

**BOARD OF TRUSTEES
VILLAGE OF WARWICK
APRIL 16, 2018**

7833

The regular bi-monthly meeting of the Board of Trustees of the Village of Warwick was held on Monday, April 16, 2018. Present were: Mayor Michael Newhard; Trustees Eileen Patterson, Barry Cheney, William Lindberg, and George McManus. Also present were Deputy Clerk, Barbara Ranieri, Village Attorney, Steve Gaba, and DPW Supervisor, Mike Moser. Also present: Katie Bisaro, Joe Lawlor, Rob Corter, members of the Warwick Valley Community Center Youth Advisory Board, Joan Tirrell, Scott Martens, Debra Slattery, Ovid Figoria, Pramilla Malick, and others.

The Mayor called the meeting to order.

Mayor Newhard: Please stay standing for a moment of silence. The good and wonderful Mayor of Newburgh passed away recently, Judy Kennedy. She was a wonderful woman. She did great things for the City of Newburgh and I just want to remember her at this moment. Thank you.

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 March 5th, March 19th, and April 2nd, 2018. Five Ayes.

Acceptance of Reports

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg and carried to accept the March 2018 Justice Report. Five Ayes.

Approved and Audited Bills

A **MOTION** was made by Trustee Cheney, seconded by Trustee McManus and carried to pay all approved and audited bills in the amount of \$118,267.63. Five Ayes.

Presentation – Warwick Walks

Danielle Moser from the Orange County Department of Health and Barbara Demundo from Bon Secours made a presentation of Warwick Walks. This is a program that's being put on by Orange County Department of Health and Bon Secours, partnering with the Village of Warwick. There will be a marked out mapped walking path that will be safe and easy for people to follow and track their progress. There are distances of 0.8 miles, 1 mile, 1.15 miles and 1.5 miles. Step off will be Wednesday, May 30th at 10 a.m.

Presentation – Warwick Valley Community Center Youth Advisory Board

Rob Corter, Director of the Warwick Valley Community Center Youth Programs and the Leadership Academy spoke about the Warwick Valley Community Center Youth Advisory Board. About 12 young people spoke to the Board about the program and expressing gratitude to the Board for their support of the program. The students host events such as the 4th of July Festival and the Pride Parade and the Halloween events. They expressed how it gives them the opportunity to develop friendships. Rob said they would like to start a partnership with the Coalition for Alcohol and Drug Prevention. Several students spoke about how the program helped them develop leadership skills and overcome shyness. The YAB also works with the Bellvale Community over the summer. The Mayor spoke about this program as one of the best models in Orange County for youth enrichment and youth leadership.

Discussion – Spring Pick Up

Mayor Newhard: Mike do you want to guide us in that discussion?

Mike Moser: I am requesting that we move the spring pick up to June. I have a lot of projects coming that are time sensitive and I need to take May to get those things taken care of. I don't want to have stuff out on the street while everybody's having their Memorial Day parties. I don't want to say I'm going to have it done so I'd rather just push it back to June.

Mayor Newhard: What time in June?

Mike Moser: June 4th to 15th will be the first half and then June 18th to 29th so everything will be gone by the 4th of July off the road.

Trustee Patterson: The problem is, and I understand what you're saying but the problem is people are already putting things out because it's typically this time of year. No one's going to bring that stuff back in. I think more notice... I'm sorry I just don't think this is the year to do it at this point because like I said people are already asking about it. People are already prepared.

Mike Moser: They still shouldn't have it out this early either way.

Trustee Patterson: I agree with you but it's typically the first two weeks in May and to fall six weeks later... then there's college graduations and graduation parties. There's a lot going on that time of year.

Mike Moser: How about we have a fall pick up and put it into August?

Trustee McManus: We used to do fall pick up and we moved it to spring because everybody wanted it in the spring. It's also a different budget year between May and June.

Trustee Lindberg: When is it normally? The first two weeks in May?

Mike Moser: Pretty much the whole month of May. We take at least two weeks for each side. We'll get it done. It's not an issue. I just want to put it out there because I have two parking lots to pave, I have a drainage job on Marie Place, I have a drainage job up at the water treatment plant. I have to lay pipe for a meter at the water treatment plant for the sludge. We'll be starting mowing lawns.

Trustee Cheney: All that's part of this year's budget so it has to be done by June 1st or the costs that are incurred will move over to June and the subsequent fiscal year.

