



# *Village of Harriman*

1 Church Street  
Harriman, New York 10926  
TEL: (845) 783-4421  
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## **VILLAGE BOARD MEETING MAY11, 2021**

**7:00PM – AUDIT BILLS**

**7:25PM – PUBLIC HEARING LL 2021-03 – Repeal LL 2021-01 Tax Cap Override**

**7:30PM – REGULAR MEETING**

### **AGENDA**

- 1. ROLL CALL – PLEDGE OF ALLEGIANCE**
- 2. APPROVAL OF MINUTES – April 13, 2021**
- 3. INFORMATIONAL ITEMS**
- 4. DEPARTMENT REPORTS**
- 5. LOCAL LAW 2021-03 Repeal LL #1 Tax Cap Override**
- 6. PROBATION RELEASE – Police Department**
- 7. RESIGNATION – Police Department**
- 8. RESIGNATION - Building Inspector**
- 9. WATER OPERATOR TRAINING REQUEST**
- 10. WATER ACCOUNTS – a) 864 b) 865 c) 573 d) 597**
- 11. PARK REQUESTS a) Lia b) Flore-Delaleu**
- 12. AUTHORIZATION to SIGN VZW SITE ACCESS LICENSE AGREEMENT**
- 13. AUTHORIZATION to SIGN MILLENIUM STRATEGY EXTENSION LETTER**
- 14. SET DATE for PUBLIC HEARING – New Stop Sign on a Village Road**
- 15. LEGAL NOTICES – Budget and Tax Collection**
- 16. BUDGET ADJUSTMENTS and TRANSFERS**
- 17. ATTORNEY COMMENT**
- 18. PUBLIC COMMENT**
- 19. MOTION TO ENTER EXECUTIVE SESSION – Attorney Client Privilege**

### **UPCOMING MEETING DATES:**

<b>PLANNING BOARD MEETING:</b>	<b>May 17, 2021</b>
<b>ZONING BOARD OF APPEALS MEETING:</b>	<b>June 2, 2021</b>
<b>VILLAGE BOARD MEETING:</b>	<b>June 8, 2021</b>

**VILLAGE OF HARRIMAN, NEW YORK  
VILLAGE BOARD MEETING  
May 11, 2021  
Page 1**

**7:00pm – Audit Bills  
7:25pm – Public Hearing – LL 2021-03  
7:30pm – Regular Meeting**

**PUBLIC HEARING;**

**Mayor read:**

PLEASE TAKE NOTICE THAT the Village Board of the Village of Harriman will hold a public hearing on proposed Local Law No. 3 of 2021 entitled “A Local Law to Repeal Local Law Number 1 of 2021” at 12 Church Street, Harriman, New York (formerly the Harriman School) on May 11, 2021 at 7:25pm or soon thereafter as the matter may be heard. Said currently proposed Local Law will allow the Village of Harriman to repeal Local Law No.1 of 2021, which was adopted on January 12, 2021 which granted authority to the Village Board to override the limit on the amount of the real property taxes that may be levied, pursuant to the General Municipal Law §3-C and which would have allowed the Village Board at its discretion to adopt a Village budget for fiscal 2021/2022 that require a real property tax in excess of the tax levy

PLEASE TAKE FURTHER NOTICE that the Village Board adopted a Village budget for fiscal 2021/2022 that did not exceed the tax levy limit, and therefore, the Village Board wants to repeal Local Law No.1 of 2021, thereby, making the Village residents eligible for a New York State Property Tax Rebate Program.

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.

Mayor asked did we receive any written comment?

Clerk replied no.

**MOTION** was made by Trustee Chichester to close the Public Hearing.

**SECOND** was made by Deputy Mayor Schneider

**ALL IN FAVOR**

**REGULAR MEETING**

**ROLL CALL**

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

**ABSENT** NONE

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

**APPROVAL OF MINUTES**

Mayor asked can I have a motion to approve the minutes of April 13<sup>th</sup> Board Meeting?

