

**BOARD OF TRUSTEES  
VILLAGE OF WARWICK  
October 16, 2017**

7565

The regular bi-monthly meeting of the Board of Trustees of the Village of Warwick was held on Monday, October 16, 2017 at 7:30 p.m. in Village Hall, 77 Main Street, Warwick, NY. Present were: Mayor Michael J. Newhard, Trustees: Barry Cheney, William Lindberg, Eileen Patterson, and George McManus. Also present were: Village Deputy Clerk, Raina Abramson and Village Attorney, Stephen Gaba. Others present: Cathy Gerstner, Don Humphrey and others.

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

The Clerk held the roll call.

**Acceptance of Reports:**

A **MOTION** was made by Trustee McManus, seconded by Trustee Patterson and carried to accept Justice Report (September 2017). Five Ayes

**Authorization to Pay all Approved and Audited Bills:**

A **MOTION** was made by Trustee McManus, seconded by Trustee Patterson and carried to pay all approved and audited bills in the amount of \$119,276.02. Five Ayes

**Announcement**

Trustee Cheney: Now that fall is here the Village of Warwick Public Works Department will begin picking up leaves. We will begin picking up on November 1. The Village is asking each and every homeowner or tenant to put their leaves in paper bags. Bags must be placed at the curb anytime between November 1 and December 12 in order to insure pickup by the Village. There will be no more pickup after December 12. Bagged leaves may also be taken to the Village Brush Pile which is open in October and November from 12:00 p.m. to 4:00 p.m. on weekends, that's Saturday and Sunday.

**Discussion:** Trustee Patterson: Can we just add if they are not in paper bags they won't be picked up. Plastic bags will not get picked up by the DPW. We need to start including that in the message.

**Correspondence**

1. Letter from Alexander Stewart regarding a walk for Peace and Unity. (A Motion was made – See Motion)

**Discussion**

1. Large Scale Solar Roof Top

**Discussion:** Mayor Newhard: We have a letter from Bob Schluter regarding large scale solar roof top and site plan approval. I sent this to Steve, and so maybe you can help us in making a determination for the request.

Stephen Gaba: The Village Code has a provision in it under, I think it's section 145 for solar arrays and what it provides is that solar arrays can be added to pretty much any building, residential or commercial with only an approval from the building inspector. You go to get a building permit and you show him the construction complies with the building code and you're set. But there is an exception. Large scale solar arrays, whether they are on the ground or on a building, require a special use permit from the Village Board. Further, because it requires a special use permit from the Village Board it also requires site plan approval from the Planning Board. In fact the code provides that the two applications are to be submitted at the same time and processed at the same time. I'd suggest that probably the best practice would be to have one Board or the other declare itself lead agency for SEQRA review and do a coordinated review so that they don't have to go through the both Boards and then once SEQRA review is over this Board would act, and determine whether or not a special permit could be granted and then after the special permit is in hand they can receive their approval from the Planning Board. I believe they can waive public hearing on site plan if they wish, but I don't recall whether it's mandatory or not. There would be public hearings one way or the other, certainly on a special permit.

The issue is that although that somewhat complicated procedure works great for large arrays on the ground, if you're going to come in about a bunch of solar panels, solar farm type of thing, for solar facilities arrays on top of buildings, it's a little cumbersome. I supposed it depends on the building and the array but your code certainly favors them, but it doesn't make an exception for arrays on buildings. If you want to put an array on a building, and it's a large scale, and there's a definition of what a large scale constitutes in the code, you have to go through the full procedure, all the approvals, just the same as if you were a solar farm built on the ground. So, this applicant has come in and said, "I think my solar arrays really are in keeping with your green policies, it's not going to change the appearance of the building that much. Can you waive the site plan requirement for me?" And the answer is, you can't waive the site plan requirement for him. The code says you've got to do it. So, if you want to help him out you could adopt a local law which would give the Board discretion upon a showing that there won't be any adverse visual impacts or ecological impacts to waive the site plan requirement. You could dispense with it all together if you wanted to define further what a large scale development is, you could except out these rooftop arrays if you have a mind to. But any way you slice it, you're going to have to, if this is what you want to do, adopt a local law amending your code. That's where you are.

Trustee Cheney: Either way it's going to take time and it's going have to have a SEQRA determination whether we're changing the code or whether we're entertaining the special use permit.

Stephen Gaba: Yes.

Trustee Cheney: I think that, from my point of view, we are kind of stuck where we are and I think that the best thing to do would be to have this application go through the process formally and if by going through that process we see that there are ways that we can improve the code, then we can do that after we've dealt with the application.