Trustee Lindberg: I don't see if we can get notice out real quick why we can't delay it until June.

Mayor Newhard: I have gotten a number of emails requesting to know what time it is, not presuming it.

Trustee McManus: What if we got the notice out real quick and started right away?

Trustee Cheney: Well, we can't do it before Too Good To Toss. That probably wouldn't make sense, so we have to let that happen first.

Trustee Patterson: Would it be better if it was the end of April beginning of May?

Mike Moser: Yes, I could push it up. I'm just going to move things from left to right. It's all going to happen. It's just a matter of where you want it done.

Mayor Newhard: With Too Good To Toss there is an impetus that people have got it on their mind. The parking lots are at Memorial Park.

Mike Moser: Depending on what you do with the other one...

Mayor Newhard: That actually can wait.

Mike Moser: I can push everything back to an extent.

Trustee Patterson: The pavilion parking lot can wait too.

Mayor Newhard: That we have in this year's budget and it's a DASNY grant.

Trustee Patterson: Is it their grant that has to be done by some time or is it our fiscal year because we could always encumber it.

Mayor Newhard: It's really our fiscal year.

Trustee Patterson: I don't want to make it difficult. I understand, and I know that you manage your work really well and you're super organized, so if you say it has to be done in June...

Mike Moser: I'm just trying to avoid when people start having Memorial Day parties and things like that and they have a pile of garbage in their front yard and they're calling each and every day to pick it up on Friday right before Memorial Day and I don't have any guys. I just want to make sure that we have enough time to get everybody.

Trustee Lindberg: What weeks are you recommending in June?

Mike Moser: It usually takes two weeks to do each side, so June 4th to 15th would be one and June 18th to 29th would be the other. All within the month of June. There's no holidays in June to mess around with.

Trustee McManus: So, they'll still call us to complain when their graduation party has all the junk in the front yard.

Trustee Patterson: Can we move it up though?

Trustee Cheney: That doesn't really resolve the issue of all the other work that needs to get done before June 1st. It's not going to get done. The other benefit to putting it off is the seasonal employees that will be hired will add to the work force and give the crew a better shot at getting it done more quickly.

Trustee Patterson: Okay as long as we put it in the record that I was the one who didn't want the garbage out for graduation parties. I get it. I understand, and I get what you're saying too. We can encumber things. We can push them beyond the year. We know now that we can do that. I have noticed in my travels that people are starting to put stuff out and they're not going to bring it back in. It is going to sit there. There's not that many.

Mike Moser: We do have a mechanism to make them pull it back in. Just because they assume or are under the influence of how things happened in the past does not give them the right to throw things on the curb now and you're right I've seen things already but I've marked their addresses down and they will either be given to Boris or they will be

getting a letter from me in the near future because some of the stuff has already been out there for two weeks, whether we were going to pick it up in June, July or September. No offense, they're going to put it out there. They don't care until you get them. So, a nice little letter and they'll bring it back in or we'll pick it up and then there will be an early registration fee.

Mayor Newhard: I think we can do a good campaign about getting the word out now, immediately.

Trustee Patterson: It's a Facebook thing too.

Correspondence

Mayor Newhard: Under correspondence tonight we have a letter from Village Building Inspector, Boris Rudzinski, regarding the Warwick Commercial Properties. Also, a letter from the New York State Department of Environmental Conservation addressed to Stephen Gross regarding 16 Elm Street. Also, a letter from Village Resident, Corrine Iurato regarding safety in the South Street Parking Lot. Mike, did you read that last letter?

Mike Moser: No.

Mayor Newhard: It's about striping and creating a safer environment in the South Street Parking Lot.

Trustee Patterson: Corrine has really written this so perfectly because she ends by saying she wants to help and there's no better person to advise us on how to move forward because she's watching it. I've been afraid of that whole situation for years. It was at one point to get the most parking spaces possible into that lot but there's better signage. I'm sure we all appreciate that Corrine wrote it and should really take advantage of her offer to help.

Mayor Newhard: Steve, the letter from Village Building Inspector is everything to do with Mr. Singer.

Steve Gaba: Right, the situation as I'm sure you recall is that they want a zoning change for the property and they came in months ago. One of the conditions that this Board imposed before it would consider a petition for a zoning change is that all the outstanding items on the property be cleared up. It looks from the Building Inspector's letter he thinks by June or July he'll have everything done by, but he doesn't have everything done now. Unless you've changed your minds, I think you sit back until those items have been addressed and then move forward with the zoning change.