**MOTION** was made by Trustee Daly to accept the minutes of April 13<sup>th</sup> Board Meeting.

**SECOND** was made by Trustee Schneider

**AYE:** Trustee Daly

Trustee Chichester

Trustee Schneider

Trustee Mitchell

**NAY:**

NONE

**VILLAGE OF HARRIMAN, NEW YORK**

**VILLAGE BOARD MEETING**

**May 11, 2021**

**Page 2**

**INFORMATIONAL ITEMS**

This evening's bills were audited:

Trust & Agency	\$	1,206.09
General Fund	\$	60,986.12
Water Fund	\$	40,511.98

- Up Coming Meeting Dates:
  - Planning Board – May 17, 2021
  - Zoning Board of Appeals – June 2, 2021
  - Village Board – June 8, 2021
- The Village Office hours remain at 8am-3pm. The Office is still closed to the Public. Phone numbers and contact information can be found on the [villageofharriman.org](http://villageofharriman.org) website. There is a lockbox outside the door where you can drop off water payments and any other correspondence for the Village Hall staff. The box is emptied on a regular basis.
- Water Customers can also sign up for emails for information regarding billing dates or to pay bills online by contacting the Clerk's Office or signing up online for water and general email alerts at [villageofharriman.org](http://villageofharriman.org) website.
- We have begun preparation plans to open Village Hall to the public once again and we anticipate being able to do that the day after the Memorial Day Weekend on Tuesday, June 1, 2021. Notices will be going out once those plans are finalized and we confirm that date as the start date and it will be posted on the Village Website.
- Brush pick up is continuing – please place untied branches at the edge of your property with the butt end out not on the street and no grass clippings.
- We have one alternate position opening on the Planning Board and one vacancy on the Zoning Board of Appeals. Anyone interested please submit a letter of intent to the Village Clerk or contact the Mayor.
- This Friday, May 14, 2021 we are holding the Tree for Trib's event in Mary Harriman Park starting at 10am. This is a collaboration and partnership with the DEC and the Rockland Community College Biology Department. A professor and students will be coming. Volunteers have already been registered. Flyers have been sent out and it has also been in the Photo News. The DEC is providing 25 plants to be planted along the tributary of the Ramapo River and the pond. If you are interested, please come on out.
- Water Notice Update – we have received and installed the VFD equipment into the Mary Harriman Well House, which is to assist with the blending ratios that will address that problem. Samples have been taken since the equipment has been installed and results will be received shortly. We continue to work with our water consultant teams and the Department of Health for sampling and testing.
- Deputy Mayor and I attended the Orange County Association of Towns, Village and Cities on April 27, 2021. There was some discussion regarding the new marijuana regulations and taxation act that was recently past in New York. The Board will be reviewing options on how best to proceed with that act.
- DPW Superintendent Livsey and I met with the Orange County DPW and Parks Commissioner on site at the Heritage Trail to hopefully finalize the details of the work needed to address the safety issues and to finish the project. In place of the ugly orange snow fence, new wooden split post fencing will

**VILLAGE OF HARRIMAN, NEW YORK**  
**VILLAGE BOARD MEETING**  
**May 11, 2021**  
**Page 3**

be installed along the river line, the back end of the parking lot and the safety issues will be repaired and or eliminated.

- Agenda Additions:

- 10e) Account 167, f) Account 211
- 11c) Park Request – Young
- 14a) New Cyber Security Policy

**DEPARTMENT REPORTS**

Treasurer Report – see attached report  
DPW – see attached report  
Police Department – see attached report - Funds \$15.00  
Water Account Adjustments – see attached report  
Court Reports – no reports  
Building Department – see attached report

\$2377.00	15 Building Permits
1050.00	07 Violation Searches
250.00	01 DPW Permit Application
<u>185.00</u>	04 Building Permit Extensions
\$3862.00	

**LOCAL LAW 2021 – 3**

Mayor stated there were no written or verbal comments.

**MOTION** was made by Trustee Chichester to approve Local Law #3 repealing Local Law #1 of 2021.

**SECOND** was made by Trustee Daly

<b>AYE:</b> Trustee Daly	<b>NAY:</b>
Trustee Chichester	NONE
Deputy Mayor Schneider	
Trustee Mitchell	

**PROBATION RELEASE**

Mayor stated we received a letter from the Chief of Police regarding Matthew Clayton’s probation stating Officer Clayton has met or exceeded the standards. He has been a great asset and I have no doubt he will continue to be an asset to the Village of Harriman and its residents. I respectfully request his release take effective as of April 6, 2021.

