



Village of Harriman

1 Church Street

Harriman, New York 10926

TEL: (845) 783-4421

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VILLAGE BOARD MEETING

September 13, 2022

7:00PM – AUDIT BILLS

7:25PM – PUBLIC HEARING – Chapter 82 (Flood Damage Prevention) Amendments

7:30PM – REGULAR MEETING

AGENDA

- 1. ROLL CALL – PLEDGE OF ALLEGIANCE**
- 2. APPROVAL OF MINUTES – August 9, 2022**
- 3. INFORMATIONAL ITEMS**
- 4. DEPARTMENT REPORTS**
- 5. NEW HIRE – Part-Time Police Officer**
- 6. WATER DEPARTMENT – HVWWC Request**
- 7. WATER ACCOUNT REQUESTS a)634 b) 712 c) 611**
- 8. PARK REQUEST a) Jenkins b) Hernandez c) Imam d) Cuebas**
- 9. ESCROW REFUND – On Time Disposal**
- 10. ESCROW REFUND – 60 Route 17M**
- 11. PERMIT FEE REMINBURSEMENT – 3 Surrey Lane**
- 12. BUDGET TRANSFERS AND ADJUSTMENTS**
- 13. ATTORNEY COMMENT**
- 14. PUBLIC COMMENT**
- 15. MOTION TO ENTER EXECUTIVE SESSION – ATTORNEY CLIENT**

UPCOMING MEETING DATES:

PLANNING BOARD MEETING:

September 19, 2022

ZONING BOARD OF APPEALS MEETING:

October 5, 2022

VILLAGE BOARD MEETING:

October 11, 2022

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7:00pm – Audit Bills

7:25pm – Public Hearing – Chapter 82 (Flood Damage Prevention) Amendments

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 a proposed local law amending the Village Flood Damage Prevention Law (Village of Harriman Code Chapter 82) pursuant to the Municipal Home Rule Law at Harriman Village Hall, 12 Church Street, Harriman, New York on September 13, 2022 at 7:25 p.m. or as soon thereafter as the matter may be heard.

The purpose of this local law is to update the Village's Flood Damage Prevention regulations to reflect revisions made to the Flood Insurance Rate Maps by the Federal Emergency Management Agency (FEMA) as well as to state program changes, and are necessary so the Village may continue to participate in the National Flood Insurance Program. Existing Chapter 82, adopted by Local Law no. 1 of 2009, as amended by Local Law no. 4 of 2014, will be repealed and replaced with a new Chapter 82.

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 have we received any written comments?

Clerk replied no.

MOTION to close the public hearing by Trustee Chichester **SECONDED** by Trustee Daly
ALL IN FAVOR

REGULAR MEETING

ROLL CALL

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

ABSENT DPW Superintendent, Kyle Livsey

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

APPROVAL OF MINUTES

Mayor asked if there are any changes or corrections to the minutes of August 9, 2022, Regular Board Meeting?

MOTION was made by Trustee Mitchell to accept the minutes of August 9, 2022, Regular Board Meeting.

SECOND was made by Trustee Chichester

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AYE: Trustee Chichester
Trustee Mitchell
Trustee Daly
Deputy Mayor Schneider - Abstained

NAY: NONE

INFORMATIONAL ITEMS

This evening's bills were audited:

Trust & Agency	\$ 2,226.64
General Fund	\$ 127,372.63
Water Fund	\$ 83,671.15
Engineering Fees	\$ 15,748.35

