

**BOARD OF TRUSTEES
VILLAGE OF WARWICK
September 18, 2017**

7511

The regular bi-monthly meeting of the Board of Trustees of the Village of Warwick was held on Monday, September 18, 2017 at 7:30 p.m. in Village Hall, 77 Main Street, Warwick, NY. Present were: Mayor Michael J. Newhard, Trustees: Barry Cheney, George McManus, and Eileen Patterson, William Lindberg was absent. Also present were: DPW Supervisor, Michael Moser, Village Deputy Clerk, Raina Abramson and Village Attorney, Stephen Gaba. Others present: Lt. John Rader, Patrick Gallagher, Gedge Driscoll, Joe Lawlor, Judy Dickinson, Christopher Bennett, Keith Herbert, Jason Pitingaro, P.E. and Darren Doetsch, P.E. of KC Engineering and Land Surveying, P.C. and others.

The Mayor called the meeting to order and led in the Pledge of Allegiance

The Clerk held the roll call.

Acceptance of the Minutes:

A **MOTION** was made by Trustee McManus, seconded by Trustee Patterson and carried to accept the Minutes of August 28, 2017 Work Session and September 5, 2017. Four Ayes

Acceptance of Reports:

A **MOTION** was made by Trustee McManus, seconded by Trustee Patterson and carried to accept the Building (January to August 2017), Justice (July and August 2017), Architectural Review Board, Planning Board, Zoning Board (July and August 2017). Four Ayes

Authorization to Pay all Approved and Audited Bills:

A **MOTION** was made by Trustee McManus, seconded by Trustee Patterson and carried to pay all approved and audited bills in the amount of \$123,083.24. Four Ayes

Police Report:

Lt. Rader: We had the Homecoming Parade this past weekend. It went very well. We wanted to make sure we recognized the DPW on Friday put barricades out for us for all the secondary roads which greatly assisted, and as always the Warwick Fire Department backed us up with their Fire Police and this year it's parades it's been... We are getting better and better each time.

Mayor Newhard: You are excellent. You've been doing a great job.

Lt. Rader: Applefest is October 1st, so expect delays and heavy pedestrian traffic for the entire day starting an hour earlier.

Mayor Newhard: Yes.

Lt. Rader: So, it will be from 9 to 5 on that day.

Mayor Newhard: The word should get out for the locals I think, because I think that's really when most local people like to try to get in and get out as quickly as possible.

Lt. Rader: So, it will be on time this year.

Mayor Newhard: Yes, it will. Very good, thank you lieutenant.

Lt. Rader: You're welcome. Have a good night.

Presentation: KC Engineering

Jason Pitingaro, P.E.: I'm Jason Pitingara from KC Engineers. We were consultants that were asked to look at the water system evaluation for expansion of the water system and determine the best treatment options to get some additional capacity into the water system for the Village. So the RFP was arranged into three sections and the completed section, the first section, which is basically the first initial evaluation of all the options. We had submitted some materials to the Village already, but we are here tonight to look at those options and talk about them. Darren will talk about those in depth a little bit once we get started here. We will get some guidance (inaudible) after you guys have a chance to review those things and let us know how we should complete the next few phases of the project.

Mayor Newhard: There was, to clarify for the Board and the public, a focus on Well #3.

Jason Pitingaro, P.E.: Yes, so there's a couple things that go into water producing, potable water. One is of course the source of it, whether it is a well or surface water or whatever it is, so that's getting the source of the water. And then once you have the water available to you, you still have to treat it and make it drinkable, potable water. So, at this time the Village has kind of three options for water: One is the reservoirs, two is the treatment at Memorial Park, three is this water source, Well 3 that is in the proximity of Homestead Village but is not treated at this time or doesn't have adequate treatment at this time. The idea was to provide a treatment source for that water, whether it was being treated at Memorial Park after it's conveyed there or to have some kind of treatment mechanism or facility at Well 3 itself and I'm going to let Darren speak about the details which are contained in that summary table there and then we can go through any questions or comments that you guys may have or stuff that you specifically want to.

Trustee Cheney: Just to add a little bit of history, the Well #3 was determined to be under the influence of ground water and when that happened the state basically said, you either take it off line or you treat it, and I guess fortunately for the Village it coincided with the about the same time in 2011, I believe it was, when the microfiltration plant, which treats water out of Well #2

which had the same situation, was brought online so we had the capacity to handle the Village's needs for water and so now we're just looking to expand the system, go back to the well that we have available to us and provide more capacity for the system.

Jason Pitingaro, P.E.: Yes, it should offer some redundancy, ultimately, with the right system.

Trustee Cheney: Thank you.