Trustee Patterson: At some point I think in the conversation we had with Mr. Singer when he was here was that it would be permanent and stated in the deed that it would never be residential because I think that he was going to put offices in there and my concern was that the egress was dangerous if it ever were to become residential again because with the limited office overlay it has the opportunity to go back to being residential.

Steve Gaba: He was talking about a restrictive covenant in the deed. He's not going to do that until you do the zoning change and you're not going to do the zoning change until he submits a draft deed showing what the covenant says. It's kind of a chicken and egg thing but you shouldn't let that slip through the cracks.

Trustee Patterson: That's why I'm telling you so that you have it, so that it's noted because if it's six months from now and you forget that... I just don't want to lose that aspect of it.

Steve Gaba: I understand.

Privilege of the Floor

Mayor Newhard: Please limit your comments to five minutes and if you don't mind, please state your name and your address. That would help us to know who you are and how we can help you. Written statements should be given to the clerk.

Joan Tirrell read a letter to the Board.

“Good evening. My name is Joan Tirrell and I live at 25 Lakeview Drive in Warwick. Thank you for the opportunity to speak to you this evening in support of the resolution calling for suspension of CPV permits, which is before you tonight.

“The critical permitting process for the billion-dollar CPV gas plant has long concerned those located in the impact zone, which includes Warwick. A wealth of scientific research confirms that, for over 40 years of the plant's expected operation, millions of tons of toxic fracking chemicals, intensely warming methane, and CO2, will deposit on our lands and water bodies, and beyond, fouling drinking water, local harvests, and breathing air, for generations.

“The recent federal conviction of Governor Cuomo's closest friend and aide, Joseph Percoco, on solicitation of bribes from CPV, supports our belief that CPV has known from the start that its operations in Orange County are deeply harmful to our frontline communities, including Warwick. CPV executives took careful steps to quietly grease the skids of influence and power in Albany to get “what is needed from Percoco” for permit

approval and other access and favors, to paraphrase the court testimony, in spite of the known dangers to public health and safety.

“Our state agencies and leaders abrogated their sworn duties to uphold public health and safety by either facilitating those CPV permits; or by ignoring the obvious corruption that was hiding in plain sight in Albany.

“Since the Percoco verdict, many Orange County legislators and leaders have responded in the strongest language, condemning the corrupt approval process and calling for suspension of operations at the plant until all permits can be re-evaluated.

“The stench of diesel from CPV test firings, which has blanketed neighborhoods and sickened citizens even in Warwick, with an alarming suddenness and intensity, coupled with the indifferent corporate response from CPV following hundreds of citizen complaints, is a wake-up call to us all, that CPV will poison with a callous disregard for both human and environmental safety and, more importantly, do so with impunity, if we do not insist on accountability and oversight from the state.

“The ammonia tank on site, which would require the filing of a federal disaster management plan at 20% concentration, was placed at 19% concentration by CPV, thereby eliminating additional, critical scrutiny from government, and responsibility by CPV, while still posing a lethal threat to thousands. This cynical, dangerous gesture further illustrates the attitude of contempt and disregard in which CPV holds its frontline communities and typifies its insulting presumptions of fecklessness of our local leaders.

“The obvious absence of both corporate and political responsibility and integrity in this instance compels all of us – citizens and local leaders alike – to take action to safeguard our own welfare against a deep pocketed, global fossil fuel giant, whose sole mission is to monetize our stressed resources, regardless of public concerns, as long as they make profits.

“Therefore, I respectfully request that you join other Orange County communities and leaders in a unified response to Albany’s silence – a response, through resolution and ongoing political pressure, that demands state action to hold CPV accountable; to suspend CPV operations immediately, and to undertake a full evaluation of every permit granted since where one permit is suspect, all are suspect.

“This resolution is an important step in the fight to protect our precious resources, our values, the health and welfare of our people, and to ensure the same legacy to our inheritors.

“Warwick Village just celebrated its sesquicentennial last year. The celebration made clear that the greatness of our community is generationally rooted in our shared heritage founded in our responsibility to and appreciation of the beauty and bounty of our natural environment. When the re-interred Village time capsule is opened in another 50 years, it

is my hope that those present at that time will be able to reflect with gratitude, and not in grief, on the decisions and actions we take here and now. I hope that we will fight as hard as necessary to secure an inheritance every bit as marvelous as the one we now enjoy – that we successfully save our diverse and fragile environment from the inevitability of permanent ruin at the hands of a rapacious corporation that sees collateral damage where we see victims; that sees a building site where we see protected wetlands, ancient forests, and sacred habitats; that calculates its profit margins in price fixing schemes instead of lost health and resources.

