

VILLAGE OF HARRIMAN, NEW YORK
VILLAGE BOARD MEETING
January 9, 2018
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7:00pm – Audit Bills
7:25pm - PUBLIC HEARING – Local Law #1
7:30pm – REGULAR MEETING

PUBLIC HEARING

NOTICE OF PUBLIC HEARING

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 January 9, 2018 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.

By Order of the Village Board
Village of Harriman
Jane Leake, Village Clerk

Dated: December 29, 2017

The Mayor asked have we received any written correspondence?

Ms. Leake replied no.

The Mayor opened the Public Hearing for any comments.

MOTION was made by Trustee Daly to close the Public Hearing.

SECOND was made by Trustee Farrell

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

REGULAR MEETING

ROLL CALL

Mayor Stephen Welle, Deputy Mayor Colleen Farrell, Trustee G. Bruce Chichester, Trustee Frank Borowski, Trustee Sandra Daly, Building Inspector John Hager, Village Clerk Jane Leake, DPW Superintendent John Mulligan and Village Attorney Dave Darwin.

ABSENT: Police Chief Dan Henderson

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The Mayor asked everyone to stand for the Pledge of Allegiance

APPROVAL OF MINUTES

Mayor Welle asked if there were any changes or corrections to the minutes of December 12, 2017 Regular Board Meeting with correction on Motion.

MOTION was made by Trustee Chichester to accept the minutes of December 12, 2017 Regular Board Meeting.

SECOND was made by Trustee Borowski

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

INFORMATIONAL ITEMS:

This evening's bills were audited:

Trust & Agency	\$ 1,282.50
General Fund	\$ 74,697.09
Water Fund	\$ 101,838.91

- Upcoming Meeting Dates:
ZBA – February 7, 2018
Planning Board – February 26, 2018
Next Village Board – February 13, 2018
- Brush Policy – brush should be put at the end of the road with butt end out
- Overnight Parking Restriction - due to snow Section 132.15 there is no overnight parking from November 1st to April 1st 11pm – 6am. Section 132-27.1 no parking at all on the streets after 2nd of snow until the streets have been clear.
- Additions:
Water Accounts
08 a) 626 b) 567 c) 607 d) 620 e) 618 f) 633 g) 609
15 a) Munistat Proposal
15 b) Lanc & Tully Proposal
19 a) Water Shut Offs
- Orange & Rockland have requested that people move snow and ice away from your natural gas regulator and meter as well as outdoor vents associated with any gas driven items.
- Press Release from the Police Chief, January 5, 2018. Chief Daniel Hendersen is releasing the following: On January 4 at approximately 4:02am Village of Harriman Police Office Antonyo Mena responded to a medical emergency of a 27 year old male that had overdosed. Officer Mena arrived on the scene and discovered the male was unconscious and not breathing. Officer Mena had reason to believe the 27 year old had overdosed on heroin and immediately administered one dose of Narcan to the aided male. After ministering the Narcan dose the aided male regained consciousness and became coherent and fully alert within minutes. Monroe Ambulance responded and transported the subject to the hospital for further treatment. Officer Mena received his training to administer Narcan through the Village of Goshen Police Department in June 2014. It is not the first time the Police Department has used Narcan and each time they have used it, it has worked.

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Board Members replied – Well done, good job.

- January 4, 2018 we had another snow storm and the DPW did a great job in cleaning it up. There are a lot of people in the Village who will do certain things for the Police or DPW during the years. While one of the DPW workers were plowing in front of Angelo's the owner came out and gave him a hot tray of lasagna that feed all of the guys. It was appreciated by them and something nice that does go on here in the Village.
- A couple of months ago we had discussed Matt Pasculo going for his water license and it was told that when he gets the license it would be an automatic .50 hour increase. He has received his license therefore, effective December 22, 2017 he will receive his additional .50 an hour increase
- Water Violation Notice went out for exceeding the quarterly average on Uranium on Harriman Heights 2. Unfortunately it was in service for two days in October therefore it had to be sampled then. The well was turned off on October 3, 2017. We can still get one more round where the quarterly average will be over but the well is not in use.
- Late on January 8, 2017 a water main break was discovered on North Main Street. Once it was located it was realized the water would have to be fully turned off to be repaired, due to the situation where it was broken. There were customers on North Main Street between River Road and Short Street, Short Street, Route 17M between Short Street and Midas that are still under boil water advisory. Due to the fact that the pressure had to be totally taken off the water main this is the procedure that has to be followed.