Trustee Patterson: Which we do on a pretty regular basis with this (inaudible).

Trustee Cheney: And just from a size stand point, the large scale is greater than 25 kw. This is almost 200 kw, it's 199.92 kw's.

Mayor Newhard: Ok, it's a larger gap.

Trustee Patterson: That's the size of the roof or the size of the array?

Trustee Cheney: That's the system size.

Trustee Patterson: Ok, so the definition is the system size, not the size of the roof.

Stephen Gaba: That's right.

Trustee Patterson: Is it crazy to think a smaller building would put a larger system size? I'm just saying, we don't have many building this size in the Village and so a change wouldn't impact really anyone other than this property that I can think of off the top of my head but, I don't want to change it and then have it potentially happen on smaller building and where we would want to have a say.

Trustee Cheney: Right. We'd have to consider that.

Trustee Patterson: I would imagine we would do it as is, and just lean on the Planning Board a lot for the SEQRA and all of the specifications and then go on their advice as to whether or not... and incorporating our own.

Trustee Cheney: I'm not sure because it's on a rooftop that there are set back requirements and things like that. That's not going to be part of it, so I'm not sure how involved the Planning Board might need to be other than maybe to advise us relative to some aspects of SEQRA especially the view, where you would be able to see those panels from, the locations. Certainly, it appears that they're not tall enough and they're angled in such a way that they will not be seen from close by, so if you're standing at the base of the building you're not going to see it. If you step maybe a hundred feet, you're probably not going to see it, but I'm more concerned with

somebody in a building on the second story, three hundred feet away. Not that I know that there's anyone in that particular case, but it's something that needs to be looked at and I would think the Planning Board would be an important voice in helping us decide relative to that component and there's some other's as well, but it's probably not as big an issue for them in terms of what would have to be reviewed, as us granting the special use permit.

Stephen Gaba: Yes, the Planning Board's review is not going to be extensive. They're going to get a site plan. It's going to show the building. It's going to show ingress, egress, and all that and then it's going to have a detail, the site plan will, I believe it will be right on the site plan or perhaps a page attached to it showing what the roof array will look like and how it will work. And we will review it like you would HVAC, do you want it behind a parapet or whatever it is but would still work. I don't see this being an extensive review on their part.

Mayor Newhard: If the Village Board takes the roll as lead agent that would probably expedite the application only because we meet twice a month, whereas the Planning Board only meets once a month and so it's a little bit slower process.

Stephen Gaba: Yes, you're talking a little time savings. I don't think it's going to be substantial one way or the other though. If you want to do it, that's fine. If you want to leave it to them, you're talking a few weeks probably one way or the other.

Trustee Lindberg: And he mentions, "The Planning Board is very satisfied with our site." I'm quite sure what that means but...

Stephen Gaba: That I don't know.

Mayor Newhard: Well, I think the Planning Board is satisfied with their site as they just received the site plan from this applicant, but...

Trustee Patterson: Right, but that's specific to what their application is asking for, not for this.

Trustee Cheney: They had received an application for free standing...

Mayor Newhard: Originally, yes.

Trustee Cheney: Originally, so that may be what he's referencing, those discussions.

Mayor Newhard: So, I feel like the consensus of the Board is for them to go through the process as it's written and then get an opinion from the Planning Board as to whether we should add a local law to be able to use our discretion. Is that what I'm hearing? Ok, very good.

**Privilege of the Floor**

Don Humphrey: Since there's not that many people here. My name is Don Humphrey. I'm new to the Village.

Mayor Newhard: Hi, Don.

Don Humphrey: Here about a year. Lived in Orange County for thirty years, used to be very active in local politics, used to have to come to my town hall a half an hour early just to get a seat, and I just want to say that I've been here a year and my wife and I are very happy with the Village and think it's rather well run.

Mayor Newhard: Thank you. Thank you very much.

Trustee McManus: Thank you.

Mayor Newhard: Where did you move from?

Don Humphrey: Monroe.

Mayor Newhard: Monroe.

Don Humphrey: It's a little more active up there.

Mayor Newhard: Well, a lot of challenges.

Don Humphrey: Yes.

Mayor Newhard: Monroe is a great community but boy, they do have their share of challenges and it's hard, it's a hard navigation.

Don Humphrey: I was up there for thirty years; nine years in Harriman, and twenty-one years in the Village of Monroe.

Mayor Newhard: OK.

Trustee McManus: You picked a good night.

Mayor Newhard: There will be a public hearing on Thursday if you want to ...

Trustee Patterson: You should come to that.