“We who love this land and its people must act now. I hope that we’ll stand together as one people, one voice, one town, one county, and fight hard to protect what we love, so that we can bequeath it safely into the hands of our inheritors. Please pass the resolution. Thank you.”

Several other Orange County residents spoke in favor of passing the resolution urging enactment of State legislation providing for revocation of permits issued under the influence of corruption and for investigation of State permits issued for the CPV power plant in Orange County.

Mayor Newhard: The air monitor, there was a discussion about that at our last meeting and we are more than willing to have that air monitor on our building. Again, it gives us evidence. Through evidence we have greater understanding of the problem.

Trustee Patterson: Ovid Figoria was very generous to offer it to us and we’re happy to install it. Then with the results of those reports, then we can talk about moving to a larger system. Hopefully we won’t need it. I think at this point what we just need to know is how it would be installed here and what the specs are and if we need Wi-Fi.

Mayor Newhard: That’s really a good starting point. I think really the matter at hand is the resolution.

Village resident Joe Lawlor suggested to the Board that they consider a way to collect electronic waste.

Steve Gaba: Woodbury is conducting one next month as a matter of fact. I could ask them how they’re conducting it if you’d like information.

Trustee Cheney: There was one in Port Jervis about a month ago and there is or was recently one that was sponsored by the Land Trust. The County had a contract and was accepting the electronic waste until for the second time in probably two years the contractor backed out of his contract and basically the County had to suspend that service. They also required that if you had more than one you had to pay \$5 for each. There’s nobody to give it to.

Mr. Lawlor also spoke to the Board regarding the resolution introducing a local law to override the tax levy limit. He questioned what the purpose of the general municipal law?

Mayor Newhard: It was a State-wide law and we have been adhering to it for the past six or seven years. We've been really great about that but this year we've potentially got some really major issues. I can tell you that trying to do a budget and keep under 2% for the past six years has greatly affected us. Luckily, we haven't lost anything in terms of services that we are committed to give to Village residents but there is a time when infrastructure starts falling apart and sadly in New York State there are very few avenues that will support you in that respect and on the Federal government as well. They talk about it. They talk a lot about it, but do they give our communities anything that will really help them... that will really satisfy the needs of wastewater treatment plants and water plants and reservoirs falling apart? Nothing. So, we have to live by our wits and try to figure it out and that's the honest truth. That's what this Board is tasked to do.

Motions

Resolution Introducing Local Law to Override Tax Levy Limit

Trustee Cheney: I'm going to withdraw motion #1 which would waive the reading of the resolution regarding overriding the tax levy limit.

RESOLUTION INTRODUCING LOCAL LAW TO OVERRIDE

TAX LEVY LIMIT.

WHEREAS, the Village Board of the Village of Warwick has a local law before it entitled: "A Local Law to Override the Tax Levy Limit Established in General Municipal Law §3-c," and

WHEREAS, the local law proposes to override the limit on the amount of real property taxes that may be levied by the Village and to allow the Village Board to adopt a budget for the 2018-2019 fiscal year that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the movant of this resolution does hereby introduce the proposed local law, and
2. That a public hearing on the proposed local law be set for May 1, 2018 at 7:30 p.m. and that due notice of the same is directed to be given by publication and posting.

Trustee Cheney presented the foregoing resolution which was seconded by Trustee Lindberg.

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

CPV Power Plant

Trustee Cheney: I would like to withdraw motion #3 which would waive the reading of the resolution regarding the CPV Power Plant in Orange County.