- Up Coming Meeting Dates:
 - Planning Board – September 19, 2022
 - Zoning Board of Appeals – October 5, 2022
 - Village Board – October 11, 2022
- Village Office hours are 8am–4pm and by appointment from 7-8am. Phone numbers and contact information can be found on the villageofharriman.org website.
- A lockbox is also available outside the Village Hall entrance for dropping off water payments or any other correspondence for the Village Hall Staff. However, we ask that you please do not leave any cash payments. The drop box is emptied on a regular basis.
- Residents and the public can sign up on the Village website to receive email alerts about Village Information, Community Events and information regarding water billing updates.
- Brush Pick-Up continues – please place brush untied at the edge of your property with the butt end out. Do not place on the street and we do not except grass clippings.
- Mandatory Water Restriction is still on. Until further notice, no outside lawn watering or irrigation and no other high volume outdoor water usage.
- The Annual School Supplies Drive ended August 22nd. Chief Tenaglia and I delivered lots of supplies to representatives from the Monroe Woodbury Central School District who will distribute them to needy recipients. Thanks to everyone who donated this year!
- Trustee Chichester and I attended the 9/11 Memorial Service at the Village of Monroe. It was a very moving ceremony with poignant readings, wonderful music provided by the Monroe Woodbury High School string quartet and voice ensemble. It was nice to see so many people come out, despite the rainy evening, to remember and honor those we lost 21 years ago.
- Family Fun Day is this weekend Saturday, September 17th, 1-4pm. All the planning is coming together with new food items, more activities, lots of giveaways and a family fun afternoon. It is all free and all Harriman residents are invited to join us at the 5th Annual Family Fun Day! It should be our best year yet!
- The Harriman Engine Company is hosting a Stand-Up Comedy Show on Saturday, October 1st at the Lakeside Firehouse in Monroe.

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- The Town of Monroe is holding a recycle and shredding event on Saturday, October 29th from 9-12pm at the Town Highway Department, 87 Mine Road. Open to all town of Monroe residents only.
- Reminder that August bills went out August 1st and were due August 30th. To avoid an additional 60-day penalty, any late payments must be received by September 30th.
- I received the Grant Distribution Agreement for the \$100,000 SAM Grant that Senator Skoufis helped with. This was for the large paving project in Harriman Farms that was recently completed in July. I thanked Senator Skoufis on behalf of the Board and Village residents for sponsoring this grant for the Village.
- New Village Hall and Police Station Update – at the July Board meeting that Board authorized the Andersen Design Group proposal and scope of work for the Architectural/Structural and MEP (Mechanical, Electrical and Plumbing) Design for the development and construction of a new Village Hall and Police Station. Since then, we have been working with Andersen Design to develop a timeline to go out for bid in December 2022 or January 2023. As part of the proposal, we have included a Cost Estimating process to ensure we stay within the budget and to avoid any surprises when the bid responses come in. Andersen Design and I have also been working with Department Heads on floor plan designs, making every effort to right-size, down-size, and only include only what is needed in order to stay fiscally pragmatic. I will be including an Agenda item on upcoming Village Board Meetings to provide updates on the progress and information. I will also update the Board further this evening in Executive Session.

DEPARTMENT REPORTS

Treasurer Report – see attached report

DPW – see attached report

Police Department – see attached report - funds \$30.00

Water Account Adjustments – see attached report

Court Reports – see attached report August - \$11,698.00

July \$10,720.00 \$7,171.00 Village Received

Building Department – see attached report

\$ 325.00	5 Building Permits
900.00	6 Violation Searches
<u>100.00</u>	2 Building Permit Extensions
\$ 1325.00	

NEW HIRE – Part-Time Police Officer

Mayor stated the Board received a letter from the Chief of Police requesting the hiring of Matthew Murphy as a Part-Time Police Officer, effective September 20th at an hourly rate of \$29.67.

MOTION was made by Trustee Chichester to approve the hiring of Matthew Murphy as Part-Time Police Officer effective September 20th at an hourly rate of \$29.67.

SECOND was made by Trustee Daly

AYE: Trustee Chichester

Trustee Daly

Trustee Mitchell

Deputy Mayor Schneider

NAY:

NONE

WATER DEPARTMENT REQUEST

Mayor stated the Board received a request from the Water Department requesting Operator Memberships to the HVWWC for Ron Krzywicki, Danny Hedges and Chris Wendt at a cost of \$30.00 each annually.

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MOTION was made by Trustee Mitchell to approve the Operator Memberships to the HVWWC for Ron Krzywicki, Danny Hedges and Chris Wendt at \$30.00 each annually.

