

**BOARD OF TRUSTEES  
VILLAGE OF WARWICK  
November 1, 2021**

**9059**

The regular meeting of the Board of Trustees of the Village of Warwick was held on Monday, November 1, 2021, at 7:30 p.m. in Village Hall, 77 Main Street, Warwick, NY via Zoom Videoconference. Present was: Mayor, Michael J. Newhard, Trustees: Barry Cheney, William Lindberg, Corey Bachman and George McManus. Also, present was Deputy Village Clerk, Jennifer Mante.

Pursuant to Chapter 417 of the Laws of 2021 permitting local governments to hold meetings remotely and take such actions authorized by law without allowing the public to be physically present at the meeting due to safety concerns related to the delta variant of COVID-19, the public was able view the meeting live by the public on the Village of Warwick, NY YouTube channel: <https://www.youtube.com/channel/UCK7D7KGbZF6nYfbcWGH6-VA>

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

**Acceptance of Minutes**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney, and carried for the Acceptance of Minutes: October 4, 2021.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Authorization to Pay all Approved and Audited Claims**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee McManus, and carried for the Authorization to Pay all Approved and Audited Claims in the amount of \$162,503.48.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Announcements**

1. On-street parking within the Village of Warwick is prohibited between the hours of 2:00 a.m. and 6:00 a.m. from November 1<sup>st</sup> through April 1<sup>st</sup>.
2. The Village of Warwick earned a \$5,000 grant award from the New York State Energy Research and Development Authority (NYSERDA) and was designated as a Clean Energy Community, including an additional \$5,000 grant.

Trustee, Bachman, read the letter from the October 21, 2021 press release that stated the following: The Village of Warwick has been awarded a \$5,000 grant from the New York State Energy Research and Development Authority (NYSERDA) for completing a campaign to promote community solar. Since this was the fourth high-impact action the Village of Warwick completed, the municipality has earned the Clean Energy Community (CEC) designation and an additional \$5,000 grant from NYSEDA. To earn this community solar grant, the Village worked in partnership with Sustainable Warwick on the Triple Win Community Solar campaign. Residents had the opportunity to sign up with a community solar provider affiliated with the campaign, Astral Power or Solstice. Upon enrolling, community solar customers will start saving up to 10% on their monthly electricity bills. In addition, during the Triple Win campaign, residents received a \$100 sign-up bonus as well as the opportunity to select a local nonprofit to receive \$100. “The Village has been working towards its Clean Energy Community designation for several years and it’s a wonderful achievement. It clearly defines our goals for sustainability as well as renewable energy resources,” said Village of Warwick Mayor Michael Newhard. For the Village to earn the \$5,000 grant for its community solar campaign, it had to sign up a minimum of 10 residents between early June and mid-July. “more than 35 households have signed up through the Triple Win campaign, and that number is still growing,” added Michael Helme of Sustainable Warwick. “That means our nonprofit partners -- the Warwick Valley Humane Society, the Town of Warwick Historical Society, Safe Space America, Family Central, the Warwick Valley Community Center, and Grow Local Greenwood Lake – will collectively receive more than \$3,500 in donations from Astral Power and Solstice. The campaign has been good for the environment, good for the residents, and good for the nonprofits – a triple win!” The successful solar campaign was led by Mayor Michael Newhard, Trustee Corey Bachman, and Sustainable Warwick’s Michael Helme. Almost all O&R customers who do not have their solar panels are eligible to sign up for community solar, but the sign-up bonuses may get smaller over time. To leave more about community solar email [cleanenergy@sustainablewarwick.org](mailto:cleanenergy@sustainablewarwick.org).

3. Operation Green Light – an initiative to encourage counties, towns, villages, private businesses, and organizations to light their buildings in green during the week of Veterans’ Day (November 7th – 13th) to publicly recognize and thank our veterans for all of their service to our country.

