

VILLAGE OF HARRIMAN, NEW YORK

VILLAGE BOARD MEETING

October 10, 2017

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7:00pm – Audit Bills

7:30pm – REGULAR MEETING

ROLL CALL

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

ABSENT Trustee Frank Borowski

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 September 12, 2017 Regular Board Meeting.

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

SECOND was made by Trustee Chichester

AYE: Trustee Farrell

Trustee Chichester

Trustee Daly

NAY:

NONE

INFORMATIONAL ITEMS:

This evening's bills were audited:

Trust & Agency	\$ 984.00
General Fund	\$ 36,704.03
Water Fund	\$ 279,608.90

- Tomorrow night and a week from tomorrow night there will be information sessions in the Town of Monroe on the formation of the Town of Palm Tree.
- The School Supply Drive is on-going. Anyone with surplus school supplies can drop them off here at the Village Hall.
- Brush Policy Reminder – brush goes at the edge of your property not in the street and the butt end out. It is brush not whole trees, stumps, roots or clearing out your entire property. It is the occasional limbs and branches.
- Leaf pick-up has commenced – at the edge of your property not in the road otherwise they plug up the storm drains. We will continue to pick up the leaves until such time as they are done or the snow will prohibit.
- Time has expired for filing for permissive referendum on the Bond for the new Village Hall/ Police Station. Plans are moving forward.
- **ADDITIONS:**
 - 7f) Water Account Request - 569
 - 7g) Water Account Request - 761
 - 7h) Water Account Request - 820

The Hockey Rink has been closed off and part of it has been removed that was in danger of falling. Something the Board will have to discuss and come up with ideas for use of that area.

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- The rink will have to be removed due to its deteriorating condition. It has been posted to KEEP OUT.
- Saturday, September 23, 2017 a vehicle lost control on Talbot Road which took out a hydrant and drove through the fence at the Orchard Hill Booster Station. It winded up about a foot off the corner of the building. It did several thousand dollars damage to the fencing. We are waiting for the driver's insurance company to get back to us. We had to have the fence repaired on an emergency bases to secure the property. Hydrant was replaced.
- The new telemetry system is up and running. Things are running in automatic.
- The Heritage Trail is opened with no access in Harriman. Attorney Darwin and I met last week with the Deputy County Executive and an attorney from the Counties Attorney's Office and we are working toward getting access in Harriman. It is a County Park and unfortunately the access issue was dropped. Hopefully we will have progress soon.
- As it is approaching the end of October, Section 72 of the Village Code deals with the Halloween Curfew which is 8pm to 6am on October 30th and 31st for anyone under the age of 18 not accompanied by a parent/guardian.
- The first Annual Family Fun Day was held September 16, 2017. It was a huge success. I want to thank the Committee; Colleen Farrell, Mare Coimbra, Ken Gopel and Carol Schneider. There were a lot of helpers and volunteers that I am going to ask that a report be submitted in writing for the Village records. It was a learning experience which went over very well. Better attended than we thought. We learned that the Bounce House, which the kids loved, required two generators to operate it. The Village has one, so that was a problem. Two of the DPW employees went over to my house and took my generator down to use it. At the end of the day the workers brought it back to the shop. During the following week they were returning the generator to my home when a Village Resident started to give the two guys a hard time and they explained they were dropping off something that was borrowed from the Mayor and the person kept yelling at the employee and the reason I know this is because he had called me wanting to know where to leave it at which time I heard yelling in the background. He told the resident a couple of times we are returning something we borrowed from the Mayor. That wasn't good enough so the resident went and called John Mulligam, DPW Superintendent yelling at him a bit. John went through the same thing again. There are a lot of people who donate time, material, money, businesses donate different things. I don't get it why someone would go crazy like this. The Village could have rented a generator for about \$300 - \$400 because it would have been for the whole weekend. It is ridiculous. I would do again tomorrow if I had to. I just wanted the Board to know that this did take place and the employee and John handled it to the best of their ability.
Deputy Farrell stated I want it to reflect for the record that if it had not been for your generator we would not have had the Bouncy House.
Trustee Chichester commented that if this person in question really has a problem they should write a letter to the Board and we will handle it that way.