Darren Doetsch, P.E.: Thank you Jason. My name is Darren Doetsch from KC Engineering and what I just handed out here was a map. I wanted the Board to see the location of Well 3, I'm sure most of you probably know this, but in case you didn't, in relation to the existing water treatment plant up in Memorial Park and Well #2 and then I have the list of advantages and disadvantages with each option. So, the first thing we did, in order to run a pipe from Well 3 to Well 2 to the existing microfiltration plant, the existing plant has to be able to handle that capacity. So, the first thing we wanted to do was, I went to visit Keith over at the water treatment plant and I interviewed the operator to see what's the situation there. So, on paper the plant can process 1 million gallons of water per day. When I went and talked to Keith, I spoke to him about it and he said that's all on paper, what I can actually get through the plant on an average daily basis is 0.5 mgd or 500,000 gallons per day. On his best day he was able to get through 600,000 gallons per day. So, in order to really do anything at that existing plant, that plant would have to be expanded. It would need more of the microfiltration units and it would need more real estate also because right now the plant's pretty boxed in, all the units are in there so we'd have to knock a wall out, move things out and put in an extra, another microfiltration unit. And the cost to add a microfiltration unit was about \$370,000 and that's the material alone, that's not the installation and expanding the buildings so our cost estimate was in the neighborhood of \$800,000 - \$900,000 to really just be able to put on the addition to the plant, to be able to process more water. So, also talking with Keith he said that the basically the reason why is because those, we didn't really look into that in depth, but the reason why is that the reason why is that the microfiltration unit are maybe not be as robust as you'd like them to be. There is always going to be, one of them, might be in backwash mode or recharge mode, and really the stars have to be aligned in order, and the incoming water flux rates have to be perfect in order to get this 1 mgd. So, really the plant would have to be expanded. If you were to go down that road, there is a variety of options you could do. So, I set this, you can tell I'm a food guy because I set this up like an a la carte menu, so if we skip to number two there, the first thing you've got to do no matter what is expand that water treatment plant. Then there's a variety of things you could do such as run the pipe over from Well #3 over to that plant, you could do that. We have all the advantages and disadvantages of running that pipe over. But, there's other things you could do too that are a little more reasonable if you were to expand that plant. You could put a larger well pump in Well #2 right now the well has more capacity then the pump can pump to the plant so you could theoretically make the plant larger, take the old well pump out and put a new larger

more powerful one in and you'll get your extra 250 gallons per minute that way which seemed pretty reasonable but again the main thing is that you have to first expand the plant. The third thing there you could do is develop another well near the Memorial Park Water Treatment Plant and the Leggit Brashers and ground water report there's an aquifer over there along the Waywayanda Creek that's a great water producer so that would be the area you would want to put an extra well if it came down to it. So, like those things, like I had there, the a la carte menu. You have to expand the plant. You could do one of those three things if you wanted to expand the plant and spend a couple million dollars, you could do all three and have one large, huge plant and you could gain a lot more water that way. To us it didn't really make that much sense. To us it made sense to build a water treatment plant at Well 3. So what that does for you, there's a variety of advantages, and the main one to Jason and I was that you're really going to create redundant water systems and redundant water treatment plants, so I guess in the DEC's eyes and the Department of Health's eyes, true redundancy is when you're largest treatment train is out of service, your other treatment trains can provide the water needed. So, if you were to build another water treatment plant at Well 3, and let's say the reservoir plant went down, Well 2 Memorial Park and Well 3 would be enough to provide service to residents as needed. So, that would give you true redundancy. There is a list of other advantages there. Our idea was to.. we would recommend you would build this modularly so that you want to gain 250 gallons per minute so what you would do is put treatment in there right now for 250 gallons per minute and you would leave enough real estate to add on. But, say for example you want to develop another well near Well #3, then you could leave enough real estate to put in the components for another 250 gallons per minute, and develop another well. So, our recommendation would be a modular type construction like that, and again that's a la carte. You would do number one first and let that settle down and in the future if you needed more water you could do number 1a on our list here which would be to develop a new well near Well #3.

Jason Pitingaro, P.E.: Just to add to that, so Well #3 is a fairly shallow well. It's about 40 something feet deep in a gravel packed aquifer so our experience is that those wells usually are good subjects to have additional wells placed in that same area because that aquifer is most likely prolific so there's a good chance that in that area you could put a second well and get to that higher capacity for that treatment plant. That would give you, like Darren is saying, three locations that can produce roughly the same amount of water, allowing you to have real redundancy by taking one of them completely off line.

Darren Doetsch, P.E.: And to expand a little more on the type of treatment that we envision that a plant like that... I think we've all learned hopefully that the microfiltration is not as robust. We would lean towards some kind of green sand filters with UV, you might have to add some polymer to the water before it goes through the UV system. We have used in the past green sand with a layer of garnet and that helps with gwudi wells, which gwudi is ground water under direct influence, that's the type of well this is. It's a much more robust treatment system we have found and much easier to maintain than either bags or cartridges or using the microfiltration unit.

Mayor Newhard: Our main treatment plant is a sand filtration system, correct?

Darren Doetsch, P.E.: Yes, but I'm not sure if it's green sand.