**RESOLUTION URGING ENACTMENT OF STATE LEGISLATION
PROVIDING**

**FOR REVOCATION OF PERMITS ISSUED UNDER THE INFLUENCE OF
CORRUPTION AND FOR INVESTIGATION OF STATE PERMITS ISSUED
FOR THE CPV POWER PLANT IN ORANGE COUNTY.**

WHEREAS, on March 13, 2018, New York State Governor Andrew Cuomo's former executive deputy secretary, Joseph Percoco, was convicted on charges involving soliciting and accepting more than \$300,000 in bribes from executives working for two companies doing business with New York State; and

WHEREAS, the findings of the jury at Mr. Percoco's trial in Federal District Court indicate that a portion of the \$300,000 in bribes came from Competitive Power Ventures ("CPV") in regard to its power generation plant in Orange County, New York; and

WHEREAS, the possibility that state permits were issued due to the influence of "bribes" or other illegal payments of compensation, in kind or otherwise, disturbs the public's confidence in its government and, therefore, must be investigated and prevented or punished;

NOW, THEREFORE, BE IT HEREBY RESOLVED AS FOLLOWS:

1. That the New York State Senate and Assembly and the Governor of the State of New York are hereby requested and urged to enact legislation to create a presumption of invalidity for any permits which were issued on a project in which direct criminal conduct by public officials occurred; and

2. In enacting the said legislation, it is requested and urged that the New York State Senate and Assembly and the Governor make the terms and provision of such legislation retroactive, such that it will apply to the CPV project in Orange County; and

3. The Governor is hereby requested and urged to see to it that all permit issuing state departments, commissions, boards or agencies review any and all permits issued to CPV for the CPV project in Orange County to determine whether the permits were improperly issued due to the influence of "bribes" or other illegal payments of compensation; and

4. That the Village Clerk is hereby requested and directed to send a certified copy of this resolution to Andrew Cuomo, Governor of the State of New York, the Speaker of the New York State Assembly, the Majority Leader of the New York State Senate and all Senators and Assembly Members whose Legislative Districts are in Orange County and to U.S. Senators Charles E. Schumer and Kristen E. Gillibrand, U.S. Congressman Sean Patrick Maloney and to the Commissioners of the Federal Energy Regulatory Commission.

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

Discussion

Trustee Patterson: Wouldn't we include the Orange County legislation executive?

Trustee Cheney: In my opinion this pertains to the law we're asking them to enact. We're not asking the Orange County Legislature to enact any law.

Tentative Budget for Fiscal Year 2018/19

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to schedule a public hearing on the Tentative Budget for Fiscal Year 2018/19 on Tuesday, May 1, 2018 at 7:30 p.m. Five Ayes.

Orange Urban County Consortium Community

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson and carried that the Village of Warwick is hereby submitting its Application for consideration under the FY-2019 Orange Urban County Consortium Community Development Program and that the chief elected official or executive officer is hereby authorized to submit this Application. They further certify that they have read and understood the Orange Urban County Consortium Community Development Guidelines for the FY-2019 program year and have met all of its applicable requirements and that the information contained in the Application is accurate and true to the best of their knowledge. The Legislative Body is in support of submitting the Application on behalf of Warwick Community Bandwagon, Inc. Five Ayes.

Professional Services Water Production and Wastewater System

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to accept the bid from and authorize the Mayor to enter into a contract with JCO Inc. for professional services to operate and maintain the water production system at a monthly

lump sum fee of \$10,958.75 and wastewater system at a monthly lump sum of \$12,434.92, as per the DPW Supervisor's recommendation. Five Ayes.

Agreement with Historical Society

A **MOTION** was made by Trustee Cheney, seconded by Trustee Patterson and carried to authorize the Mayor to sign the agreement between the Village of Warwick and the Historical Society of the Town of Warwick pertaining to lawn mowing services at Lewis Park and the Old School Baptist Meeting House. In exchange the Historical Society performs services for the Village of Warwick including allowing use of Lewis Park and the lawn of the Old School Baptist Meeting House as places for public congregation and events, maintaining nine (9) structures, one caboose and additional open space in the Village that are open to the public; providing regular programs for students, including Village residents, in the Warwick Valley Central School District; maintaining an archive of historical material on the Village and the Town; Hosting events available to Village residents, assisting in Village sponsored public events, such as the recent Sesquicentennial celebration, allowing use of the Old School Baptist Meeting House for Village hosted Christmas Eve caroling service, and hosting the Village's Creche and Menorah in Lewis Park. Five Ayes.

Village of Warwick Historian

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to appoint Ivy Jordan Tulin to the position of Village of Warwick Historian effective April 16, 2018. Five Ayes.

Summer Office Intern

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to advertise for the position of Summer Office Intern. Five Ayes.

Summer Engineer Intern

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to advertise for the position of Summer Engineer Intern. Five Ayes.

DPW Seasonal Laborers

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to advertise for two DPW Seasonal Laborers. Five Ayes.