Mayor Newhard said he received a message from American Legion and VFW member, Joe Lawler, who made him aware of Operation Green Light. Mayor Newhard then read the Mayor's Column, dated October 29, 2021, entitled, Shine a Light:

If you go by Village Hall in the evening you will see that it's bathed in green glow. In honor of Veteran's Day November 11<sup>th</sup> individuals, businesses, and government are asked to participate in Operation Green Light. Operation Green Light is a national movement shining a light on the service of our veterans. It is a visual way that we can show our support that is too often not seen by service men and women. Individuals can participate by changing one light on the exterior of their house to a green bulb so that passersby can see it. The attention that it draws will spark a conversation. While the event is focused around the week of Veteran's Day, it is encouraged that individuals continue to shine a light year-round. By shining a green light, you let Veterans know that they are appreciated and supported, especially those who served in Iraq and Afghanistan in the last 20 years. Be sure to share your participation on social media using the hash tag #OperationGreenlight.

Mayor Newhard thanked the DPW for their creative effort getting the lights to bathe the front of Village Hall.

#### 4. 2021 Scare the Mayor

Mayor Newhard announced the winners of the 2021 Scare the Mayor contest. The winners were as follows: First Place - Donald Presutti/Cryptic Souls of 7 Kennilworth Lane, Second Place - Kayleigh Maher of 15 Galloway Heights, Third Place - Santiago Family of 28 West Street, and a special recognition for Frightful Realism - Michael Becker of 6 Orchard Street.

Mayor Newhard thanked those who participated and said that there were some scary houses and actors because folks really go all out and every year it seemed to get better and scarier. Mayor Newhard continued by saying it's a fun thing to do and it was a perfect blustery night to look at all the decorations. Mayor Newhard said that plaques will be made and Village Hall will give the winners a call when they can be picked up. Mayor Newhard added that the annual Costume Contest was held virtually this year instead of stopping at Village Green, which causes a large crowd to congregate. Mayor Newhard said that he and Supervisor Michael Sweeton went through over fifty participants from all different levels and that the winners will be announced on Facebook tomorrow. Mayor Newhard added that there were some incredible costumes and that the parade this year was bigger and bolder and better than ever. Mayor Newhard went on to thank the Warwick Police and the Warwick Fire Police who helped with traffic control. Mayor Newhard said it was a great night, little drizzle, but the sun came out and it was as magical as Halloween in a small town, especially in Warwick, can be. Mayor Newhard again thanked those who participated in the Virtual Costume Contest and stated that it was a lot of fun. Mayor

Newhard also thanked Deputy Clerk, Jennifer Mante, for creating the spreadsheets for the costume contest and how it made it a lot easier.

### Correspondence

1. Letter from the Warwick Valley Quilters' Guild thanking the Village of Warwick for use of the Memorial Park Pavilion for the Airing of the Quilts event.
2. Letter from The Warwick Valley Chamber of Commerce regarding the 3<sup>rd</sup> annual Warwick Valley Farmers Market - Holiday Market on Sunday, December 19, 2021, from 9 a.m. to 2 p.m. at the Kuiken Brothers Company parking lot. Proof of insurance has been provided.

Mayor Newhard said that it is a great event that was already granted in their original request they just wanted to make mention of it because now that the market is over, this is the next thing to look forward to. Mayor Newhard continued by saying it is a great event especially if you're preparing for Thanksgiving and the holidays.

### Privilege of the Floor

**VIA EMAIL OR MAIL** - Comments may be sent to the Village Board prior to the Village Board Meeting via email to: [clerk@villageofwarwick.org](mailto:clerk@villageofwarwick.org) or via mail: Village of Warwick, Attn: Village Clerk, P.O. Box 369, Warwick, NY 10990. Please indicate in your correspondence that you wish to have your comments read during privilege of the floor. Please limit your comments to **three (3) minutes**.

1. Mayor Newhard read the following letter from Steven Gross:

Dear Mayor Newhard and Honorable Members of the Board:

I recently filed an appeal to the Zoning Board of Appeals (ZBA) to challenge a Building Permit issued by the Building Inspector for the construction of a 7,570 square-foot house on the referenced property. I did so primarily because I am alarmed, as a general matter, by the circumstances under which construction was allowed to proceed on this property. Among my concerns are the following:

- Site clearing was allowed to commence before the proposed structure had any permits of any kind.
- The property was clear cut in violation of § 131-5 of the Village Code, which restricts the removal of trees.

