

Minutes of the Virtual Board Meeting held on June 11, 2020 at 7:30PM

Present: Timothy Egan, Mayor
Tara Burek, Andrew Giacomazza, Jesus Gomez and Christopher Graziano, Trustee
Absent: None
Also Present: Kelly Naughton, Attorney for the Village; various members of the public

I. Public Hearings:

a. Water Quality Protection Overlay District:

A public hearing was held to entertain public comment on Introductory Local Law 1 of 2018 amending Chapter 310 of the Code of the Village of Woodbury by creating a subsection 31.4 entitled "Water Quality Protection Overlay District". The public notice was printed in Times Herald Record on June 1, 2020. A first public hearing on this law was held on February 22, 2018. Amendments have been made to the law since then and the revised law is what the public hearing is on this evening. The following comments were received:

Mayor Egan noted the law was referred to the Village Planning Board and the County as required under GML239. A response has not been received from either entity as of yet but their deadline to do so (as required by law) has not expired yet. Mayor Egan noted the Board has already scheduled a worksession that will be held after the June 25, 2020 regular meeting to discuss and review all comments received with its consultants.

Robin Crouse thanked the Board for moving this law forward and noted that she feels it is long overdue. She then cited some sections of the proposed law that she felt were contradictory. Attorney Naughton clarified one of the sections and agreed another one should be clarified.

Neil Crouse had a few technical questions about the proposed law which Attorney Naughton addressed. He then stated he feels the law is well written and long overdue. He feels there will probably be comments from representatives of various developments but the Board has taken into consideration that this is something they said they were going too. He added that most of the residents voted for each of them and that shows most of the residents are in favor of the law. He is disappointed that not more residents commented at this public hearing.

Craig Brady agreed with the comments made by Mr. Crouse. He then stated that about a year ago he encouraged the Village Board to submit a FOIL to the DEC requesting documents of all relevant materials about the testing at the former Nepera site which ties into water quality of the Ramapo aquifer. He feels that this is something that should be pursued. He also feels this is a great law and fully supports it.

With no further comments received a motion as offered by Trustee Graziano, seconded by Trustee Gomez, to close the public hearing.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
NOES 0

Motion was then offered by Trustee Giacomazza, seconded by Trustee Burek, to accept written comments until close of business on June 19, 2020.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
NOES 0

II. Public Comment on Agenda Items Only No public comments received

III. Organizational Meeting

a. Consultants for the Village:

Motion was offered by Trustee Giacomazza, seconded by Trustee Graziano, to appoint the following consultants for the FY2020/2021:

Engineers for the Village:	H2M Architects + Engineering
Attorney for the Village:	Burke, Miele, Golden, Naughton Feerick Nugent MacCartney Kornfeld Rew Newman & Simeone
Planner for the Village:	Nelson Pope & Voorhis
Attorney for the ZBA:	Robert Dickover

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
NOES 0

Authorize to File – Engineer:

Motion was offered by Trustee Gomez, seconded by Trustee Burek, to authorize H2M Architects + Engineering, as the Engineer for the Village, to file applications to all regulatory agencies, as required, on behalf of the Village of Woodbury in FY2020/2021 for those projects authorized by the Village Board.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
NOES 0

b. Deputy Mayor:

Mayor Egan stated he appoints Andrew Giacomazza as Deputy Mayor.

c. Membership in State Association:

Motion was offered by Trustee Graziano, seconded by Trustee Gomez, to authorize the Village Clerk to enroll the Village as members with the New York State Conference of Mayors (NYCOM); the Orange County Association of Towns, Villages and Cities; the Orange County Municipal Planning Federation; Orange County Water Authority (Moodna) and the Woodbury Chamber of Commerce.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
NOES 0

d. Designation of Official Newspaper:

Motion was offered by Trustee Giacomazza, seconded by Trustee Burek, to designate the Times Herald Record as the official newspaper for the Village.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
NOES 0

e. Investment Policy/Designation of Depository/Audited of Abstract Vouchers:

Motion was offered by Trustee Graziano, seconded by Trustee Burek, to adopt the Investment Policy of the Village as follows:

“The objectives of the Investment Policy of the Village of Woodbury are to minimize risk, to ensure that investments mature when cash is required, and to insure a competitive rate of return. In accordance with this policy, the Mayor is authorized to invest Village funds which are in excess of current operating needs. Village investments are governed by applicable New York State Laws.

