

**VILLAGE OF HARRIMAN, NEW YORK  
VILLAGE BOARD MEETING  
February 10, 2015**

**6:45P.M. – Audit of Monthly Bills  
7:00 P.M. – Executive Session – Attorney Client Privilege  
7:25 P.M. – Public Hearing – LL#1  
7:30 P.M. – REGULAR MEETING**

**MOTION** was made by Chichester to enter into Executive Session with Tom Cusack from Leggette Brashears & Graham, & Attorney Ben Ostrer.

**SECOND** was made by Trustee Shuart.

**ALL IN FAVOR.**

**MOTION** was made by Trustee Shuart to end Executive Session and return to the regular meeting.

**SECOND** was made by Trustee Mosca.

**ALL IN FAVOR**

**PUBLIC HEARING – Local Law #1:**

The Mayor read the following Public Hearing Notice.

PLEASE TAKE NOTICE that the Village Board of the Village of Harriman will hold a public hearing on a proposed local law entitled, “A Local Law Authorizing a property tax levy in excess of the limit established by General Municipal Law § 3-c,” at Harriman Village Hall, 1 Church Street, Harriman, New York on February 10, 2015 at 7:25pm or as soon thereafter as the matter may be heard.

This local law, if adopted, will relieve the Village of the prohibition against increasing a tax levy by more than 2% a imposed by General Municipal Law § 3-c. As the Village relies upon the assessments of the Towns of Woodbury and Monroe and therefore cannot anticipate the impact of resolutions of tax certiorari matters or other unanticipated expenses the restrictions of General Municipal Law would potentially impose a great hardship upon the Village or require borrowing otherwise deemed unnecessary.

All persons interested in the subject of the proposed local law will be heard by the Village Board at the above time and place. Persons may appear in person or by agent. All written communications addressed to the Board in connection with the proposed local law must be received by the Village Board at or prior to the public hearing.

The Mayor asked the Village Treasurer, did we receive any written correspondence regarding this matter.

The Village Treasurer responded, no we did not.

The intent of the Village Board is not to exceed this tax levy but the Village has to be protected for matters that are out of our control.

I will open it for any public comment.

There being none I will take a motion to close the Public Hearing.

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**MOTION** was made by Trustee Shuart to close the Public Hearing for Local Law #1 of 2015.

**SECOND** was made by Trustee Mosca.

**AYE:** Trustee Chichester                      **NAY:** -0-  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

**Regular Meeting:**

**ROLL CALL:**

Mayor Stephen Welle, Deputy Mayor Ed Shuart, Jr., Trustee G. Bruce Chichester, Trustee Christine Sacher, Trustee Lawrence Mosca, Sergeant Adam Basilicata, Acting DPW Superintendent, Jurgen Breitfeld, Building Inspector Ronald Walker, Tom Cusack, Village Hydro geologist from Leggette Brashears & Graham, Treasurer Marie Coimbra and Attorney Ben Ostrer. Police Chief Dan Henderson absent and excused.

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

The Mayor stated that due to the large amount of people here tonight, the majority of you are here for the water, I have asked Tom Cusack from Leggette Brashears & Gramham to be here tonight for this purpose.

Tom Cusack – Hydro geologist addressed the Public regarding the recent violation in the Water.

Mr. Cusack stated that he will be happy to address any questions at the end of his presentation.

Mr. Cusack stated that we are here because of the notice of violation from Orange County Department of Health. Mr. Cusack stated that these violations were related to, two water supplies of the Village, one is the River Road Well and North Main Well.

Mr. Cusack gave a background on both these wells individually. Also gave a background on the different kinds of wells - Bedrock wells and sand and gravel wells. Bedrock typically have higher radiological constituents. Mr. Cusack talked about how blending wells can be a very successful treatment for bedrock wells.

Mr. Cusack stated that the meters in the building(River Road Well) were malfunctioning in 2014, therefore the operator was not able to accurately understand the unusual flow rates and therefore we were not getting the proper dilutions between the wells.

Mr. Cusack stated that the wells were taken out of service and a full inspection was made by an engineer at my firm. We will be installing new meters in the wells (we expect this to be done in few weeks), in addition we are going to reduce yield of the River Road Well this will provide an additional safety precaution to ensure a higher level of dilution. We will also implement monthly sampling of the wells for 4 months in a row and then we will go quarterly as required by Orange County. The Wells will be taken out of service every two years and the meters will be replaced and calibrated.