Mayor Newhard: Some more action. Well, we are not without our challenges, obviously. You read the papers, and you know what they are, but the one thing I think we have which is great for us is, many ways to put our words out, communicate, we have television, obviously cable and we have two newspapers and a radio station, so in this world of very busy people I feel like most people, at least get some sense of what's going on.

Don Humphrey: Well, we did a lot of research that's why we chose to move here. It's been a good year so far.

Mayor Newhard: OK.

**Motions:**

**Neg. Dec. under SEQRA – Village Zoning Code Section 145-81 “Sign Regulations”**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson and carried to adopt a Negative Declaration under SEQRA to amend Village Zoning Code Section 145-81 entitled "Sign Regulations" to include the Light Industry (“LI”) Zoning District in the permanent sign regulations in subsection (D)(5) of the same section. (Please read resolution – roll call vote)

**RESOLUTION ADOPTING NEGATIVE DECLARATION UNDER SEQRA**

WHEREAS, the Village Board has before it a proposed local law entitled "A local law to amend Village Zoning Code Section 145-81 entitled "Sign Regulations" to include the Light Industry (“LI”) Zoning District in the permanent sign regulations in subsection (D)(5) of said section", and

WHEREAS, this is an action subject to SEQRA, and

WHEREAS, the Village Board as Lead Agency in an uncoordinated review has received a short Environmental Assessment Form ("EAF") for the zoning change and has caused to be prepared an EAF Part II, and

WHEREAS, following due notice the Village Board has conducted 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 adopts the EAF and authorized the Mayor to sign the same, and

2. That after considering all of the information presented to it including the EAF the Village Board determines that the adoption of this local law is an Unlisted Action and adopts the Negative Declaration attached hereto.

Trustee Cheney presented the foregoing resolution which was seconded by

Trustee Patterson,

The vote on the foregoing resolution was as follows:

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

**Local Law 4 of 2017 Amending Village Zoning Code Section 145-81 "Sign Regulations"**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson and carried to adopt Local Law 4 of 2017 to amend Village Zoning Code Section 145-81 entitled "Sign Regulations" to include the Light Industry ("LI") Zoning District in the permanent sign regulations in subsection (D)(5) of the same section. (Please read resolution – roll call vote)

**RESOLUTION ADOPTING VILLAGE OF WARWICK LOCAL LAW NO. 4 OF 2017**

WHEREAS, the Village Board has considered the adoption of a local law entitled: "A local law to amend Village Zoning Code Section 145-81 entitled "Sign Regulations" to include the Light Industry ("LI") Zoning District in the permanent sign regulations in subsection (D)(5) of the same section", and

WHEREAS, following due notice the Village Board held a public hearing on the proposed local law,

NOW, THEREFORE, BE IT RESOLVED as follows:

That the Village Board does hereby adopt the above local law which said local law shall be effective upon publication, posting and filing in the Office of the Secretary of State in Albany.

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

The vote on the foregoing resolution was as follows:

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

**Village Code Chapter 63 – Official Schedule of Fees**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson and carried to adopt the following resolution:

**RESOLUTION ESTABLISHING AN OFFICIAL SCHEDULE OF FEES.**

WHEREAS, the Village Board of the Village of Warwick has adopted a local law amending Village Code Chapter 63, entitled "Fees", to repeal the provisions thereof and establish and official "Schedule of Fees" to be maintained in the Office of the Village Clerk; and

WHEREAS, the said local law takes effect upon filing of the same in the office of the New York State Secretary of State; and

WHEREAS, pursuant to the terms of the said local law it is necessary for the Village Board to adopt an official Schedule of Fees which will take effect upon filing of the local law in the office of the New York State Secretary of State;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Village Board of the Village of Warwick does hereby establish and adopt the Schedule of Fees attached hereto, which shall take effect upon filing of the aforesaid local law in the office of the New York State Secretary of State; and
2. That the Schedule of Fees shall to be maintained in the Office of the Village Clerk and may be amended from time to time by resolution of the Village Board.

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

The vote on the foregoing resolution was as follows:

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

**Tracker Archaeology – Phase 1 Archaeology Study of Memorial Park Pavilion Site**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney to approve payment to Tracker Archaeology in the amount of \$2,200 for the Phase 1 archaeology study of the Memorial Park pavilion site. – AMENDED

**Discussion:** Trustee Cheney: In reviewing the report there's a reference made in one of the sections to, in describing their field's method, under Shovel Testing they said, "Closer intervals were used near the barn adjacent to the project parcel which had a dry laid stone foundation." We can't figure out where that might be and apparently this is probably a remnant from a previous report. They forgot to cut when they should have.