PRESENTATION

The Mayor stated in March of this year we received a letter from Samantha Wilson regarding her project at school and it had to do with deforestation and she was looking for a place to have a botanical sanctuary for trees and plants and I came to the Board with this and we came up with the area of North Main and River Road. She has done a lot of work there. Donations were made by Devitt's Nursery and Supply in New Windsor and Gardens Gate on 17M, Monroe of plants for Samantha's Project. The Mayor issued Samantha the following:

Presented to Samantha Wilson

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Whereas, Samantha was the catalyst for the development of a botanical sanctuary in the Village of Harriman; and

Whereas, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and

Whereas, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and beautify our community; and

Whereas, the benefits of this botanical sanctuary will be enjoyed by people and wildlife for many years to come;

Now, therefore the Village of Harriman Mayor and board of Trustees extend our appreciation to Samantha for her dedication and hard work in developing the Village of Harriman botanical sanctuary.

Congratulation by all present

Mayor stated it looks great and I thank you for all your hard work.

Deputy Mayor Farrell commented I pass it every day and I have to tell you it really does look great.

Trustee Chichester stated you did a great job.

Samantha, THANK YOU!

Mrs. Wilson stated we had a donation made by a family member recently therefore we would like to make additions to it perhaps in the Spring if that is okay.

Mayor replied definitely. Thank you for coming up with the idea and writing to us and I'm sure none of us up here would have thought of it and it is good to see someone young get involved. It is tough getting people involved so it is good to see somebody your age getting involved.

DEPARTMENT REPORTS

Treasurer Report – see attached report

DPW – see attached report

Police Department – see attached report - \$15.00 in Funds

Water Account Adjustments – see attached report

Court Reports – see attached reports - \$14,698 Went to the Village \$9,702

Building Department – see attached report

\$ 270.00	Building Permits
\$ 400.00	Violation Searches
\$ 670.00	Total

PARK REQUESTS

Schwenker – October 21, 2017 – 10-4pm

MOTION was made by Trustee Chichester to approve the Schwenker Park Request for October 21, 2017 from 10- 4pm.

SECOND was made by Trustee Farrell

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly

NAY:
NONE

Turnbull – Withdrawn

Perez – August 26, 2017 – 9-7:30pm

The Mayor stated it came in shortly before the date so I had approved it based upon past practice

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Gristina – October 22, 2017 - 2-6pm

MOTION was made by Trustee Daly to approve the Gristina Park Request for October 22, 2017.

SECOND was made by Trustee Farrell

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly

NAY:
NONE

WATER ACCOUNT REQUESTS

Accounts 824

NO MOTION – Denied

Account 141 and 142

MOTION was made by Trustee Chichester to approve a one-time waiver on the penalties for accounts 141 and 142.

SECOND was made by Trustee Daly

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly

NAY:
NONE

Account 169

MOTION was made by Trustee Chichester to approve a one-time waiver on the penalty for account 169.

SECOND was made by Trustee Farrell

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly

NAY:
NONE

Account 212

NO MOTION – Denied

Account 230

MOTION was made by Trustee Daly to approve a one-time waiver on the penalty for account 230.

SECOND was made by Trustee Chichester

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly

NAY:
NONE

Account 569

NO MOTION – Denied

Account 761

MOTION was made by Trustee Farrell to approve a one-time waiver on the penalty for account 761.

SECOND was made by Trustee Chichester

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly

NAY:
NONE

Account 820

MOTION was made by Trustee Farrell to approve a one-time waiver on the penalty for account 820.

SECOND was made by Trustee Chichester

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly

NAY:
NONE

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SURPLUS EQUIPMENT BID AWARD

The Mayor stated at the last meeting we had a 2008 Chevrolet 3500 HD 4x4 mason body and plow as surplus equipment and put it on Auction International. The bidding closed last night with a final bid of \$20,300.

