



Village of Harriman

1 Church Street
Harriman, New York 10926
TEL: (845) 783-4421
FAX: (845) 782-2016

VILLAGE BOARD MEETING December 13, 2022

7:00PM – AUDIT BILLS
7:30PM – REGULAR MEETING

AGENDA

- 1. ROLL CALL – PLEDGE OF ALLEGIANCE**
- 2. APPROVAL OF MINUTES – November 8, 2022 & November 29, 2022**
- 3. INFORMATIONAL ITEMS**
- 4. DEPARTMENT REPORTS**
- 5. VILLAGE ELECTION RESOLUTION**
- 6. VILLAGE ELECTION POLLING WORKERS AND MACHINE OPERATORS**
- 7. WATER ACCOUNT REQUEST – a) 634**
- 8. SCHEDULE PUBLIC HEARING – Chapter 102 Amendment**
- 9. BUDGET TRANSFERS AND ADJUSTMENTS**
- 10. ELT PROPERTIES TAX CERTIORARI CHARGEBACK AND FUND BALANCE**
- 11. ATTORNEY COMMENT**
- 12. PUBLIC COMMENT**
- 13. POSSIBLE MOTION TO ENTER EXECUTIVE SESSION**

UPCOMING MEETING DATES:

PLANNING BOARD MEETING:	December 19, 2022 (Cancelled, No Applicants)
ZONING BOARD OF APPEALS MEETING:	January 4, 2023
VILLAGE BOARD MEETING:	January 10, 2023

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7:00pm – Audit Bills
7:25pm – Public Hearing
7:30pm – Regular Meeting

PUBLIC HEARING

Mayor stated we had scheduled a public hearing for the Restore New York Grant Letter of Intent this evening at 7:25pm or soon thereafter. So, last month I had requested that this evening's public hearing to begin the process to be able to submit an application for the Restore NY Grant Fund. Unfortunately, the project I was hoping to apply for is not eligible for these grant funds so this public hearing will not be held this evening.

REGULAR MEETING

ROLL CALL

Mayor Lou Medina, Deputy Mayor Carol Schneider, Trustee Bruce Chichester, Trustee Wayne Mitchell, Trustee Sandra Daly, Village Clerk Jane Leake, Chief, Patrick Tenaglia, DPW Superintendent, Kyle Livsey and Village Attorney, Dave Darwin

ABSENT NONE

The Mayor asked everyone to stand for the Pledge of Allegiance.

APPROVAL OF MINUTES

Mayor asked if there are any changes or corrections to the minutes of November 15, 2022, Regular Board Meeting?

MOTION was made by Trustee Chichester to accept the minutes of November 15, 2022, Regular Board Meeting.

SECOND was made by Trustee Daly

AYE:	Trustee Chichester	NAY:	
	Trustee Mitchell		NONE
	Trustee Daly		
	Deputy Mayor Schneider		

Mayor asked if there are any changes or corrections to the minutes of November 29, 2022, Special Board Meeting?

MOTION was made by Trustee Mitchell to accept the minutes of November 29, 2022, Special Board Meeting.

SECOND was made by Deputy Mayor Schneider

AYE:	Trustee Chichester	NAY:	
	Trustee Mitchell		NONE
	Trustee Daly - Abstain		
	Deputy Mayor Schneider		

INFORMATIONAL ITEMS

This evening's bills were audited:

Trust & Agency	\$	4,464.14
General Fund	\$	79,947.55
Water Fund	\$	40,733.11
Engineering Fees	\$	4,824.60

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- Up Coming Meeting Dates:
 - Planning Board – December 19, 2022 – Cancelled due to no applicants
 - Zoning Board of Appeals – January 4, 2023
 - Village Board – January 10, 2023
- Village Office hours are 8am–4pm and by appointment from 7-8am. Phone numbers and contact information can be found on the villageofharriman.org website.
- A lockbox is also available outside the Village Hall entrance for dropping off water payments or any other correspondence for the Village Hall Staff. The outside drop box is emptied on a regular basis. However, we ask that you please do not leave any cash payments.
- Residents and the public can sign up on the Village website to receive email alerts about Village Information, Community Events and information regarding water billing dates.
- Brush Pick-Up continues – we ask that you place brush untied at the edge of your property with the butt end facing out. Please do not place on the street and we do not except grass clippings.
- Leaf Pick Up ended Friday, December 9th. I want to thank the DPW crew for doing a great job this season.
- A reminder that there is no on street overnight parking from November 1st through April 1st from 11pm – 6am and no on street parking during any snow events until the snow has been totally removed from the roads.
- Our Annual New Hat and Gloves Drive ended last week and it was a huge success. The Chief and I delivered over 320 hats and gloves collected to Sacred Heart Church last week to be distributed to people in need. They were very grateful. Thank you to everyone who so generously donated this year.
- Chief Tenaglia and Sergeant Ludewig attended the Police Accreditation Meeting last week where they received the Departments Re-Accreditation. Congratulations again to the Chief, Program Managers and Department for achieving this level of excellence.
- The Monroe PBA Toy Drive is continuing until this Friday, December 16th. They are collecting new unwrapped toys for boys and girls in our community ages 0 –10. Donations can be left at the Monroe Police Department or the South Orange Family YMCA.
- Village Hall and the Courts will be closed on Friday, December 23rd, Monday December 26th, Friday, December 30th and January 2nd for the Christmas and New Year Holidays.

