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**VILLAGE OF WARWICK**  
INCORPORATED 1867

**Village of Warwick  
Village Board Meeting – October 5, 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  
October 5, 2020**

**8634**

The Regular Meeting of the Board of Trustees of the Village of Warwick was held on Monday, October 5, 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, Corey Bachman, and George McManus. Also, present was Deputy Clerk, Maryann Benedict and DPW Supervisor, Mike Moser. 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>.

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 McManus, seconded by Trustee Cheney, and carried to accept the minutes of September 21, 2020.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman 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 Bachman, and carried for the Authorization to Pay all Approved and Audited Claims #21000601 – 21000700 in the amount of \$255,283.19.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Correspondence**

1. Letter from Orange County Department of Public Works regarding Bank Street Bridge.

Mayor Newhard thanked DPW Supervisor, Mike Moser for cleaning up the area around the bridge and making it presentable for pedestrians.

2. Letter of retirement effective December 31, 2020 – Village Treasurer, Cathy Richards.

Mayor Newhard thanked Cathy Richards for her ten years of service to the Village and stated that she has done an extraordinary job.

3. Letter from Law Office of Blustein, Shapiro, Rich & Barone, LLP regarding Village View Estates – Petition for Annexation and Application for Special use Permit.

Mayor Newhard stated the Village Board will not be acting on this letter this evening and that it has been referred to the Village's legal counsel, Stephen Gaba, and will be discussed further in a future work session.

4. Letter from Richard E. Nicholas withdrawing the request to place a memorial sundial at Hallowed Grounds.

### **Discussion**

1. Village Assessor.

Mayor Newhard stated that the Village Board discussed hiring a Village Assessor a couple meetings ago and the Village is now at a point that the Board needs to make a determination whether they advertise for an Assessor or if the Village should go with the Town of Warwick Tax Assessor.

Much discussion ensued about hiring an Assessor and the Board decided to advertise for a Part-Time Assessor.

2. Warwick Grove – Request to store snowplow equipment in the McFarland Drive parking lot.

Much discussion ensued about storing the snowplow equipment in the McFarland Drive parking lot and how spillage from the equipment could contaminate the soil and parking lot. Trustee Lindberg and Trustee McManus stated the Village should not be responsible for storing the equipment, and that the responsibility should fall on Warwick Grove and the Wright Brothers. Trustee Bachman stated he talked with some residents of Warwick Grove and they stated the snowplow equipment should be moved off their parking lot because the fumes from the machinery were going into the condominiums of senior residents and causing health concerns.

Mayor Newhard stated that the Board is split about a decision and there is some time to create a motion. Trustee Cheney stated a motion based on a memorandum agreement should be created and voted on.

Trustee Cheney will reach out to Warwick Grove's Homeowner's Associate to provide some guidelines to create the agreement.

3. Pump Track.

Mayor Newhard stated that Trustee Cheney went to West Milford and took some pictures of their Pump Track to share with the Board of Trustees.

Mike Moser stated that the track could be built with engineering help from Village Engineer, Dave Getz.

Much discussion ensued about where the track should be located.

Mayor Newhard stated that Dave Getz, Trustee Lindberg, Trustee McManus, and Mike Moser should meet and find the best place to put the Pump Track.

**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.

1. Mike Maurer, via phone stated that he enjoys Memorial Park. One of the things he is concerned about is that the park is dedicated to active enjoyment (softball, football, skatepark, etc.). He stated that he does not want to see more of the park converted from natural landscaping into a Pump Track.

Mr. Maurer stated that there are plenty of sites in the Town of Warwick that are better suited for the application.

Mr. Maurer also asked what became of the master plan pertaining to how we are going to develop Memorial Park when these types of projects come up.

2. Lugene Maher, via phone asked if the public has access to the development agreement that is referenced in the letter regarding Village View. Mayor Newhard stated that the

development agreement is attorney-client privileged information and is in a draft state. Trustee Cheney stated the agreement will be published to the public prior to the Board acting on it.

Lugene Maher asked if the Board agreed to place striping and one radar speed sign on Locust Street as the solution to the significant concerns raised by the residents relative to safety and traffic. Mayor Newhard stated that is a topic that will be further discussed in a work session. Trustee McManus stated the radar sign is there to gather information. Raymond Maher, via phone asked if the people that live in the area will have input on the solution to the traffic problem. He stated the radar signs are a challenge to people to see how fast they are going, and it is not a solution to the proposed improvements that were supposed to be made to Woodside Drive, Locust Street and Valley View. Mayor Newhard stated that Mr. Maher's comment tonight is part of the record and if there are other comments from residents, please reach out to the Village Board by email or letter.