Summer Concert Series

A **MOTION** was made by Trustee Patterson, seconded by Trustee Lindberg and carried approve the Village of Warwick Summer Concert Series on the following dates: Saturday, May 19 at 7:30 p.m.; Saturday, May 26 at 7:30 p.m.; Saturday, June 2 at 7:30 p.m.; Saturday, June 9 at 7 p.m.; Saturday, June 16 at 7:30 p.m.; Saturday, June 30 at 7:30 p.m.; Tuesday, July 3 at 7:30 p.m.; Saturday, July 7 at 6 p.m.; Saturday, July 14 at 7:30 p.m.; Wednesday, July 18 at 7:30 p.m.; Saturday, July 21 at 7:30 p.m.; Saturday, August 4 at 7:30 p.m.; Thursday, August 9 at 7:30 p.m.; Saturday, August 11 at 7:30 p.m.; Wednesday, August 15 at 7:30 p.m.; Friday, August 17 at 7 p.m.; Wednesday, August 22 at 7:30 p.m.; Wednesday, August 29 at 7:30 p.m.; Friday, August 31 at 7:30 p.m.; Saturday, September 1 at 7:30 p.m.; Saturday, September 8 at 7:30 p.m.; Saturday, September 15 at 7:30 p.m. Five Ayes.

A **MOTION** was made by Trustee Patterson, seconded by Trustee Lindberg and carried to close Railroad Avenue and block off six parking spaces on the north side of Railroad Avenue and five parking spaces on the south side of Railroad Avenue on the previously mentioned dates starting three hours before the start time of each concert and remain closed until one hour after the event. Five Ayes.

Discussion

Trustee Patterson: We don't really say... we don't have the time of the end of the event. Does that matter?

Trustee Cheney: It varies. So, it's one hour after the end of the event.

Records Retention

A **MOTION** was made by Trustee McManus, seconded by Trustee Patterson and carried to waive the reading of the Resolution regarding Records Retention. Five Ayes.

A **MOTION** was made by Trustee McManus, seconded by Trustee Cheney and carried to adopt a Resolution for Records Retention and Disposition Schedule MU-a.

RESOLVED, By the Board of Trustees of the Village of Warwick that *Records Retention and Disposition Schedule MU-a*, issued pursuant to Article 57-A of the Arts & 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 *Records Retention and Disposition Schedule MU-1* after they have met the minimum retention periods described therein;

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.

Shredding of Documents

A **MOTION** was made by Trustee McManus, seconded by Trustee Patterson and carried to shred 45 boxes containing documents and files which have reached or are beyond their retention date according to the Records Retention and Disposition Schedule MU-1 on Saturday, April 28, 2018 during the Warwick Lions Club Shredfest at a cost of \$5.00 per box. A record of the documents and files to be shred are on file in the Clerk's office. Five Ayes.

Park Avenue Elementary First Grade Picnic

A **MOTION** was made by Trustee McManus, seconded by Trustee Cheney and carried to grant permission to Park Avenue Elementary School to use Stanley Deming Park for a first-grade picnic on June 11, 2018 with a rain date of June 13, 2018 from 10 a.m. to 3 p.m. Completed park permit, and proof of proper insurance have been received. Security deposit has been waived. Five Ayes.

Warwick Summer Arts Festival

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg and carried to grant permission to Warwick Summer Arts Festival and Community 2000 to use Railroad Green on July 14, 2018 from 9:30 a.m. to 5 p.m. for an interactive exhibit as described in their letter dated April 11, 2018. Completed park permit, security deposit and proof of proper insurance have been received. Five Ayes.

Union AME Church Community Health Fair

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney and carried to close Railroad Avenue on Saturday, April 21, 2018 from 6 a.m. to 3 p.m. for the benefit of the Union AME Church Community Health Fair which was previously approved. Five Ayes.

Justice Jeanine Garritano Wadeson – NYS Retirement

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Patterson and carried to report 2.11 days worked per month to New York State Retirement for retirement reporting purposes for Justice Jeanine Garritano Wadeson for the term of office beginning April 3, 2017 through April 5, 2021. Five Ayes.

Global Bubble Parade

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney and carried to grant permission to Jessica Harrick from Rhythm and Rhyme Childcare to host a Global Bubble Parade on Saturday, May 9, 2018 at 1 p.m. as outlined in her letter dated April 3, 2018. The parade would take place on the sidewalk beginning at Lewis Park and ending at Stanley Deming Park. Ms. Harrick will be responsible to notify the police department. Five Ayes.