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Mr. Cusack talked about the average concentration levels for the Mary Harriman Well.

North Main Well – Treatment Options

2013 – Discussed treatment unit – lease it for 20 years, the cost is \$440,000 and to replace treatment vessels over a 20 year period cost the Village \$750,000 therefore that treatment option, is not an option. Second option would be dilution like applied to the River Road Well. The only option to dilute the North Main Well would be to install a new transmission main and transmit to Mary Harriman Well – cost would be approximately \$200,000. Mr. Cusack made a recommendation to the Village in early 2014 that we should consider drilling a well across the North Main well. In 2014 this was done, unfortunately the yield was marginal.

January 2015 I had several conference calls with the Village and the Village will be implementing the dilution process. This will require a formal report to Orange County department of Health for approval.

Mr. Cusack then discussed that the water samples that are tested for concentration levels are taken from the well head. He explained how there is additional dilution before it reaches your tap and the concentration levels would be lower.

Mr. Cusack opened it up to questions from the public.

**James Bickerstaff, 21 Berwynn Road-**

The sampling was taken in September, why does it take until December for the Village to get notified and then another month to notify the customer?

Mr. Cusack responds by saying the violation are noted on a running average in the year, wells samples on a quarterly basis 4 times a year and then we take a running average of that. Orange County determines whether they are in violation or not? So Orange County took a running average for the whole year 2014 and generates a violation notice that was dated December 29, 2014 and second one January 20, 2015. We are given a very short time to send out the notice?

Mr. Bickerstaff asks is this the first time the Village got a notice?

Mayor Welle and Mr. Cusack stated they have had to send out other notices for other violation in the past.

Sarah Arroyl  
Harriman Woods Apartments

Ms. Arroyl stated that she has been a resident since 2012 and she has never received any notices, and I have two small kids and was pregnant in this Village. Why wasn't a notice sent out to me and my neighbors?

Mayor Welle stated that notices are sent to the landlord and it is up to him to distribute, due to the fact that we do not have individual address because water bills goes to owners. There is a statement on the notice that requests them to give information to everyone who drinks the water.

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Jennifer Carrillo  
Harriman NY

Mrs. Carrillo asks regarding disbursement and dilution, does that mean the closer you are to the head, is more toxic?

Mr. Cusack replies, yes the closer you are to the head, the higher the concentrations.

**Sandra Bickerstuff, 21 Berwynn Road -**

Are both those wells out of service now?

Harriman Business Park Well 3 and River Well are out of service. The North Main well remains in service.

Mrs. Bickerstuff asked did they fail inspection? Mr. Cusack stated that it has a notice of violation.

**James Bickerstuff, 21 Berwynn Road**

Mr. Bickerstuff asks how far back does the data go on these wells, because his wife was diagnosed with Leukemia in 2009 for radiation exposure. I would like to see what these levels were for the last 10 to 12 years.

Mr. Cusack states that on an annual basis the Health Department requires sampling that information would be available at Orange County or you could FOIL the village.

Mrs. Bickerstuff states that her Leukemia is a direct, I don't want to say it was definitely from radiation exposure but Leukemia one of the byproducts is radiation exposure and I am immunocompromised, I don't drink this water now, but by the time the well failed in September and then the county comes back and I get this notice in January, I have been drinking this water, can we a faster way of getting the information out to us?

Mayor Stated we are getting it out as soon as we are notified.

Mr. Bickerstuff asks how long from the time you take samples does it take your engineering firm to get the results to the Village?

Mr. Cusack states that we do not sample the wells, the village operators are required to sample the wells.

Jurgen Brietfeld the acting DPW Super indent states that we send the samples to the Orange County Lab and it takes from 4 to 6 weeks to get the result back and then the results get sent up to the Orange County department of health.

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**Madeline Goldberg, Business Owner in Harriman -**

You mentioned them looking at another well. Have you looked into looking at some of the prior wells, that were forced to close when we all had to hook up to the public water system? We sit on a well that had fantastic water and fantastic water pressure, we did not want to hooked up to the public water system because the water we had was significantly a better quality, than the water we were paying for? She stated that she had her water tested.

Steve Gagnon, from the Orange County Department of Health asks Mrs. Goldberg if she had her water tested for Radiological. Mr. Gagnon discussed how individual wells are not the answer. Mr. Cusack explained that he disagreed with Mrs. Goldberg that the reason there are public water supply systems in this state are because they are much safer water supply system because they have a very regimented water quality sampling parameters. He explains that you might think it was good because it tasted good but the Public water system is much safer. Public water supply well water requires much different regulations to be approved as a source and there are very few parcels within the Village that actually would be approvable.

