

**BOARD OF TRUSTEES
VILLAGE OF WARWICK
MARCH 20, 2023 at 7:30 p.m.**

9549

The Regular Meeting of the Board of Trustees of the Village of Warwick was held on Monday, March 20, 2023, at 7:30 p.m. in Village Hall, 77 Main Street, Warwick, NY. Present was: Mayor, Michael J. Newhard, Trustees: Barry Cheney, Carly Foster, and William Lindberg. Also, present was Deputy Village Clerk Jennifer Mante and Village Attorney Stephen Gaba. Absent was DPW Supervisor Mike Moser. Others present: Town of Warwick Police Chief John Rader, Scot Brown, Mary Collura, and Nora Gurvich.

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

Acceptance of Reports

A **MOTION** was made by Trustee Lindberg, seconded by Trustee McKnight, and carried Acceptance of Reports – February 2023 Clerk’s Office, Justice Department, and Building Department Fee Report.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Lindberg Aye

Trustee McKnight Aye Mayor Newhard Aye

Authorization to Pay all Approved and Audited Claims

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney, and carried for the Authorization to Pay all Approved and Audited Claims in the amount of \$ 130,584.73.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Lindberg Aye

Trustee McKnight Aye Mayor Newhard Aye

Police Report

Chief Rader explained the process that was taken to achieve the “Certificate of Accreditation” that was awarded to the Town of Warwick Police Department and how it was a mark of excellence for the department. Chief Rader said one of his future goals was to make a survey and reach people who are not online.

The Board offered their congratulations and suggestions on how to get the survey out to as many people as possible.

Chief Rader promoted the Junior Police Academy for 2023, that will take place in two sessions for ages ranging from 10 -15 years old from the Warwick, Florida, and Greenwood Lake school districts on July 10th through July 21st, the second session to take place on July 31st through August 11th. Chief Rader stated that more information was available via a QR code on the posters.

Chief Rader also explained that the Warwick PD was planning on holding the 2nd annual National Night Out on Tuesday, August 1, 2023.

Chief Rader added that the PD Bicycles would be out soon.

Announcement

1. The Warwick Valley Chamber of Commerce's Operation Clean Sweep will take place during the week of April 15th to April 23rd.
2. The Special Village Election for the Village of Warwick will be held on Tuesday, March 21, 2023, at the Goodwill Hook & Ladder Co., located at 25 Church Street Extension, Warwick, NY. The polls will be open from 9:00 a.m. to 9:00 p.m.
3. Town of Warwick Police Department awarded the "Certificate of Accreditation".

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.

Hydrant Purchase - Schmidts Wholesale

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to purchase (2) two fire hydrants from Schmidts Wholesale in the amount of \$8,957.02 for the Village of Warwick Water Department to replace out of service or older hydrants, per the recommendation of Water Distribution Supervisor, Christopher Bennett. Funds are appropriated in the 2022-2023 budget code F-8340-4650.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Lindberg Aye

Trustee McKnight Aye Mayor Newhard Aye

Discussion

Trustee Cheney explained that three quotes were requested, two bids were received, and the lowest bid, by Core & Main, would not have the hydrants available for four to six months. Trustee Cheney said the Village should have them on-hand in case they were needed and to purchase them within the current budget year. Trustee Cheney stated that it was a bit extra in cost, however, given the circumstances, it was in conformance with the Village's procurement policy where, in this case, the second lowest bid was in the best interest of the Village and can be accepted.

Trustee Lindberg asked for an updated sheet for the records. Trustee Cheney agreed to get the information from the Water Supervisor.

Trustee McKnight asked what the lead time was on the Schmidts Wholesale. Trustee Cheney replied that the hydrants were on the lot in Monticello and the order could be placed tomorrow, and the items could be delivered within two weeks.

DWP - Greg Peterson – WITHDRAWN

MOTION to hire Greg Peterson to the position of Full Time Laborer at the current Collective Bargaining Agreement rate, with the condition of obtaining a CDL within one year of hire date. Start date to be determined by the DPW Supervisor, Mike Moser.

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

Trustee Cheney ___ Trustee Foster ___ Trustee Lindberg ___

Trustee McKnight ___ Mayor Newhard ___

DWP - David Rinaldi - WITHDRAWN

MOTION to hire David Rinaldi to the position of Full Time Laborer at the current Collective Bargaining Agreement rate, with the condition of obtaining a CDL within one year of hire date.

Start date to be determined by the DPW Supervisor, Mike Moser.

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

Trustee Cheney ___ Trustee Foster ___ Trustee Lindberg ___

Trustee McKnight ___ Mayor Newhard ___

Summer Concert Series - WITHDRAWN

MOTION to approve the Village of Warwick Summer Concert Series Schedule per the attached calendar provided by the Village of Warwick Summer Concert Coordinators.

