

**BOARD OF TRUSTEES
VILLAGE OF WARWICK
OCTOBER 21, 2024**

10,310

The Regular Meeting of the Board of Trustees of the Village of Warwick was held on Monday, October 21, 2024, at 7:30 p.m. in Village Hall, 77 Main Street, Warwick, NY. Present was: Mayor, Michael J. Newhard. Trustees: Barry Cheney, Carly Foster, Thomas McKnight, and Mary Collura. Also, present was Village Clerk, Raina Abramson and Village Attorney, Stephen Gaba. Others present, Kevin Shuback, Erin Mattingly, Tom Mattingly, Patrick Gallager, Daniel Getz, Donna Douglas, Etta Hamilton, and Johnathan Hamilton.

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

Acceptance of Minutes

A **MOTION** was made by Trustee Foster, seconded by Trustee McKnight and carried for the Acceptance of Minutes: October 7, 2024 & October 15, 2024.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

Acceptance of Reports

A **MOTION** was made by Trustee Collura, seconded by Trustee McKnight and carried for the Acceptance of Reports – September 2024: Clerk’s Office, Tax Collection, Justice Department, Planning Department, & Department of Public Works.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

Authorization to Pay all Approved and Audited Claims

A **MOTION** was made by Trustee McKnight, seconded by Trustee Cheney and carried for the Authorization to Pay all Approved and Audited Claims in the amount of \$415,024.06.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

1. Police Report.

No report.

2. **Public Hearing on a proposed Local Law No. 7 of the Year 2024 to amend the Village Code by enacting Chapter 115 entitled "Short-Term Rental Property."**

The Village Clerk read the public hearing notice.

LEGAL NOTICE

PLEASE TAKE NOTICE that the Village Board of the Village of Warwick will hold a public hearing on the 21st day of October 2024, at 7:30 p.m., at Village Hall, 77 Main Street, Warwick, NY 10990, on a proposed Local Law No. 7 of the Year 2024 to amend the Village Code by enacting Chapter 115 entitled "Short-Term Rental Property"

The purpose of this Local Law is to promote the public health, safety and welfare by establishing a municipal registration and permit requirement for all short-term rental units within the boundaries of the Village's permitting requirement.

A copy of the proposed local law is on file in the office of the Village Clerk and is available for inspection by interested persons during Village Clerk's business hours, and the proposed local law has also been posted on the Village's website www.villageofwarwick.org.

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

**BY ORDER OF THE BOARD OF TRUSTEES
VILLAGE OF WARWICK
RAINA ABRAMSON, VILLAGE CLERK**

Dated: September 26, 2024

Mayor Newhard announced that they have received two comments: one from the Planning Board and another from Patrick Gallagher. He then opened the floor to the public.

Patrick Gallagher stated that he wanted to address the Board, mentioning that he had written on the ninth but had not received a response. He sought clarification on whether the project is already finalized and if there is any possibility of changes being made to what has been considered and compiled.

Mayor Newhard responded that receiving input from residents is the purpose of a public hearing.

Mr. Gallagher remarked that he has not found public hearings to be very effective and specifically asked if there is room for any changes. He interpreted the Mayor's response as an indication that changes might still be possible.

Village Attorney Stephen Gaba explained that at the last meeting he attended, the Board decided to move forward with a public hearing despite having questions about certain terms. The goal was to gather public input to see if the concerns raised by residents aligned with those the Board was considering, such as whether to issue a one-year or two-year permit and the number of days required for reporting changes.

Mr. Gallagher expressed his concerns, stating that the points discussed earlier did not resonate with him. He identified himself as a senior living in a legal two-family home that is fully up to date, mentioning that he has received 375 positive reviews and contributes significantly to the Village's economy. He highlighted that he has never encountered issues related to parking, garbage, or guests. Mr. Gallagher questioned why the Board would seek to regulate his bed and breakfast operation and asked how many others in the Village operate BnBs similar to his—specifically, how many are seniors or individual homeowners, and whether this has been researched.

Mayor Newhard reminded everyone that the forum is not intended for a question-and-answer session.

Mr. Gallagher responded that he hasn't received any answers and is unsure how to obtain them.

Mayor Newhard acknowledged Mr. Gallagher's comments and assured him that they would seek answers to his questions, but noted that this discussion format was not suitable for providing immediate responses.

Mr. Gallagher suggested a private conference.

Mayor Newhard responded that his office is always open.

Mr. Gallagher stating that he has repeatedly requested oversight for the property at 16 Elm. He referred to a report from the engineers hired by the Board, which documented two pages of violations, calling the situation shameful.

Mr. Gallagher mentioned that a newspaper article indicated that the Planning Board's lawyer had reviewed the matter and noted multiple iterations of the law. He requested to be exempted from unnecessary inspections and taxation, emphasizing the need for clarity on how many others fall into his category. He concluded by saying he would reach out to Raina to arrange a meeting.

Mayor Newhard explained the challenges of creating legislation, emphasizing that it must be comprehensive and not based on assumptions of good practices. He recalled the process of creating zoning for Warwick Grove, where developers expressed their intentions to deliver high-quality work. The Board had to consider the possibility that future developers might not uphold those standards, necessitating a more robust and cautious approach to zoning regulations.

Mr. Gallagher expressed his understanding of the Board's challenges in creating legislation but highlighted that categorical exemptions are sometimes granted, which he said he has observed on various occasions. He pointed out that while the Chamber of Commerce receives attention and support, other areas such as West, Van Buren, Howe, Division, Factory, and John do not receive the same level of consideration. Mr. Gallagher emphasized the need for a discussion about these discrepancies, acknowledging the good work the Board does but expressing concern that residents often feel overlooked. He cited a specific example of a building at 16 Elm that is significantly larger than the approved plans and reiterated the call for increased oversight, referencing the two pages of violations associated with that property. He concluded by thanking the Board for their time.

In a general discussion, Board members deliberated whether to keep the public hearing open. It was mentioned that the Board may not be in a position to act on the matter that evening, as they wanted to review the Planning Board's comments, which are critical to the legislation.