Mrs. Bickerstuff asked when will the diluting of the North Main Well with the Mary Harriman well begin?

Mr. Cusack stated we are in the concept and design component we just resampled all the wells and we need to provide the information to Orange County for the approval from the Health department before we spend the \$200,000. I would hope we will be breaking ground by late spring, it will take 2 months for the Village to lay the line.

**Carol Schnieder, Lexington Hills -**

What makes a well go bad, what is the root cause of the problem and how do you reverse it versus diluting it?

Mr. Cusack states that he usually doesn't see wells that show expectable water quality and then all of sudden it shows above the MCL. The water barring factures of this well is exposed to the minerals that expose radiological constituents.

Ms. Schnieder asked what are the metrics put into place to monitor the meters to make sure they are performing? How do you know when a meter has gone bad?

Jurgen Breitfeld stated that we are getting the meters shortly and they will be monitored every day. You would know when it has gone bad when it is not reading correctly or the reading are way off, or the meter stops.

Mr. Cusack states the River road and Harriman Business Park pump house has digital meters and an old fashion meters. Both meters were failing, one way to make sure is to divert the water to a stop watch and bucket, very primitive but is the best way to do it. The only other way is to actually have them sent off and calibrating. My recommendations in the plan that we will be submitting to Orange County that the wells will be taken out of service every two years and the meters will be replaced or sent off to be calibrated.

Mrs. Bickerstuff asked did we do that in the past?

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Mr. Cusack stated, no we did not, it is typically not done anywhere but we are doing that now to make the Village of Harriman Water Customers feel more comfortable. Another thing we are doing is reducing the rate from the protocol.

**Anthony Tantillo, Brookside**

What is the difference between Net Alfa and Gross Alfa?

Mr. Cusack, stated that it is the same it showing net concentration, gross Alpha. Mr. Gagnon explains how the calculations work.

Mr. Cusack, than explains how the numbers are also running averages, and explains how they get them. Mr. Cusack also gives some history on the numbers from 2012 to date.

Mr. Bickerstuff questions the average and wants to know what the high was?

Mr. Cusack states that it was over 36 on a given day in August.

Mr. Bickerstuff wants to know why that information is being given to them?

Mr. Gagnon explains that they are regulated on the running annual average that is how the New York reads.

**Sarah Arroyl, Harriman Woods Apartments -**

Is it just the drinking of the water that is dangerous or bathing too?

Mr. Gagnon explains that ALFA emitter's can't pass through your skin. He explains your primary dose is from drinking water. He has spoken with the state and has done the following calculations, if the average person drinks 2 liters of water every day for a year at average of 20 peculiars per liters for a year, how much does do you get, it comes out 2% of your yearly dose. People are exposed to radiation, everyday (going outside, cell phone, x-rays) Yes it is a concern but to put things perspective that dose you are getting is very low, from the other ways you get it.

Mr. Bickerstuff states that maybe it is a poor choice of words how you state your notice?

Mr. Cusack states we are required to report the information, we are following the rules.

Mrs. Bickerstuff asked if we are the only Village in the county having this problem?

Mr. Gagnon states no, and talks about the other water system.

Carol Schneider asks if Nepera Plant has anything to do with this?

Mr. Cusack states that he reviewed Nepera for many years and he is confident that Nepera has nothing to do with it.

Mr. Gagnon explains radioactive water is natural occurring and these are very low levels. Mr. Gagnon states regarding the increase risk of getting Cancer, your chances of getting Cancer in your life time are 1

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in 3 if you are a female and 1 in 2 for a male. These MCL are set at a very low level and again 2 liters a day for 70 years is 1 in 10,000. These are very low levels, relative risk to public health right now is very low. We want to get these levels as low possible but they could never be zero because it is naturally occurring. All Bedrock Wells in this county have some radiological to some degree.

Mr. Cusack again states you are not drinking from the well, you are drinking from the distribution system. It is being diluted and distributed.

**Darren Sainato, Oxford Lane -**

Mr. Sainato states that if the only hazard is through consumption, if you are drinking bottle water you are not exposed to it?

Mr. Gagnon explains there are different treatment options. Orange Health Department will get the report from and they will approve this and discuss and they work with this and work with the Village.

Mr. Sianto states that if you are cooking with it you are still getting it?