**MOTION** was made by Deputy Mayor Schneider to approve Matthew Clayton’s probation release effective April 6, 2021.

**SECOND** was made by Trustee Daly

<b>AYE:</b> Trustee Daly	<b>NAY:</b>
Trustee Chichester	NONE
Deputy Mayor Schneider	
Trustee Mitchell	

**RESIGNATION**

Mayor stated we received a resignation from Part Time Police Officer Michael Dunlop effective April 16, 2021.

**MOTION** was made by Trustee Daly to accept the resignation of Part Time Police Officer Dunlop effective April 16, 2021.

**SECOND** was made by Deputy Mayor Schneider

**VILLAGE OF HARRIMAN, NEW YORK**  
**VILLAGE BOARD MEETING**  
**May 11, 2021**  
**Page 4**

**AYE:** Trustee Daly  
Trustee Chichester  
Deputy Mayor Schneider  
Trustee Mitchell

**NAY:**  
NONE

**RESIGNATION**

Mayor stated we received a resignation letter from our Building Inspector effective May 20, 2021.

**MOTION** was made by Trustee Mitchell to accept the Building Inspector, Kimberly DeSocio's resignation effective May 20, 2021.

**SECOND** was made by Deputy Mayor Schneider

**AYE:** Trustee Daly  
Trustee Chichester  
Deputy Mayor Schneider  
Trustee Mitchell

**NAY:**  
NONE

**WATER OPERATOR REQUEST**

Mayor stated we received a request from Ron Krzywicki for himself and DPW, Chris Wendt to attend the Hudson Valley Water Works Conference on Thursday, June 10, 2021 from 8am – 2:30pm at \$30.00 each.

**MOTION** was made by Trustee Daly to approve the Hudson Valley Water Works Conference Training for 2 DPW Employees on Thursday, June 10, 2021 at \$30.00 each.

**SECOND** was made by Trustee Chichester

**AYE:** Trustee Daly  
Trustee Chichester  
Deputy Mayor Schneider  
Trustee Mitchell

**NAY:**  
NONE

**WATER ACCOUNT REQUESTS**

Account 864 & 865 – Penalty Waivers

**MOTION** was made by Trustee Chichester to approve penalty waivers on accounts 864 & 865.

**SECOND** was made by Trustee Mitchell

**AYE:** Trustee Daly  
Trustee Chichester  
Deputy Mayor Schneider  
Trustee Mitchell

**NAY:**  
NONE

Account 573 – Penalty Waivers

**MOTION** was made by Deputy Mayor Schneider to approve penalty waivers on account 573.

**SECOND** was made by Trustee Chichester

**AYE:** Trustee Daly  
Trustee Chichester  
Deputy Mayor Schneider  
Trustee Mitchell

**NAY:**  
NONE

Account 597 – Penalty Waivers

**MOTION** was made by Deputy Mayor Schneider to approve penalty waivers on account 597.

**SECOND** was made by Trustee Chichester

**AYE:** Trustee Daly  
Trustee Chichester  
Deputy Mayor Schneider  
Trustee Mitchell

**NAY:**  
NONE

**VILLAGE OF HARRIMAN, NEW YORK**

**VILLAGE BOARD MEETING**

**May 11, 2021**

**Page 5**

Account 167 – Deferred Payment and Penalty Waivers

**MOTION** was made by Trustee Daly to approve the deferred payment plan to be paid in full by July 31, 2021 with no additional penalties and the penalty waivers contingent on successful completion of the payment plan. Then the Board can choose to waive those penalties at that time on account 167.

**SECOND** was made by Trustee Chichester

<b>AYE:</b> Trustee Daly	<b>NAY:</b>
Trustee Chichester	NONE
Deputy Mayor Schneider	
Trustee Mitchell	

Account 211 – Penalty Waivers

**MOTION** was made by Deputy Mayor Schneider to approve penalty waivers on account 211.

**SECOND** was made by Trustee Mitchell

<b>AYE:</b> Trustee Daly	<b>NAY:</b>
Trustee Chichester	NONE
Deputy Mayor Schneider	
Trustee Mitchell	

**PARK REQUEST**

Charles – May 15, 2021

**MOTION** was made by Trustee Chichester to approve the Charles Park Request for May 15, 2021 with no restrooms available and following CDC guidelines.