Keith Herbert: Multimedia.

Mayor Newhard: Multimedia. OK.

Darren Doetsch, P.E.: And I believe now you sequestering manganese there, so this would be removing iron and manganese. These types of filters would be removing iron and manganese at this plant which is also a positive thing. That is the type of treatment system that we would recommend for this.

Trustee Patterson: I have a couple of questions. Do we have...do we own the property, enough property, around the well that would permit us to do this?

Jason Pitingaro, P.E.: Yes, when Darren mentioned we needed more real estate, he was merely referring to the building itself.

Trustee Patterson: I get that, but I thought that we just had access to a specific...to the well. Do we own the area around that?

Trustee Cheney: Yes.

Trustee Patterson: We do.

Trustee Cheney: We own kind of a square.

Trustee Patterson: OK.

Mayor Newhard: And Darren was speaking about Well #2, about needing to grow, so Well #3 is what you were talking about, correct?

Trustee Patterson: Yes. Because you're recommending we do this at Well #3?

Jason Pitingaro, P.E.: Yes.

Trustee Patterson: And then my second question is, Barry, just to clarify Well #3 was shut down because of that ground water issue that's being corrected.

Trustee Cheney: No, it's the ground water under the influence of surface water, that was what was determined which had been previously determined for Well #2 and so this requires us to treat and the treatment that's being proposed, and that we are considering, is to correct that.

Trustee Patterson: Understood. OK, so you're saying build a new one not an additional one. OK. Thank you.

Mayor Newhard: So, Well #3 has been off since 2011.

Trustee Patterson: I knew it was off, I just didn't know if had been corrected and that's what we're doing now. My last question is how does this relate to the presentation that we had at the last meeting and is there any interference between the project that they're recommending and the project that these gentlemen are recommending?

Trustee Cheney: Well, are you referring to the presentation about the towers?

Trustee Patterson: Yes.

Trustee Cheney: Yes, they were aware of this happening and I think they mentioned about...that it can change the dynamic a little bit of flow within the distribution system depending among what's on and how much it's on but, no, it wouldn't.

Trustee Patterson: So the gentleman from the last...

Trustee Cheney: Barton and Loguidice.

Trustee Patterson: Yes.

Trustee Cheney: They're aware.

Trustee Patterson: They were aware of that and have incorporated that in their plans.

Trustee Cheney: Yes.

Trustee Patterson: Ok. Thank you.

Trustee Cheney: On the aerial photo you gave us is the box around Well #3 is that accurate relative to the property the Village owns?

Darren Doetsch, P.E.: Yes, these are the tax map parcels.

Trustee Cheney: OK, so we've got plenty of room. You can see that the well house is a tiny speck at the end of the road.

Trustee Patterson: Right. I was hoping that was the case. I just didn't know if you were trying to draw our attention to it or if it was the lot. So, it's not just an easement, its owned property?

Trustee Cheney: Yes.

Darren Doetsch, P.E.: I think you own the property, yes, but the easement is to access along the road.

Trustee Patterson: Yes, OK. Thank you.

Jason Piningaro, P.E.: And there may be an easement from Homestead to there as well.

Trustee Cheney: There is an easement but I believe that's only wide enough relative to the pipe that goes from the well into Homestead near Old Wagon.

Keith Herbert: Two questions on that very item. If we go to full capacity, what we want, what is the discharge to the wastewater system going to be and do we have access to the wastewater system without a forced main? We have a gravity line.

Darren Doetsch, P.E.: These things backwash usually when there's a 10 psi differential or to prescribe the amount of hours and I believe it's about once a week and I don't have off the top of my head...

Jason Piningaro, P.E.: It's insignificant. It's a smaller amount and I would say that we can get to one of the sewers by gravity without a problem.

Keith Herbert: OK.

Jason Piningaro, P.E.: What's he's saying is the filters have to do some kind of backwash like a water softener, whatever, would do, or a pool filter and it needs to go somewhere. We are not going to just spray it all over the ground. It would have to go a sewer.

Darren Doetsch, P.E.: To the wastewater.

Mayor Newhard: So, the closest point would be Homestead Village, I imagine.

Jason Piningaro, P.E.: Yes, and you already have that easement there that we just spoke about so I think that would be the most likely place to direct it.

Mayor Newhard: Any other questions from the Board?

Darren Doetsch, P.E.: The only other thing worth noting I think is that the driveway to the Well 3 site would have to be upgraded.

Trustee Patterson: Just for the construction to happen.

Darren Doetsch, P.E.: Yes, and then after that you'll get some chemical deliveries from tanker trucks and things.

Jason Piningaro, P.E.: But again, the driveway, the immediate access would need to be improved. Like when we spoke with Keith some of the things that we found was that one, there's less chance of flooding at the Well 3 site.

Darren Doetsch, P.E.: Yes, that's a major point.

