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VILLAGE OF WARWICK

INCORPORATED 1867

Village of Warwick Village Board Meeting – September 8, 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

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
September 8, 2020**

8615

The Regular Meeting of the Board of Trustees of the Village of Warwick was held on Tuesday, September 8, 2020 at 7:30 p.m. in Village Hall, 77 Main Street, Warwick, NY via Zoom Videoconference. Present was: Mayor, Michael J. Newhard, Trustees: Barry Cheney, William Lindberg, Eileen Patterson, and George McManus. Also, present was Deputy Clerk, Maryann Benedict, Village Clerk Raina Abramson, Village Justice Jeanine Wadeson. Others present via Zoom Videoconference: Frank Fornario. 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 Deputy Clerk held the roll call.

Acceptance of Minutes

A **MOTION** was made by Trustee McManus, seconded by Trustee Patterson, and carried to accept the minutes of August 17, 2020

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Authorization to Pay all Approved and Audited Claims

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson, and carried for the Authorization to Pay all Approved and Audited Claims #21000415 – 21000518 in the amount of \$259,226.84.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Correspondence

1. Letter from Law Office of Elizabeth K. Cassidy, PLLC regarding application of Village View.

Mayor Newhard stated that this letter has been sent to our legal counsel, Stephen Gaba, for comments.

2. Letter from Michael Jay Dombrowski announcing his resignation as an alternate member of the Village of Warwick Planning Board.

Mayor Newhard thanked Mr. Dombrowski and stated he did a great job in a very short window of time. Mayor Newhard announced that the Village of Warwick is seeking members for both the Planning Board and ZBA.

Mayor Newhard stated if anybody is interested in helping and serving their community this is a wonderful way to be involved.

Discussion

1. Village of Warwick Justice Jeanine Wadeson – Propose the hiring of a Prosecutor for Traffic and Parking Matters in the Village of Warwick Court

Judge Wadeson proposed to hire John E. Bach, Esq. of Goshen, N.Y. to act as Village prosecutor to handle traffic and parking tickets in the Village Court.

The Mayor stated that a meeting was held about a month ago with Judge Wadeson and the Court Clerk to discuss the reopening of the Village Court. Mayor Newhard stated that there is an issue about the processing of certain tickets regarding consistency and health related matters during COVID-19. Mayor Newhard explained that in the past, officers and the public used the upstairs office space in Village Hall as an area of privacy, explaining how this is no longer where we can put multiple people during the COVID-19 health crises.

Much discussion ensued about how the court should handle tickets and hiring a prosecutor.

The Village Board stated that additional candidates should be considered and Mayor Newhard would like to reach out to the Village Attorney to discuss issues surrounding this matter.

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

Discussion ensued about the possibility of allowing Warwick Grove to store the equipment on Village property including the necessity to have a hold harmless agreement, proper insurance and a nominal fee being charged for the use of the Village parking lot.

The Village Board stated that they will consult with the Village Attorney to discuss how to approach the matter to best protect the interest of the Village.

Mayor Newhard urged Village Board members to look at the Homestead Village parking lot where equipment is currently stored, to see if there is any damage to the property.

3. Pump Track – Memorial Park.

Trustee McManus stated that the Lions Club would like to partner with the Village DPW to install a Pump Track. Discussion ensued about what a pump track is, what it consists of, how it is maintained and where it should be located.

Mayor Newhard asked Trustee Lindberg to work with Trustee McManus and Mike Moser to look at various locations for the Pump Track and report back to the Board of Trustees.

4. Outdoor Dining - Main Street Closure

Trustee McManus stated that due to Warwick Valley School Districts being open, the closure of Main Street for the purpose of outdoor dining must begin at 4:30 p.m. instead of 4:00 p.m. due to school bus traffic.

Mayor Newhard stated he will talk with Mike Moser and have the times adjusted.

5. Tax Assessor

Much discussion ensued about the role and hiring of a Village Tax Assessor. Mayor Newhard stated that some more homework must be done and seek more information throughout the County before moving on the motion in the agenda.

Privilege of the Floor

Please limit your comments to **five (5)** minutes. If reading a document, please submit a copy to the Clerk. Please note all remarks must be addressed to the Board as a body and not to individual Board members. Please state your name clearly before speaking. These rules are taken from the Handbook for Village Officials – New York State Conference of Mayors and Municipal Officials.

No comments were made.