Trustee Lindberg: More than likely.

Trustee Cheney: I reached out to Dave Getz to ask him about that. I haven't gotten a response yet. I don't have a problem approving this tonight, but I would ask the treasurer to hold payment until the report is corrected or explained.

Mayor Newhard: Yes, I thought that was because in one part of the report they said there were no structures on the property and then suddenly they are talking about that there's a structure, the same as a foundation.

Trustee Cheney: It said, "Near the barn adjacent to the project parcel which had a dry laid stone foundation." So, in this is says that there's a barn adjacent, but there's none.

Trustee Patterson: Oh, I was assuming that the barn was the pavilion. That's funny.

Mayor Newhard: There's not a dry laid...

Trustee Patterson: There is a row of stone there I thought; that it was put down. Not a wall, but like a... I don't know what it was, whether it was for water, to move water or whatever. Where we took the trees down, remember there was going to be a parking lot in there.

Mayor Newhard: Oh, ok.

Trustee Patterson: I assumed that's what they were talking about. But barn was lost on me. Ok. You're right, it's a typo.

Mayor Newhard: Do we want to amend the motion to say...

Trustee Cheney: I will make a motion to amend the motion to add in, "to withhold payment until such time as the question about the report is clarified."

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to approve payment to Tracker Archaeology in the amount of \$2,200 for the Phase 1 archaeology study of the Memorial Park pavilion site and to withhold payment until such time as the question about the report is clarified. Five Ayes

### **Halloween Curfew**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney and carried to impose a Halloween curfew for all persons under the age of 18 unless accompanied by a parent on all Village streets and parks and other public areas in the Village of Warwick between the hours of 8 p.m. on Monday, October 30 to 6 a.m. on Tuesday, October 31 and again on Tuesday, October 31 from 8 p.m. to 6 a.m., Wednesday, November 1, 2017. Five Ayes

**Discussion:** Trustee Patterson: Wouldn't we say accompanied by an adult or parent or guardian. Like, if your child was on their way back from trick-or-treating with their friend and the friend's parent or another adult. Is that too specific? Am I being too specific?

Trustee Cheney: Accompanied by a parent, it doesn't say their parent.

Trustee Patterson: Oh, geez. Ok. That covers it, we just don't want to say adult. I guess it doesn't matter. Ok.

Mayor Newhard: Parental figure. I think we're ok.

Trustee Patterson: Ok, I just want to be sure.

### **Halloween Parade**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Patterson and carried to grant permission to the Village of Warwick Recreation Department and the Warwick Lions Club to hold a Halloween Parade on Tuesday, October 31, 2017. Lineup will be at 4:30 p.m. on Church Street and the parade will start at 5:00 p.m. The children will walk down Main Street and finish at Railroad Green to receive bags of candy and have a costume contest. A police escort will be needed to lead the parade. The proper insurance has been received. Five Ayes

### **Halloween Road Closures**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney and carried to close Church Street from 4:15 p.m. to 5:15 p.m. on Tuesday, October 31, 2017. Five Ayes

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney and carried to close Railroad Avenue for the Halloween Parade on Tuesday, October 31, 2017 from 4:30 p.m. to 5:45 p.m. Five Ayes

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Patterson and carried to close Oakland Court, Welling Avenue and Orchard Street west of Elm Street on Tuesday, October 31, 2017 from 4:00 p.m. until 8:00 p.m. Five Ayes

**Warwick Fire Department Excelsior Hose Co. #1 Coin Toss**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Patterson and carried to grant permission to the Warwick Fire Department Excelsior Hose Co. #1 to have a coin toss from 10:00 a.m. to 2:00 p.m. on Oakland Avenue on October 21 and 22, 2017. The proper insurance has been received. Five Ayes

**Discussion:** Trustee Lindberg: There is not a time here.

Mayor Newhard: Is there a time in the letter?

Trustee Lindberg: The department does a 10 a.m. to 2 p.m.

Trustee Patterson: I think we could just say during the daylight hours. We just don't want it to be at night, right.

Mayor Newhard: That's true. I would rather do it as a portion of the day, not the entire day.

Trustee Patterson: Yes, I don't think they would want to be out there the entire day either.

Trustee Lindberg: The fire department does a 10 a.m. to 2 p.m.

Mayor Newhard: Ok.