Jason Piningaro, P.E.: There's a different power source, meaning by that it's a different section of the grid within the Village so when power goes out in Memorial Park it doesn't necessarily go out on this side of the park, so you get all of those kind of inherently redundant features by using this separate facility.

Mayor Newhard: Yes, it makes sense.

Darren Doetsch, P.E.: It's worth noting too, what you had mentioned about the flooding, it's Memorial Park Water Treatment Plant is prone to flooding and I believe there's times where the operators haven't even been able to get to the Memorial Park Water Treatment Plant from flooding whereas in Well 3...

Keith Herbert: Yes, you'd have to go around Warwick Grove to get in.

Trustee Cheney: You can't get in through the main... The plant has not been flooded.

Keith Herbert: No.

Trustee Cheney: The plant is up high.

Keith Herbert: The plant has not gone under water. We have had water come right out of the top of the well and run out the doors of the plant.

Darren Doetsch, P.E.: A gusher.

Darren Doetsch, P.E.: But yes, Well 3 site is not prone to flooding. It's more accessible.

Trustee Patterson: Great.

Mayor Newhard: Yes, very good job.

Darren Doetsch, P.E.: Thank you.

Mayor Newhard: It's a lot to ponder, so thank you very much.

Darren Doetsch, P.E.: I guess the next step would be to....

Trustee Cheney: I think we will get back to you relative to getting going on the rest of the project.

Jason Piningaro, P.E.: Ok, very good. If you have any questions feel free to reach out.

Mayor Newhard: Thank you very much.

Privilege of the Floor:

Patrick Gallagher: Will the Village filming future Planning Board meetings?

Mayor Newhard: I don't have an answer for that but, it's something that has been asked and we're looking at that.

Patrick Gallagher: How would we get an answer?

Mayor Newhard: Through our Board, and a discussion, and a decision, that's how you get an answer.

Patrick Gallagher: Well, is it possible that we could film Thursday's?

Mayor Newhard: This coming Thursday?

Patrick Gallagher: Yes, because it's been in the air. It's not a surprise.

Mayor Newhard: Again, that's a Board decision.

Patrick Gallagher: Could we find out before Thursday so that if we have to, we could film it ourselves?

Mayor Newhard: OK.

Patrick Gallagher: Thanks.

Trustee Patterson: Do we have anybody who could...

Patrick Gallagher: I actually asked Jimmy Gerstner if he was aware of it or might be filming it and it sounded to me like Jimmy or his wife might be available. You know, I don't know.

Trustee Patterson: He was here early before the meeting.

Mayor Newhard: Setting up the meeting.

Patrick Gallagher: I didn't presume to make a schedule for him. I just asked if he would be available. He's a busy guy.

Mayor Newhard: We will get back to you about that.

Patrick Gallagher: Thank you. Is the Village concerned about the letter from Caroline Martin, PHD regarding inadequacies in the tests for lead and arsenic and other contaminants at the site on 16 Elm Street?

Mayor Newhard: This is the part of the meeting where you have privilege of the floor. It's not a question and answer period.

Patrick Gallagher: OK, so hopefully the Village is concerned about that. Part of their potential impacts of any toxic run off from any site, but that one in particular, given its proximity to the water treatment plant and would have it have any impact on the quality of water down stream and would the DEC or any agency be able to differentiate from whence those toxins came or would they simply assign them to the fact that there's a water treatment plant there and the affluent south of that is a problem thereby costing us huge amounts of money to remediate? So and all those questions are And last and probably the least lovely of all is that all of us, many of us, all the people that signed that petition, and all the people here tonight, would like to know that the Village will discuss eminent domain, condemning the property on 16 Elm and what we think is its highest and best use is parking for the Village. We would like to know that the Village will discuss that.

Mayor Newhard: If we discuss it, we will discuss it with our legal counsel.

Patrick Gallagher: And will the public be privy to that discussion?

Mayor Newhard: That would be in executive session.

Patrick Gallagher: And is there any way we could find out the outcome of that?

Mayor Newhard: I'm going to look at you...it's a question...

Stephen Gaba: Well, at some point you're going to have either say we've decided to exercise eminent domain or we haven't made any decision to do that at this time, but I wouldn't set a timetable on making an announcement on that.

Mayor Newhard: And, or, it's before the Planning Board. The Planning Board has not made any determinations on the property as of yet. Correct?

Patrick Gallagher: As far as I know. I don't believe they have, but I think eminent domain and the Planning Board are two different things. I'm not sure of that, but it seems to me that you guys are the eminent domain and they are the Planning Board. Am I mistaken in that?

Mayor Newhard: Yes, but it is something that is in process and I think legally it would create kind of a quagmire at this point to all of sudden go into any kind of eminent domain procedure on an active...

Stephen Gaba: It's not something to be undertaken lightly.

Mayor Newhard: Yes. The other thing is that...