Trustee Cheney expressed no urgency to proceed with the legislation that night, indicating a willingness to withdraw when appropriate.

The discussion then shifted to whether to keep the public hearing open. It was emphasized that the purpose of the public hearing is to gather input from the public regarding the specific local law. Mr. Gaba noted that the Board already received written comments from the Planning Board and at least one verbal comment.

Mayor Newhard suggested that they keep the hearing open, explaining that since the meeting is being live-streamed, many residents who may be catching up or haven't seen it yet could benefit from the opportunity to provide additional comments.

Trustee Foster expressed disappointment that Patrick Gallagher had left, as she was curious about the response to categorical exclusions or exemptions. She noted Mr. Gallagher's desire to be grandfathered in, but pointed out that there is currently no mechanism in place to facilitate that within the proposed regulations.

Mr. Gaba expressed uncertainty about the feasibility of implementing such a provision.

Trustee Foster stated that issuing a grandfathering exemption could undermine the purpose of the law, which aims to facilitate economic support for homeowners while ensuring safety and compliance with building codes. She emphasized that generating income from short-term visitors makes homes vulnerable, and it would be difficult to justify an exemption based solely on senior status. She noted that the Board would need to discuss comments and considerations like these moving forward.

Mr. Gaba clarified that any potential exemption wouldn't be based solely on senior status. Instead, he suggested that existing short-term rentals could be exempted, but any such provision would need to be carefully defined. He expressed concerns about how such exemptions would work in practice, noting that they could be problematic for subsequent property owners, potentially allowing the exemptions to continue indefinitely, which he believes should be avoided.

Trustee Cheney pointed out that Mr. Gallagher's written comment did not mention grandfathering. Instead, it highlighted several factors relevant to his situation, such as his age and past performance regarding his rental unit.

Mr. Gaba thought the language sounded more akin to a waiver provision which would keep the law applicable but allow exemptions for individuals who meet specific criteria. However, he acknowledged that creating such provisions could be very challenging.

Trustee Foster emphasized that implementing a waiver provision could undermine the goals and purpose of the law.

Mayor Newhard mentioned that they are also considering coordinating the new regulations with a program designed specifically for monitoring and administering short-term rentals through Municipality. He suggested that it would be prudent to have this program operational once the legislation is finalized, as it would prevent the need for adjustments later in the process. He emphasized the importance of implementing everything at once for consistency and efficiency.

During the general discussion, Board members considered their options regarding the public hearing. They noted that adjourning the hearing without a date would require republishing and reposting, which could be avoided by either adjourning it to the next month's meeting or closing the public hearing and determining the outcome later. It was suggested that if they adjourn to the next month's meeting, they would be obligated to address it then, but could adjourn again if necessary. It was proposed adding a stipulation to the motion that the regulations would take effect only once the administrative module is operational.

Mr. Gaba clarified that if the resolution adopting the regulations is to be amended, they would need to re-notice it. However, if the text remains unchanged, simply announcing the hearing for a future date would suffice. He emphasized that any changes to the text would require a new notice.

Trustee McKnight pointed out that one of the comments in the Planning Board's letter highlighted concerns about workload and resources. He agreed that managing the short-term rental application involves not just collecting the application and fees, but also conducting inspections and scheduling, which requires careful planning. He expressed uncertainty about the implications of keeping the public hearing open until the next meeting and then potentially adjourning it again. He questioned whether that approach would pose any issues.

Mr. Gaba confirmed that it would be acceptable to keep the public hearing open until the next meeting, as long as the date for that meeting is set to adjourn the public hearing.

Trustee Foster noted that keeping the public hearing open would provide time for the Board to respond to comments from both the Planning Board and Patrick Gallagher. She then asked if anyone else wished to make a comment.

There were no further comments from the public.

Public Hearing on a proposed Local Law No. 7 of the Year 2024 - AMENDED

A **MOTION** was made by Trustee Cheney, seconded by Trustee McKnight to keep the Public Hearing open on a proposed Local Law No. 7 of the Year 2024 to amend the Village Code by enacting Chapter 115 entitled "Short-Term Rental Property" until November 4, 2024.

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

Trustee Cheney ___ Trustee Foster ___ Trustee Collura ___

Trustee McKnight ___ Mayor Newhard ___

Public Hearing on a proposed Local Law No. 7 of the Year 2024

A **MOTION** was made by Trustee Cheney, seconded by Trustee McKnight to keep the Public Hearing open on a proposed Local Law No. 7 of the Year 2024 to amend the Village Code by enacting Chapter 115 entitled "Short-Term Rental Property" until November 18, 2024.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

Announcement

1. Call to Artists – Mural Project for the New Visitors Center.

Mayor Newhard stated that the grant received from the Orange County Legislature will significantly enhance the visitor center and improve the overall experience. He expressed gratitude for the grant and shared that they have already begun receiving applications and submissions, indicating excitement for the upcoming developments.

2. Please take notice that on-street parking within the Village of Warwick is prohibited between the hours of 2:00 a.m. and 6:00 a.m. from November 1st through April 1st.

3. The Village of Warwick was awarded a grant in the amount of \$734,500 through the Local Community Assistance Program (LoCAP) for the Patriots Path at Veterans Memorial Park.

Trustee Foster acknowledged that the grant was issued through Senator James Skoufis's office and expressed gratitude to the senator's office. She noted that additional documentation is needed to fully secure the grant, which has been allocated to the Village for implementing portions of the park master plan. She conveyed her excitement about the project.

Mayor Newhard expressed that the effort put into the Master Plan was worthwhile, as it positioned them to present compelling and significant projects to the senator. He noted that the senator deemed the project valuable and important enough to receive funding, highlighting the Village's good fortune in securing this support.