- The removal of trees violated the conditions of the original ca. 2000 Oak Knolls Subdivision Approval, which required the preservation of a 25-foot buffer of existing trees along the Village/Town boundary on the eastern property line.
- For various reasons, including the property's location at a Village Gateway and adjacent to the Historic District, the fact that it contained wetlands, and that the new site plan bore almost no resemblance to the site plan depicted in the Oak Knolls Subdivision plans, the new site plan required review and approval by the Planning Board (See § 145-90 of the Zoning Code), which was not obtained.
- Wetlands were illegally destroyed and filled during site preparation in violation of the Army Corps of Engineers Permit for the subdivision, which allowed two limited driveway crossings.

My purpose in filing this appeal is to bring to light obvious deficiencies in the operation of the Building Department that led to this situation, and to make sure these deficiencies are rectified not just for this parcel, but more importantly, for all future development on lots in the Village of Warwick. I am not filing an application with the ZBA for my own personal gain or benefit.

Subsequent to filing this appeal, I received a letter from Maureen J. Evans, ZBA Secretary, requesting that I not only submit a check in the amount of \$150 for the application fee, but also a second check for \$2000 to cover an escrow account to pay for the review of my appeal.

In checking the fee schedule for the ZBA, I see nothing for which a \$150 fee would apply. The fee schedule lists just two categories of application fees for the ZBA; a \$200.00 per lot fee for "Residential", and \$100 fee for "Residential review, per dwelling." Any description of these two categories is completely absent, and leaves open the question of whether either applies in this situation, as I am not applying for any variance or approval associated with a residence, but rather an appeal of a decision by the Building Inspector. In any case, there does not appear to be any basis for a \$150 fee. I just had a conversation with Ms. Evans, who has informed me that the fee was assessed for an "interpretation" by the ZBA, but there is no such category or fee listed in the Fee Schedule available online. I'm not even sure that categorization would be correct, as I am not asking for an interpretation of the Village Code, which as I have laid out in the appeal, I believe is quite clear. My appeal is based on the action of the Building Inspector having no basis in the Village Code, and needing to be vacated.

Regarding the escrow amount, § 64-3(D) of the Village Code (Reimbursement of costs and expenses) states:

*"With regard to applications to the Zoning Board of Appeals for variances, the Village Board for zone change applications and the Planning Board for subdivisions, conditional use permits, change of use applications, lot line changes and site plan, the respective Board, as the case may be, shall set an amount, in consultation with the Village Engineer, Planner and Attorney,*

*to be placed in an escrow account to be maintained by the Village for the purpose of paying the fee statements of the Village professionals in connection with the review of the application.” (emphasis added)*

It appears from this section that an escrow may only be required by the ZBA in connection with an application for a variance, which does not apply in this situation. In consulting with two prominent land use attorneys, I am also being told that municipalities typically do not seek reimbursement in situations where the decision of a Building Inspector is being appealed by a third party resident who is not subject to that decision.

The Village Code also provides in § 64-4 that an “*applicant may appeal, in writing, to the Village Board for a reduction in the required reimbursement amount.*” Accordingly, in consideration of the fact that I am undertaking this appeal to highlight a deficiency in the Building Department, and not for my own personal benefit, and that I am doing so, rather, for the benefit of the Village and all its residents, I am requesting that the Village Board either make a determination that the requested fees and escrow do not apply to this situation, or to waive those fees in accordance with § 64-4.

Thank you for your consideration to this matter.

Respectfully submitted,

Stephen M. Gross

Mayor Newhard said this was something that will be sent over to the Village Board’s counsel. Mayor Newhard stated that as far as a reduction in fees, it is not something that has been done, as it would be considered a level of gifting and state law requires to not do that. Mayor Newhard continued by saying that even though it states that in the Village Code, it’s not a good policy to get into for anything. Mayor Newhard said that he will bring this to Village Attorney, Stephen Gaba, and get his thoughts and then respond to Mr. Gross. Trustee Cheney asked if a copy could be provided to the members of the Board. Mayor Newhard responded by saying absolutely, yes. Trustee Cheney thanked Mayor Newhard.

