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## VILLAGE OF WARWICK

INCORPORATED 1867

### **Village of Warwick Village Board Meeting – June 15, 2020**

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

#### **To View the Meeting:**

**FACEBOOK LIVE** - The public may view the meeting live by going to the Village of Warwick's Facebook page: <https://www.facebook.com/VillageofWarwick>

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

#### **To Comment - During Privilege of the Floor Only:**

**FACEBOOK LIVE** – Comments may be made during the Village Board Meeting through Facebook Live within privilege of the floor by going to the Village of Warwick's Facebook page: <https://www.facebook.com/VillageofWarwick>

**TELEPHONE** – Comments may be made during the Village Board Meeting by calling the Village Clerk's Office within privilege of the floor at (845) 986-2031 ext. 102.

**BOARD OF TRUSTEES  
VILLAGE OF WARWICK  
June 15, 2020**

**8574**

The Regular Meeting of the Board of Trustees of the Village of Warwick was held on Monday, June 15, 2020 at 7:30 p.m. in Village Hall, 77 Main Street, Warwick, NY via Zoom Videoconference. Present was: Mayor, Michael J. Newhard, Trustees: Barry Cheney, William Lindberg, Eileen Patterson, and George McManus. Also, present was: Village Clerk, Raina Abramson, Village Attorney, Stephen Gaba, and DPW Supervisor, Mike Moser. Others present via Zoom Videoconference; Melissa Shaw-Smith, Hannelore Chambers, Aliza Schiff, and Jenny Torino. In consideration of the current COVID-19 health crises and pursuant to Governor Cuomo's Executive Order 202.1 the public was able view the meeting and comment during privilege of the floor at the above date and time via Facebook Live on the Village's FB page <https://www.facebook.com/VillageofWarwick>.

**Motion to Close 7:00 p.m. Work Session**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson and carried to close the work session.

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

Trustee Cheney Aye Trustee Lindberg Absent Trustee Patterson Absent

Trustee McManus Aye Mayor Newhard Aye

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

The Clerk held the roll call.

**Acceptance of Minutes**

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg, and carried for the acceptance of minutes: June 1, 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

**Acceptance of Reports**

A **MOTION** was made by Trustee McManus, seconded by Trustee Patterson, and carried for the acceptance of reports, May 2020: 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 #20002022– 21000045 in the amount of \$235,105.87.

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

1. Police Report - ***Suspended to Streamline Meeting due to COVID-19***

Mayor Newhard explained that last week the Village had three large protests which were all peaceful, however nerve-racking because no one knew what to expect. Mayor Newhard stated that the Warwick, including the State Police, did an extraordinary job in making sure that everybody was safe, the people marching and the people around. The shop owners were very nervous for good reason, considering what we see on TV. Mayor Newhard said that the gatherings were peaceful and appreciates that the police took every step to look at it very carefully, with enough patrols to deal with any surprises.

**Announcement**

1. Annual Water Quality Report for 2019.

Trustee Cheney briefly discussed the highlights of the 2019 AWQR of the 2019 Annual Water Quality Report. Trustee Cheney stated that the full report is available on the Village's website or at Village Hall. Trustee Cheney thanked Water Distribution Supervisor, Chris Bennett, and Keith Herbert from JCO who contributed significantly to the contents of the report.

**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.

### **Motions**

#### **Acceptance of Proposal – Barton & Loguidice**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to accept the proposal dated May 19, 2020 for engineering services from Barton & Loguidice for Construction Administration/Construction Observation Services for the Reservoir Water Storage Tank Improvements and authorize the Mayor to enter into an agreement for the same at a total fee not to exceed of \$240,600.

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 Proposal – Barton & Loguidice**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg ,and carried to accept the proposal dated May 19, 2020 for engineering services from Barton & Loguidice for preparing the Stormwater Pollution Prevention Plan for the Reservoir Water Storage Tank Improvements and authorize the Mayor to enter into an agreement for the same at a total lump sum fee of \$7,500.

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

**Vacation Carry Over – Jason Makuch**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to grant permission to Village Employee, Jason Makuch, to carry over eleven and a half (11.5) vacation days.

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

**Discussion**

Trustee Patterson explained that she was under the impression that if the request is more than a week, the Village Board is required to discuss carry over requests in executive session because it is a union contract employee. Trustee Lindberg stated that under the extraordinary circumstances the Village Board may wish to make an exception to this type of request. Trustee Cheney reiterated the need to be cautious about discussing union contract employees and if going into detail was necessary, he understands why the Village Board may need to go into executive session, however at this point there is nothing further to discuss other than that the request is based on the inability to take the vacation due to COVID-19. Village Attorney, Stephen Gaba, stated that there's nothing in the municipal law which would require the Board to go into executive session to discuss a request to carry over vacation days unless otherwise stated in the union contract. Trustee McManus stated that since there is no needed discussion on the request, the Village Board can vote to approve it.

**Appointment of Work Leader – Jason Makuch**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson, and carried to appoint Jason Makuch to the position of Work Leader effective June 19, 2020; salary to be in accordance with the Collective Bargaining Agreement.