4. All Things Halloween in the Village of Warwick

Trustee Collura announced various Halloween activities in the Village of Warwick. The "Scare the Mayor" contest judging will occur on Wednesday, October 30th, at 7:00 p.m., with registration available by calling Village Hall or emailing the clerk. The Halloween parade and costume contest will line up on High Street at 4:30 PM, with the parade starting at 5:00 p.m. and proceeding down Main Street to Railroad Avenue, where a costume contest will be held. Additionally, a self-guided Halloween house tour is available on the Village's Facebook page and website. Trustee Collura also mentioned the Halloween curfew and road closures, noting that from 9:00 p.m. on October 30th to 6:00 a.m. on October 31st, and again from 9:00 p.m. on October 31st to 6:00 a.m. on November 1st, certain streets will be closed, including Oakland Court, Welling Avenue, Orchard Street, and Linden Place. High Street will be closed on October 31st from 4:00 p.m. to 5:00 p.m. for parade lineup.

Correspondence

1. Report from Village Engineer, Jason Pitingaro, on the application by Elite Strategies requesting outside sewer service for 10 Clinton Avenue Extension, Section 52, Block 1, Lots 9 & 10.2.
2. Report from Village Attorney, Stephen Gaba on the application by Elite Strategies requesting outside sewer service for 10 Clinton Avenue Extension, Section 52, Block 1, Lots 9 & 10.2.

3. Report from Village Attorney, Stephen Gaba on the petition for a zone change at 1 Galloway Heights Road and 4 Overlook Drive.

Public Comment - Agenda Items Only

GUIDELINES FOR PUBLIC COMMENT

The public may speak only during the meeting's Public Comment period and at any other time a majority of the Board allows. Speakers must be recognized by the presiding officer, step to the front of the room/microphone, give their name, residency, and organization, if any. Speakers must limit their remarks to three minutes (this time limit may be changed to accommodate the number of speakers) and may not yield any remaining time they may have to another speaker. Board members may, with the permission of the mayor, interrupt a speaker during their remarks, but only for the purpose of clarification or information. The Village Board is not required to accept or respond to questions from the public at meetings but may request that inquiries be submitted in writing to be responded to at a later date. All remarks must be addressed to the Board as a body and not to individual Board members. Interested parties or their representatives may also address the Board by written communications.

No comments.

**RESOLUTION ENACTING
SHORT TERM RENTAL LOCAL LAW**

WHEREAS, the Village Board has before it a proposed local law entitled: "A local law to amend the Village Code by enacting Chapter 115 entitled 'Short Term Rental Property'"; and

WHEREAS, following due notice the Village Board held a public hearing on the proposed local law and heard all persons interested in the subject matter thereof;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Village Board hereby adopts the above local law; and
2. That the said local law shall be published, posted and filed in the office of the Secretary of State in Albany as required by applicable law.

_____ presented the foregoing resolution which was

seconded by _____,

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

Barry Cheney, Trustee, voting _____

Carly Foster, Trustee, voting _____

Thomas McKnight, Trustee, voting _____

Mary Collura, Trustee, voting _____

Michael Newhard, Mayor, voting _____

Resolution Approving Outside User Agreement - AMENDED

WHEREAS, the Village Board of the Village of Warwick has received a request from the owner of 10 Clinton Avenue Extension (Tax Map Section 52, Block 1, Lots 9 & 10.2) to enter into an Outside User Agreement to provide municipal central sewer service to the said property; and

WHEREAS, the said property is located outside of the boundaries of the Village in the Town of Warwick; and

WHEREAS, a proposed Outside User Agreement has been prepared, a copy of which is attached hereto, and

WHEREAS, the Village Board has is willing to enter into the said Outside User Agreement based on the terms and conditions set forth therein;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Village Board hereby agrees to enter into the annexed Outside User Agreement, conditioned upon submission of engineering connection plans acceptable to the Village’s engineering consultants, payment of the required the Sewer Service Application fee as well as all other applicable fees and compliance with the terms and conditions recited in the Outside User Agreement; and

2. That the property owner shall submit a TP-584 form and shall be responsible for payment of all fees necessary for recording of the Outside User Agreement in the Office of the County Clerk; and

3. That the Village Board hereby authorizes the Mayor to execute the Outside User Agreement and all documents necessary to effectuate the terms therein.

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

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

Barry Cheney, Trustee, voting _____

Carly Foster, Trustee, voting _____

Thomas McKnight, Trustee, voting _____

Mary Collura, Trustee, voting _____

Michael Newhard, Mayor, voting _____

Discussion

Daniel Getz reported that he reviewed the comment letters and discussed them with members of the DPW. He mentioned a visit to the site regarding an existing sewer

manhole on the applicant's property, which was not planned for use. He agreed that if the manhole is not being utilized, it should be disconnected from the Village's sewer system. Mr. Getz proposed to remove the unused manhole and indicated that, based on the measurements taken by both the surveyor and his team, they would be able to provide revised plans for review to ensure an effective connection to the sewer system.

Mr. Gaba stated that the matter is already addressed by the submission of plans that are acceptable to the engineering consultants. He indicated that no additional action is necessary.

Trustee McKnight inquired about the requirement to move the sewer connection 20 feet north, seeking clarification on that specific aspect.

Mr. Getz explained that the requirement to move the connection 20 feet north was related to an existing water line that needs to be relocated. He clarified that the DPW raised concerns about the connection point between the existing water line and the new line, noting that it was initially shown to be about three feet from the proposed sewer line. Mr. Getz agreed with the suggestion that it should be at least ten feet away and stated that they would adjust the plans accordingly.

Trustee McKnight asked about the procedure for capping off the old sewer line.

Mr. Getz stated that the unused manhole will be removed, along with the line connecting it to the Village's manhole. He mentioned that they would provide additional details as requested by DPW to clarify how the new connection to the sewer system will be made. The intention is to ensure that only the new connection remains and that all old connections will be removed and capped.

Mr. Getz presented a map to the Board and provided a detailed explanation of the planned execution of the project.

Trustee McKnight thanked Mr. Getz, confirming that all the DPW's comments and Mr. Gaba's own feedback are reflected in the agreement.

Mr. Gaba noted that there are some changes that need to be made to the agreement, specifically mentioning that there are three amendments Trustee Cheney was going to review before the Board votes on the resolution.

Trustee Cheney asked Mr. Getz whether adding the new connection to the system would require a DEC sewer extension permit.

Mr. Getz responded that a DEC sewer extension permit would not be required because the connection is a single-user line running from the existing building to the Village's system.