**SECOND** was made by Trustee Daly

<b>AYE:</b> Trustee Daly	<b>NAY:</b>
Trustee Chichester	NONE
Deputy Mayor Schneider	
Trustee Mitchell	

Young – May 22, 2021

**MOTION** was made by Deputy Mayor Schneider to approve the Young Park Request for May 22, 2021 with no restrooms available and following CDC guidelines.

**SECOND** was made by Trustee Daly

<b>AYE:</b> Trustee Daly	<b>NAY:</b>
Trustee Chichester	NONE
Deputy Mayor Schneider	
Trustee Mitchell	

Flore – June 26, 2021

**MOTION** was made by Trustee Mitchell to approve the Flore Park Request for June 26, 2021 with no restrooms available and following CDC guidelines.

**SECOND** was made by Trustee Chichester

<b>AYE:</b> Trustee Daly	<b>NAY:</b>
Trustee Chichester	NONE
Deputy Mayor Schneider	
Trustee Mitchell	

**VZW SITE ACCESS LICENSE AGREEMENT**

Mayor stated this is authorization for the Mayor to sign a site access agreement. This agreement has not yet been received from Verizon signed. When that agreement is returned signed by Verizon for site access to the water tank for taking soil samples it would be granting the Mayor to sign that agreement.

**VILLAGE OF HARRIMAN, NEW YORK**  
**VILLAGE BOARD MEETING**  
**May 11, 2021**  
**Page 6**

**MOTION** was made by Trustee Chichester to authorize the Mayor to sign the Verizon Site Access signed Agreement.

**SECOND** was made by Trustee Daly

<b>AYE:</b> Trustee Daly	<b>NAY:</b>
Trustee Chichester	NONE
Deputy Mayor Schneider	
Trustee Mitchell	

**MILLENNIUM STRATEGY EXTENSION**

Mayor stated authorization to sign the Millennium Strategy Extension letter which will be extending us for another term for our Millennium Strategy Grant Writer. This is divided among the Town of Monroe and the Village of Monroe. This will be our third extension of this. It is my recommendation that we do proceed with this. We have received enough to cover what we have been spending and a little bit more. We are actually hoping when the water grants become opened to actually really get a bigger pay off with it.

**MOTION** was made by Trustee Daly to authorize the Mayor to sign the Millennium Strategy Extension letter.

**SECOND** was made by Deputy Mayor Schneider

<b>AYE:</b> Trustee Daly	<b>NAY:</b>
Trustee Chichester	NONE
Deputy Mayor Schneider	
Trustee Mitchell	

**SET DATE FOR PUBLIC HEARING**

Mayor stated we need to set a public hearing for a new stop sign on Bailey Farm Road, at the direction of travel west at the intersection of Melody Lane for June 8, 2021 at 7:25pm.

**MOTION** was made by Trustee Chichester to schedule a Public Hearing for June 8, 2021 at 7:25pm.

**SECOND** was made by Trustee Daly

<b>AYE:</b> Trustee Daly	<b>NAY:</b>
Trustee Chichester	NONE
Deputy Mayor Schneider	
Trustee Mitchell	

**CYBER SECURITY POLICY**

Mayor stated this is a new policy written on Cyber Security. The Village has found a need to have such a policy. It will be distributed to all staff in a form of a read and sign.

**MOTION** was made by Trustee Chichester to accept and approve the Cyber Security Policy.

**SECOND** was made by Trustee Daly

<b>AYE:</b> Trustee Daly	<b>NAY:</b>
Trustee Chichester	NONE
Deputy Mayor Schneider	
Trustee Mitchell	

**LEGAL NOTICES**

Mayor read:

YOU ARE HEREBY DIRECTED to receive and collect from the several persons named in the tax roll hereunto annexed, the several sums stated in the last column hereof opposite their respective names, being a total of \$2,051,551.14 for the following purpose:

FOR THE CURRENT BUDGET: \$1,952,050.00

DELINQUENT MAINTENANCE \$99,501.14

YOU ARE FURTHER DIRECTED to receive and collect such sums without additional charge between the last day of June and the 1st day of July: both inclusive; and thereafter to collect with such of the sums as have not been theretofore collected, an additional charge of five per centum for the first month or fraction thereof and one per centum for each month or fraction thereof thereafter until paid.