MOTION was made by Trustee Daly to accept the bid of \$20,300 for the 2008 Chevrolet 3500 HD 4x4 mason body and plow and if need be go to the lower bidder for \$100.00 - \$200.00 less.

SECOND was made by Trustee Chichester

AYE: Trustee Farrell

Trustee Chichester

Trustee Daly

NAY:

NONE

RESOLUTION STATE AID LOCAL TAX DEDUCTIONS

The Mayor stated this is opposing the elimination of the deductibility of state and local taxed. Apparently there is a bill before the Feds that would remove that deduction from our income tax. This resolution is to request that it be left alone.

MOTION was made by Trustee Chichester to accept Resolution 11 of 2017.

SECOND was made by Trustee Daly

AYE: Trustee Farrell

Trustee Chichester

Trustee Daly

NAY:

NONE

THREE DPW TRAINING REQUESTS

Hudson Valley Water Works Association - Gopel and Wendt November 8th in Montgomery at no cost.

MOTION was made by Trustee Chichester to approve HVWWA Training for Gopel and Wendt on November 8, 2017 at no cost.

SECOND was made by Trustee Daly

AYE: Trustee Farrell

Trustee Chichester

Trustee Daly

NAY:

NONE

American Water Works Association – November 13th Poughkeepsie for Ron Krzywicki – cost \$100.00.

MOTION was made by Trustee Farrell to approve AWW Training for Ron Krzywicki on November 13th 2017 cost of \$100.00.

SECOND was made by Trustee Daly

AYE: Trustee Farrell

Trustee Chichester

Trustee Daly

NAY:

NONE

Grade B Water Operator License – One Week, November 13 – 17th for Matthew Pascullo – Morrisville State College – cost of \$575.00 for the class and about \$400.00 for the Hotel. In according with the Organization and the Employee Handbook he would be entitled for a reasonable reimbursement for mileage and meals.

MOTION was made by Trustee Chichester to approve Matthew Pascullo’s Schooling for the B Water Operator License for cost of \$575.00 for the class and about \$400.00 for the Hotel with reasonable reimbursement for mileage and meals.

SECOND was made by Trustee Farrell

AYE: Trustee Farrell

Trustee Chichester

Trustee Daly

NAY:

NONE

JCAP GRANT APPLICATION AUTHORIZATION

The Mayor stated we need to authorize Judge Drian to go for the JCAP Grant for the court and for the Mayor to sign the grant.

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MOTION was made by Trustee Dally to authorize Judge Drian to go for the JCAP Grant and for the Mayor to sign.

SECOND was made by Trustee Chichester

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly

NAY:
NONE

NOTICE OF VIOLATION

The Mayor stated we got a notice of violation regarding the Mary Harriman Heights 2 Well. It is radiologicals and notice will be sent out including a statement that the well has been turned off and will remain off. It is not a high producing well, but due to the fact that the system was running in manual we really couldn't turn it off prior to this. It has been turned off as of October 2, 2017.

STREET LIGHT CONVERSION PROPOSAL

The Mayor stated there have been several things about LED street lights. We had a private vendor come in and we would have been responsible for everything after the initial besides paying. Orange and Rockland has come out with a program where they will at a cost replace existing street lights with LED's. It is automatically done on any outages but they were looking to see if you wanted any more done with a cost. Depending upon the age of them you would pay. I came up with a list of 25 and I took our oldest 25 figuring they would be the cheapest to upgrade. They will do it at no cost with an additional 22 at a cost of \$1,483.8 each which amounts to \$3,264.36. It will mean that 40% of our street lights will be converted to LED with a saving between \$400.00 – \$500.00 a month. This gives us a pay back of eight months basically. It may even be more because 20 of the initial 25 are all mercury vapor and they cost the most to operate.

MOTION was made by Trustee Chichester to authorize spending \$3,264.36 to Orange and Rockland to have the street light upgrades done.

SECOND was made by Trustee Daly

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly

NAY:
NONE

DELINQUENT WATER ACCOUNTS

The Mayor stated we have a list of the unpaid accounts as of this afternoon. If they are not paid by Thursday, October 12 they will be shut off and they have been notified.