In the general discussion, it was clarified that the existing water line is being extended, and it was confirmed to be a three-quarter inch line, which is sufficient for sprinklers and other indoor uses. There was a mention of not having designed sprinklers yet, and while there are fire extinguishers shown on the architectural plans, further improvements may be needed. The conversation indicated that there are additional elements they would like to add, but they also expressed a desire not to delay the project.

Trustee Cheney confirmed that one of the agreements was to allow for emergency access to Double S Smokehouse that fronts Route 94, section block and lot 229-1-2. He noted that access will be gated, ensuring that it can only be used in emergencies. He added that there are several similar arrangements throughout the Village that function in the same manner.

Mayor Newhard explained that the agreement includes a clause for payment, but they were considering removing it because the payment would be coming from Village fees and user rates. He clarified that the current proposal reflects the use of Village fees and includes a provision for making adjustments. He noted that instead of removing the clause, it would be revised.

Trustee Cheney proposed an amendment to the actual motion, requesting that a new "whereas" clause be added. This clause would state that the party involved would make a good-faith effort to consider and discuss the possibility of annexing their property into the Village.

Mr. Getz mentioned that the property owner had previously discussed the possibility of annexation, indicating that they would be willing to revisit the topic after obtaining the necessary approvals.

Mayor Newhard acknowledged that they are close to finalizing the process and expressed the importance of maintaining momentum. He emphasized that it would be beneficial for the entire community, including the neighbors, to engage in further discussions regarding the matter.

Trustee Cheney noted that since the property is located at the end of a Village street, snow plowing could become an issue during the winter. He suggested including a provision in the user Agreement that outlines cooperation between the property owners and the Village to develop a plan for snow plowing.

It was confirmed that the topic had already been discussed and noted that a loop was available for turning around. Elizabeth Cassidy was working on an easement to allow Village snowplows to utilize the space.

Trustee Cheney inquired whether the existing curb stop water valve would be moved or remain in its current position. It was then confirmed that the curb stop is intended to stay where it is. He noted that the valve is further onto the property than is typically the case and expressed uncertainty about whether the drawing indicates where the Village's water main ends and the size of that water main before the curb stop.

Trustee Cheney suggested the Village needed an agreement, and there may be a need for an easement if the water main extends on to the owner's property so that the Village would have access to be able to do whatever was needed.

In the general discussion, there was an inquiry about whether there is a light on the pole at the property that shines towards the building, with an assumption that the property owner would be responsible for it. It was confirmed that there is a light, but it is not operational, resulting in complete darkness at night. The engineering team is expected to address the lighting system, with plans likely including motion-sensor lights and dim lighting around the building to avoid overwhelming brightness at night. Concerns were raised about the lack of street lighting until reaching the intersection with Galloway. Emphasis was placed on ensuring that the architecture of the building appears more residential than commercial, avoiding a look similar to a supermarket. The team noted that Christopher Collins, who has experience with the Village and Town, understands the importance of appropriate lighting and aesthetics for the area.

Mayor Newhard expressed confidence in Christopher Collins, stating that he is a very talented architect. He highlighted the availability of "dark sky" lighting options, which focus the light downward rather than spreading it throughout the neighborhood, ensuring a more controlled and appropriate lighting solution.

Mr. Gaba suggested amending the motion to approve the Outside User Agreement, contingent upon the discussed changes.

Trustee Cheney proposed changing Item Four to specify that the property owners agree to pay service fees as an out-of-village user.

Mr. Gaba stated that he would revise the document to incorporate all the discussed changes, ensuring that these revisions are made before anyone signs the agreement.

In the general discussion, a question was raised about whether a resolution would be written up for the Planning Board. It was confirmed that a resolution would be prepared. The next Planning Board meeting was scheduled for November 20, and it was suggested that certified minutes should be available by that time.

Resolution Approving Outside User Agreement

WHEREAS, the Village Board of the Village of Warwick has received a request from the owner of 10 Clinton Avenue Extension (Tax Map Section 52, Block 1, Lots 9 & 10.2) to enter into an Outside User Agreement to provide municipal central sewer service to the said property; and

WHEREAS, the said property is located outside of the boundaries of the Village in the Town of Warwick; and

WHEREAS, a proposed Outside User Agreement has been prepared, a copy of which is attached hereto, and

WHEREAS, the Village Board has is willing to enter into the said Outside User Agreement based on the terms and conditions set forth therein;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Village Board hereby agrees to enter into the annexed Outside User Agreement, conditioned upon submission of engineering connection plans acceptable to the Village's engineering consultants, payment of the required the Sewer Service Application fee as well as all other applicable fees and compliance with the terms and conditions recited in the Outside User Agreement; and

2. That the property owner shall submit a TP-584 form and shall be responsible for payment of all fees necessary for recording of the Outside User Agreement in the Office of the County Clerk; and

3. That the Village Board hereby authorizes the Mayor to execute the Outside User Agreement and all documents necessary to effectuate the terms therein.

4. That the Village Board shall approve the Outside User Agreement subject to the following changes:

a. Allowance of emergency access to the property located at Section 229 Block 1 Lot 2 on Route 94.

b. Revision of item 4 to reflect payment of the Village of Warwick Outside User Rates instead of annual charges.

c. Owner of 10 Clinton Avenue Extension to make a good faith effort to consider and discuss with the Village of Warwick the possibility of annexation into the Village of Warwick.

d. Cooperation between the Applicant and the Village of Warwick to devise a plan for snowplowing.

e. Consideration of an easement for the Village of Warwick's water main.

