and tent setup on Railroad Green and along the sidewalk on High Street on Saturday, October 1, 2022, between 12:00 p.m. and 5:00 p.m., as per their letter dated April 18, 2022, and facility use application. Completed facility use application, proper insurance, detailed map, and security deposit have been received. Approval is subject to the Warwick Valley Chamber of Commerce providing the Village of Warwick with a complete list of vendors and individual vendor insurance certificates naming the Village of Warwick as an additional insured.

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

Trustee Cheney Aye    Trustee Foster Aye    Trustee Bachman Aye

Trustee McKnight Absent    Mayor Newhard Absent

**Discussion**

Deputy Mayor Cheney asked Elizabeth Cassidy of the Warwick Valley Chamber of Commerce if she had anything to add. Ms. Cassidy said that discussions were made regarding insurance and how it had been increased over the course of the past several years and hoped that what was provided was sufficient. Ms. Cassidy added that there was discussion that additional insurance may be needed, which would be about four figures to acquire. Ms. Cassidy stated that the insurance amount provided was a reasonable amount which also included vendors and sponsors who had to provide one million/two million certificate of insurance to be part of the festival. Deputy Mayor Cheney asked Village Attorney, Steven Gaba, if there was anything he wanted to add. Mr. Gaba answered no, and that the insurance had been gone over and was confident that the Village was adequately protected and believed it was ready to be approved.

**Road Closures - Warwick Valley Chamber of Commerce - Applefest 2022**

A **MOTION** was made by Trustee Foster, seconded by Trustee Bachman, and carried to close South Street to Lawrence Avenue, Railroad Avenue, First Street, Second Street, Third Street, High Street, Bank Street, Clinton Avenue, Park Avenue, Park Lane, and Parkway for the benefit of Applefest 2022 on Sunday, October 2, 2022, in coordination with the Warwick Police

Department and the Village of Warwick Department of Public Works.

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

Trustee Cheney Aye     Trustee Foster Aye     Trustee Bachman Aye

Trustee McKnight Absent     Mayor Newhard Absent

### **Reports**

#### **Trustee Foster's Report:**

Trustee Foster explained how she was asked to provide a report regarding the matter of whether Bank Street should remain closed during Sunday's farmer's market. Trustee Foster said that issues with general signage and safety had risen during conversations regarding Bank Street. Trustee Foster stated that Chief Rader recommended that the southern entrance into the parking lot be exit only and that the northern entrance be entry only in order to be consistent with Bank Street being a one-way street and to reduce any issues and confusion. Trustee Foster agreed with the recommendation and said that additional signage and an amendment to the code would be needed to accommodate that. Trustee Foster said that the Warwick PD had also previously recommended that Bank Street be pedestrian only and wanted to discuss that. Deputy Mayor Cheney asked if Trustee Foster meant only during the farmer's market. Trustee Foster answered that it sounded like there was a recommendation that it not be open to vehicles at all and was curious about the history of that. Trustee Foster clarified that was not her recommendation tonight, but that sometime in the future it could be revisited. Deputy Mayor Cheney advised to not proceed with that discussion due to the absence of two of the Board Members.

Trustee Foster gave some history of the market and how it had been operating for 30 years and had seen significant growth, especially over the last three years. Trustee Foster said that originally Bank Street was closed in accordance with the recommendation from the Warwick Police Department for pedestrian safety reasons. Trustee Foster said she recently met with Chief Rader to see if the recommendation had changed, and it had not. Trustee Foster confirmed that the recommendation was for the space to remain closed. Trustee Foster stated that there were three businesses located in the parking lot that also operate on Sundays while the market is in session and Bank Street is closed, which prevents use and access of those businesses. Trustee Foster said she had heard from the business owners and how they understandably wanted parking access to their properties. Trustee Foster went into detail regarding various ideas to keep Bank Street open however they were ruled out due to inadequate protection or capital cost. Trustee Foster specified that the Warwick PD did not recommend opening Bank Street during the farmer's market under any condition in order to limit pedestrian and vehicle conflicts. Trustee Foster suggested the use of two of the metered parking spots along Main Street near the top of Bank Street, one for Peck's and one for the realtor's office as a temporary option. Trustee Foster stated that enforcement would be a concern and wanted to speak to Mr. Gaba to see if it were feasible and to also speak to those of the farmer's market to see if they help provide enforcement.

Trustee Foster brought up her third topic which was the potential long-term location of the farmer's market. Trustee Foster explained that the farmer's market had continued to grow and that even with Bank Street closed the space was maxed out. Trustee Foster explained that the farmer's market used to have activities for kids as well as music and there was interest in bringing those back. Trustee Foster said that given the space limitation and the issues with the parking for those businesses, it warranted discussion for other opportunities. Trustee Foster said that she met with members of the farmer's market and spoke of possible locations and how they were open to that. Deputy Mayor Cheney thanked Trustee Foster for her thorough report.

**Trustee Bachman's Report:**

Trustee Bachman spoke of the Warwick Historical Society's annual George Washington Day 5K on Saturday, July 23<sup>rd</sup> at 8:30 a.m. at the entrance of Memorial Park. Trustee Bachman stated that there was still time to register and explained how to do so.

**Deputy Mayor Cheney's Report:**

Deputy Mayor Cheney said that the Water Quality Report for 2021 had been posted to the Village of Warwick website, which was under Community, Residents, Village Info, Water Reports. Please access it there, the water bills will have the specific link in the next bill residents receive.

**Trustee McKnight's Report:** Absent

**Final Comments from the Floor:**

Elizabeth Cassidy thanked the Board on behalf of The Warwick Valley Chamber of Commerce and was looking forward to a great event. Deputy Mayor Cheney stated that he realized Applefest was a major undertaking and appreciated all the efforts the Chamber goes through to make it happen.

**Final Comments from the Board** – No comments.

**Adjournment**

A **MOTION** was made by Trustee Bachman, seconded by Trustee Foster, and carried to adjourn the meeting at approximately 8:05 p.m.

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

Trustee Cheney Aye      Trustee Foster Aye      Trustee Bachman Aye

Trustee McKnight Absent      Mayor Newhard Absent