New Village Hall and Police Station Update –We received the 40% Cost Estimator Report, and it came within the projected construction budget cost estimates. The construction documents provided by Anderson Design Group to the Cost Estimator were substantially more than a 40% design as there were additional pieces of information that could be provided from the previous building design. This helped to allow them to consider much more than would normally have been in a 40% cost estimation. The next Cost Estimate is at 80% of design which ADG expects to have back from the Cost Estimator soon after the Holidays. So far, so good, and we are still on schedule to go out to bid by the end of January or beginning of February. Regarding the 4 South Main Demolition – at the Special Board Meeting on November 29th the Board approved awarding the bid to the low bidder, High Ground Industrial. They were notified and I am awaiting the return of the signed agreement from them to begin work as soon as

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possible. The expectation is to have the demolition work completed by January 16th – 30th to be on time for the bidder walk-thru of the new building construction.

Trustee Daly asked I see how we assist the different Departments. I just don't understand and if you can explain to me who is Harriman assisting, what other PD and agencies?

Mayor stated the Chief can answer that. So, in the Monthly Report you have where you are assisting other mutual departments. Is that what you are speaking of?

Trustee Daly replied yes and I am just wondering who they are, because we are not helping Woodbury, Monroe or the State then what other departments are we assisting?

Chief Tenaglia replied that would be us assisting other Departments.

Trustee Daly responded I am asking you which Departments are they? You are showing here 0 for Woodbury, 0 for Monroe and 0 for the State Police.

Chief Tenaglia replied that in any particular month we get assistant from them, but that is more like if we get a foil request or some type of request.

Trustee Daly asked what type of request?

Chief Tenaglia replied foil requests from other agencies. Freedom of Information.

Trustee Daly replied I know what it is. I just don't understand because it is not broken down and all of a sudden, I see something different and I see from October we did 17 assists of other agencies. So, I am just asking you what other agencies.

Chief Tenaglia stated a lot of it is from the Sheriff's Office. They ask for like pistol permit background checks. So that is why I put that in there. For other agencies like that. That would not be for Woodbury or Monroe.

Trustee Daly responded I would have understood it better if it was broken down.

Chief Tenaglia replied no problem. I can do that. That is the way it was done before I came here, but I can always change it.

Trustee Daly asked if you could I would appreciate that.

Mayor responded so where it says Harriman assisted another PD agency you want it?

Trustee Daly replied we are not helping all these other people and then all of a sudden there is this number out here and why are we paying to help other agencies that I don't even know about?

Chief Tenaglia responded to the other agencies like Monroe PD that is not us helping them, that is like they helped us with something. Let's say we had something where we requested Monroe to help us.

Trustee Daly asked so do you ever go and help Monroe or State Police?

Chief Tenaglia replied yes

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Trustee Daly asked you never list when we come help them?

Chief Tenaglia replied yeah, like if we specifically helped Monroe, Woodbury, or something like that?

Trustee Daly replied right.

Chief Tenaglia responded okay.

Trustee Daly stated so these other agencies are just like pistol requests and foils?

Chief Tenaglia responded right, but it would also include, like if we say we did go help Woodbury, but if you would like that broken down more specific than that?

Trustee Daly stated if you don't mind, I would appreciate it. I don't know about anybody else, but I would appreciate it.

Chief Tenaglia replied okay.

Mayor stated I understand. Sure

Chief Tenaglia responded you got it.

DEPARTMENT REPORTS

Treasurer Report – see attached report

DPW – see attached report

Police Department – see attached report - funds \$60.00

Water Account Adjustments – see attached report

Court Reports – see attached report	October \$9,729.00	\$8,026.00 Village Received
	November - \$12,615.00	

Building Department – see attached report

\$ 350.00	2 Building Permits
600.00	4 Violation Searches
<u>150.00</u>	3 Building Permit Extension
\$ 1100.00	

VILLAGE ELECTION RESOLUTION

Mayor stated this is a resolution for establishing polling places for the General Election on March 21, 2023. Mayor read the resolution.

MOTION was made by Deputy Mayor Schneider to approve the Village's 2023 Elections Polling Place Resolution.

SECOND was made by Trustee Daly

AYE: Trustee Chichester

Trustee Daly

Trustee Mitchell

Deputy Mayor Schneider

NAY:

NONE

VILLAGE ELECTION POLLING WORKERS AND MACHINE OPERATORS

Mayor stated this is a request from the Village Clerk recommending that Village poll workers and machine operators for the Village Election on March 21, 2023, for two poll workers, 2 machine operators, and one alternate poll worker with a salary of \$150.00 each.

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MOTION was made by Trustee Chichester to approve and authorize the Village Clerks polling workers request dated December 9, 2022.