Patrick Gallagher: Not undertaken likely and forgive me, not being a smart ass, but what you think, what is the actual answer? Not to be taken lightly, what Michael thinks, deferring to legal counsel, what are we...

Mayor Newhard: I just want to say that for the highest and best use for that land is in your consideration, parking. It would mean that there is no available land throughout the entire Village probably for parking. That was it. That was the best place and we had no other choices or no other selection.

Patrick Gallagher: Are there any other choices or selections?

Mayor Newhard: There probably are. I haven't looked at a map entirely but, I just want to point that out.

Patrick Gallagher: Are there any locations or selections that are presently under consideration in the Village that we would know about or not know about it because it's an executive session or something like that?

Mayor Newhard: Again, this is not a question and answer period.

Patrick Gallagher: Ok. I'm just asking because I need to get it on the record and I'm not desiring to put you constantly on the spot however, if I don't ask these questions publicly and have them filmed there's never going to be a resolution or an answer to any of them because we won't hear. We won't know and there could very well be another piece of property that we're unaware of. I would think this Board would be very aware of any property that would fall into that category. Can't answer it right now...you know...sorry.

Mayor Newhard: If you look at a map there's probably multiple properties and ...

Patrick Gallagher: With the proximity to the downtown Village?

Mayor Newhard: Yes, exactly. And that's the dynamic nature of the Village, that there are properties. Some come up for sale, some are not, but we're always watching, we're always looking.

Patrick Gallagher: We're hoping our neighborhood doesn't become that parking lot and that's the direction it's going in. The last thing I want to say is that I left my house today for a nice quiet bicycle ride down West Street and the great band playing down the courtyard there, you could hear it all the way up on Howe Street. It was great. It was good music. Nice blues, terrific singer. That's how many feet away? Five hundred, six hundred, 8 hundred feet away? We already know that we're going to be violating the sound ordinance in the Town, in the Village rather, and again everybody here wants feedback and we've been begging for it for the whole time we've been here. We keep begging and begging and begging and we're still begging and I just don't think that's right, so thank you for your time.

Mayor Newhard: Thank you, anybody else?

Joe Lawlor: Saturday or Sunday I was in the park. Both days it was very busy, Sunday more than Saturday. Still have two fields with no flags. It's been six weeks, no flags. The answer I get is the rope is broken. Come on, six weeks and we're talking about building a water treatment plant and you can't even get a rope. Come on. And there were games on the field. That was the worst part. Chester's woman's softball league had a game on the Brown Field and there's a micro league of little boy's playing on the Ed Cassin field. Both had games scheduled. The kids on the Ed Cassin field they went out to right field and said the pledge to the flag on the adjacent field. It's ridiculous. It's been six weeks now and we can't put two flags up that's supposed to be up. I

wouldn't care at the end of the year when there's no games scheduled. You've got regular games coming in and I've had this discussion for at least six weeks. It's ridiculous.

Mayor Newhard: Who have had that discussion with?

Joe Lawlor: With both Bill and Barry.

Mayor Newhard: OK.

Trustee Cheney: Games just started up again the last few weeks.

Joe Lawler: You've had six weeks to get ready for it. There's no excuse, unless you just don't have a very high view of the American flag.

Mayor Newhard: That's very unfair to say.

Joe Lawler: I know that but, if nothing happens in six weeks what would you say?

Mayor Newhard: Well.

Joe Lawler: OK, the end. The other thing is I know you made the football league responsible for that S-curve. That isn't going to work. They're not going to challenge anybody and I can see why because people get irate if you ask them why their parking there. Both days, three cars or four cars, parked against the football field fence. So, I don't think you're going to have the football people control it. I can't see them taking time out from the game and tell somebody they can't park there. It just isn't going to happen so there has to be another solution for that before some child gets hurt. It's very narrow in there.

Trustee Patterson: Where?

Trustee Cheney: This is along, as you're going into the park, across the bridge, and you make the right. You've got the guardrail on the right side, no parking signs. We've got fence on the left side right up to the road with no parking signs there and they park along that fence. I think that's what you're saying?

Joe Lawler: That's right. We've talked about it last year and this year the idea was to make the football league responsible for it. I don't think they can be, to be honest. They're busy with their games and everything going on. They're not going to be able to stop every time somebody pulls up there car and parks there.

Trustee McManus: I will reach out to the lieutenant tomorrow.

Joe Lawlor: I don't know what the story is. I don't want anybody here to have to call the police to get them in there but there's got to be a better solution for it because people just don't know. They're here to pick up their kid or they're here to watch the game and that's it.

Trustee Patterson: Or they don't think the sign applies to them, which is true in front of Chase Bank.

Joe Lawlor: I asked one person and the answer was, "What do you care?" So that's why I don't think the football league should get involved. You're going to end up calling the police for an assault or something. I don't think you should pit the two against each other. It's not their responsibility. That's just the way I feel.