DEPARTMENT REPORTS

Treasurer Report – see attached report
DPW – see attached report
Police Department – see attached report
Water Account Adjustments – see attached report
Court Reports – see attached reports

Building Department – see attached report
\$ 572.00 Building Permits
\$ 700.00 Violation Searches
\$ 1,272.00 Total

Trustee Chichester stated a round of applause to the DPW. I went to work Thursday morning and came out of Harriman on to Route 32 to head towards the Thruway and I was in for a shock when I hit the State Road.

LOCAL LAW #1 -2018

Local Law #1 2018 to Override the Tax Cap Levy was held, with no written or public comments. It is the Boards goal to keep it under 2%. It will be challenging this year as we go for a Bond for the new building.

MOTION was made by Trustee Chichester to adopt the Local law #1.

SECOND was made by Trustee Farrell

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

VILLAGE CLERK REQUEST

Mayor stated the request is on Municipal Government Roles and Responsibilities which is \$50.00 plus traveling expenses.

MOTION was made by Trustee Daly to approve the Village Clerk's Workshop Request.

SECOND was made by Trustee Farrell

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

VILLAGE VIEW ESTATES

Mayor stated the Village Code calls for ductile iron pipe for the water. Village View has to cross Route 17M twice with the water pipe. They are not allowed by the State to open cut Route 17M so they have to boar under it. They are requesting to use HDPE pipe which is a plastic that has about a 1" thick wall. There will be no seams it is all fused together. I asked John Russo about this and he said it may actually be better material they have for the crossing then pipe with fittings in it. I did state to John that it would have to be a requirement that something would have to be buried with this plastic pipe for future locating purposes.

MOTION was made by Trustee Chichester to approve the HDPE Pipe for Village View Estates

SECOND was made by Trustee Farrell

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

WATER ACCOUNT 717

Mayor stated the first written correspondence received was on December 15, 2017 which was 15 days after the due date. On the same day I spoke with the resident to schedule an appointment to discuss the bill. On December 18, 2017 I met with his wife and daughter and explained that the remote had apparently failed over time, water was consumed but not recorded on the remote. I said upon request the Board would probably agree to adjust the bill to the lowest rate and agree to a reasonable payment plan due to the water probably being used over a longer period of time than the one quarter. They said they understood and would submit a proposal. On December 26, 2017 the Mr. came in and I explained everything to him as I had to his wife and daughter. I also explained the meter testing procedure which he did not like. He said he would submit a proposal. On December 27, 2017 we received a proposal requesting a 90% reduction of the bill and a waiver of penalties. The first payment on this bill was made on December 19, 2017 in the amount of \$160.00. I explained to the man that the water has to be paid for and that the Board would accept a reasonable proposal. The only recommendation I would make at this point is to reduce it to the lower rate and a payment plan for it to be paid off within 1 year if the Board so desired to. If they didn't pay it then they would lose their service.

Trustee Chichester responded I think what you are saying Mayor is more than reasonable and if I am correct we have done this with others in this situation so to be consistent I would make the

MOTION was made by Trustee Chichester to approve lowering the bill on Account 717 to the lowest rate and a payment plan to pay the balance within one year, while leaving the penalty on the lower rate, along with authorizing the Mayor to come up with or approval a proposal to pay it off within one year.

SECOND was made by Trustee Borowski

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

Trustee Borowski stated you may want to include this might be the last accommodation we make for him.

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Mayor replied this was sort of a Village issue because the remote stopped working over time, but yes in terms of anything else I would agree that there would be no other accommodations.

WATER ACCOUNTS

8a – 8g) All are claiming they did not receive their bill. They all live in close proximity to each other. They all are always on time with their bill.

MOTION was made by Trustee Daly to approve the Water Account 626, 567,607, 620, 618, 633 and 609 a one-time waiver on their penalty charges.

SECOND was made by Trustee Chichester

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

EMPLOYEE HANDBOOK ADDITION

Mayor stated for several years we have been handling compensation for Village Hall Employees that are 35 hour a week employees and what we have been doing is compensating them for a minimum of 3 hours for coming out for meetings with a minimum one hour pay and any meeting less than an hour 2 hours comp time. If they are here more than an hour they get more than an hour pay and the balance in comp time.

MOTION was made by Trustee Farrell to adopt the compensation time as stated for Village Hall Employees and add to the Employee Handbook.

SECOND was made by Trustee Daly

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

SET PUBLIC HEARING

Mayor stated we need to set a Public Hearing for Local Law #2 regarding Water Rates. My recommendation is for February 13, 2018 at 7:25pm.

MOTION was made by Trustee Chichester to approve setting Local Law #2 Public Hearing.

SECOND was made by Trustee Daly

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

The Mayor stated the last increase was two years ago.

SET BUDGET MEETING DATES

Mayor stated we need to set budget meeting dates. I am suggesting February 13 at 7:15pm, February 20, 27 and March 6 at 7pm.

Trustee Farrell responded I will not be here on February 27, 2018.