Mr. Gagnon replied yes, but these levels are coming immediately out of the well, they have done a lot of historical testing to see what actually is going to the public and all those levels were under the MCL levels.

Mr. Sianto asks do they test right from people's homes, because that would be a good idea?

Mr. Gagnon stated they are testing from public access buildings, such as village hall, pump station, etc. That is all we require, as a Health Department, we want to know the concentration coming immediately of the well head. You do not get dilution in there.

Mr. Sianto asks can we get a reading off a faucet, to see maybe it is nothing?

Mr. Cusack states that we can have a discussion with the Village Board regarding getting some sampling.

Mrs. Bickerstuff asked does boiling it take out the alpha?

Mr. Gagnon replied no, that is only bacteria.

**Paula Hill**

When you uses a Brita Filter is there any protection?

Mr. Gagnon a way to deal with the water is through Reverse Osmosis Filter System for their sink.

Michael Hagopian  
Business Owner Harriman

You tested the water from the tap at the Village Hall?

Mr. Cusack states that yes we tested at the Village Hall tap in May 2013.

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Mr. Hagopian states so nothing has been done at the taps in the last 6 months?

Mr. Cusack states no.

Mr. Hagopian asks how many wells do we have?

Mr. Cusack states 12.

Mrs. Bickerstuff states that from the notice it sounds like we have 6 wells that are being blending but we are blending 12.

Mr. Cusack states no, there is a high pressure and a low pressure system. You are either drinking from either the high pressure or the low pressure system.

Mr. Santo asked are we drinking from 12 Wells?

Mr. Cusack stated that you are drinking from the high pressure or the low pressure. This water problem is only in the high pressure system not in the low, however the system is in violation. It depends on where you live.

Mr. Bickerstuff, how can you find out what system you are on?

The Following roads were called out and told what system they are on Berwynn Road – High Pressure, Oxford Lane – Low Pressure.

Mrs. Bickerstuff asked is there a filter at the pump station?

Mr. Cusack stated no.

Mr. Hagopian asked have we had any other wells taken off the system in the last two years.

Mr. Cusack responds no.

Mrs. Cariello asked what happens if the whole system that is pumping these wells fails and the meter is wrong, is not pumping correct amount of water into the system and the meter is wrong? How do you get an exact reading, if they are not reading at the output and you are only reading at the head?

Mr. Cusack states that where you want to read it, is where you get the flow.

Mrs. Cariello states that you are assuming that it is actually functioning. What happens if the system stops functioning to a point where you don't realize it till its to late and you are at the bottom and you are not taking readings from the bottom and you are taking reads from the head.

Mr. Cusack states the reading at the head is most critical, the wells that are at the head means the meter are working and means the water is going into the system.

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Mrs. Cariello states that she Mrs. Bickerstuff mentioned that the pump house keeps failing, what is pushing water into the system? Is there a functionality that could fail and then at a decline after it is being blended because one of them is actually not blending, it is sitting stagnant?

Mr. Gagnon states that is what operators are doing they are checking the water plants every day. You have finished water meters really what you use to determine how much water are we producing into the system.

Mrs. Cariello states I am talking about meter consumption, I am talking about at the well head at the point you are taking those measurements, who is taking measurements to make sure that our telemetric system is working?

Mr. Gagnon states that everything is monitored on a daily basis.

Mrs. Cariello asks how can I get information on my water quality from my tap?

Mr. Cusack states I will be discussing with the village board about doing system samplings with our upcoming with our upcoming samples.

Mr. Gagnon states a couple key points, it would not be everyone's water and this is going above and beyond. Mr. Gagnon discusses the complexity of the system and how the testing is very detailed. Mr. Gagnon again states that it might not seem like it because of these violations but it is way safer to drink water from a village that is regulated by the health department because we are doing hundreds of tests to make sure the water is safe. You would not know this if you were drinking your own well water.

Discussion on the different risk you take in everyday life.

**Catherine McMullen, Monroe NY**

Catherine McMullen states if she is understanding that the concern is within the high pressure system, so could we have this testing within that system that is consider in trouble?

Mr. Gagnon replies that is what Mr. Cusack is going to talk to the Village Board about, from a Health Department stand point we are limited on what we can regulate.

Benjamin Ostrer states that historical the Village has tested more than they are required, what Mr. Cusack has said is that the Village Board is going to discuss with him what the protocol would be to do additional testing the comfort of the residents but it would have to be a protocol that is useful to the Health Department and useful to the Village and makes sense to the residents.