### **Motions**

**RESOLUTION INTRODUCING AND SETTING A PUBLIC HEARING ON A  
PROPOSED LOCAL LAW TO OPT OUT OF THE NEW YORK STATE CANNABIS  
LAW (CHAPTER 7-A OF THE CONSOLIDATED LAWS OF THE STATE OF NEW  
YORK) IN REGARD TO RETAIL SALES AND IN REGARD TO ESTABLISHMENTS  
FOR ON-SITE CONSUMPTION**

WHEREAS, the Village Board of the Village of Warwick has before it a local law entitled: A Local Law To Opt Out of the New York State Cannabis Law (Chapter 7-A of the Consolidated Laws of the State of New York) In Regard To Retail Sales And In Regard To Establishments For On-Site Consumption, and

WHEREAS, in order to take action on the said local law, it is necessary to schedule a public hearing,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the movant of this resolution does hereby introduce the above proposed local law, and

2. That a public hearing on the proposed local law is set for December 6, 2021, at 7:30 o'clock 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:

**APPROVED**

Barry Cheney, Trustee, voting Aye

William Lindberg, Trustee, voting Aye

George McManus, Trustee, voting Aye

Corey Bachman, Trustee, voting Aye

Michael Newhard, Mayor, voting Aye

**Purchase of an RC Remote Controlled Slope Mower**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to authorize the purchase of a used demo unit Remote Controlled Slope Mower Model TK-52XP manufactured by RC Mowers from Long Island Sanitation Equipment Company in the amount of \$51,950 per the recommendation of Water Distribution Supervisor Christopher Bennett. Procurement is under the Houston-Galveston Area Council Cooperative Purchasing Program piggyback contract for the cost of a new mower. Funds are appropriated in budget code F.8340.2350.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Discussion**

Trustee McManus asked about the warranty on the used demonstrator. Trustee Cheney answered by saying they are offering the same two year warranty and that this demo model has 6.2 hours on it, 3 of which he believed were used to mow the dam at the lower and upper reservoir when it was demonstrated to the Village. Trustee McManus thanked Trustee Cheney.

**Special Use Permit Receipt – St. Anthony Community Hospital**

A **MOTION** was made by Trustee Cheney, seconded by Trustee Lindberg, and carried to acknowledge receipt of the application of St. Anthony Community Hospital for a Special Use Permit, to set an escrow for processing of the application at \$5,000, and to refer the application to the Village Attorney and the Village's Engineering Consultant for review and comment.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**RESOLUTION INTRODUCING AND SETTING A PUBLIC HEARING ON  
PROPOSED LOCAL LAW TO AMEND VILLAGE CODE CHAPTER 135,  
"VEHICLES AND TRAFFIC", TO ADD TRAFFIC SAFETY REGULATIONS  
AND TRAFFIC CONTROL DEVICES**

WHEREAS, the Village Board of the Village of Warwick prepared a draft local law entitled: "A local law to amend Village Code Chapter 135, 'Vehicles and Traffic' to add traffic safety regulations and traffic control devices "; and

WHEREAS, on October 18, 2021, the Village Board held a public hearing upon the said draft local law; and

WHEREAS, following the said public hearing, the Village Board determined that additional provisions should be added to the draft local law; and

WHEREAS, the Village Board now has before it a revised version of the draft local law which it wishes to introduce and hold a public hearing upon;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the movant of this resolution does hereby introduce the revised version of the said proposed local law, and
2. That a public hearing on the revised version of the proposed local law shall be set for November 15, 2021, at 7:30 o'clock p.m. and that due notice of the same is directed to be given by publication and posting.

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

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

Barry Cheney, Trustee, voting	<u>Aye</u>
William Lindberg, Trustee, voting	<u>Aye</u>
George McManus, Trustee, voting	<u>Aye</u>
Corey Bachman, Trustee, voting	<u>Aye</u>
Michael Newhard, Mayor, voting	<u>Aye</u>

### **Discussion**

Trustee Lindberg wanted to note that the revised draft local law includes the tenant parking to the First Street Parking Lot.

### **Vacation Carry-Over - Sadie Becker**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee McManus, and carried to grant permission to Village Employee, Sadie Becker, to carry over one vacation day.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Part Time Court Attendant – Anthony Pascullo**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney, and carried to hire Anthony Pascullo to the position of Part Time Court Attendant at a salary of \$15.91 per hour with a start date of November 3, 2021 as per the Village Justice's recommendation.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Chamber of Commerce - Home for the Holidays**