**Appointment of Raina Abramson to the Position of Village Clerk**

A **MOTION** was made by Trustee Patterson, seconded by Trustee McManus and carried to appoint Raina Abramson to the position of Village Clerk effective October 27, 2017 at a salary of \$45,000 per year. Five Ayes

**Videotape Monthly Planning Board Meeting's**

A **MOTION** was made by Trustee McManus, seconded by Trustee Patterson and carried to videotape monthly Planning Board meetings to be shown on the Cablevision Municipal Channel (Channel 21) and streamed on the Village of Warwick website, [www.villageofwarwick.org](http://www.villageofwarwick.org). Five Ayes

**Bid – Removal and Disposal of Residuals from the Warwick Wastewater Treatment Plant**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg to go out to bid for the Removal and Disposal of Residuals (sludge, grit, screening and small quantities of trash) from the Warwick Wastewater Treatment Plant. This Bid will be for a four year period beginning November 2017 ending November 2021. Bid opening to be scheduled November 8, 2017. – AMENDED

**Discussion:** Trustee Cheney: We had talked about this month's ago and one of the things that we were discussing was to try and coincide this bid with the rest of the bids for chemicals and have it expire on the end of the fiscal year. I would think that maybe we want to amend this to do that, and it would just mean that the ending would be May 31, 2021. It would be shorter than four years so, the bid will be for a period beginning November 2017 and ending May 31, 2021. I propose that the motion be amended and that sentence next to the last sentence say this bid would be for a period beginning November 2017 ending May 31, 2021.

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson and carried to go out to bid for the Removal and Disposal of Residuals (sludge, grit, screening and small quantities of trash) from the Warwick Wastewater Treatment Plant. This Bid will be for a period beginning November 2017 ending May 31, 2021. Bid opening to be scheduled November 8, 2017. Five Ayes

**Walk for Peace – Alexander Stewart**

A **MOTION** was made by Trustee Patterson, seconded by Trustee Lindberg to grant permission to Alexander Stewart to hold a Walk for Peace on Saturday, October 21, 2017 at 9:00 a.m. beginning at Memorial Park, right on Forester Avenue, left on Main Street, left on Galloway Road, left on Forester Avenue, returning to Memorial Park, pending receipt of proper insurance. Applicant will notify police department of parade route. Completed park permit and \$100.00 security deposit has been received. – AMENDED

**Discussion:** Mayor Newhard: I just want to say that this young person called me and was very excited about doing this. He's part of the Stewart family, local family that I think we all know of. I think his intentions are really great, a walk for peace. It's not on the main road; it's on the sidewalks, similar to our Bubble Parade, I think is what was the last, but we've had walks for hunger on our sidewalks as well. I thought it really was more like that. I think that it's not going to be an enormous crowd, but it's a meaningful, engaged activity and the problem, I think for Alexander is that he lives in upstate New York and is doing this process, and at first we didn't realize it needed insurance so there was a lot of back and forth as to what he would need. That's stalled his process of getting insurance to cover it. We've been working with him, not overly intensely, but just to help him try to get this. He has family members obviously that are helping

him organize this too. I just wanted to give you the back story of why he does not have his proper insurance at this point, but I believe it's...

Raina Abramson: He already actually purchased an event policy. The amounts were above what we require. On the accord said the City of Warwick as opposed to the Village of Warwick and there just needs to be some language changed in the description. He has provided us with an insurance certificate.

Mayor Newhard: There's just a glitch in the language.

Raina Abramson: That is correct and the individual who is managing that is away in Nashville on business but we will have it tomorrow is what they expressed to us, the updated insurance certificate.

Trustee McManus: Again, our policy says that things are supposed to be to us the Wednesday before the meeting unless it's operation of the Village. This is not operation of the Village, it's an event. Great effort, great work by Mr. Stewart. Again, there's no insurance and we should not be reviewing it. 'A' it should not be on the agenda because of the timeframe. 'B' it shouldn't be on the agenda because there's no insurance. That's why I refused to make the motion.

Trustee Cheney: Based on, I believe what you said this is going to be conducted on the sidewalks?

Mayor Newhard: Yes.

Trustee Patterson: Except his letter says that if it's a large crowd they will spill over into the street.

Trustee Cheney: Ok, because my concern is Galloway doesn't have sidewalks.

Trustee Patterson: Or Forester doesn't have great sidewalks either to tell you the truth, they are very thin sidewalks and they switch across at odd places.

Trustee Cheney: I would almost think that you could probably... you're right, Forester is tough but if it was a small distance on Forester that maybe came out through Church Street and then down Main Street and then instead of going all the way to Galloway is just to turn at Third or Linden and then come back.

Mayor Newhard: To avoid Galloway altogether.

Trustee Lindberg: Do the parade route.

Trustee Cheney: Kind of the reverse of the parade route.