Trustees Chichester and Daly are good for all dates.

Trustee Borowski replied I may have to miss one.

MOTION was made by Trustee Daly to approve the Budget dates as stated.

SECOND was made by Trustee Chichester

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

The Mayor stated the February 13 at 7:15pm slot will be the Building Inspector.

DPW SUPERINTENDENT REQUEST

Mayor stated the DPW Superintendent has two requests here but he will only be using one of them. The first request is for February 6, \$75.00 in Wallkill. In the event it is cancelled the other would be February 8 in Rochester which is \$100 plus lodging.

MOTION was made by Trustee Chichester to approve the DPW request as stated.

SECOND was made by Trustee Borowski

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

SHARED SERVICE AGREEMENT

Mayor stated shared services agreement with the NYS Department of Transportation. This is very similar to what we signed last year. This is in case of an emergency not a declared emergency. Last year was a one year agreement. This year we have a choice of two or four years.

Trustee Chichester asked does it have a benefit on taking the two years oppose to the four years?

Attorney Darwin replied I believe you can terminate it anytime on a 30 day notice no matter if it is a two year or four year. It is almost identical to the last one except instead of a one year term there is an option of two or four and the only other change was indemnification clause. Last time was unilateral, only the Village would be indemnified. This time there is a reciprocal revision in there so the State has some indemnification responsibilities as well.

MOTION was made by Trustee Chichester to approve the NYS Department of Transportation Shared Service Agreement for four years.

SECOND was made by Trustee Farrell

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

NEW POLICEE OFFICER

Mayor stated at the last Board Meeting the Board approved hiring Douglas Hansen as Police Officer pending successful completion of his medical exams which he has done. He will be starting Thursday, January 11, 2018 with 78 weeks probation.

GRANTS

Mayor stated there are two grants I have been working on for the new building, SAM Grant #9383 and SAM Grant #10621. I need Board authorization to sign all paperwork.

MOTION was made by Trustee Farrell to authorize the Mayor to sign the grants.

SECOND was made by Trustee Daly

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

MUNISTAT SERVICES AGREEMENT

Mayor sated we need to approve Munistat Services to process all the paperwork in securing a 3.2 million bond for twenty years with the fees as described in the agreement.

MOTION was made by Trustee Daly approve the Munistat Service Agreement.

SECOND was made by Trustee Chichester

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

LANC & TULLY PROPOSAL

Mayor stated the proposal is to do the topographical survey in the amount of \$3, 800 which is at the prevailing rate.

MOTION was made by Trustee Farrell to approve the Lanc & Tully proposal.

SECOND was made by Trustee Chichester

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

MONROE JOINT FIRE DISTRICT CONTRACT

Mayor stated the Fire District has not vacated the premises yet, therefore we need to discuss their lease in Executive Session.

TEMPORARY VILLAGE HALL SPACE

Mayor stated the temporary Village Hall space is being working on and will need to discuss in Executive Session.

WATER ACCOUNT 643

Mayor stated the Village Clerk is requesting we waive the \$30.00 late fee as the payment had not been credited that had been made prior to it.

MOTION was made by Trustee Chichester to approve crediting Account 643 as stated.

SECOND was made by Trustee Farrell

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

WATER METER REPLACEMENT

Mayor stated John Mulligan and I have three proposals to discuss at Executive Session.

WATER SHUT-OFF's

Mayor stated shut-offs are for next Tuesday, January 16, 2018 and the people have been notified.

MOTION was made by Trustee Daly to approve the water shut offs.

SECOND was made by Trustee Farrell

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

Mayor stated John Lanc has received the one year Bond for the telemetry project, Attorney Darwin has reviewed it and it is okay. The final payment will be made and then John Lanc will deliver Bond to the Village Clerk.

ATTORNEY REPORT

Mayor asked any further news on the Boundbrook property?

Attorney Darwin replied no.

Mayor asked anything on the Frontier TV?

Attorney Darwin replied I place a call and I have not heard back. I will follow up and see where they are with the review.

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PUBLIC COMMENT

No public present

MOTION was made by Trustee Chichester to enter into Executive Session for litigation and a few Attorney Client Privilege items.

SECOND was made by Trustee Borowski

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

At this time the Village Clerk was excused from the meeting.

The following was given by Mayor Welle:

Executive Session with David Darwin, Esq.

MOTION was made by Deputy Mayor Farrell to adjourn Executive Session and return to the Regular Session.

SECOND was made by Trustee Daly

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

MOTION was made by Trustee Chichester to adjourn Regular meeting at 9:15pm.

SECOND was made by Trustee Borowski

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly
Trustee Borowski

NAY:
NONE

Respectfully submitted by: _____

Jane Leake, Village Clerk