MOTION was made by Trustee Daly to authorize Delinquent Water Accounts to be shut off on Thursday, October 12, 2017

SECOND was made by Trustee Farrell

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly

NAY:
NONE

APPOINTMENT ZBA

The Mayor stated the Chairwoman, Laurine Miller has requested to step down due to circumstances beyond her control. I did ask someone else to be the Chairman. They are away right now and haven't gotten back to me. When I hear back I do plan on appointing them as Chairperson. It does not need Board approval as it is an interim deal. Laurine will be a regular member moving forward.

ATTORNEY REPORT

The Mayor asked anything further on the Boundbrook Property

Attorney Darwin replied we have gotten back two signed waivers by two of the heirs so far. We have one of the relatives of one of the heirs who are 97 years old and resides in Colorado. I believe is his nephew who is 75 years old who I talked with and told him what we are trying to do and he seems very supportive. He is trying to reach out to the other heirs directly to explain to them what is going on and

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explain to them that this is something nice on helping out the Village by signing these things. We have been in contact one a week and we exchange emails, but that is where we are now. I am cautiously optimistic that we will be getting these seven.

The Mayor stated the original buyer is still interested in the property. Anymore on the Frontier TV Franchise?

Attorney Darwin replied Frontier contacted me last week and wanted to know where I was with my view and I informed them that I am still reviewing the other agreements and approvals. Mayor you sent me your consultants feedback on the existing proposed contract so I will incorporate that into my review and I should be ready to respond with the other count proposal within a week or two.

Mayor asked anything else before executive session?

Attorney Darwin replied the only other thing is I discussed with you when we met with the County guys. There were some judgements of record in the Village of Kiryas Joel they have agreed to waive there judgements with a total of about \$6,000 in judgements. Their attorney has submitted the satisfaction piece to the County Clerk for filing. The County of Orange also agreed to waive its \$100.00 judgement. There is just that one other outstanding judgement of \$207.00 or something like that.

The Mayor asked were you able to reach her?

Attorney Darwin replied no, I haven't heard back from her.

The Mayor stated it is my recommendation that they do not spend a lot of time on this for \$237.00 or \$280.00 that if he cannot resolve it quickly that the Board can conditionally authorize that we pay the money to extinguish it so the property has clear title moving forward. The Village has discussed the potential of selling this property.

MOTION was made by Trustee Chichester to authorize payment to resolve the \$237.00 or \$280.00.

SECOND was made by Trustee Daly

AYE: Trustee Farrell
Trustee Chichester
Trustee Daly

NAY:
NONE

PUBLIC COMMENT - NONE

MOTION was made by Trustee Chichester to enter into Executive Session with David Darwin, Esq. for litigation, Attorney Client Privilege, DPW Contract Negotiation and a Police Person Issue with Chief Henderson.

SECOND was made by Trustee Farrell

ALL IN FAVOR

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

The following was given by Mayor Welle:

Executive Session with Dave Darwin, Esq.

Darwin and Chief Henderson

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

SECOND was made by Trustee Chichester

ALL IN FAVOR

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MOTION was made by Trustee Chichester to authorize the transfer of Police Officer Peter Derrico contingent on his acceptance of the following offer:

0-6 months 1st year salary \$65,847

Complete 6 months – 1 year - 2nd year salary \$71,949

Complete 1 year – 3rd year salary \$79,803

6 month probation

Successfully complete all testing required by Chief Henderson

SECOND was made by Trustee Daly

ALL IN FAVOR

MOTION was made by Trustee Farrell to increase hourly rate of Matthew Pascullo by .50 (fifty cents) per hour effective October 5, 2017 in recognition of his obtaining a grade D Water License. In addition upon successful completion of his Grade B Water License course (approved this evening) he will receive an additional .50 (fifty cents) per hour upon receiving License.

SECOND was made by Trustee Daly

ALL IN FAVOR

MOTION was made by Trustee Chichester and **SECONDED** by Trustee Daly to adjourn the meeting at 9:10pm.

ALL IN FAVOR

Respectfully submitted by: _____

Jane Leake, Village Clerk