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

**Resume Issuance of Facility Use Permits (COVID-19)**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Patterson, and carried to resume the issuance of facility use permits effective June 15, 2020. All approvals and event dates will be in accordance with Governor Cuomo's Executive Orders, New York State Regional Phased Reopening Plan and the NYS Department of Health.

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 – Memorial Park, Warwick Adult Kickball League**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Patterson, and carried to grant permission to Warwick Adult Kickball League to use the Over 35 Field, football field and two of the Little League Fields in Memorial Park on Friday nights, in coordination with the Little League schedule, from 7:45 p.m. to 9:45 p.m. with a start date pending Governor Cuomo's Executive Orders, NYS Regional Phased Reopening Plan, NYS Department of Health and receipt of proper insurance. Completed park permit and security deposit have been received. Warwick Adult Kickball League will also be responsible to reimburse the Village of Warwick for Orange & Rockland electric charges for use of the lights in Memorial Park.

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

**Discussion**

Trustee Patterson inquired if there was a separate meter for the lights. Trustee Cheney stated that the lights are metered for the Over 35 Softball League and the Little League fields. Warwick Little League pays the bills and has the accounts for their lights, so this motion would cover the Village electric account for the lights on the Over 35 Softball field. The applicant would be responsible to work out the schedule with the Warwick Little League.

**Facility Use – Stanley-Deming Park & Railroad Green, Wickham Works**

A **MOTION** was made by Trustee Patterson, seconded by Trustee Lindberg, and carried to grant permission to Wickham Works, Inc. to use Railroad Green and the handball court and lawn by the basketball courts in Stanley-Deming Park from August 14, 2020 through August 29, 2020 to display several large-scale works of art created by professional local artists as part of a community-wide public art exhibition called Words from Warwick. Completed park permits, security deposits, and proof of proper insurance has 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

**Contribution of Funds – Wickham Works, Word from Warwick Event AMENDED**

A **MOTION** was made by Trustee Patterson, seconded by Trustee Lindberg to contribute \$1,800 to Wickham Works, Inc. for the benefit of the Words from Warwick community art exhibition as requested in their letter dated June 10, 2020.

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

Trustee Cheney \_\_\_\_ Trustee Lindberg \_\_\_\_ Trustee Patterson \_\_\_\_

Trustee McManus \_\_\_\_ Mayor Newhard \_\_\_\_

**Discussion**

The Mayor and Village Board discussed at length the request to grant additional funds to Wickham Works in the FY 2020-21 budget for the Words from Warwick art project.

Melissa Shaw-Smith from Wickham Works explained the new project and the newly requested funds.

**Contribution of Funds – Wickham Works, Word from Warwick Event**

A **MOTION** was made by Trustee Patterson, seconded by Trustee Lindberg, and carried to contribute \$1,500 to Wickham Works, Inc. for the benefit of the Words from Warwick community art exhibition and also to allow the DPW to assist with the installation of that event

on a date and time to be coordinated between the DPW Supervisor and the representative from Wickham Works as partially requested in their letter dated June 10, 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

**Correction to FY 2020-21 Tax Bill – Orange & Rockland Utilities**

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg, and carried to correct the FY 2020-21 tax bill for Orange & Rockland Utilities SBL: 999-1-315, Bill # 2438, due to an equalization calculation error per the request of Village Assessor, Rick Hubner.

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

**Purchase of 2020 Ford F-350 – National Auto Fleet**

A **MOTION** was made by Trustee Cheney, seconded by Trustee McManus, and carried to amend the motion made on October 21, 2019 for the 2020 Ford F-350 with utility body and truck mounted aerial lift by modifying the vendor to National Auto Fleet Group, increasing the price to \$86,988 and removing “conditioned upon the inability of the Village to secure a comparable vehicle at a lesser price within fourteen (14) days.”

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 Submit NYS DOT COVID-19 Temporary Use Permit – Main St.**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to submit to the New York State Department of Transportation the proposed application for a COVID-19



Recovery Temporary Use Permit allowing temporary closure of a portion of Main Street (Route 94) to permit outdoor dining, and upon approval of the application by the DOT, to close the roadway upon the dates and times authorized in the permit.

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 for Mayor's Office to Approve Temporary Restaurant Expansion Permits**

A **MOTION** to authorize the Mayor to prepare application forms for use of outdoor dining space on Main Street and to approve such forms.

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: *Suspended to Streamline Meeting due to COVID-19***

**Final Comments from the Floor** – No comments were made.

**Final Comments from the Board** –

Trustee Patterson requested for the benefit of expanded outdoor dining, shop owners, and residents if the Village could make a statement for the need of the use of masks and prepare signs for shop owners that is a message from the Village. Mayor Newhard agreed that the Village, 'has to beat the drum loudly now' especially because some people are becoming cavalier. Mayor Newhard also stated that a message specifically to the restaurants for the expanded outdoor dining and the protocols that need to be taken so they don't lose their liquor license is also important.

**Adjournment**

A **MOTION** was made by Trustee Patterson, seconded by Trustee Lindberg, and carried to adjourn the regular meeting at approximately 9:00 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

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Raina M. Abramson, Village Clerk