SECOND was made by Trustee Schneider

AYE: Trustee Chichester
Trustee Daly
Trustee Mitchell
Deputy Mayor Schneider

NAY:
NONE

WATER ACCOUNT REQUESTS

Account 634 – Deferred Payment Plan - Pre-approved

MOTION was made by Trustee Chichester to approve the deferred payment plan for Account 634.

SECOND was made by Trustee Daly

AYE: Trustee Chichester
Trustee Mitchell
Trustee Daly
Deputy Mayor Schneider

NAY:
NONE

Deputy Mayor Schneider asked what happens if they do not make a payment?

Mayor replied according to the payment plan the Village shall terminate water services if this deferred payment plan is not followed according to the terms outlined herein. So, penalties will continue to occur and termination of services as per our Village Code will continue to take effect and that goes for any deferred payment plan.

Account 712 – Deferred Payment Plan

MOTION was made by Trustee Daly to approve the deferred payment plan for Account 712.

SECOND was made by Trustee Mitchell

AYE: Trustee Chichester
Trustee Mitchell
Trustee Daly
Deputy Mayor Schneider

NAY:
NONE

Account 611 – Penalty Waiver – Pre-approved

MOTION was made by Deputy Mayor Schneider to approve the deferred payment plan for Account 611.

SECOND was made by Trustee Chichester

AYE: Trustee Chichester
Trustee Mitchell
Trustee Daly
Deputy Mayor Schneider

NAY:
NONE

PARK REQUESTS

Jenkins – September 3, 2022 – Pre-Approved

MOTION was made by Trustee Chichester to approve Jenkins Park Request for September 3, 2022.

SECOND was made by Trustee Mitchell

AYE: Trustee Chichester
Trustee Mitchell
Trustee Daly
Deputy Mayor Schneider

NAY:
NONE

Hernandez – September 4, 2022 – Pre-Approved

MOTION was made by Trustee Daly to approve Hernandez Park Request for September 4, 2022.

SECOND was made by Deputy Mayor Schneider

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AYE: Trustee Chichester
Trustee Mitchell
Trustee Daly
Deputy Mayor Schneider

NAY:
NONE

Imam – September 18, 2022

MOTION was made by Trustee Deputy Mayor Schneider to approve Imam Park Request for September 18, 2022.

SECOND was made by Trustee Mitchell

AYE: Trustee Chichester
Trustee Mitchell
Trustee Daly
Deputy Mayor Schneider

NAY:
NONE

Cuebas – September 24, 2022

MOTION was made by Trustee Daly to approve Cuebas Park Request for September 24, 2022.

SECOND was made by Trustee Chichester

AYE: Trustee Chichester
Trustee Mitchell
Trustee Daly
Deputy Mayor Schneider

NAY:
NONE

ESCROW REFUND – On Time Disposal

Mayor stated this is an escrow refund in the amount of \$135.63 for On Time Disposal (103-5-2) that we received from the Planning Board Secretary to close out the escrow account. There are no outstanding invoices.

MOTION was made by Mayor Chichester to approve the escrow refund for On Time Disposal in the amount of \$135.63.

SECOND was made by Trustee Daly

AYE: Trustee Chichester
Trustee Mitchell
Trustee Daly
Deputy Mayor Schneider

NAY:
NONE

ESCROW REFUND – 60 Route 17M

Mayor stated this is an escrow refund request for 60 Route 17M in the amount of \$200.00 from the Planning Board Secretary to close out their escrow account.

MOTION was made by Deputy Mayor Schneider to approve the escrow refund for 60 Route 17M in the amount of \$200.00.

SECOND was made by Trustee Mitchell

AYE: Trustee Daly
Trustee Mitchell
Trustee Chichester
Deputy Mayor Schneider

NAY:
NONE

PERMIT FEE REIMBURSEMENT

Mayor stated this is a permit reimbursement for 3 Surrey Lane. The Building Department Secretary is requesting to return fees paid from February in the amount of \$173.44 for the cancellation of the Building Permit. Mayor made a recommendation to hold back \$25.00 for administrative processing fees of the cancellation.