Catherine McMullen asks again how do you know if you are in high pressure.

The Mayor states that anyone on this side of the railroad tracks is basically in the high pressure.

Trustee Mosca asks Mr. Gagnon even if we do a sampling the vicinity around the well that is in question, you still are going to use that well house test and we are still going to have to send out notices to the residents?

Mr. Gagnon states that is correct. You can put in the notice regarding the additional testing.

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Trustee Mosca asks if the test for these random test come back ok, most likely it is not affecting any resident in that area?

Mr. Gagnon states he can't state that for sure but the samples taken from the wells are worst case and I am sure when you get into the distribution center those result come down.

Trustee Sacher asked Mr. Gagnon about the Reverse Osmosis filter system for their sink that you mentioned, does that filter out alpha emitters? Mr. Gagnon states that it will help reduce those radiological emitters.

There is discussion on the cost of Reverse Osmosis Filter system and that it is an option.

The Mayor states that regarding the North Main Street well at the last board meeting, the board approved a feasibility study of the piping of the North Main Street Well to the Mary Harriman Well. That is underway between Mr. Cusack group and our Village Engineer Group, Lanc & Tully. They are working on it and once they have it closer to being a reality the board will have to approve it with the Health Department going over it to give the final approval on allowing us to do it. We are assuming that is the route we are going to have to take at this time. If we do we anticipate starting it in the Spring and 5 to 8 weeks depending on what we encounter that will be completed and I am sure the board will agree with Mr. Cusack recommendation to test that on a monthly basis at least for the 1<sup>st</sup> quarter to make sure we are getting the blending we are looking for.

Mrs. Bickerstuff asked the Mayor where is the funding coming from for this project, are we going to get additional charge on our water bill?

The Mayor stated eventually it is going to have to be an addition to the water bill because the money has to come out of the Water Fund.

The Mayor states that regarding the River Road Well in conjunction with the Harriman Business Park 3, I will entertain this evening a Motion to declare the situation an emergency and authorize up to \$10,000 to be spent to do what has been recommended by Mr. Cusack as a mitigation measure to bring those two wells back into compliance so that we can put those back on line.

**MOTION** was made by Trustee Chichester to authorize up to \$10,000 to be spent as outlined by the Mayor.

**SECOND** was made by Trustee Mosca.

**AYE:** Trustee Chichester                      **NAY:** -0-

Trustee Mosca

Trustee Sacher

Trustee Shuart

The Mayor stated that the River Road and the Harriman Business Park 3 will stay off until such time as that work is complete and then that will also with Tom Cusack recommendations be tested monthly to ensure that proper blending is taking effect.

The Mayor stated if there are no further questions on the water will resume with the rest of the agenda.

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The Mayor stated we will be changing the order a little, next we will go to number 5. on the agenda M&R Energy proposal.

Michelle Reis, M&R Energy stated in August 2013 the Village Board fixed their electric rate for two years and that is coming due once again. The Federal Energy Rating committee did a zone change to the Hudson Valley, by locking in to help you, by only having your rates be slightly effected. Michelle stated that the Village saved between \$40,000 and \$50,000 dollars by locking in the rates. Michelle passes information out to the board to show the different rates that shows a 12 month average. Michelle states that she is looking at the rates now because she feels it is better to do before the summer because that is good strategy because energy spikes in the summertime.

Michelle passes out to the Village Board a Chart of some different options, she highlighted some things in blue that she felt are the more favorable options and we put you at the almost where you are now. It is time sensitive. She discusses how locking in is a positive thing.

Michelle asks the board if they have any questions?

Trustee Chichester asks does she have a suggestion of what period to lock into?

Michelle said she wish she knew but not being to know where natural gas is going she couldn't say, she said you would like to say a year is fine but if she came back in a year and there was an increase. Michelle hands out a chart that shows the usage we are using and how with that amount a penny or two would affect bill.

Michelle then discusses she is putting some information together on a program that is available now because there are a lot of problems in our infrastructure and we take a lot of things for granted. There was discussion on using more energy than we are producing. Michelle states that one of the reason the Federal Energy Committee to entice someone to come back into the area and Damscammer back on line. The Demand Response Program they are paying people to come off the grid and because we have back up generation power, you have generators that can fully sustain some of your electricity. Woodbury and Middletown are going off the grid, and they are getting paid for it. There is company Demand Response Partners and they are doing the study for the Village of Harriman. They let us know if you are eligible and then you can decide if that is something you want to do. The nice thing about it is that you don't have to go off if you don't want to.