Trustee Cheney presented the foregoing resolution which was seconded by Trustee McKnight,

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

Barry Cheney, Trustee, voting Aye

Carly Foster, Trustee, voting Aye

Thomas McKnight, Trustee, voting Aye

Mary Collura, Trustee, voting Aye

Michael Newhard, Mayor, voting Aye

Waive the Reading – Lead Service Line Bond Resolution

A **MOTION** was made by Trustee Cheney, seconded by Trustee McKnight and carried to waive the reading of the bond resolution dated October 21, 2024, authorizing the issuance of \$575,770 bonds of the Village of Warwick, Orange County, New York, to pay the cost of the replacement of lead service lines, in and for said village.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

BOND RESOLUTION DATED OCTOBER 21, 2024
A RESOLUTION AUTHORIZING THE ISSUANCE OF \$575,770 BONDS
OF THE VILLAGE OF WARWICK, ORANGE COUNTY, NEW YORK, TO
PAY THE COST OF THE REPLACEMENT OF LEAD SERVICE LINES, IN
AND FOR SAID VILLAGE

WHEREAS, the Board of Trustees of the Village of Warwick hereby finds and determines that the presence of lead in drinking water poses serious health risks to residents of the Village; and

WHEREAS, the Board of Trustees further determines that, in order to protect the public health the Village should undertake a lead service line replacement program within the Village's established water system; and

WHEREAS, the Village is eligible for a zero-percent interest loan in the amount of \$575,770 from New York State Environmental Facilities Corporation ("EFC") Bipartisan Infrastructure Law Lead Service Line Replacement (BIL-LSLR) program for the aforesaid project; and

WHEREAS, the Village will be eligible for a grant from New York State in the amount of \$575,770 to buy out the EFC loan; and

WHEREAS, all conditions precedent to the financing of the capital purposes hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act (the "Act") to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital purposes; NOW,
THEREFORE, BE IT

RESOLVED, by the Board of Trustees of the Village of Warwick, Orange County, New York, as follows:

Section 1. For the class of objects or purposes of paying the cost of undertaking a lead service line replacement program including but not limited to inventory, design and replacement of lead service lines within the Village's established water system, and including incidental expenses in connection therewith, there are hereby authorized to be issued \$575,770 bonds of said Village pursuant to the provisions of the Local Finance Law.

Section 2. The estimated maximum cost of the aforesaid class of objects or purposes is hereby determined to be \$575,770, and the plan for the financing thereof is by the issuance of \$575,770 bonds of said Village authorized to be issued pursuant to this bond resolution, provided, however, that the amount of bonds ultimately to be issued shall be reduced by any Federal or State grant moneys received and applied to pay part of the cost of the aforesaid class of objects or purposes.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is thirty years, pursuant to subdivision 109 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. The Treasurer shall obtain the consent of the Village Mayor, or a delegate of the Village Mayor selected by the Village Mayor for this purpose for each issuance of bond anticipation notes or renewals thereof, which may be evidenced as provided in Section 6 hereof. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Village of Warwick, Orange County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year

sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from sewer rents or charges, or other available sources, there shall annually be levied on all the taxable real property in said Village a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form. All obligations issued hereunder shall be signed in the name of the Village of Warwick, Orange County, New York, by the manual or facsimile signature of the Village Treasurer and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Village Clerk. The Mayor or a delegate of the Mayor may execute said obligations. Such execution by the Mayor or a delegate of the Mayor shall constitute conclusive evidence of the consents referred to in Sections 4, 7 and 8 hereof. If the Mayor is absent or unable to act, the Deputy Mayor may execute said obligations with the same effect as if executed by the Mayor. The Mayor, in lieu of execution of such obligations, may evidence consent to the issuance thereof by a separate writing dated as of the date of delivery thereof.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Village Treasurer, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he or she shall deem best for the interests of said Village; including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation, provided, however, that in the exercise of these delegated powers, he or she shall comply fully with the provisions of the Local Finance Law and any order or

rule of the State Comptroller applicable to the sale of municipal bonds, and provided further, however, that the Treasurer shall obtain the consent of the Village Mayor, or a delegate of the Village Mayor selected by the Village Mayor for this purpose, when exercising the powers delegated to the Village Treasurer in this paragraph, which may be evidenced as provided in Section 6 hereof. The receipt of the Village Treasurer shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Village by the facsimile signature of the Village Treasurer, providing for the manual countersignature of a fiscal agent or of a designated official of the Village), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Village Treasurer, with the consent of the Village Mayor, or a delegate of the Village Mayor selected by the Village Mayor for these purposes which may be evidenced as provided in Section 6 hereof. It is hereby determined that it is to the financial advantage of the Village not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such

charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Village Treasurer shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. Upon this resolution taking effect, the same shall be published in summary in the Warwick Advertiser, the official newspaper, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 36.00 of the Local Finance Law and Article 9 of the Village Law.

_____ presented the foregoing resolution which was seconded by _____,

The vote on the foregoing resolution was as follows:

Barry Cheney, Trustee, voting _____

Carly Foster, Trustee, voting _____

Thomas McKnight, Trustee, voting _____

Mary Collura, Trustee, voting _____

Michael Newhard, Mayor, voting _____

Adoption of Resolution Authorizing the Issuance of \$575,770 in Bonds for Lead Service Line Replacement Project

A **MOTION** was made by Trustee Cheney, seconded by Trustee McKnight and carried to adopt the resolution authorizing the issuance of \$575,770 in bonds of the Village of Warwick, Orange County, New York, to pay the cost of the replacement of lead service lines in and for the Village.

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

Barry Cheney, Trustee, voting Aye

Carly Foster, Trustee, voting Aye

Thomas McKnight, Trustee, voting Aye

Mary Collura, Trustee, voting Aye

Michael Newhard, Mayor, voting Aye

Discussion

Trustee Cheney explained that there were questions regarding the Village's eligibility for the grant initially believed to have been received. He noted that the solution to this issue would be to issue a bond for \$575,770 or the amount spent up to that limit, with the EFC responsible for paying off the costs of the bond.