SECOND was made by Trustee Mitchell

AYE:	Trustee Chichester	NAY:	
	Trustee Daly		NONE
	Trustee Mitchell		
	Deputy Mayor Schneider		

WATER ACCOUNT REQUESTS

Account 634 – Recalculation and Deferred Payment Plan

MOTION was made by Deputy Mayor Schneider to approve the Recalculation and Deferred Payment Plan for Account 634.

SECOND was made by Trustee Mitchell

AYE:	Trustee Chichester	NAY:	
	Trustee Mitchell		NONE
	Trustee Daly		
	Deputy Mayor Schneider		

Deputy Mayor Schneider asked have we gone back and done a reading?

Mayor replied yes and they are normal to what they used to be. So, the leak has been fixed.

Deputy Mayor Schneider stated that was my concern. Thank you.

SET PUBLIC HEARING – Chapter 102 Amendment

Mayor stated this is to schedule a Public Hearing for January 10, 2023 at 7:25pm on Chapter 102 Amendments.

MOTION was made by Mayor Medina to approve scheduling a Public Hearing for January 10, 2023, at 7:25pm or soon thereafter on amendments to Chapter 102 for Peddling and Solicitation.

SECOND was made by Trustee Chichester

AYE:	Trustee Daly	NAY:	
	Trustee Mitchell		NONE
	Trustee Chichester		
	Deputy Mayor Schneider		

Mayor stated this will be changes to accurately reflect the Certification issuance process and to bring the Building Department into the application approval process so the Department is aware when food trucks applications are requested, and we will also be revising the application to include a signature line for the Building Department to sign off on.

BUDGET TRANSFERS

Mayor stated the Board received a request for Budget Transfers from the Treasurer dated December 9, 2022. Mayor read the memo.

MOTION was made by Trustee Daly to approve the budget transfers as outlined in the Treasurer's December 9, 2022, memo.

SECOND was made by Trustee Chichester

AYE:	Trustee Daly	NAY:	
	Trustee Mitchell		NONE
	Trustee Chichester		
	Deputy Mayor Schneider		

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Trustee Daly stated I would like an update on what is going on over there, how the progress is going and are they finding any issues?

Mayor replied they have been doing soil sampling and last week they did drainage sampling again. They have a plan with the DEC for doing additional soil sampling, but the field has increased. So, they got approval from DEC to do that much so far.

Trustee Daly asked is it coming back clean?

Mayor responded no; they are not.

Trustee Daly asked not even close?

Mayor responded that is why they extended the field.

Trustee Daly replied okay, I just want to make sure.

Mayor stated they are also installing temporary water monitoring wells. They have plans to install permanent monitoring wells. All of that has been approved by DEC and DOH. That is pretty much it to date.

Trustee Daly responded it's important to stay on top of it.

Mayor replied I agree. We are. We engaged our Environmental Attorney who is very active with it. Our Hydrologist team has been active on it. We had meetings at least every other week and they are actively pursuing for sure.

Trustee Daly responded excellent.

Mayor stated it is as excellent as it could be. I am just glad it was discovered.

ELT PROPERTIES TAX CERTIORARI CHARGEBACK AND FUND BALANCE

Mayor stated we have also received this request from the Treasurer to the Village Board dated December 9th for a bill from Orange County for chargebacks. Mayor read memo. Village Attorney Dave Darwin has also prepared an agreement letter to Orange County to accept payment in lieu of making deductions from sales and property tax.

MOTION was made by Trustee Chichester to authorize the Treasurer to expense from the fund balance as outlined in the memo dated December 9, 2022.

SECOND was made by Deputy Mayor Schneider

AYE: Trustee Chichester

Trustee Mitchell

Trustee Daly

Deputy Mayor Schneider

NAY:

NONE

Mayor asked did we hear anything back from the County?

Attorney Darwin replied I just sent the letter out a couple of days ago.

ATTORNEY REPORT

Attorney Darwin stated I don't have anything.

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Mayor stated so the way the letter was written to the County was that it is contingent on their signing or co-signature of that agreement. Should we hold off on payment?

Attorney Darwin replied I would hold off. Notnegale and I had agreed that we would pair a letter agreement as opposed to a formal contractual type of agreement. So, I think we should wait until the County signs off on that before making the payment. I think that is the understanding.

Mayor responded as long as it is not months and months again because that is a regular bill from them dated November. The chargeback is an actual invoice. So, I wouldn't want to be subject to any 30 day penalty.

Attorney replied no, that is why I want them to sign off on that letter to make it clear that the amount on the invoice when paid, is in full and final satisfaction of all the Village's obligations to the County in respect to those chargebacks.

Trustee Daly asked can we put on the check stating final payment, so they know? So, they know once you cash it, we're done.

Mayor replied and Attorney Darwin stating that is what the letter is.

Trustee Daly responded okay good.

PUBLIC COMMENT - NONE

MOTION was made by Deputy Mayor Schneider to adjourn the Regular Meeting at 8:54pm.

SECOND was made by Trustee Mitchell

ALL IN FAVOR

The Mayor stated have a Happy Holiday everyone we will see you in the New Year.

Respectfully submitted by: _____
Jane Leake, Village Clerk