That the Mayor make the following types of investments, for the present, until other types of investments are submitted to the Village Board:

- a) Direct purchase of guaranteed obligations of the United States Government or obligations of the State of New York and its political subdivisions.

- b) Direct purchase of Certificates of Deposit from the designated depositories of the Village. Such Certificates of Deposit are to be collateralized by obligations enumerated in item "a" above.
- c) Direct purchase through Repurchase Agreements of guaranteed obligations of the United States Government. Such Repurchase Agreements should be executed either through the designated depositories of the Village or those brokerage firms which are primary United States Government dealers which report to the Federal Reserve Bank of New York.
- d) Time Deposit Accounts are designated depositories of the Village. Such accounts are to be collateralized by the Federal Deposit Insurance Corporation or by obligations enumerated in item "a" above.

The Mayor shall deposit all monies received and said monies shall be released together with the related sureties from any liabilities for loss of such monies by reason of the default or insolvency of any such depository.

The following bank is to be designated as the official bank for the Village:

Sterling National Bank, Monroe

Lakeland Bank, Highland Mills

The Mayor shall be authorized to invest funds of the Village in this bank during the 2020/2021 Fiscal Year under the following guidelines:

- a) All accounts shall be collateralized at 105% and said collateralization shall be held by a third-party bank.
- b) Collateralization shall be in accordance with the Comptroller's guidelines.
- c) All designated banks will be contacted for competitive rates on an ongoing basis."

The Mayor shall be authorized to deposit any Village monies in this bank during the 2020/2021 fiscal year.

Prior to all invoices being paid, they must be attached to vouchers which must be signed by at least two members of the Board. An "abstract of audited vouchers" will be prepared by the Village Treasurer for action by the Board. After the Board votes to approve payment, a record of the check issued for payment must be attached to the voucher indicating who the check was written too, the date payment was made and the amount of the payment.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
 NOES 0

f. Mileage Reimbursement/Food Stipend:

Motion was offered by Trustee Gomez, seconded by Trustee Graziano, to reimburse members of the Village Government and its employees, when on official business or duty for the Village, the rate established annually by the Internal Revenue Services for the use of their personal vehicle (includes gas and wear/tear). Vouchers are to be completed and filed with the Village Treasurer before reimbursement is made.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
 NOES 0

Motion was then offered by Trustee Burek, seconded by Trustee Graziano, to reimburse employees not more than \$50 per day for food purchased while attending a Board approved conference/ meeting that is held for an entire day and is for Village related issues, if not included in the registration cost. Alcohol will not be reimbursed. Complete receipts must be submitted with voucher.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano

NOES 0

g. Board Liaisons/Appointed Positions:

Motion was offered by Trustee Graziano, seconded by Trustee Gomez, to establish the following liaisons of the Village Board:

Liaison to Town Board	Mayor Egan, Trustee Giacomazza
Liaison to Planning Board	Trustee Graziano, Trustee Gomez
Liaison to Zoning Board	Trustee Giacomazza, Trustee Burek
Liaison to Fire Department	Mayor Egan, Trustee Gomez
Liaison to Water/Sewer Department	Mayor Egan, Trustee Graziano
Liaison to Building Department	Mayor Egan, Trustee Burek
Liaison to Highway Department	Mayor Egan, Trustee Giacomazza
Employee Liaisons	Mayor Egan, Trustee Giacomazza
Insurance Liaisons	Trustee Burek, Trustee Gomez

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
NOES 0

Motion was then offered by Trustee Gomez, seconded by Trustee Giacomazza, to appoint the following individuals to the following positions:

Appeals Officer for FOIL's	Timothy Egan
Procurement Officer	Timothy Egan
Fire Police	George Sewitt, Dennis Tenney, Christopher Salvo, Charles Knuth
Planning Board Chairperson	Christopher Gerver
Zoning Board of Appeals Chairperson	Karen Ungerer

ADOPTED AYES 4 Egan, Giacomazza, Gomez, Graziano
ABSTAIN 1 Burek

h. Meeting Dates and Meeting/Public Comment Procedures:

Motion was offered by Trustee Burek, seconded by Trustee Graziano, to adopt the following meeting procedures:

- a) That the Village Board hold regular meetings on the second and fourth Thursday of each and every month at 7:30PM, at Village Hall, 455 Route 32, Highland Mills, New York. If cancelled, notification will be given to the media and posted on the official signboard of the Village Clerk. Special meetings are to be called by the Mayor and all Trustees will be notified by telephone, electronic mail, in person or by postal service by the Village Clerk at least twenty-four hours in advance of the meeting unless in the opinion of the Mayor emergency conditions dictate the necessity of shorter notice. Agendas will be prepared by the Village Mayor and Clerk no later than twenty-four hours prior to all meetings. Items can be added and deleted when needed. Minutes of the meetings will be prepared by the Village Clerk in accordance with the Open Meetings Law. When action is required, a motion, followed by a second, will be asked for by the Mayor. A discussion can then be held and then each member will vote verbally on the issue (one vote per member). When required, the Board will be polled by the Village Clerk. If there is a dispute as to the form or priority of motions or other meeting procedural issues not set forth herein Roberts Rules of Order shall prevail, consistent with New York municipal law, with the Attorney for the Village acting as Parliamentarian. When all business is finalized, the meeting will be adjourned. Any deviation from these procedures must be determined by the Village Board.

- b) That the following procedure to be followed during all public comment segments of the meetings:
- i. The public may speak only during public comment or at any time the Village Board permits, for a period of five minutes. Time cannot be yielded to other members of the public.
 - ii. Comments are to be made to the Village Board only, not other members of the public or individual Board members.
 - iii. Speakers will observe commonly accepted rules of courtesy, decorum, dignity and good taste when addressing the Board and making comments.
 - iv. Written communication will be accepted/presented to the Village Clerk.

Any deviation from these procedures must be determined by the Village Board.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
 NOES 0

j. Procurement Policy:

Motion was offered by Trustee Giacomazza, seconded by Trustee Gomez, to adopt a procurement policy as follows:

WHEREAS, General Municipal Law (GML) 104-b requires every municipality to adopt internal policies and procedures governing all procurements of goods and services not subject to the bidding requirements of GML 103 or any other law; and,

NOW, THEREFORE, BE IT

RESOLVED that the Village of Woodbury does hereby adopt the following procurement policies and procedures:

Guideline 1. Every prospective purchase of goods or services shall be evaluated to determine the applicability of GML 103. "Purchaser" is defined as a Village official, board member, department head or individual assigned by the department head to have purchasing authority. Pursuant to GML 104-b, they are listed as follows:

Building Department	Gary Thomasberger, Maria Rubio, Marian Tipaldo,
Fire Department	Scott McClennan, Pasquale Prozzillo, Christopher Burke
Water/Sewer Department	Michael Phillips, Jason Braghirol, Jean Mundy
Mayor/Trustees	Timothy Egan, Desiree Potvin, Jessica McClennan
Clerk/Treasurer	Desiree Potvin, Jessica McClennan, Carol Herb
Highway Department	Robert Weyant, Sheila Beadle

Guideline 2. All purchases of (a) supplies or equipment which will exceed \$20,000 or (b) public works contracts over \$35,000 shall be formally bid pursuant to GML 103. In 2013 this amendment to GML 103 will sunset and the limits will return to \$10,000 for all purchases of supplies or equipment and \$20,000 for all public works contracts. When/If this occurs, then the limits listed in Guideline 3 exceeding the current limits will be null and void.

Guideline 3. Purchases of supplies or equipment shall require the following:

Less than \$20,000 but greater than \$10,000	Three written quotes with documentation
Less than \$10,000 but greater than \$5,000	Two written quotes with documentation
Less than \$5,000	Left to discretion of Purchaser

Pursuant to GML 103(1) purchases of "commodities, service or technology" may not be "artificially divided" for the purposes of satisfying the "discretionary buying thresholds". "The reasonably expected

aggregated amount of all purchases of the same commodities, services or technology to be made within the twelve-month period commencing on the date of the purchase” must be considered.

Purchases of public works/service contracts shall require the following:

Less than \$35,000 but greater than \$20,000	Three written quotes with documentation
Less than \$20,000 but greater than \$5,000	Two written quotes with documentation
Less than \$5,000	Left to the discretion of the Purchaser

Any written request for proposals (RFP) shall describe the desired goods, quantity and the particulars of delivery. The Purchaser shall compile a list of all vendors for which quotes have been received by using the form provided by the Village Clerk. All information gathered in complying with the procedures of this policy shall be preserved and attached to the voucher that is submitted for processing of payment to the successful vendor.