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

Trustee Cheney ___ Trustee Foster ___ Trustee Lindberg ___

Trustee McKnight ___ Mayor Newhard ___

Facility Use – Stanley Deming Park, Too Good to Toss

A **MOTION** was made by Trustee Foster, seconded by Trustee Lindberg, and carried to grant permission to Wickham Works to use the east side of Stanley-Deming Park, from 8:00 a.m. on Friday, May 19, 2023, through Monday, May 22, 2023, for the 2023 Too Good to Toss event. Permission to include use of the basketball court and lawn area around the handball court, use of restrooms and water fountains, the set-up of tents and tables for the duration of the event, use of electricity, and blocking off eighteen parking spaces near the entrance of the basketball court. Village of Warwick DPW to provide 15+ orange parking cones, reflective vests for parking volunteers, three food trucks to be parked on the grass between the creek and the handball court on the west side of the park, 10 to 12 garbage cans to be placed in the basketball court and around food trucks, and pickup of leftover items on Monday, May 22, 2023, by the Village of Warwick DPW. In addition, the use of designated parking in the grass behind the basketball courts in coordination with DPW Supervisor, Mike Moser. Completed facility use permit, proof of insurance, and security deposit have been received. Approval contingent upon providing the Village of Warwick with certificates of insurance naming the Village as an additional insured from all food truck vendors at least 30 days prior to the event and obtaining permission of the

Warwick Valley Central School District to use the Park Avenue School for parking and providing such documentation 60 days prior to the event.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Lindberg Aye

Trustee McKnight Aye Mayor Newhard Aye

Discussion

Trustee Cheney said he would talk to the DPW Supervisor to make sure the parking was as efficient and dry as possible.

A discussion ensued regarding the efficiency of cleanliness and how parking had been handled for the event in the past.

Trustee Foster voiced her safety concerns regarding the proposed parking in the grass, including for concerts occurring in Stanley-Deming. Mayor Newhard said they would have to investigate it further.

Facility Use – Memorial Park, The Historical Society – George Washington Day 5k and Fun Run

A **MOTION** was made by Trustee Foster, seconded by Trustee Cheney, and carried to grant permission to The Historical Society of the Town of Warwick to use Memorial Park to hold a George Washington Day 5K and Fun Run on Saturday, July 22, 2023, with set up to begin at 7:00 a.m. and break down to be completed by 11:00 a.m. The event will begin at 8:30 a.m. departing from Memorial Park to Forester Avenue, High Street, South Street, Park Lane, Park Place, Burt Street, McFarland Drive, Hudson Street, Long House Road, Aske Street, Bridges Street to White Oak, then exits through Memorial Park back to the finish/starting line per their letter dated March 7, 2023. The event is in coordination with Warwick Little League, Warwick Wascals, Warwick Football & Cheer, Warwick Adult Kickball League, Highlander Rugby, Warwick Wildcats Baseball, and OC Bombers. The Warwick Police Department, Warwick EMS, and Supervisor Sweeton have been notified and approved the event. Completed park permit, proof of insurance, application fee, and security deposit have been received.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Lindberg Aye

Trustee McKnight Aye Mayor Newhard Aye

Discussion

Trustee Cheney thanked the Historical Society for their thorough job contacting all the organizations that use Memorial Park.

Facility Use Request – Stanley-Deming Park, Sanfordville Elementary School, First Grade Field Trip

A **MOTION** was made by Trustee Foster, seconded by Trustee Lindberg, and carried to grant permission to Sanfordville Elementary School to hold a first-grade field trip in Stanley-Deming Park on Thursday, June 8, 2023, from 11:30 a.m. to 2:00 p.m. Request includes use of restrooms. Completed park permit and proof of insurance have been received.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Lindberg Aye

Trustee McKnight Aye Mayor Newhard Aye

Facility Use Request – Stanley-Deming Park, Park Avenue Elementary Second-Grade Picnic

A **MOTION** was made by Trustee Foster, seconded by Trustee McKnight, and carried to grant permission to Park Avenue Elementary to hold a second-grade class picnic in Stanley-Deming Park on Wednesday, June 7, 2023, between 11:00 a.m. to 2:30 p.m. with a rain date of Friday, June 9, 2023. Request includes use of restrooms. Completed park permit and proof of insurance have been received.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Lindberg Aye