Addition to 2024-25 Special Event Staff

A **MOTION** was made by Trustee Foster, seconded by Trustee Cheney and carried to add Erin Bernhardt to the recreation special event staff list at a rate of \$15.00 per hour for the 2024-25 Halloween Parade, Christmas Eve Service, and Easter Egg Hunt per the recommendation of Village of Warwick Recreation Director, Ron Introini.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

Return Village Board Escrow – Joseph Irace, 15 Elm Street

A **MOTION** was made by Trustee McKnight, seconded by Trustee Collura and carried to return the Village Board escrow balance of \$3,204.40 to Joseph Irace for the 15 Elm Street, Warwick Feed & Grain Petition for Zone Change that was granted in 2021. All invoices have been paid as per the Village Attorney & Engineer.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

Return Village Board Escrow – Jane Newman, Pioneer Farm

A **MOTION** was made by Trustee McKnight, seconded by Trustee Foster and carried to return the Village Board escrow balance of \$3,206.72 to Jane Newman for the Pioneer Farm Outside Water & Sewer Agreements that were filed with the Orange County Clerk’s Office on January 18, 2022. All invoices have been paid as per the Village Attorney & Engineer.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

Return Village Board Escrow – Hathorn House, LLC, 21 Hathorn Road

A **MOTION** was made by Trustee McKnight, seconded by Trustee Foster and carried to return the Village Board escrow balance of \$1,701.50 to Hathorn House, LLC for the 21 Hathorn Road Outside Water Agreement that was filed with the Orange County Clerk’s Office on January 6, 2020. All invoices have been paid as per the Village Attorney & Engineer.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

Return Village Board Escrow – St. Anthony Community Hospital, 15 Maple Avenue

A **MOTION** was made by Trustee McKnight, seconded by Trustee Foster and carried to return the Village Board escrow balance of \$5,000 to St. Anthony Community Hospital for the 15 Maple Avenue Special Use Permit for the Radiology and Operating Room Additions that were approved by the Village Board on December 20, 2021. All invoices have been paid as per the Village Attorney & Engineer.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

Return Village Board Escrow – Patrick & Hazelyn Corcoran, 43 Wheeler Avenue

A **MOTION** was made by Trustee McKnight, seconded by Trustee Foster and carried to return the Village Board escrow balance of \$181.33 to Patrick & Hazelyn Corcoran for the 43 Wheeler Avenue Special Use Permit that was approved by the Village Board on November 29, 2023. All invoices have been paid as per the Village Attorney & Engineer.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

Intermunicipal Agreement between Village of Warwick & Town of Warwick – Asphalt Hot Box Trailer

A **MOTION** was made by Trustee Collura, seconded by Trustee Foster and carried to enter into an Intermunicipal Agreement (IMA) between the Town of Warwick and the Village of Warwick for the joint purchase of an Asphalt Hot Box Trailer and to authorize the Mayor to sign the same, including the approval and authorization of payment to the Town of Warwick in the amount of \$17,405.50, 50% of the shared cost, for the purchase of the Asphalt Hot Box Trailer. The total cost of the Asphalt Hot Box Trailer is \$34,811.00. This is an unbudgeted item. Funds to be allocated in budget code A5110.2350.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

Discussion

Trustee McKnight asked for Kevin Shuback’s input.

Mr. Shuback believed the equipment would be beneficial for the highway department. He explained that when the department fills the trucks, it helps maintain the temperature of the asphalt, preventing waste and allowing for continuous work. He noted that if they transport hot blacktop in a dump truck, it can cool down before it's fully used, making it less effective. He emphasized the significant difference this equipment could make in their operations.

Mayor Newhard remarked that the Village has already gained a significant amount of use from the equipment and expressed gratitude for it, emphasizing that it is a valuable addition.

Trustee McKnight inquired about the maintenance obligations associated with the equipment.

Mayor Newhard stated that the Town will be responsible for both maintaining and housing the equipment.

In the general discussion, it was clarified that the Village would only need to pay half of the costs associated with the asphalt hot box. The agreement states that the Town will maintain and repair the equipment at its own expense, while ownership and insurance costs will be shared equally between the parties. It was noted that this insurance coverage applies only in the case of catastrophic events, such as damage from an accident, and that any costs arising from negligence would be the responsibility of the party at fault.

Trustee McKnight asked whether the asphalt hot box is capable of paving an entire section of a road or if it is primarily used for patching.

Mr. Shuback explained that the asphalt hot box is primarily used for patching. When the highway department receives a load of asphalt, they can keep it warm in the hot box while they work on various patches. By using the hot box, they save a significant amount of blacktop that would otherwise be discarded.

The conversation then shifted to whether other villages are using a similar setup, with clarification that the current arrangement is just between the Town and Village of Warwick.

Trustee McKnight received clarification that although the item was not budgeted, funds were available in the Village's equipment reserve fund.

Intermunicipal Agreement between Village of Warwick & Town of Warwick – Park Fund Distributions

A **MOTION** was made by Trustee Foster, seconded by Trustee McKnight and carried to enter into an Intermunicipal Agreement (IMA) between the Town of Warwick and the Village of Warwick for park fund distributions and authorize the Mayor to sign the same.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

Discussion

Mayor Newhard explained that the funding is a result of profits from the former prison property managed by the Woodlands Economic Development LLC. When the LLC dissolved, the profits were distributed to the Town. In a generous move, the Town is allocating a portion of that profit to each of the villages, which the Mayor appreciated as a thoughtful gesture.

During the discussion, it was noted that the funding allocation is justified because the recipients are Town residents. The aim is to distribute funds across various parks throughout the Town and undertake projects in multiple areas. There was also an acknowledgment that the villages don't need to spend the funds immediately; if they have capital improvement projects in mind that require additional funding, they can utilize these resources as needed.

Reports

Trustee Cheney's Report:

Trustee Cheney reminded everyone that with the cooler weather approaching, fats, oils, and greases can pose a problem in the sewer system. As temperatures drop, these substances can solidify and lead to clogs, obstructing flow and potentially causing backups in residences and businesses. He encouraged residents to be mindful of what they pour down the sink, suggesting that they wipe out oils and greases with a paper towel and dispose of them in the garbage. By doing so, residents would not only help themselves but also assist their neighbors and the overall community.

Trustee Foster's Report:

Trustee Foster noted that the Village has submitted grant applications for the last two years without success but expressed optimism about a potential third attempt. She mentioned that the Notice of Funding Opportunity for the grant is expected to be released in November, with applications typically due in February. She suggested discussing the scope of the application at an upcoming meeting, indicating a desire to possibly modify it. Specifically, Trustee Foster

expressed interest in pursuing improvements for West Street and emphasized the importance of making every effort to secure funding for that project.