Discussion

Trustee Cheney: Should we amend this or direct them to speak to the Police Department so that the Police Department is aware of the event?

Mayor Newhard: They must be made aware, yes.

Trustee Patterson: I think we could just ask Barb to tell them.

Barbara Ranieri: I can write it in the letter.

Trustee Cheney: Would you copy the Police Department on the letter?

Barbara Ranieri: Certainly.

National Day of Prayer Event

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney and carried to grant permission to Grace Community Church to use Railroad Green on May 3, 2018 from 1 p.m. to 9:30 p.m. for a National Day of Prayer Event. Completed park permit, security deposit and proof of proper insurance have been received. Five Ayes.

Electrical Power Supply and Natural Gas Supply Bids

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg and carried to solicit for Electrical Power Supply for the Village of Warwick for the period of June 1, 2018 through May 31, 2020. Five Ayes.

A **MOTION** was made by Trustee Cheney, seconded by Trustee McManus and carried to solicit for Natural Gas Supply for the Village of Warwick for the period June 1, 2018 through May 31, 2020. Five Ayes.

Memorial Park Parking Area Project

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Patterson and carried to adopt a resolution adopting SEQRA negative declaration in regard to Memorial Park Parking Area Project.

**RESOLUTION ADOPTING SEQRA NEGATIVE DECLARATION IN REGARD TO
MEMORIAL PARK PARKING AREA PROJECT**

WHEREAS, the Village of Warwick owns the Veterans Memorial Park property; and

WHEREAS, the Village of Warwick has undertaken a project to add a 250' x 100' parking area along with a turnaround for vehicles near the football field in Veterans Memorial Park; and

WHEREAS, the said project is an Action subject to the New York State Environmental Quality Review Act ("SEQRA"); and

WHEREAS, the Village Board as the sole Involved Agency assumes Lead Agency status, and as such has caused a short Environmental Assessment Form ("EAF") to be prepared by Lehman & Getz, Consulting Engineers, P.C.,

NOW, THEREFORE, BE IT RESOLVED as follows:

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

Trustee Lindberg presented the foregoing resolution which was seconded by 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

**STATE ENVIRONMENTAL QUALITY REVIEW
NEGATIVE DECLARATION
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE**

April 16, 2018

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Village of Warwick Village Board as Lead Agency, has determined that the proposed action described below will not have a significant environmental impact and a Draft Impact Statement will not be prepared.

Name of Action: Village of Warwick Memorial Park Football Parking Area

Action Type: Unlisted Action

Conditioned Negative Declaration: No

Description of Action: Installation of a 250' x 100' parking area along with a turnaround for vehicles.

Contact Person: Michael Newhard, Mayor, Village of Warwick, 77 Main Street, Warwick, New York 10990

Location: 60 Forester Avenue, Warwick, New York 10990

Reasons Supporting Negative Declaration:

No significant environmental effects are associated with the proposed project as per review of the Short Form EAF prepared pursuant to SEQRA.

Discussion

Mayor Newhard: I believe at the last meeting we did discuss this parking lot and I don't think everybody was in agreement as to how it was going to be laid out. Steve, does this have to be as specific in terms of what it says here?

Steve Gaba: It all depends on what changes you're going to make. If you're going to change the overall area that you're improving as parking you've got a problem. If you're just going to change the configuration of an existing area then no, not at all.

Trustee Patterson: This sounds like a description of the diagonal spaces that we...

Mike Moser: But I think it's more what he said the second time if it's still inside the same footprint...

Mayor Newhard: How about instead of a strip to add approximately 56 parking spaces?

Steve Gaba: If you're unhappy with the 9' x 18' take that out. What about the turnaround.

Trustee Patterson: We don't need the turnaround if we're putting a parking lot in.

Mike Moser: I think it depends on which way you go with your parking lot. If you're going to go in and around...

Mayor Newhard: I think we can put the turnaround in and make that decision later but if we don't put it in we'll have to go back and do another...

Steve Gaba: You can always do less, you can never do more when it comes to SEQRA review. So, if you're looking for a bigger project and you decide to build a smaller one it's okay, but not the other way around.

Trustee Patterson: The area that I thought was where the parking lot was going to go allows for 56 spots or is there more in there?