Trustee Sacher what is the one year rate?

Michelle states it is actually where you are now, 7.6, shows on the chart the two year rate and a 15 month rate. Michelle states you can look at your new rates whenever you want so the amount of time will not bring you into the summer. This contract will not start till August.

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The Mayor states if the board is interested we will need a motion.

Trustee Mosca asks you highlighted the 24 month, you don't suggest that?

Michelle states she highlighted that because they came in the lowest.

**MOTION** was made by Trustee Chichester states that I proposed to lock in at the 15 month rate at show on the offering chart dated February 10, 2015.

**SECOND** was made by Trustee Mosca.

Trustee Sacher states to Michelle I thought you weren't crazy about 15 months.

Michelle said no I am fine with the 15 months, I thought it was good because it brought you out of the summer. However it is a little higher than 12 months but it helps you get out of the summer but you don't have to wait that long.

Trustee Mosca asks knowing our usage what is the cost effect to us?

Michelle shows the board the total usage and figures out the difference of the two .07188, 15 month rate .0716 the one year rate. The difference is \$201 a year.

**AYE:** Trustee Chichester  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

**NAY:** -0-

Michelle stated that she would be in touch with the Mayor in morning. There was further discussion on the Demand Response Program. The Mayor thanked her for coming.

**APPROVAL OF MINUTES:**

Mayor Welle asked if there were any changes or additions to the minutes of 1/13/2015 Board Meeting. There being none, the minutes were accepted as written.

**MOTION** was made by Trustee Shuart to accept the 1/13/2015 minutes.

**SECOND** was made by Trustee Chichester.

**AYE:** Trustee Chichester  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

**NAY:** -0-

**INFORMATIONAL ITEMS:**

- Bills were audited:

\$ 61,661.85	General Fund
\$ 41,491.74	Water Fund
\$ 3,836.34	Trust & Agency



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lack of desire to pay for an expansion for something that most of the municipalities do not need. Discussion will be on going.

- The Mayor attended a meeting at the school district on February 5, 2015 regarding the annexation. The school district did spell out their limitations that they have regarding challenging any annexations but they ensured everyone that they are doing everything they can as a school district.
- The Mayor meet with Assemblyman Brabenec on February 4, 2015 and he has stated that within the next months he will be set up village and town hall meetings in his area, so local residents can meet with him to discuss any issues they have regarding the state.
- The water bill that went out February 1, 2015 had attached to it a yellow card, several people have requested the ability to pay by credit card, this card lays out the information to go online or a phone number to call to enable them pay with credit card. This was approved by the board several months ago. Some people have already taken advantage of it. There is a fee associate with it, the fee goes to the company that handles this, it does not go to the Village. The Village gets the entire water bill.
- The Village Code is also on line now at [www.ecode360.com/HA1129](http://www.ecode360.com/HA1129)
- We are hoping to have the Village Website up and running by the end of the week. We will post it on Channel 22 when the website is up. The website will be [villageofharriman.org](http://villageofharriman.org). We are asking for comments, questions and suggestions on the website.
- Garbage collection for this week on the Monroe side was moved to today Tuesday and Friday. Recyclables on Thursday this week instead of Wednesday.
- We received notice today from the Village of Woodbury Planning Board their intent to become lead agency for SEQRA process involving Mercedes Benz of Woodbury that would go a property on Melody Lane in the Village of Woodbury they have included the Village of Harriman as an involved agency. I have given a copy of a map to the Village Board members regarding a draft proposal of realignment of Melody lane where it intersects Larkin Drive when they first called about this project, I told them that if they are going to realign that road it has to be done in a way that would deter traffic from coming into the Village of Harriman. That is why the road was set up that way original so that the traffic does not come into Brookside and Melody Lane. The map has been given to the Police, DPW and Village Engineer for comments. If any board members have any comments please get them to me and I will get them forwarded to the Village of Woodbury.

**DEPARTMENT REPORTS:**

Treasurer Report – see attached report

DPW – see attached report – Water bills went out on February 1<sup>st</sup> amount of \$276,214.19

Police Department – see attached report. Took in Funds of \$90

Water Account Adjustments – see attached report.

Building Department – see attached report.

\$940.00 Building permits  
\$ 675.00 Certificate of Compliance  
\$ 75.00 Certificate of Occupancy  
\$ 25.00 Sign Permit

Mayor asks the board if they had any questions.