A **MOTION** was made by Trustee Bachman, seconded by Trustee Lindberg, and carried to grant permission to the Warwick Valley Chamber of Commerce to hold their Home for the Holidays event and to allow the traditional horse & buggy rides to take place by the same fully insured company (Dun Dreaming Farms, Sean Geary) as previous years during the holidays in the Village of Warwick. The rides will be offered during the following dates: November 21, December 4, 5, 11, 12, 18 and 19, 2021. The times for the rides will be approximately 11 a.m. until 4 p.m. The route will be the same as past years starting on Railroad Avenue and continuing to Main Street, then onto South Street, ending back at Railroad Avenue. Completed park permit, security deposit, and proof of proper insurance have been received.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Chamber of Commerce- Free Parking**

A **MOTION** was made by Trustee Bachman, seconded by Trustee Lindberg, and carried to approve the implementation of free parking for the period of November 21, 2021 through January 1, 2022 per the request of the Warwick Valley Chamber of Commerce, including

January 1, 2022 per the request of the Warwick Valley Chamber of Commerce, including permission for the Warwick Valley Chamber of Commerce to decorate the parking meters in coordination with the Village of Warwick DPW.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Chamber of Commerce- Santa Visit**

A **MOTION** was made by Trustee Bachman, seconded by Trustee Lindberg, and carried to grant permission to the Warwick Valley Chamber of Commerce to have Santa visit the sleigh on Railroad Green on Saturday, December 11, 2021, with a rain date of December 12, 2021, between the hours of 12 p.m. and 2 p.m. The Village of Warwick DPW to install the sleigh on Railroad Green. Completed park permit, security deposit and proof of proper insurance have been received.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Chamber of Commerce – Home for the Holidays**

A **MOTION** was made by Trustee Bachman, seconded by Trustee Lindberg, and carried to grant permission to the Warwick Valley Chamber of Commerce to have non-profit groups, including Warwick Valley School District organizations, sell items such as hot chocolate, warm cider and snacks on Railroad Green on the following days: December 4, 5, 11, 12, 18 & 19, 2021 during the Home for the Holidays event. Completed park permit, security deposit and proof of proper insurance, including insurance from the Warwick Valley Central School District, have been received. Pending proper insurance requirements from additional non-profit groups that participate in this event.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Outside User Agreement – Pioneer Farm, LLC**

A **MOTION** was made by Trustee Bachman, seconded by Trustee Lindberg, and carried to approve the proposed Outside User Agreements for central sewer service and central water service requested by Pioneer Farm, LLC for the Pioneer Farm Subdivision property located at Carroll Drive, Warwick, New York and to appoint Pitingaro & Doetsch Consulting Engineers, P.C. as the Village of Warwick engineer for this application.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Nay Mayor Newhard Aye

**Shade Tree Commission – Frank Desiderio & Lynn Cheney**

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg, and carried to rescind the motion made on October 18, 2021, to appoint Frank Desiderio and Lynn Cheney to the Village of Warwick Shade Tree Commission.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Discussion**

Mayor Newhard explained that the reason this was happening was because in the last meeting two volunteers were appointed, but in closer review of the Shade Tree Commission code, new members are appointed to staggered terms. Mayor Newhard said that Rob, a current commissioner, has a current term of one year, Lynn's term should have been appointed for two years, and Frank should have been appointed for three years. Mayor Newhard continued by saying after these initial terms then all members will always have three-year staggered terms. Mayor Newhard concluded by saying that is what is in the Village code, so he wanted to correct that immediately.

**Shade Tree Commission –Lynn Cheney**

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg, and carried to appoint Lynn Cheney to the Village of Warwick Shade Tree Commission with an initial two-year term of November 1, 2021 – April 3, 2023.

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

Trustee Cheney Abstain Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Shade Tree Commission – Frank Desiderio**

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg, and carried to appoint Frank Desiderio to the Village of Warwick Shade Tree Commission with a three-year term of November 1, 2021 – April 4, 2024.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**New York State Retirement Reporting – Recreation Director, Ron Introini**

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg, and carried to rescind the motion made on October 18, 2021, to report 3.48 days worked per month to New York State Retirement for retirement reporting purposes for Village Recreation Director, Ron Introini.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**New York State Retirement Reporting – Recreation Director, Ron Introini**

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg, and carried to report 3.77 days worked per month to New York State Retirement for retirement reporting purposes for Village Recreation Director, Ron Introini.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**New York State Retirement Reporting – Village Justice, Jeanine Garritano Wadeson**