Mike Moser: If you go for the whole area you'll get a whole lot more but that's just going to be a whole big patch of asphalt in the middle of the park. You were discussing a lane coming in, 56 parking spots and a lane coming out or at one point 56 spots going up the whole entire Memorial Park Drive on the side. But what we're trying to do is just keep it inside that big spot that has been left for years and has that crusher dust and road millings on it that is a 250' x 100' parcel of nothing right now. It's up to the Board to decide which way they want me to do it.

Mayor Newhard: The question and also what you brought up during that discussion was the cost.

Mike Moser: During the budget we were going to pave that whole thing the cost would be upwards of \$100,000 as compared to... that would also get you 80 or 90 parking spaces as compared to the 50 that you originally had on the design.

Trustee Patterson: Right, so if we were to do this negative declaration for the largest of the possibilities then we can pave some of it this year and we can pave some of it next year, but we've got this done.

Steve Gaba: Once SEQRA's done on the project you can either do it in bites or you can downsize it.

Trustee Patterson: But just to clarify the reasoning for the decision or what I thought was a decision was because that's where the Fire Department carnival can set up safely without doing any damage to the grass that was otherwise used for sports activities and therefore dangerous for the athletes and a good spot for it.

Mike Moser: You just have to decide how big of a parking lot you want.

Trustee Patterson: I'd like to suggest that we do this for the largest of the possible spots and then we can make it smaller if we want to.

Trustee Cheney: What's the rush in doing this tonight.

Trustee Patterson: I agree. I thought something happened that I was unaware of.

Mayor Newhard: I think that the DASNY requirement is to have this SEQRA started and attached to the grant application.

Trustee Patterson: Can I suggest that we put in the largest of it instead of 56 spots?

Reports

Trustee Cheney's Report – We have been advised by the County that it anticipates closing the Howe Street bridge and opening the temporary detour which connects River Street to Orchard Street on or about April 23rd. It's anticipated that the bridge will be complete and reopened to traffic in approximately three months after the start of construction.

Mayor Newhard: We will be sending out notices to the entire neighborhood in the next week to make sure that everybody knows. It's been a year in general knowledge that this is happening, but I think a letter will be very important.

Trustee Cheney: Anybody that's listening tonight or viewing this, the detour will go to Orchard Street passed the Orchard Street pump station and it will make a right onto Hamilton Avenue and then a left onto Campbell and out to Oakland Avenue.

Mayor Newhard: We're hoping that it can happen in a record period of time.

Trustee Cheney: At which time then the detour would be closed.

Mayor Newhard: Right now, they've just finished a temporary rail crossing and they're paving I believe in the next few days.

Trustee Lindberg's Report – Just a reminder that we're having a work session for the splash pad in Stanley Deming park on April 30th at 7:30 p.m. right here.

Trustee Patterson's Report – Just an announcement about the Chamber hosting the Community Showcase. All businesses are encouraged and invited to participate. It's a great opportunity for the public to see what a business does, and it should be a great day. It's down on Railroad Avenue and Main Street. For several years they did it inside the Middle School but feel that an outdoor event is better.

Mayor Newhard's Report – I just want to make one comment and it's to talk about an event that is coming up and it's April 26th, 2018 at 6:30 p.m. at the Raymond Hose Company on West Street. It is an evening that is informational, and it is about the trauma and resiliency resources Incorporated Warrior Camp Program that has been held up at the Warwick Conference Center and it's presented in cooperation with the Warwick Valley VFW Post 4662, Warwick Valley Chamber of Commerce and the Warwick Fire Department and I think it will be a very informative evening. I actually went up to the camp this past fall to see some of the work that they are doing with veterans who are truly struggling with all sorts of issues in terms of returning to civilian life. In some cases, many years later but this is a very unusual program that actually uses our valley to it's greatest possibilities, for example that they use some of the horse farms as part of the program and part of the training for some of these men. It's just extraordinary. It's a beautiful place to be for a few days. That again is April 26th, 2018 at 6:30 p.m. at the Raymond Hose Company, 200 West Street in Warwick. I do want to mention that there was a motion that we will be having a public hearing for the budget but that will actually take the place of our first meeting of the month in May. That's Tuesday, May 1st will be our first meeting in May instead of Monday, May 7th.

Closed Session

A **MOTION** was made by Trustee Patterson, seconded by Trustee McManus and carried to seek the confidential advice of counsel. Five Ayes.

A **MOTION** was made by Trustee McManus, seconded by Trustee Patterson and carried to exit closed session, resume the regular meeting and adjourn. Five Ayes.

Barbara Ranieri
Deputy Clerk