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**ELECTION INSPECTORS APPOINTMENTS:**

The Mayor read the following election inspector appointments.

Chairperson, Maria Hunter  
Machine Operator, Della Samuels  
Machine Operator, Stephen Ferber  
Inspector, Mary Kanzler  
Inspector, Denise Maglione  
Alternate, Rita Aboulafia

**MOTION** was made by Trustee Mosca to adopt the election inspector appointments as outlined by the Mayor.

**SECOND** was made by Trustee Chichestser  
**AYE:** Trustee Chichester                      **NAY:** -0-  
          Trustee Sacher  
          Trustee Shuart  
          Trustee Mosca

**WATER ACCOUNT REQUEST 3125:**

They are requesting that the late fees be waived, out of the last 10 quarters, they have been late all 10 times.

**DENINED FOR LACK OF A MOTION**

**WATER ACCOUNT REQUEST 3025:**

They are requesting that the late fees be waived, stated that he has never been delinquent in his water account, in the last 10 quarters he has been delinquent once in February 2013.

**DENINED FOR LACK OF A MOTION**

**WATER ACCOUNT REQUEST 6040:**

They are requesting the late fees be waived, this is only his second water bill he purchased the house and moved in August. This was the November bill in which he explains that he didn't schedule it with the bank that he does his payments online. I don't know if he would have had information on this bill that would have stated what his late fees were.

**MOTION** was made by Trustee Chichester to waive the entire late fees on account 6040 with the standard notification that it is a one time

**SECOND** was made by Trustee Shaurt  
**AYE:** Trustee Chichester                      **NAY:** -0-  
          Trustee Sacher  
          Trustee Shuart  
          Trustee Mosca



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**O.C. STOP DWI AGREEMENT:**

The Mayor stated we received Two Orange County stop DWI agreements the first one is the DWI 2015 Crackdown campaign, \$1,650.00 begins on Super bowl and ends on Labor Day.

**MOTION** was made by Trustee Chichester to approve the Mayor to sign the Orange County DWI 2015 Crackdown campaign in the amount of \$1,650.00

**SECOND** was made by Trustee Mosca

**AYE:** Trustee Chichester                      **NAY:** -0-  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

The second one begins March 13, 2015 ends January 1, 2016, the first period will May 26, 2015 in amount of \$2,444.00

**MOTION** was made by Trustee Chichester to approve the Mayor to sign Orange County DWI 2015 Crackdown campaign in the amount of \$2,444.00.

**SECOND** was made by Trustee Mosca

**AYE:** Trustee Chichester                      **NAY:** -0-  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

**DPW REQUEST - BACKHOE:**

The Mayor stated this was a budgeted item; the board has a copy of the paperwork. There was \$108,000 budgeted with an anticipated trade-in of \$50,000. They came in with a \$45,000 trade in value on the backhoe and we were told that it was the most he could do on it. The net price will be \$63, 279.50 and there is also warranty options attached. The bumper to bumper for 60 months will be \$5,173.00. Lesser time frame would bring it down to \$2,200.00. There is the option of the Powertrain and the Hydrologic or just the Powertrain. There was no money budgeted for an extended warranty on the backhoe. Jurgen is here if anyone has any questions regarding the backhoe. This is on the NJPA price list so that is why it has a discount on it.

Trustee Mosca asked what was budgeted?

The Mayor stated \$58,000 in total. So you have \$5,279.50 that was not budgeted and the extended warranty that was not budgeted at all.

Trustee Chichester asked Jurgen with our in house capabilities, what are your feelings on the warranties?

Jurgen stated that the bumper to bumper would be your best bet because of all the electronics in the machine. Jurgen stated electronics is 90 percent of the repairs.

Trustee Sacher asked if this was the only bid that we received?

The Mayor replied, yes because it is the state bid.

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Trustee Sacher asked if it was the best one.

Jurgen replied yes.

**MOTION** was made by Trustee Chichester to except the bid as outline in the Hoffman Equipment brochure including the warranty \$5,172.00

**SECOND** was made by Trustee Shuart

Trustee Sacher asked the other option is 36 month?

Jurgen stated yes, but I don't think the 36 month was on everything.

The Mayor stated that for the \$2,197.00 on the 36 month we would get the bumper to bumper; however the Village usually keeps the machine for 5 years. He gave the two options but should we gamble on the last two years?

Trustee Sacher asked how much was the trade in on the other place?