**VILLAGE OF HARRIMAN, NEW YORK**  
**VILLAGE BOARD MEETING**  
**May 11, 2021**  
**Page 7**

YOU ARE FURTHER DIRECTED to file the tax roll and warrant in your office on or before the Thirty-first of October 2021 and to deliver to the Orange County Commissioner of Finance in Goshen the taxes remaining due and unpaid; showing the person or persons to whom the parcel is assessed and showing as to each parcel the amount of tax unpaid.

Mayor read:

Pursuant to section 14-28 of the Real Property Tax Law of the State of New York, the warrant and Tax Roll for the collection of the Village Taxes of the Village of Harriman, New York, has been filed with the Village Clerk for the fiscal year June 1, 2021 to May 31, 2022. Taxes will be received at the Village Temporary Office, 12 Church Street, Harriman, New York daily from June 1, 2021 to June 30, 2021 except Saturdays, Sundays, and Legal Holidays without penalty. Beginning July 1, 2021 5% will be added for the month of July and 1% for each month thereafter until paid.

**BUDGET AJUSTMENTS & TRANSFERS**

Mayor stated the Board has received budget adjustments and transfers from the Treasurer.

**MOTION** was made by Trustee Chichester to approve the Budget Adjustments and Transfers stated in the Treasurer's memo dated May 10, 2021.

**SECOND** was made by Trustee Daly

**AYE:** Trustee Daly

Trustee Chichester

Deputy Mayor Schneider

Trustee Mitchell

**NAY:**

NONE

**ATTORNEY COMMENTS**

Attorney Darwin stated I did speak with Patrick Lanciotti regarding the pending litigation on Tetra Tec's proposal to install monitor wells in Mary Harriman Park. He added two suggestions as to what to included in the site access agreement. Other than that, he didn't have any issues with the fact that they are going to do that. He did suggest that the Board take a look at the proposed locations so that there acceptable to the Village and if not then work with them to chose alternate locations for the wells. In plans on preparing a site access agreement they should provide the Village with a description of the scope of the services and the work that they are going to do that can be incorporated into the agreement.

**PUBLIC COMMENTS –**

Mr. Kelly – Oxford Lane – when renting out the park, are we getting a number of people that can have these affairs? Are we saying that the guidelines put on by the State that they have to follow them?

Mayor replied in the application itself are the details about, most importantly, that the restrooms are closed and CDC guidelines need to be followed.

Mr. Kelly stated I just wanted to know if they were aware of that. Also, I want to thank the people from Clean Sweep. We had a nice time and turn out. That road was bad. We cleaned it up and it looks much better then to have all of that garbage on the side of the road on Route 17M. The people really appreciated the turn out.

Trustee Chichester commented the DPW said they had at least 3 full truck loads of stuff that got picked up. That is pretty good.

Trustee Daly stated it is good, but it is not good.

Ms. Sandoval – South Main Street – with the Building Inspector leaving what happens with the open cases?

Mayor replied we have an Inter-Municipal Agreement with the Village of Woodbury and Village of Monroe to reciprocate the role. So, if there is an emergency, we can certainly call upon them to help us for inspections, applications, etc. They are all still proceeding ahead as normal. It doesn't constitute a moratorium of any kind



**VILLAGE OF HARRIMAN, NEW YORK**

**VILLAGE BOARD MEETING**

**May 11, 2021**

**Page 8**

because of that, and we are actively pursuing placing that position. It should have no effect and we can lean on our surrounding municipalities because of this IMA to assist us. We do it for each other in the event.

**MOTION** was made by Deputy Mayor Schneider to Enter into Executive Session for Attorney Client Privilege to discuss litigation and personnel issues.

**SECOND** was made by Trustee Chichester

**AYE:** Trustee Daly  
Trustee Chichester  
Deputy Mayor Schneider  
Trustee Mitchell

**NAY:**  
NONE

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

The following was given by Mayor Medina:

Executive Session with David Darwin, Esq.

**MOTION** was made by Trustee Daly to adjourn Executive Session and return to Regular Meeting.

**SECOND** was made by Trustee Mitchell

**ALL IN FAVOR**

**MOTION** was made by Trustee Chichester to adjourn Regular meeting at 8:50pm.

**SECOND** was made by Deputy Mayor Schneider

**ALL IN FAVOR**

Respectfully submitted by: \_\_\_\_\_

Jane Leake, Village Clerk