Mayor Newhard: On a brighter note, I want to thank you for the continuous care you take of the Veterans Memorial Monument. I saw you there on 9/11 early in the day making sure it looked perfect and I appreciate that.

Joe Lawlor: Thank you. I appreciate it.

Mayor Newhard: Is there anyone else who would like to speak to the Board tonight?

Motions:

Michael Moser, DPW Supervisor – NYCOM Public Works Training School:

A **MOTION** was made by Trustee Cheney, seconded by Trustee McManus and carried to grant permission to Michael Moser, DPW Supervisor, to attend the NYCOM Public Works Training School from October 15 to October 18, 2017 in Lake George, NY. Four Ayes

DPW Full Time Laborer Advertisement:

A **MOTION** was made by Trustee Cheney, seconded by Trustee McManus and carried to advertise for one (1) full time DPW Laborer at the rate of \$16.00 per hour with benefits per the union contract. Four Ayes

Warwick Fire Department Excelsior Hose Co. #1 – Annual Coin Toss:

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson and carried to grant permission to the Warwick Fire Department Excelsior Hose Co. #1 to have their annual coin toss on Oakland Avenue on October 7, 8 and 9, 2017. The proper insurance has been received. Four Ayes

Sesquicentennial Committee – First Responders Day – Railroad Green:

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson and carried to grant permission to the Sesquicentennial Committee to use Railroad Green on Saturday, October 14, 2017 from 10 a.m. to 1 p.m. for First Responders Day. Completed park permit and the proper insurance has been received. Four Ayes

Discussion: Mayor Newhard: Just for the Board to know that will include the Warwick Police Department, Warwick Firemen, and Ambulance Corp. who will be setting up for that period of time with their equipment and there will be some demonstrations and I think it should be really quite nice. Also, it is a time to promote volunteerism so that will be, I think, really great as well.

Trustee Patterson: That's awesome.

Sesquicentennial Committee – First Responders Day - Railroad Avenue Road Closure:

A **MOTION** was made by Trustee Cheney, seconded by Trustee McManus and carried to close Railroad Avenue on Saturday, October 14, 2017 from 8 a.m. to 2 p.m. for First Responders Day. Four Ayes

Warwick Humane Society – Railroad Green:

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson and carried to grant permission to the Warwick Humane Society to use Railroad Green on Sunday, October 29, 2017 from 11 a.m. to 2 p.m. for their Howl-o-ween event. Completed park permit, \$100 security deposit and the proper insurance has been received. 4 Ayes

Newhard's The Home Source – Use of Three Parking Spaces During Applefest:

A **MOTION** was made by Trustee Patterson, seconded by Trustee McManus and carried to grant permission to Newhard's The Home Source to use the three parking spaces in front of their store to set up tents to sell merchandise including Sesquicentennial merchandise on Sunday, October 1, 2017 from 8 a.m. to 6 p.m. 3 Ayes (Mayor Newhard recused himself)

Applefest – Carnival, Reenies Rabbit Rescue, Jockey Hollow Pony Club, Car Show:

A **MOTION** was made by Trustee Patterson, seconded by Trustee Cheney, to grant permission to Warwick Valley Chamber of Commerce and the Warwick Valley Community Center to hold the following activities at Stanley Deming Park on Sunday, October 1, 2017: Small Kiddie Karnival contained within the basketball court and directly outside the gate next to the fence. The Kiddie Karnival will contain six small rides as follows: Fire engine, cars, merry-go-round,

apple ride, kiddie coaster and railroad track. Within the Karnival will be one concession stand selling cotton candy, candy apples and funnel cakes. Directly outside the gate there will be three games as follows: balloon game, fish game, water blow up game. Jockey Hollow Pony Club will be providing six ponies. They will be contained within a corral. Reenies Rabbit Rescue will have trained bunnies on hand as well as informational materials and bunny supplies. There will be a classic car show with cars lined up along the road going up the hill starting in front of the basketball courts along Parkway. Completed park permit and \$100 security deposit was received and a motion was passed on June 23, 2017 to use Stanley Deming Park. The proper insurance has been received. AMENDED

Discussion: Trustee Cheney: I would like to say something. In the past they've had the full carnival and it's been...it's taken some time for them to decide that maybe it's better to go back to the way they did it a long time ago, make it more kid friendly and so I think it's a good move but, I think that one of the reasons it that it hasn't come together as well as it probably should have was not only some late planning, but in the past all they had to do was get the carnival company to give them one insurance certificate and now we've had to chase around three different entities to get their insurance certificates. I realize we don't have all three of the insurances, but I think in light of extenuating circumstances and the positive change that this is brought about, I would like to consider proceeding with it, without that third one and make it pending.

Trustee McManus: I would disagree with you because we shouldn't be chasing anybody for insurance. When the paperwork comes to us, it's complete or it doesn't get acted upon.

Trustee Patterson: Well, if I could just say that this actually is the responsibility of this part of the event has historically been, is new this year to the people at the...