Trustee McKnight Aye Mayor Newhard Aye

Memorial Day Parade – American Legion

A **MOTION** was made by Trustee Foster, seconded by Trustee Cheney, and carried to grant permission to the American Legion Township Post 214 to hold a Memorial Day Parade and to use the area near the Veterans Memorial Park Firemen’s Monument located in Memorial Park on Monday, May 29, 2023, between the hours of 10:30 a.m. and 2:00 p.m. The parade will step off at approximately 11:00 a.m., with lineup beginning at 10:30 a.m. on Main Street in front of Village Hall as per their letter dated January 11, 2023. The parade route will be as follows: Main Street in front of Village Hall, Oakland Avenue to the Warwick Cemetery, Galloway Road to the St. Stephen’s Cemetery, Forester Avenue, to the Veterans Memorial Park Firemen’s Monument. Town of Warwick Police Department approval, completed park permit, proof of insurance, and security deposit have been received.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Lindberg Aye

Trustee McKnight Aye Mayor Newhard Aye

Budget Modification

A **MOTION** was made by Trustee Foster, seconded by Trustee Lindberg, and carried to approve the budget modification request as per the Village Treasurer's memo dated March 16, 2023.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Lindberg Aye

Trustee McKnight Aye Mayor Newhard Aye

Village of Warwick Cyber Security Guide and Policies

A **MOTION** was made by Trustee Lindberg, seconded by Trustee McKnight, and carried to add the Village of Warwick Cyber Security Guide and Policies, previously adopted on October 4, 2021, to the appendices of the Village of Warwick Employee Handbook.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Lindberg Aye

Trustee McKnight Aye Mayor Newhard Aye

Health Insurance, Dental Work/Eye Care

A **MOTION** was made by Trustee Lindberg, seconded by Trustee McKnight, and carried to amend the Employee Handbook Section 7.5 Health Insurance, Dental Work/Eye Care as follows: The Village shall reimburse all Full Time and Office Employees and Elected Officials for dental work and/or eye care for the employee and/or his/her family, upon verification that such dental work and/or eye care was/were performed. The annual reimbursement allowance listed by fiscal year are as follows:

June 1, 2022 – May 31, 2023	\$ 1,750.00
June 1, 2023 – May 31, 2024	\$ 1,800.00
June 1, 2024 – May 31, 2025	\$ 1,850.00
June 1, 2025 – May 31, 2026	\$ 1,900.00

To receive reimbursement for dental or optical services, the employee must submit a detailed voucher with receipts attached identifying the services rendered. In the event an employee leaves employment prior to the end of the Village's fiscal year, the amount of the stated coverage will be pro-rated based on the actual number of days the employee worked during that fiscal year. If such an employee receives dental or optical reimbursement that is greater than the pro-rated amount as stated above, the employee must pay back to the Village the portion that exceeds the pro-rated amount within ten (10) days after leaving his/her employment with the Village.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Lindberg Aye

Trustee McKnight Aye Mayor Newhard Aye

Discussion

Trustee McKnight asked is this motion occurred every year. Trustee Cheney and Mayor Newhard explained that it comes up with every DPW contract, which was every four years.

Trustee McKnight questioned if these terms would not apply to those who recently departed the DPW. Mayor Newhard and Trustee Cheney both answered that it did because it was in their last contract from June 2022. Mayor Newhard said that it would be prorated if a DPW member recently left. Trustee McKnight

asked how that was enforced once a person leaves. Village Attorney, Steven Gaba, answered that it would need to be adjusted from their final paycheck. Trustee Cheney said he thought the direction from NYCOM was that you could not do that. Mr. Gaba said he would message NYCOM and see what they say. Trustee Cheney told Mr. Gaba to message the Treasurer first.

Resignation – Peter Pascoe

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to accept the resignation of DPW laborer, Peter Pascoe, effective March 13, 2023

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

Trustee Cheney Aye Trustee Foster Aye Trustee Lindberg Aye

Trustee McKnight Aye Mayor Newhard Aye

Reports

Trustee Cheney's Report:

No report

Trustee Foster's Report:

Trustee Foster explained the concert motion was tabled because she wanted to discuss having more concerts at Stanley-Deming. Trustee Foster explained her reasoning was due to residential feedback, her own experience, more family-friendly, and how the area provided a larger space for more people to attend. Trustee Foster continued saying that the density on Railroad Green can be troublesome for those with sensory issues or anxiety and can cause people not to attend. Trustee Foster suggested a 50/50 split between Stanley-Deming and Railroad Green.

Mayor Newhard suggested having a conversation with the two concert coordinators.

Trustee Foster stated that she was clear about her feelings last year and when they came on-board had asked to be part of the decision-making process and be part of the meetings and was not.

Mayor Newhard said there weren't many meetings.

Trustee McKnight added that as Trustee Foster oversees parks she should have been front and center of that meeting, and asked what the next steps should be.