3. Cathy Conroy commented on Facebook about wearing masks at Stanley-Deming Park and asked what the schedule is for the park being disinfected. Mayor Newhard stated the park is disinfected and sprayed every morning including weekends. He stated there are many signs placed around the park enforcing the wearing of masks.
4. Barbara Bald, via phone stated that the Pump Track should not be put in Memorial Park She stated there are other areas in the Town of Warwick that would be better suited for it.
5. Kerri Fenton Foley stated that on Facebook that she has always been a tremendous supporter of the Village playground being a playground for all. Ms. Foley asked that during this pandemic is there a possibility that it is for Warwick residents only? Mayor Newhard stated that it will be taken into consideration.
6. Frank Fornario, via phone asked why the Lions Club did not propose the Pump Track to the Town of Warwick because he felt it is designed more for a town wide use as opposed to just the village. Mayor Newhard stated Barbara Bald expressed the same concept. Mayor Newhard stated the Village has a master plan for Memorial Park that is many years old and its time to look at that and come up with a greater overall masterplan that is new.
7. Lissa Scott, via phone stated that she was part of the meetings for the master plan ten years ago. Ms. Scott asked where are the walking trails, exercise stations, and green space that were part of the master plan? Ms. Scott stated she agrees with the other residents about putting the Pump Track in the Town Park and that the master plan should be revisited.

Deputy Village Clerk, Maryann Benedict, stated the following additional items were suggested on the Village's Facebook Page:

- The master plan had consideration for seniors, follow up on the ideas.
- The Pump Track does not belong in Memorial Park, should be considered in one of the Town Parks.
- People are not wearing masks in Stanley-Deming Park.
- Residents outside the Village are coming to Stanley-Deming Park and not wearing masks.
- A Village parks and recreation committee should be formed.
- Trees need to be cut back coming out of Locust Street.

**Vacation Carry Over, Michael Finelli**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to grant permission to DPW Laborer, Michael Finelli, to carry over 7.32 vacation days.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**HUD CDBG FY 2020 Grant Project – Stanley Deming Park ADA Walkway**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to authorize the Mayor to sign the 'County of Orange Community Block Grant Program Municipal Agreement for FY 2020' for the HUD CDBG FY 2020 Grant Project: "Stanley-Deming Park ADA Walkway" in the amount of \$50,000 and all documents necessary to carry out the terms thereof.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**PK Songer Plumbing - Payment #2 WWTP UV Disinfection Project**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to make payment to PK Songer Plumbing in the amount of \$128,250.00 for the Wastewater Treatment

Plant UV Disinfection Project per Payment Application #2 as certified by Barton & Loguidice. Funds are appropriated in budget code G.8120.4950 in the 2020-21 budget.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

### **Full-Time Village Treasurer**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee McManus, and carried to advertise for the position of full-time Village Treasurer.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

### **Budget Modification**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Bachman, and carried to accept the budget modification as per the Village Treasurer's letter dated September 29, 2020.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

### **THE NEW YORK STATE ARCHIVES RESOLUTION ADOPTING THE RETENTION AND DISPOSITION SCHEDULE FOR NEW YORK LOCAL GOVERNMENT RECORDS - SCHEDULE (LGS-1)**

RESOLVED, By the Village of Warwick Board of Trustees of the Village of Warwick that the Retention and Disposition Schedule for New York Local Government Records (LGS-1), issued pursuant to Article 57-A of the Arts and Cultural Affairs Law,

and containing legal minimum retention periods for local government records, is hereby adopted for use by all officers in legally disposing of valueless records listed therein.

FURTHER RESOLVED, that in accordance with Article 57-A:

(a) only those records will be disposed of that are described in Retention and Disposition Schedule for New York Local Government Records (LGS-1), after they have met the minimum retention periods described therein;

(b) only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.

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

The vote on the foregoing resolution was as follows:

Barry Cheney, Trustee, voting      Aye

William Lindberg, Trustee, voting      Aye

George McManus, Trustee, voting      Aye

Corey Bachman, Trustee, voting      Aye

Michael Newhard, Mayor, voting      Aye

**UV Disinfection Project Electrical Contract – Change Order No. 1**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to approve and authorization for the Mayor to sign Change Order No. 1 for the UV Disinfection Project Electrical Contract with O'Connell Electric at no additional cost to the Village.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye



**Part-Time Assessor**

A **MOTION** was made by Mayor Newhard, seconded by Trustee Lindberg, and carried to create the position of Part-Time Assessor for the Village of Warwick and authorize the Mayor to sign form MSD222 in accordance with Civil Service requirements.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Part-Time Assessor**

A **MOTION** was made by Mayor Newhard, seconded by Trustee McManus, and carried to advertise for the position of Part-Time Village Assessor.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Final Comments from the Board**

Trustee Bachman stated there are two upcoming Warwick Historical Society events this coming weekend, October 10-11, 2020 from 10:00 a.m. to 5:00 p.m. The Society is partnering with Wickham Works for their Maker's Market at Lewis Park. There will be a \$3.00 entry fee that benefits the Warwick Historical Society. Twenty artist vendors will be there.

Also happening that weekend, the Warwick Historical Society is having an antique show in the Old School Baptist Meeting House. It is \$5.00 for Warwick Historical Society members and they will be showing over two dozen antiques from the late 1700's.

Masks are required and there will be limited occupancy to practice social distancing.

**Adjournment**

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg and carried to adjourn the regular meeting at approximately 8:39 p.m.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

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Maryann Benedict  
Deputy Village Clerk