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg, and carried to report 2.12 days worked per month to New York State Retirement for retirement reporting purposes for Village Justice, Jeanine Garritano Wadeson for the term of office beginning April 5, 2021, through April 7, 2025.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Warwick Lions Club – Ring Bells for the Salvation Army**

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg, and carried to grant permission to the Warwick Lions Club to ring bells for the Salvation Army at the business locations of 33-37 Main Street on the following dates and times: November 27 and 28, 2021 between the hours of 10:00 a.m. and 4:00 p.m. and December 18, and 19, 2021 between the hours of 10:00 a.m. and 4:00 p.m. Proof of proper insurance has been received.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Veterans Day Parade - Veterans of Foreign Wars Post No. 4662**

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg, and carried to grant permission to the Veterans of Foreign Wars Post No. 4662 to hold a Veterans Day Parade Thursday, November 11, 2021, as per their letter and parade map dated October 19, 2021. Parade lineup will take place at High Street at 10:30 a.m. with step-off beginning at 11:11 a.m. The parade will culminate with a ceremony at Veterans Memorial Park at approximately 12:00 p.m. The parade route has been approved by the Town of Warwick Police Department. Completed park permit, security deposit and proof of proper insurance have been received.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

**Discussion**

Trustee McManus stated that he would like to add that Warwick Police control traffic to eliminate as much as possible on Forester Avenue by the Monument while the services are taking place.

**Facility Use Request – Highlander Rugby**

A **MOTION** was made by Trustee Lindberg, seconded by Trustee Cheney, and carried to grant permission to Highlander Rugby to use the football field in Memorial Park for a rugby match on Saturday, November 6, 2021, from 12:00 p.m. to 3:00 p.m. with a set up time of 11:00 a.m. Event is in coordination with Warwick Youth Football, including use of the football snack shack. All activities must be in accordance with the Orange County and NYS Departments of Health. Completed park permit, proof of proper insurance, and security deposit have been received. It is the responsibility of Highlander Rugby to enforce that parking is in the designated parking lot and not in the grass on the entrance roads.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Nay Mayor Newhard Aye

**Resolution for the Unpaid Village of Warwick FY 2021-2022 Tax Collection**

Whereas; according to Real Property Tax Law § 1436, on or before November 1, the tax collecting officer must deliver an account of the unpaid taxes to the Board of Trustees; and

Whereas; attached is an account describing each parcel of real property upon which taxes are unpaid, the person or persons in whose name the property is assessed, and the amount of unpaid tax totaling \$57,553.58 for the FY 2021-2022 Village of Warwick tax collection; and

Whereas; the Village Board of Trustees has compared the Village Clerk's account of the FY 2021-2022 unpaid taxes with the original FY 2021-2022 tax roll, and has determined that the account is accurate; and

Whereas; each member of the Village Board shall execute the attached certificate which recites that the account and the tax roll have been compared and found to be correct and that the total amount of taxes unpaid for FY 2021-2022 is \$57,553.58; and

Whereas; the signed certificate and account describing each parcel of real property upon which taxes are unpaid, the person or persons in whose name the property is assessed, and the amount of unpaid tax totaling \$57,553.58 for the FY 2021-2022 Village of Warwick tax collection will be returned to the Orange County Commissioner of Finance's Office prior to November 15<sup>th</sup> in the year in which the levy is made; and

Whereas; these facts must also be included in the official minutes of the Village of Warwick; and

Whereas; within 15 days of the tax collecting officer delivering an account of the unpaid taxes to the Board of Trustees, the Board must file the tax roll and warrant in the office of the Village Clerk. A copy of the tax roll must be permanently retained as a public record.

Trustee Cheney presented the foregoing resolution which was seconded by

Trustee Lindberg,

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

Corey Bachman, Trustee, voting Aye

Michael Newhard, Mayor, voting Aye

**Final Comments from the Board**

Trustee Lindberg clarified motion number eight regarding free parking in the Village. Trustee Lindberg stated that it does not mean you can park there all day, you still need to park by the meter limits, some are marked two hours, some are marked three.

**Adjournment**

A **MOTION** was made by Trustee McManus, seconded by Trustee Lindberg, and carried to adjourn the regular meeting at approximately 8:25 p.m.

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

Trustee Cheney Aye Trustee Lindberg Aye Trustee Bachman Aye

Trustee McManus Aye Mayor Newhard Aye

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Jennifer Mante, Deputy Village Clerk