Trustee McKnight suggested narrowing the scope of the grant application to increase the chances of success in securing funding. He emphasized the importance of focusing the proposal to enhance its effectiveness.

Trustee Foster provided an overview of past grant submissions, including those for West Street, Galloway, the multi-use trail, and South Street extension for walkability and traffic calming measures. She noted improvements in South Street due to recent painting and expressed interest in exploring further enhancements. Trustee Foster proposed that the Village should consider funding to conduct a comprehensive cost analysis for West Street, including a benefit-cost analysis, to strengthen future grant applications for infrastructure funding.

Trustee Foster reported that the kickoff meeting with Barton & Loguidice for the feasibility study of the multi-use trail went exceptionally well. The project team appears to be strong, and the proposed trail could potentially extend from the Village all the way to ShopRite. Trustee Foster shared that she, along with Councilman Mattingly and Supervisor Dwyer, conducted a comprehensive site visit along the proposed stretch of the multi-use trail, discussing navigation and other details. She expressed optimism about the timing for submitting an application for the Safe Streets for All program. Trustee Foster envisioned that, if successful in securing funding for both the West Street project and the multi-use trail, it could eventually create a full connection around the area, including behind the schools, enhancing accessibility and safety for the community.

Trustee Collura's Report:

Trustee Collura provided an update on the self-guided Halloween decorated house tour, which was inspired by resident John DeLucia, an enthusiastic Halloween participant who helped organize the initiative. His efforts attracted a significant number of participants, leading to a revised map being created over the weekend due to increased interest. Trustee Collura noted that the event has been well-received, with many residents enjoying the decorated houses.

Additionally, Trustee Collura reported on a recent ride-along with the DPW in a snowplow to better understand the challenges of navigating narrow streets and managing obstacles while discussing off-street seasonal parking. She expressed appreciation for the insights gained during the experience and thanked Mike Moser for coordinating the ride and Mike Finelli for his skilled driving. Trustee Collura emphasized the importance of continued discussions on parking restrictions, acknowledging the complexities involved on both sides.

Trustee Collura also emphasized the need for a system that allows for direct communication with residents regarding parking during inclement weather and other important updates. She suggested that the first step should be to develop a method for collecting resident information to enhance communication efforts.

Mayor Newhard mentioned that Supervisor Dwyer is looking to initiate a campaign aimed at increasing community engagement and usage of CodeRED. He noted its effectiveness and suggested that they could target communications to just the residents of the Village or a defined area.

Trustee McKnight inquired whether the communication system is designated solely for emergency bulletins or if it also serves to disseminate advisory notices.

Mr. Shuback explained that the communication system can be used for various purposes, although it has primarily been utilized for emergency notifications. He cautioned that while it could be expanded to include other types of messages, overuse might lead to frustration among recipients.

During the discussion, it was noted that social media is an effective tool for disseminating information about accidents and other events to the public. There was support for using the communication system for public meetings, community feedback sessions, and public hearings, suggesting it could enhance engagement without being overwhelming.

Trustee McKnight's Report:

Trustee McKnight reported on the celebration of Warwick's 40 years as a Tree City, noting that fewer than five municipalities in New York have maintained a tree program for as long. Fourth-grade student council members from Park Avenue, including his daughter, participated by planting a maple tree in Stanley Deming Park to provide shade for the tot lot. The event featured the Shade Tree Commissioner, Lynn Cheney, members from the Warwick Valley Gardeners, and a forester from the DEC, Michael Cowan, who recognized the significance of the milestone.

Trustee McKnight expressed a desire to allocate a significant portion of the upcoming grant funding from the Clean Energy Communities Program towards increasing the number of trees in the Village. He highlighted a long list of aspirations for tree planting and improvement, viewing this as a valuable opportunity to advance those goals.

Trustee McKnight provided an update on a recent meeting with the International Code Council, which has purchased the Muncity software currently used in the Building Department. He mentioned that the Council also offers Laserfiche, a document management software that the Village is aligning with to streamline the records digitization process. During the meeting, they

explored how the software is currently utilized and identified several additional programs that could be beneficial.

One key feature discussed was a public-facing portal for short-term rental applications, allowing applicants to submit forms, pay fees, schedule inspections, and receive reminders for upcoming inspections. Trustee McKnight emphasized the need for such a system to alleviate the administrative burden associated with managing applications and inspections. He noted that most of these features are included in the existing software licensing, but implementation would require custom work, the cost of which is currently unknown and unbudgeted. He suggested reviewing potential funding sources, such as the Building Department or IT budget, and expressed that this software could also assist with fire inspections. Overall, he highlighted the importance of implementing such systems to enhance efficiency and manage increased workload.

Village Clerk, Raina Abramson added that payments and escrow accounts can also be managed with the system.

Trustee McKnight emphasized the significance of the new software system in managing special escrow accounts for applications. He noted that with the current process, a new application requires the formation of a special escrow account each time, which can be cumbersome. The proposed system would automate this process, including necessary reporting to the Treasurer's Department. By digitizing these functions, the Village would enhance transparency, accountability, and efficiency in managing applications and associated financial records.

Trustee Foster inquired with Trustee McKnight about the status of the Climate Smart Communities grants. Trustee McKnight responded that they had not yet received any official word regarding the grants, although they did receive confirmation that their actions were approved. He is now waiting for the official grant email that will detail what this approval entails.

Trustee McKnight provided an update on the Clean Energy Communities (CEC) program, reminding everyone that funding amounts dropped off significantly as of October 1. It was crucial to submit everything by September 30, and they managed to do so just in time. He explained the two types of grants available: designation grants and action grants. The Village's efforts, including campaigns around clean heating, cooling, and electric vehicles, as well as other actions, resulted in securing a \$100,000 grant for achieving a three-star designation and a \$50,000 grant for two-star designation. In total, the Village expects to receive just under \$200,000 in funding.

The projects the Board discussed were bike racks, trees, pollinator pathways, and a designated location for a year-round Too Good to Toss.