Trustee McManus: They are using the Memorial Day Parade route, is what they're using. Not the Firemen's Parade route.

Trustee Lindberg: Memorial Day so they can get to the cemetery.

Trustee Cheney: Memorial Day starts here not... but they want to start down there because of parking which is a good thought.

Trustee Lindberg: Do we know why it has to be on October 21?

Trustee Patterson: It's possible that's when this gentleman is visiting Warwick, I was thinking as I read it, but I don't know.

Mayor Newhard: I believe it is.

Trustee Patterson: I mean, I agree with George it's a wonderful idea and of course it's something that we could all benefit from, just the spirit of it, but this basically describes the Little League Parade which could be a walk too...you know we have to draw the line somewhere, we do and again I know it's very anti-peace walk to say no, but I think we have to be careful with the rules that we've established. I would do it pending, making sure that we had the insurance by tomorrow and then also pending confirmation that the police have been notified. Do we have to tell the bus and everything?

Mayor Newhard: No.

Trustee Patterson: No, the bus isn't... wouldn't be involved.

Trustee Cheney: I really don't like the idea of stipulating the route in the motion. The route needs to be something that's coordinated with the police department and cognizant of existing sidewalks.

Mayor Newhard: On the insurance does it mention the route?

Raina Abramson: It does not.

Mayor Newhard: No, it does not, so it's a blanket coverage for this event.

Raina Abramson: That's correct.

Mayor Newhard: In the Village as opposed to the city.

Raina Abramson: That's correct.

Stephen Gaba: I don't see how you approve a Peace Walk or any kind of parade or march without including the route, I mean you want to be specific about that, you can't just let them go wherever they like.

Mayor Newhard: Right.

Trustee Cheney: Well, it would be pending police approval of the route.

Trustee Patterson: That's a lot to have happen between now and Saturday.

Stephen Gaba: Alright, and this would be the tentative route, subject to change through discussion with the police. You aren't leaving it out altogether you're just saying it's subject to change. Ok, that would be alright.

Trustee Patterson: To tell you the truth this is the first... apart from it being on the agenda tonight, this is the first I'm hearing of it so, I mean, I'm not making a joke, but I don't think there's really going to be that many people who are aware of it so I don't really think it is going to spill off the sidewalk, but you never know.

Mayor Newhard: I don't believe it will either.

Trustee McManus: It really doesn't matter it shouldn't be on the agenda for two reasons. When do we start following the rules, is a basic question. Weeks ago we had on the agenda for the people from Penn State for collecting money. Then that was pulled but they were still out collecting money that weekend with no approvals, no insurance. Supposedly the person who put it together pulled the request, but that didn't happen. So when do we start following the rules that we set?

Mayor Newhard: Well, we did follow the rules, I believe at that point. It was pulled; we never made a motion on it.

Trustee McManus: But, the people still show up because we don't follow rules, people don't pay attention to them.

Mayor Newhard: Did you call the police then?

Trustee McManus: No, I didn't.

Mayor Newhard: Well, it's not up to this Board to go out and police.

Trustee McManus: You're right, but if we don't pay attention to the rules that we have in place, the people in the Village don't pay attention to the rules either and if we keep setting the precedent of not following the rules that we ourselves have set, why should other people bother to do it? It shouldn't have been presented for tonight's agenda because it came in after the fact and it's not complete so it shouldn't be on the agenda. It's again, it's that we have rules for a reason and we can't say to everybody, "Ok, we'll do it pending this and pending this and pending this..." because somewhere along the line all that pending stuff doesn't get followed up.

Trustee Patterson: That's not the fault of anyone in particular it's just that that's not the course of the business day. I agree with George, we have so many instances where people are so frustrated by the rules that we have and we're proud of, that we worked so hard to establish a routine that everybody plays by the same... I agree I think we've got to draw the line somewhere.

Mayor Newhard: But, I want to say one thing in that insurance has become a bigger and more involved issue than ever before.

Trustee Patterson: Right.

Mayor Newhard: In affect they did have the insurance.

Trustee McManus: Legally they don't.

Mayor Newhard: But wait, excuse me, they thought they did, ok, and they did not because, not because this person but because the insurance provider made a mistake.

Trustee McManus: We don't know that. This person could have told them the City of Warwick. We don't know that.

Mayor Newhard: The person grew up here. I don't think that they're considering this a city.

Trustee McManus: It's still, the rules are the rules and it doesn't meet the rules.