Trustee McManus: But it's not the Village's responsibility for our employees to go chase people to get their insurance. If they want to come to us and say, "Gee we want to use your park. We'd like to do this. Here's the permit. Here's the deposit. Oh, we don't have insurance." Come back when you have everything in hand to us so we can see it all at once, make sure that it's all in place and then we'll act upon it.

Trustee Patterson: Right, but what I was starting to say was that the Community Center is new at this and so...

Trustee McManus: The Community Center is not new at providing us insurance.

Trustee Patterson: The people at the Community Center were not aware of all the details that were needed and we, throughout the process, I have been reaching out to the person at the Chamber of Commerce and they were yessing me because they knew, but the responsibility got

handed to the Community Center and the details that I had offered to the Chamber was not passed along so Jo-Ann and Raina have done a yamens job of trying to pull this together to happen because of course this is the last meeting that it can be approved.

Trustee McManus: Again, it's not Jo-Ann's or Raina's responsibility...

Trustee Patterson: It is a little bit to make sure that the insurance is explained and the details of what is required... For example, car insurance was not something that I knew to tell them and the aggregate amounts was not something that I was as up to date on as Jo-Ann is so I do believe it is their responsibility to counsel not chase, but counsel, and get input from our insurer to make sure that we are completely covered.

Trustee McManus: Jo-Ann firmly knows the aggregate amounts of the insurance without calling our agent, without discussing it.

Trustee Patterson: To provide to the applicant.

Trustee McManus: It comes out of her in a heartbeat; she can tell you the aggregate amounts.

Trustee Patterson: Right, but the people at the Community Center...

Trustee McManus: It's going to come down to a vote and I'm voting no, regardless because you bring the insurance when you put in the application.

Trustee Cheney: I'd like to call the question. Have a vote.

Mayor Newhard: So, we have a second and we have some comments.

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Park. The proper insurance has been received for 2 out of 3 of the events but the insurance is pending on the third, on the pony rides and they are in process of getting it. 3 Ayes 1 Nay
(Trustee McManus)

Discussion: Trustee McManus: I love rules. I really love rules and we have rules in place for a reason and it says you bring us the paperwork complete and then we act upon it. We don't say oh gee maybe you'll get it to us this week and if you don't beforehand, maybe the day before, we'll really chase you down for it. It says when you bring the stuff in, it's complete. I love rules. Rules are real simple they are either complete or they're not and if they're not, they shouldn't be acted upon.

Trustee Patterson: I 100% respect opinion on that and I'm usually right there with you but, in this case I believe that it was extenuating.

Pennsylvania State University – Coin Drop:

MOTION to grant permission to students from Pennsylvania State University to conduct a coin drop in the Village of Warwick on Saturday, September 23rd, 2017 to raise money for pediatric cancer from 8 a.m. to 6 p.m. They will be responsible for coordinating with the Warwick Police Department and must wear the proper safety vests. The proper insurance has been received.
WITHDRAWN

Reports:

Trustee Cheney's Reports:

Some information on the Howe Street Bridge Project that the County DPW is planning on; the DPW has received approval for the temporary railroad crossing. I have not seen the documentation of what it all means. My understanding is that it is considered to be a temporary railroad crossing and in speaking with the DPW the repair and closure of the bridge and the opening of the detour will not occur until next spring 2018. It's too late in the year now to be able to do that so we need to have some discussions with DPW as to, maybe, what the optimal time is. Spring may not be the optimal time, so we will look into that with them and try and do what's best for the Village and its residents.

Trustee Patterson's Report:

Unfortunately, one of my favorite things in the Village is the Homecoming Parade and I missed it this weekend because I was volunteering at the Repair Café that took place at the Senior

Center and I haven't been before, and it's amazing. Elizabeth Knight and Roger Moss have done, and Sustainable Warwick, have done an incredible job of creating an event that... it's just all good. People come in and bring their items that are not working and the volunteers who are there and the various talents take their time and their parts too, and repair things, so it was a really interesting day for me. I also met our new, he's been there a year, Ermin Siljkovic. He is the County Recycling Coordinator and I had a nice long chat with him and I think there's a lot more things that are going to be happening. I was shocked to hear that the county went twenty years without having a Recycling Coordinator and that he's only been here for a year, but he's here now so we're grateful for that and he's doing great things. So anyway it was a very interesting afternoon for me, so I still don't know who won the Homecoming Parade float.

Trustee Cheney: Juniors.

Trustee Patterson: Juniors, great. Thanks. Applefest is coming up and the Community Center is going to have some great...activities.

Trustee McManus: I love the Community Center. I work there all the time but it doesn't change the rules.