Trustee Foster suggested to sit down and talk about the locations, as the current proposed schedule had just two concerts at Stanley-Deming.

Mayor Newhard suggested a separate meeting with Trustee Foster.

Trustee Lindberg's Report:

Trustee Lindberg stated that he had been a trustee for twelve-years and seven months and how it was an honor to serve the Village of Warwick. Trustee Lindberg shared some great memories, such as the Sesquicentennial event in 2017 being one of the highlights, and one of the low points was going through Covid. Trustee Lindberg was very satisfied on how the Village handled Covid, from how public interaction was managed at Village Hall, to the outdoor restaurants on Main Street.

Trustee Lindberg was grateful for the great staff at Village Hall, calling Mayor Newhard the heart and soul of the Village. Trustee Lindberg said he had known Trustee Cheney for many years and was glad he was a Board member. Trustee Lindberg was very impressed with Trustee Foster and Trustee McKnight, emphasizing their attention to detail and enthusiasm. Trustee Lindberg acknowledged the Village Clerk, Raina Abramson, Deputy Clerk, Jennifer Mante, and Village Treasurer, Sadie Becker, as well as the Village's legal counsel, Steven Gaba.

Trustee Lindberg stated the difference in the Village of Warwick's Board was that they were not Republicans and Democrats, but people who want to do the right thing, follow the Village Code, and update the codes if necessary. Trustee Lindberg said there are arguments, but at the end of the day, the Board will come up with the right decision, which was very satisfying.

Trustee Lindberg described his excitement driving or walking down Main Street with the stores, the vibe, the people, and how incredible it all was. Trustee Lindberg stated one of the problems with the Village was not having enough parking and how it needed to be worked on, but emphasized that it was a good problem to have.

Trustee Foster stated that she had been honored to serve next to Trustee Lindberg and how wonderful it had been to work with him and learn from him. Trustee Foster said in observing Trustee Lindberg in action, noticed how much he cares about the Village and thanked him for coming back and serving the Village.

Mayor Newhard said he considered Trustee Lindberg a true friend and had been extraordinary in his role as a trustee. Mayor Newhard explained that the work was not glamorous, but behind the scenes where the public does not often see, however the fruits of Trustee Lindberg's many years

of labor was seen in terms of policies and thoughtful understanding of creating local law. Mayor Newhard stated how Trustee Lindberg had been a Godsend to the Board as an organization, to the people of the community, and he could not thank him enough.

Trustee McKnight's Report:

Trustee McKnight reminded everyone to vote in the Village election.

Mayor Newhard's Report:

Mayor Newhard said the Board had submitted applications for the Community Project Funding for the New York Congressional District 18. Mayor Newhard thanked the entire Board, particularly Trustee Foster, as well as the Clerk, the Deputy Clerk, and everyone who responded to letter requests at the last minute in a 24 hour-turnaround. It was a pleasure to watch Jenn hit send for the two applications, one to potentially fund Well #3, which was a big project, and the second was to potentially fund the skatepark. Mayor Newhard said that people were very enthusiastic, and he hoped that when read, the enthusiasm would show. Mayor Newhard said he was heartened by all the work that had taken place this year in seeking funding for some of these large, very expensive projects and if we get anything, it would be great, but a lot was learned along the way, which was just as important.

Trustee McKnight said that over the past year as a Trustee he noticed the extreme amount of work that goes into applying for grants, how there was an unlikelihood of getting the funding, and how much it showed dedication and passion. Trustee McKnight said he was learning from Trustee Foster, and how amazing it would be for the Village if we do earn those grants.

Trustee Foster said that not one of them has been a single-person effort, but a full team effort.

Mayor Newhard thanked all those involved.

Final Comments from the Floor

Nora Gurvich thanked the Board for approving The Historical Society's George Washington Day 5K and Fun Run and went into detail regarding the race. Ms. Gurvich promoted The Historical Society's events that were to take place this year, such as free historic open house tours, a volunteer painting event, new exhibits, school tours, the 'Hands on History' program, and was hopeful to add some historical walking tours.

Final Comments from the Board

No comments were made.

Executive Session

A **MOTION** was made by Trustee Lindberg, seconded by Trustee McKnight, and carried to enter 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.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Lindberg Aye

Trustee McKnight Aye Mayor Newhard Aye

Adjournment

A **MOTION** was made by Trustee Cheney, seconded by Trustee McKnight, and carried to exit Executive Session, resume the regular Village Board meeting, and adjourn at approximately 10:18p.m.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Lindberg Aye

Trustee McKnight Aye Mayor Newhard Aye

Jennifer Mante, Deputy Village Clerk