Trustee McKnight clarified the process for how the projects would work in relation to the grant and noted that the submission timeline was not as urgent as he had initially believed. This prompted the Board to agree to discuss the potential projects at the next Board meeting.

Trustee McKnight emphasized the importance of dedicating time, potentially through a special meeting, to ensure public input is gathered regarding the projects. He shared that he attended a recent Sustainable Warwick meeting, where members discussed ideas for a composting initiative. He noted that while the group does excellent work, they currently operate with minimal resources. Trustee McKnight expressed a desire to explore potential funding options for the initiative, reminding the Board that it is permissible to divide a single grant across multiple projects, but multiple grants cannot be combined for one larger project.

Trustee Foster suggested that the Board should discuss the Town's park grant alongside the potential use of the \$200,000 grant, as both funding sources may have overlapping eligibility criteria for capital improvements to the parks.

Trustee McKnight expressed his agreement with discussing the park grant alongside the \$200,000 funding, noting the great timing of having the master park plan for Veterans Memorial Park. He emphasized that Trustee Foster would have insights into which areas require investment. While he suggested not allocating all funds to a single project, he mentioned the importance of addressing various projects, such as the pollinator pathway.

During the general discussion, it was noted that projects such as bike racks need to be clearly documented in terms of costs to meet state expectations for funding allocation.

Trustee Foster suggested convening a stakeholder advisory group to discuss the \$150,000 grant. She proposed that potential projects could include enhancements that could potentially be ready by the sprint such as the exercise path, kayak launch, bird blind, and signage.

Mayor Newhard's Report

Mayor Newhard provided an update on the New York Forward grant application, which was submitted last week. He expressed gratitude to numerous contributors, including Millennium Strategies, represented by David Jenkins and El Ayala, and the task force comprised of community members Susan Metzger, from the Historical Society, Geoff Green, a realtor, Bo Kennedy, a local developer, and Jerry Schittling, from the Chamber of Commerce.

The Mayor highlighted the valuable input from local architects—Chris DeHaan, Jeff DeGraw, Chris Collins, Joe Irace, and Matthew LoPinto—who participated in a roundtable discussion and a subsequent walkabout to gather ideas for the grant.

He emphasized that the success of the grant application was bolstered by the collaborative efforts of the Village Board, the Warwick Valley Chamber of Commerce, the Historical Society, and the Building and Planning offices. Mayor Newhard noted that the collective thoughts and ideas from citizens enriched the grant proposal, presenting a compelling narrative to enhance the community. He concluded with optimism for the grant's outcome and acknowledged the valuable insights gained during the process, regardless of the result.

Trustee McKnight acknowledged Mayor Newhard's efforts behind the scenes, particularly in relation to the New York Forward grant application. He expressed appreciation for the Mayor's hard work and dedication, emphasizing that not everyone may fully recognize the extent of his contributions.

Mayor Newhard discussed the benefits of conducting grant writing in-house, noting that it minimizes the need for translation and editing. He acknowledged the skill of external grant writers but pointed out that relying on them can introduce additional steps in the process. He also mentioned that the Town is considering collaborating with Millennium Strategies to offer their services to the villages, presenting a promising opportunity for future projects.

Public Comment – *Non-Agenda Items*

Donna Douglas inquired if a new business would be occupying 10 Clinton.

Mayor Newhard answered that a daycare for special needs children is planned for the location, which is technically located in the Town of Warwick. He expressed enthusiasm for the project, highlighting the desire to connect to the Village's sewer system instead of relying on septic, which he believes is a wise environmental decision given the properties proximity to wetlands. He expressed hope that the Town will accommodate this request and that the daycare may eventually become part of the Village.

Kevin Shuback suggested that when compiling a list for short-term rentals, it would be helpful to include a contact number for noise complaints. He noted that having this information readily available would assist the police department in addressing issues promptly. He emphasized that this practice could lead to better vetting of rental guests and discourage problematic behavior, ultimately benefiting the community.

Mr. Shuback continued by stating that having contact information for short-term rentals is essential, especially since many of them operate as LLCs, making it difficult to identify the owners. He mentioned that this practice has proven beneficial in the Town over the past three years, as it provides a clearer understanding of who is renting properties and aids in managing any issues that may arise.

Trustee Foster indicated that the Village changed its approach, influenced by the Town, to require a complete list of individuals involved in LLCs. This update replaced the previous method, which only included a limited number of owners based on their percentage of ownership.

Mr. Shuback noted that many LLCs managing short-term rentals are owned by individuals who are not local residents, with some owners coming from places like California or Manhattan. He mentioned that the authorities have been stricter on enforcing fines for non-compliance among the rentals.

Trustee Foster estimated that the Village had about 30 Airbnbs, but it was discussed that there were most likely a lot more.

Mr. Shuback emphasized that neighbor complaints about noise are a significant reason for enforcing regulations on short-term rentals. While recognizing that these rentals can be a great source of revenue, he highlighted the importance of maintaining a balance to ensure that the rights and comfort of neighbors are not compromised.

Trustee Foster noted her frequent travels for work and leisure, during which she often stays in Airbnbs. She emphasized the importance of implementing protections and consumer safeguards for visitors, highlighting that these measures are essential for ensuring their safety and well-being.

Final Comments from the Board

No comments.

Executive Session

A **MOTION** was made by Trustee Collura, seconded by Trustee Cheney and carried to enter into Executive Session for 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 discuss the proposed acquisition, sale or lease of real property, or the proposed acquisition of securities, or sale or exchange of securities held by such public body, but only when publicity would substantially affect the value thereof, and to seek the confidential advice of counsel.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

In Executive Session: Village Attorney, Stephen Gaba. Mayor, Michael Newhard and Trustees Barry Cheney, Mary Collura, Carly Foster, and Thomas McKnight.

Adjournment

A **MOTION** was made by Trustee Collura, seconded by Trustee Foster and carried to exit Executive Session, resume the regular meeting and adjourn the regular meeting at approximately 10:30 p.m.

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

Trustee Cheney Aye Trustee Foster Aye Trustee Collura Aye

Trustee McKnight Aye Mayor Newhard Aye

Raina M. Abramson, Village Clerk