Trustee Patterson: And if it had been presented on Wednesday, we would've had time to iron that detail out but considering it wasn't...and this is no offense to Raina, I know that the office staff do try to be as helpful as they can to the people who come in but, it's actually a perfect example of the two things that are wrong, had one not been wrong, the other one would've been correct as well. I just feel like there are people who are looking at us to follow rules right now and all the time, but right now and so...

Trustee Lindberg: I would be ok with it if the route would be approved by the police department.

Trustee Cheney: I will make a motion to amend this motion and basically the same motion...

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to grant permission to Alexander Stewart to hold a Walk for Peace on Saturday, October 21, 2017 at 9:00 a.m. beginning at Memorial Park. Tentative route will be; right on Forester Avenue, left on Main Street, left on Galloway Road, left on Forester Avenue, returning to Memorial Park, pending approval of Warwick Police Department. Application pending receipt of proper insurance. Completed park permit and \$100.00 security deposit has been received. Three Ayes, Two Nays (Trustee McManus and Trustee Patterson)

**Discussion:** Trustee Patterson: What is the park permit for, for the Memorial Park portion?

Raina Abramson: The park permit was issued because when we presented it to Wright Risk Management with the idea of holding a peace walk, or having someone hold a peace walk, they felt that we needed to have a contract of some sort that followed along the suit of a parade and they wanted to congregate a Memorial Park to park, to meet together and then disperse from there.

Trustee Patterson: Ok.

Mayor Newhard: Ok.

### **Reports:**

#### **Trustee Cheney's Reports:**

The leaves are starting to fall and with the leaves falling we've already talked previously about the leaf pick up and the thank you Trustee Patterson for reinforcing the fact that the Village only accepts for pickup or receipt at the brush pile leaves that are placed in paper bags. The brush pile this year, we got a roll off container there so we can separate the leaves from the regular brush so that our composting operation can be handled more efficiently. The only other thing I would mention is that the leaves tend to get into the gutter and cover the catch basins and I just ask residents if they wouldn't mind to also rake and bag the leaves that are in the gutter and on the catch basins as well. When they're on the top of the catch basins and we get a good rain they basically blind the basin and keep the water from going in and leave it along the edge of the street and the curb and maybe even overtopping the curb so it's a good thing to get it out of there when you are able so we just appreciate that.

Mayor Newhard: Thank you. So you are talking about the street gutter, not the home?

Trustee Cheney: Yes, well homeowners should clean their own gutters as well.

Mayor Newhard: Very good, thank you.

Trustee Patterson: Is the mulch pile still...?

Trustee Cheney: The mulch that's available for people to take the mulch?

Trustee Patterson: Yes.

Trustee Cheney: Yes, they are both pretty full right now.

Trustee Patterson: Yes, because it's a pretty good idea to mulch in the winter, it's a good way as you prepare. Ok, great.

**Trustee Lindberg's Reports:**

It was a very, very busy day on Saturday and I just want to talk a little bit about the First Responders. We had a wonderful showing at the First Responders Day on Railroad Avenue. All our Village and Town services were there from the ambulance service, the police department, the fire department and our Village of Warwick DPW. It was a time to recognize the first responders and their families for doing such a wonderful job for our community. The kids loved the touch-a-truck. We had k-9 demonstrations, we had the car seat inspections, 'Stop the Bleed' from the ambulance. I thought it was just a wonderful celebration. I was happy with the crowd and a lot of the members of the department showed up too which was neat.

Mayor Newhard: And they had a historical table from the fire department. They had their historic committee.

Trustee Lindberg: And we had a cake.

Trustee Patterson: And there was cake.

Mayor Newhard: And there was cake.

Trustee Lindberg: Again, we're very fortunate to have wonderful services to take care of our surrounding area and I'm hoping something like this happens on an annual basis to thank our services.

Trustee Patterson: Absolutely.

Mayor Newhard: Yes, it was really great and it had such a great quality to it of our community. I want to just throw in a thanks to Thomas Gove, Mike Contaxis, Phil Ciallela the Chief, Frank

Cassanite, and Lt. Rader who was doing this from a distance, but also Sgt. Mullins, and of course our own Mike Moser who met for months actually to organize this event, and also the women's auxiliaries they were part of it as well and it was really, really lovely, and thanks to Frank's Pizza for providing us with a stack of pizza pies.

Trustee Lindberg: Yes, that was great.

Mayor Newhard: So, that was great.

**Trustee Patterson's Reports:**

I was hoping you could help me because as we discussed, I don't have my phone. I know there's a blood drive at the fire department.

Trustee Lindberg: Yes, I don't have my phone either.