Trustee Patterson: I know, I'm just teasing you. And then also, another thing that I learned at the Repair Café, the dietician from Bon Secours was there and she actually told me about an event they're having on September 26 in the Green Briar room at Mt. Alverno and it's just a free educational seminar on healthy eating and how to, whether it's pre-diabetes or to avoid diabetes or with diabetes, so I encourage people to go. It's free and it's ... she was incredibly knowledgeable so I really recommend it. The Community Photo is this Saturday at 2:30 at Memorial Park. That first one was just a practice run and we felt like we needed to get some more time when people would be back from vacation and we could get the word out and get a big, an even bigger crowd. Same place, 2:00 Memorial Park, same photographer, Cathy Austin and it's going in the time capsule and our time capsule, the cutoff date to get things into the time capsule is October 13 and it will be buried October 15. Then the other thing is Show Me the Door; Warwick in Bloom is having an event this weekend called Show Me the Door and it's a... just a friend raising event where the businesses in town will decorate their doorways and then a group of judge's will come through and judge. Participants are encouraged to use natural elements and it should be a beautiful display in the Village. There will be maps available. Forty-five different businesses, no residences and you may have seen it mentioned in the Times Herald Record yesterday, we were really excited that they called to ask us about the Show Me the Door event.

Trustee McManus' Report:

As the police lieutenant said and Eileen has said the Homecoming Parade was Saturday and they had a great time. Warwick won the football game and the junior's won the float contest. The Albert Wisner Library is planning for their children's book fair in early October. We can add Applefest correct?

Mayor Newhard: Yes.

Trustee McManus: School is in session, a lot kids, a lot of walking. Drive carefully, they still run out without crosswalks and traffic lights so use caution.

Mayor Newhard's Report:

I just have two calendar events, both on Sunday, this coming Sunday. In Memorial Park from 1:00 pm to 5:00 pm is The Game of Skate, Future Skate it's called, and that's a combination of a skateboard competition and also demonstration and there will be activities related to the time capsule mostly and also an exhibit of the original skate park when it was formed and pictures of it through time and also, a reveal of the possible skate park of the future which a group has been working on for the past two years. Project Knomad is the organizer of the event and it's a great deal of fun. There's music, a least two bands will be playing throughout the time period, so I urge everyone to come down if they like skateboarding or if they want to have a good time and enjoy the company of a lot of teenagers mostly. The other event is on that day as well and that starts at 4:00 pm. That's the Hispanic Heritage Parade and Heritage Celebration. At 4:00 pm the parade starts at the Warwick Reformed Church and will go down Main Street and end up at Railroad Green where there will be food tastings and awards ceremony and a tremendous amount of dancing because it celebrates all of our Hispanic cultural countries and so it's a really interesting mixer of different types of Hispanic and Latin music and dance. It's very, very well done. It's organized by Pastor Rolfi and the Hispanic Ministry at the Reformed Church and I think this year it's going to be bigger than ever and I do believe there will be representatives from the Mexican Embassy in New York and we've had a very strong relationship with the Embassy and they promised that they would send either the Ambassador or a representative so I'm excited about that. It's really great moment not only to enjoy our Hispanic friends and neighbors but also, if you have children, to give them a great lesson about the diversity within their own community, so I hope everyone will come out.

Final Comments from the Floor:

Joe Lawlor: Does anybody know if there's a football game Sunday?

Trustee Patterson: At the High School?

Mayor Newhard: At the park.

Joe Lawlor: You're going to have the park and the skate board thing going on at the same time. There's no parking now so, if you're going to have them both you're definitely need the presence in there for... a lot of the football people parked this side of the skateboard park and that area that we made for youth football was only about 10%, 20% used.

Mayor Newhard: That's what I've heard.

Joe Lawlor: They were all parked south of the skateboard park.

Trustee Cheney: When I went in there were fifteen vehicles in the parking lot, so it was practically empty.

Trustee Patterson: And the rest were parked along the road?

Trustee Cheney: In the grass there.

Joe Lawlor: There on the grass.

Trustee Patterson: That's infuriating.

Trustee Cheney: On the grass this side of the bridge.

Trustee Patterson: Ok.

Joe Lawlor: So, if you've got both going on...

Mayor Newhard: Thank you. We'll look at that for sure, anyone else?

Judy Dickinson: I have a question about the Howe Street Bridge that's being replaced and there's going to be a temporary crossing for the trucks to cross the tracks. Is there going to be gates there with flashing lights?

Trustee Cheney: Yes.

Judy Dickinson: Ok, because I worry about that.

Trustee Cheney: Thank you.

Judy Dickinson: I live right there.

Mayor Newhard: Thank you.

Executive Session:

A **MOTION** was made by Trustee Patterson, seconded by Trustee McManus and carried to go into Executive Session to discuss the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation and to seek the confidential advice of counsel.

4 Ayes

A **MOTION** was made by Trustee Patterson, seconded by Trustee McManus and carried to move back into the regular meeting. 4 Ayes

Adjournment:

A **MOTION** was made by Trustee McManus, seconded by Trustee Patterson and carried to adjourn the meeting. 4 Ayes

Raina M Abramson
Village Deputy Clerk