Motions

Vacation Carry Over, Michael Moser

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson and carried to grant permission to DPW Supervisor, Michael Moser, to carry over seven (7) vacation days.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Resolution Amending Schedule of Fees to Change the Quarterly Debt Service Special Charge

WHEREAS, Village of Warwick Code §64-1 provides that a comprehensive schedule of fees, including water system operations, be approved by the Village Board; and

WHEREAS, the Village's Schedule of Fees contains a provision for quarterly debt service special charge fees as follows,

	Usage (gallons)	Amount Added
	0-5,000	\$1.94
Quarterly debt service special charge	6,000-25,000	\$12.75
	26,000-50,000	\$26.37
	51,000- 100,000	\$46.25
	101,000- 200,000	\$81.25
	201,000- 400,000	\$137.50
	401,000- 800,000	\$250.00
	801,000- 1,600,000	\$475.00
	Over 1,600,000	\$900.00

; and

WHEREAS, in order to amend the Village's Schedule of Fees to change the quarterly debt service special charge fees to \$0 it is necessary for the Village Board to adopt a resolution:

NOW, THEREFORE, BE IT RESOLVED that the Village's Schedule of Fees is hereby amended as follows:

In the Schedule of Fees, under heading "Water" the subheading entitled "Quarterly Debt Service Special Charge." The fees shall be revised to appear as follows:

	Usage (gallons)	Amount Added
Quarterly Debt Service Special Charge	0-5,000	\$0
	6,000-25,000	\$0
	26,000-50,000	\$0
	51,000- 100,000	\$0
	101,000- 200,000	\$0
	201,000- 400,000	\$0
	401,000- 800,000	\$0
	801,000- 1,600,000	\$0
	Over 1,600,000	\$0

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

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

Barry Cheney, Trustee, voting Aye

William Lindberg, Trustee, voting Aye

George McManus, Trustee, voting Aye

Eileen Patterson, Trustee, voting Aye

Michael Newhard, Mayor, voting Aye

Discussion

Trustee Lindberg asked for some history on the resolution.

Trustee Cheney stated that after some research, according to the water billing clerk she does not remember ever charging these fees during her tenure. Trustee Cheney believed the charges were enacted in 1975 and possibly been replaced by land tax. So, when the transition to the land tax was made this may have replaced the debt service charges. The fee was used to pay off debt that had been incurred for the water system. Trustee Cheney stated that the fee may have been a relic from a long time ago and it has not been charged for over twelve years.

Full-Time DPW Laborers – Dylan McKinnon and Peter Pascoe

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson and carried to hire two full-time DPW laborers, Dylan McKinnon and Peter Pascoe, at a salary of \$17.50 per hour in accordance with Collective Bargaining Agreement. Start date to be effective immediately as determined by DPW Supervisor, Mike Moser. Resumes are on file in the DPW Office for review.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Budget Modification

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Patterson and carried to accept the budget modification as per the Village Treasurer's letter dated September 2, 2020.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Part-Time Assessor

MOTION 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: **TABLED**

Trustee Cheney ____ Trustee Lindberg ____ Trustee Patterson ____

Trustee McManus ____ Mayor Newhard ____

Part-Time Assessor

MOTION to appoint Deborah A. Eurich to the position of Part-Time Assessor for the Village of Warwick at a salary of \$12,000 per year pending approval from Orange County Civil Service.

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

Trustee Cheney ____ Trustee Lindberg ____ Trustee Patterson ____

Trustee McManus ____ Mayor Newhard ____

Alternate Election Inspector

A **MOTION** was made by Trustee McManus, seconded by Trustee Patterson and carried to appoint Marjory Warren as an Alternate Election Inspector for the upcoming Village Election on Tuesday, September 15, 2020 at a rate of \$13.00 per hour.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Final Comments from the Board

Mayor Newhard made the following announcements.

The Warwick Fire Department will be holding a service this Friday at the 9/11 Monument in Memorial Park at 6:00 p.m. Mandatory masks and social distancing are required. Mayor Newhard thanked the Warwick Fire Department for continuing this very important service.

Village elections are next week, Tuesday, September 15, 2020. Polls are open from 9:00 a.m. to 9:00 p.m. The Village Clerk, Raina Abramson, reviewed some important dates to receive applications for absentee ballots.

The Village has been receiving many complaints about mask wearing in Stanley-Deming Park. There are many people not wearing masks and this is causing great concern. Mayor Newhard stated that if the Village continues to receive complaints, it will be forced to close the playground to the public.

The Village Board thanked Eileen Patterson for her service to the Village of Warwick.

Executive Session

A **MOTION** was made by Trustee McManus, seconded by Trustee Cheney, and carried to go into executive session to discuss collective negotiations pursuant to Article 14 of the Civil Service Law.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Adjournment

A **MOTION** was made by Trustee Patterson, seconded by Trustee Cheney and carried to exit executive session, resume the regular meeting and adjourn at approximately 9:30 p.m.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Patterson Aye

Trustee McManus Aye Mayor Newhard Aye

Maryann Benedict
Deputy Village Clerk