Trustee Patterson: We will follow up with you Katie on the details of that, but it's an important blood drive with all the disasters that have been occurring there is a real shortage. I want to say it's this weekend, but I'll confirm, sorry.

Also, as we know that one particular neighborhood between Oakland Avenue and Hamilton Avenue are inundated on Halloween so we encourage all our residents, when you're shopping for your Halloween candy, if you would grab an extra bag and drop it off over at that neighborhood and we're also collecting that in boxes at Track 7. Last year we had several boxes to bring to the families over there and it was very appreciated because they really do... because the bulk of the trick-or-treaters go right from the parade right over to that and the neighborhood is amazing. The decorations are incredible. The roads are closed. It's great place to trick-or-treat so think about those...

Mayor Newhard: They go through thousands of pieces of candy.

Trustee Patterson: Thousands of pieces of candy. There's one gentleman who gives out for every one hundred trick-or-treaters, he gives out the full one pound Hershey bar to the hundredth one and the two hundredth one and it's a lot. He's got a blog which is kind of interesting.

On behalf of Warwick in Bloom the pots are ready to come.

Mayor Newhard: Yes, they are.

Trustee Patterson: I think they are getting a little leggy...but speaking on behalf of Warwick in Bloom and the community we are very grateful to the DPW for having done such a great job maintaining them this year.

Mayor Newhard: They did a great job.

Trustee Patterson: They did, they did a beautiful job and just to repeat that we used the grey water from the water treatment plant to water those plants. It's not...

Mayor Newhard: They're out longer than usual because they were so well maintained.

Trustee Patterson: They are, and yes, definitely. Just a second about the work session that we had last week with the Warwick Playground of Dreams and the community, I thought it was really good information, great feedback. It really gives us something to think about as we move forward with that project.

Ok, so the blood drive for the Warwick Fire Department is Thursday, October 26 from 2:30 p.m. to 7:00 p.m. at the Fire Department on Church Street Extension. Sixteen and older, or sixteen to forty-five can come and give their blood. It would be tremendously appreciated.

Trustee Cheney: Can give it a lot past forty-five.

Trustee Patterson: Oh shoot, really...I'm just kidding. You know I'm thinking of the match, the Be a Match, so but you have to be at least sixteen, that I know. Alright, I'll give blood.

**Mayor Newhard's Report:**

As part of Saturday's festivities after First Responders Day, we buried the 2017 time capsule to be dug up in 2067 and it was a wild and great event and at the entrance of Memorial Park, where the time capsule from 1967 was dug up this year, and we actually buried two time capsules. We had one, which was given to us, donated by the Warwick Valley Rotary which was enormous. It was a really great, good sized time capsule, and that held letters and mostly paper information, some objects from the Trustees, they were asked to bring a little something to put into the time capsule, but it was filled to the very top, which was pretty amazing. I felt really good about that, I feel that so many letters and so many people responded. We had mailboxes throughout the Village and when I think about what we took out of the old time capsule, comparative to what we put into this one, boy...

Trustee Patterson: Its four or five times...

Mayor Newhard: The Trustees are going to have their work cut out for them. Also, there was a time capsule that was created out of the old time capsule, we recycled and we used that as a vessel to hold more object oriented things, artifacts and they are side by side in sort of a vault that Mike Moser and company created and it's going to be dug up in fifty years, so we are very excited about that. There is actually a third time capsule and this was a beautiful time capsule that was designed by a local architect, Dave Brandt, and we are going to bury that on Apple Eve and what will be in that time capsule, it's much smaller, so it's really more of a document holder, is all the graphic material and all of the papers that speak of the Sesquicentennial year. It will be a complete documentation of the Sesquicentennial year and all its activities. So, since that will be the first thing we hope that will be dug up, it will give the people in 2067 a sense of actually what we accomplished and what we did throughout this entire year so I'm very excited about that and so, time capsules galore. It's very good.

I also want to talk about this coming Halloween, there is a Sesquicentennial contest and it is called 'Scare the Mayor' and it is a contest of houses. A lot of people decorate their homes to be scary and I guess beautiful scary, mostly scary and so myself and the kid Mayor will drive around, you have to register your home at Village Hall, you can call us here at 986-2031 and register your house or you can come in and register and the judging will be the day before Halloween. It will be the Monday, the 30<sup>th</sup> as long as Danny can stay up a little bit later probably than his normal bedtime. I'm very excited about this so if you're one of those Halloween officiant ado's who like to decorate their house please register your home to 'Scare the Mayor's,' actually both of us.

**Adjournment:**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson and carried to adjourn the meeting. 5 Ayes

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Raina M. Abramson  
Village Deputy Clerk