Trustee Daly responded I was going to ask you there should be some kind of penalty for our time and I think that is fair.

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MOTION was made by Trustee Chichester to approve reimbursing 3 Surrey Lane \$148.44 for the cancellation of Building Permit.

SECOND was made by Trustee Daly

AYE: Trustee Daly

Trustee Mitchell

Trustee Chichester

Deputy Mayor Schneider

NAY:

NONE

BUDGET TRANSFERS AND ADJUSTMENTS

Mayor stated the Board received Budget Transfers and Adjustments request from the Treasurer dated September 12, 2022. Mayor read the memo.

MOTION was made by Deputy Mayor Schneider to approve the Budget Transfers and Adjustments that are outlined in the Treasurer's memo of September 12, 2022.

SECOND was made by Trustee Chichester

AYE: Trustee Chichester

Trustee Mitchell

Trustee Daly

Deputy Mayor Schneider

NAY:

NONE

ATTORNEY REPORT

Attorney Darwin stated an Attorney from Environmental Facilities Corporation reached out to the Village and had some questions about the SEQRA that was done on two Grants for Water Improvement Projects. They are wanting an explanation for the basis of the classification of each of those projects Type II Actions. I have reviewed both of those projects. I was asked to respond to the inquiry. I sent a letter out today explaining what I believe the basis was for classifying each of those projects as Type II Actions. So, we will wait to here from her whether they agree or disagree. If they feel they should be one or both of them should be Unlisted Actions. It doesn't affect eligibility for the Grant, but we would have to go back and reclassify the Action as Unlisted and do an Environmental Assessment Form. We will wait and see what we hear back from her.

Attorney continued I did hear from Assistant County Matthew Nothnagel on the Mayor's request to give us a statement on what the Village owes for the Harriman ELT Tax Certiorari overpayment. Apparently, there was another payment made this Spring to make the Village whole which brings the total according to Mr. Nothnagel to \$433,469.86. I still have not received an itemization or a statement explaining how that amount is calculated, in spite of several requests that have been made. So, I wrote back to Mr. Nothnagel and asked him to please send me that breakdown so that we can get this resolved once and for all.

Attorney continued the Andersen Design Group sent me the bid documents for the demo of 4 South Main and I haven't had a chance to look at them yet, but I will get to them the next day or so. They are modelled after the documents that we got for 2 Maple demolition. So that should streamline the process.

PUBLIC COMMENT

Ms. Escallier – Lexington Hill – I just want to ask a question about the Orange County Sewer District. The last two times I have driven by there, there is a distinct odor and is it because of this time of year (Summer), is it something that you have faced before with the District? I didn't know if there is an action that needs to be done with filtering or something because it was bad.

Trustee Daly stated I texted you (Mayor) a couple of weeks saying what is going on over there. I walked outside of my house and it smacks you in the face.

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Mayor replied there are some days especially when it is humid or foggy, when it seems to be keeping it from disbursing.

Trustee Daly stated I haven't smelled that in years.

Ms. Escallier replied I haven't either. That is why it is unusual.

Trustee Dally stated that is why I said to you is there an issue going on over there.

Mayor replied and they are saying no.

Deputy Mayor Schneider asked can it have anything to do with the fact that they haven't had enough rain or any of that kind of things?

Ms. Escallier responded I don't think so.

Trustee Daly stated it has been many, many years. I smell it in my house.

MOTION was made by Trustee Chichester to Enter into Executive Session for Attorney Client Privilege
SECOND by Trustee Daly
ALL IN FAVOR

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 Deputy Mayor Schneider to return to the Regular Meeting at 8:25pm.
SECOND was made by Trustee Mitchell
ALL IN FAVOR

MOTION was made by Trustee Mitchell to adjourn Regular meeting at 8:30pm.
SECOND was made by Trustee Daly
ALL IN FAVOR

Respectfully submitted by: _____
Jane Leake, Village Clerk