Jurgen replies we only went to the Hoffman because we are not going back to Case. Jurgen states that I believe NJPA does the bidding; I am totally familiar with that yet.

The Mayor states it is that they do the negotiating.

Trustee Sacher asks do they do the trade in value.

The Mayor replied that they don't do the trade in they just do the negotiating on the machine with the different companies they are all listed. The trade in value is from the dealer.

**AYE:** Trustee Chichester  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

**NAY:** -0-

**DPW REQUEST - SANDER:**

Request is from the DPW on an additional Sander. During the one storm the big sander was down for 5 or 6 hours. Fortunately, Danny and Kenny in the middle of the night on a Sunday were able to scrounge parts from other Highway Departments and get it back into service. Had that not been the case we would have been down to one sander. Due to this situation Jurgen got a price from Robert Green. The list price is \$8,567.00 using the NJPA we can get it for \$5,140.20 installed. Within a couple lines in the budget he has the money and he is requesting it to use and to have as a backup. He did get another price from Showalters and that came in at \$6,4000.

**MOTION** was made by Trustee Shuart to purchase the Sander from Robert Green for \$5,140.20 installed as outlined by the Mayor.

**SECOND** was made by Trustee Chichester.

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Trustee Sacher asked does Robert Green Truck Division give you any kind of warranty?

Jurgen, states it is usually a one year warranty.

The Mayor corrects himself by stating this is not the **njpa** this is the state bid.

Trustee Mosca asks if this money is in the budget?

The Mayor states we can find the money in the budget.

Trustee Sacher states you get a one year warranty and this price is installed.

Jurgen, replies yes, we drop off the truck and we pick it up installed.

**AYE:** Trustee Chichester  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

**NAY:** -0-

**CODE AMENDMENTS:**

The Mayor stated I have given the board a couple of code amendments, some from the Building Inspector and some came from the ZBA. I don't know if the board members had a chance to look over them yet, I would want take a little more time and submit written comments and I can get them to the attorney. The other thing that needs to be looked at while we are looking at the amending code is the parking on North Main Street, between Rake Street, Church and Grove Street regarding the parking on the street that needs to be addressed. If it is ok with the board I will put it on the agenda for next meeting.

Everyone agrees.

**ATTORNEY REPORT:**

Attorney Ostrer states you sent me the Oprandy's bill. The Mayor states yes it is from 2010 and we never received this bill yet. No evidence that we ever got it and Marie could not find any evidence that we paid. Attorney Ostrer states that it is hard to verify, they are reputable, and I would do more research before you pay it. Although you don't want to pay a bill five years later, it is not that big of a bill so I would pay it after research.

As far as the County Mr. McCarey, I think he misunderstood your letter Mayor because we weren't offering to buy it because we already own it. It was already dedicated to us. If you would like I could send a letter to him. The Mayor states that these two properties that are roads that were dedicated over 25 years to the Village. Attorney Ostrer states that what happens is if they are still accessing taxes on it, then the unpaid tax to the county has to be remitted to the school district and the village. We have to research to see if we were getting paid real estate taxes from the County for the Village part of the tax.. This has happened here before and in other municipalities.

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**ATTORNEY REPORT(CONTINUED):**

Attorney Ostrer states his office has had some contact with the R&D regarding the bill and they are moving forward with that.

Attorney Ostrer states that he spoke to Tom McDonough he is going to speak to Michelle to get us some dates when she is available.

The Mayor stated I would like to propose spending \$3,500.00 for the training. This will allow me to get dates that we can choose from.

**MOTION** was made by Trustee Mosca for \$3,500.00 for Jackson Lewis for the employee training.  
**SECOND** was made by Trustee Sacher.

**AYE:** Trustee Chichester                      **NAY:** -0-  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

**PUBLIC COMMENT:**

No Public Comment.

**MOTION** was made by Trustee Shuart to enter into Executive Session for personnel with the attorney.

**SECOND** was made by Trustee Chichester.

**ALL IN FAVOR.**

At this time the Village Treasurer was excused from the meeting. The following was given by Mayor Welle:

**MOTION** was made by Trustee Shuart to end Executive Session and return to the regular meeting.

**SECOND** was made by Trustee Chichester.

**ALL IN FAVOR**

A **MOTION** was made by Trustee Chichester and **SECONDED** by Trustee Shuart to adjourn the meeting at 10:05 p.m.

**ALL IN FAVOR.**

Respectfully submitted by \_\_\_\_\_  
Marie Coimbra, Treasurer