In the event that a diagnostic examination results in charges that will fall under a procurement threshold requiring a form of documentation other than initially anticipated, management will determine if the work can proceed without fulfilling the standard requirements of the applicable threshold.

Guideline 4. The lowest responsible proposal/quote shall be awarded unless the Purchaser prepares a written justification providing reasons why it is in the best interested of the Village and its taxpayers to make an award to other than the low bidder. If a bidder is not deemed responsible, facts supporting that judgments shall also be documented.

Guideline 5. A good-faith effort shall be made to obtain the required number of proposals/quotes. If the Purchaser is unable to obtain the required number of proposals/quotes, the Purchaser shall document the attempt(s) made. In no event shall the inability to obtain the proposals/quotes be a bar to the procurement.

Guideline 6. Except when directed by the Village Mayor, no solicitation of proposals/quotes shall be required under the following circumstances:

- a) Acquisition of professional services;
- b) Emergencies;
- c) All purchases made under the emergency exception must meet the following criteria: 1) need arises from an accident or unforeseen occurrence or condition; 2) need affects public buildings/property or life, health and safety; 3) immediate action is needed and cannot await competitive bidding or competitive offering.
- d) Sole-Source situations;
- e) Goods purchased from agencies for the blind or severely handicapped;
- f) Goods purchased from correctional facilities;
- g) Goods purchased from another governmental agency;
- h) Goods purchased at auction;

Guideline 7 This policy shall be reviewed annually by the Village Board of Trustees at its organizational meeting or as soon thereafter as is reasonably practicable.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
 NOES 0

k. Fee Schedule:

Motion was offered by Trustee Giacomazza, seconded by Trustee Burek, to adopt the 2020/2021 fee schedule as follows:

Zoning Board of Appeals:

Special Permit	\$200
Residential Area Variance	\$250
Residential Use Variance	\$300
Commercial Area Variance	\$500
Commercial Use Variance	\$750
ZBA Interpretation of Code	
Residential	\$250
Commercial	\$500
Review of Ruling by Code Enforcement Officer	\$250

In addition to the fees listed above all residential subdivisions consisting of three or more lots and all commercial applications require the posting of an escrow in the amount of \$2,500.00 prior to an appearance before the Zoning Board to cover the cost of all consulting fees for the application. If the escrow account falls below \$1,000.00 additional funds must be posted to continue the application process. Applicant is responsible for final payment of all consultant fees prior to final decision rendered by the Zoning Board of Appeals. Please contact the Building Department for more information.

Planning Board:

Special Permit, new and renewal	\$75
Site Plan	\$75
Subdivision	\$75

Board of Trustees:

Towing Permit	\$3000 per year
Special Permit	\$75

In addition, pursuant to Chapter 65 of the Village Code entitled "Taxpayer Protection" Act, escrow accounts will be required to be posted to cover all consultant costs incurred for an application. Please contact the Village Clerk for more information.

Subdivisions, minor and major, excluding planned unit development:

Minor	\$100
Major	
Sketch Plan Approval	\$25 per lot
Preliminary Approval	\$50 per lot
Final Approval	\$25 per lot

This sum shall be refunded by the Village if the Planning Board determines that such amount is not required.

Site Plan Approval:

Existing structures or additions to existing structures	\$100
New development, business or industrial structures	\$500
Mobile home court	\$75

per mobile home, per application and/or renewal of special permit

Site plan and subdivision inspection escrow fee:
not less than 4% nor greater than 6% of the amount of the value of construction, which amount is to be estimated by the Village Engineer, to help defray costs of observing the work to provide better assurance to the Village that it is in accordance with approved plans for the construction of roads, water systems, sewer systems and other utilities in the development

Building Department:

Floodplain letter	\$20 per letter
Building Permit (based on total cost of construction including labor)	
Residential	\$10 per thousand
Commercial	\$12 per thousand
Certificate of occupancy or copies	\$25
Amendment to building permit	\$100
Extension of building permit	\$10 per month (three-month minimum)
Fire permit	\$100
Blasting permit	\$100
Bungalow permit	\$10 per unit
Floodplain development permit	\$500
Fireworks permit:	\$250
Municipal search	\$100
Wireless Communication Recertification	\$250

Highway Department:

Road Opening Permit	\$250
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Water/Sewer Department:

Water Meter:	
5/8"	\$300
1"	\$450
1½"	\$800
2"	\$1100
Water Inspection	
Single Family Residence	\$300
Construction Uses	\$400
	<i>(not within shopping mall or business park)</i>
Sewer Inspection	
Single Family Residence	\$300
Construction Uses	\$400
	<i>(not within shopping mall or business park)</i>

For all other fees please see Chapter 143 of the Village Code. NOTE - the fees listed in this schedule supersede what is printed in the Village Code pursuant to Section 143-4 of the Village Code which states the following:

§143-4 *Changing of fees*

The Village Board, by resolution, may from time to time modify the fees imposed under § 143-3 of this Code, and the resolution shall be on file in the office of the Village Clerk and the Building Department.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
 NOES 0

IV. Administrative Business:

a. Acceptance of Minutes:

Motion was offered by Trustee Gomez, seconded by Trustee Graziano, to accept receipt of the minutes of the meeting held May 28, 2020.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
 NOES 0

b. Approval of Abstract:

Motion was offered by Trustee Burek, seconded by Trustee Giacomazza, to approve Abstract 1 containing vouchers 200001 – 200081 and totaling \$258,001.92.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
 NOES 0

V. Old Business:

a. Schedule Interviews – Land Preservation Committee:

Motion was offered by Trustee Burek, seconded by Trustee Graziano, to schedule interviews to be held on June 23 and June 25 starting at 6PM at fifteen-minute intervals for seats on the Land Preservation Committee.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
 NOES 0

b. Discussion/Vote – ILL5 of 2020 – Net Lot Area:

Mayor Egan asked Clerk Potvin if any additional written comments were received since the last meeting and she stated that none have been. Attorney Naughton noted the Board took the comments received into consideration and made some amendments. She also stated a paragraph has been added that exempts any application that has completed the SEQRA process with the Planning Board. She has distributed the full EAF forms as well as a negative declaration which shows why there would be no adverse environmental impact.

Motion was offered by Trustee Giacomazza, seconded by Trustee Burek, to declare the Woodbury Village Board of Trustees as Lead Agency.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
 NOES 0

Motion was then offered by Trustee Graziano, seconded by Trustee Gomez, to type this as an unlisted action.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
 NOES 0

Motion was then offered by Trustee Giacomazza, seconded by Trustee Gomez, to declare a negative declaration.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
 NOES 0

Motion was then offered by Trustee Graziano, seconded by Trustee Giacomazza, to adopt Local Law 5 of 2020 amending Chapter 310 (“Zoning”) of the Code of the Village of Woodbury amending the definition of lot area as printed at the end of these minutes.

ADOPTED BY ROLL CALL AS FOLLOWS:

Mayor Egan	YES
Trustee Burek	YES
Trustee Giacomazza	YES
Trustee Gomez	YES
Trustee Graziano	YES

VI. New Business:

a. Resolution – Support of Assembly Bill A10376:

Mayor Egan stated he was contacted by Assemblyman Schmitt’s office asking for the Village to support legislation he is sponsoring at the request of the Mulkeen family to name a portion of a state highway in memorial o NYPD Detection Bran Mulkeen. Therefore, a motion was offered by Trustee Graziano, seconded by Trustee Gomez, to adopt the following resolution of support for Assembly Bill A10376:

WHEREAS, Assemblyman Colin Schmitt has introduced Assembly Bill #A.10376 entitled “an act to amend the highway law, in relation to designating a portion of the state highway system as the “Detective Brian C Mulkeen Memorial Bridge”; and

WHEREAS, the bill adds that the Commissioner of Transportation shall provide for the installation and maintenance of adequate signing of the state highway system but, to avoid confusion and to limit any possible disruption of commerce, the designation called for shall be one of ceremonial nature and the official name of such bridge shall not be changed as a result of this bill.

NOW, THEREFORE, BE IT HEREBY

RESOLVED that the Village Board of the Village of Woodbury requests the enactment of New York State Assembly Bill #A.10376; and be it further

RESOLVED, that the Village Board authorizes the Village Clerk to transmit this resolution together with any other necessary documentation to both houses of the New York State Legislature forthwith.

ADOPTED BY ROLL CALL AS FOLLOWS:

Mayor Egan	YES
Trustee Burek	YES
Trustee Giacomazza	YES
Trustee Gomez	YES
Trustee Graziano	YES

VII. Public Comment:

Ed Hebel asked what the plans for the building the Village purchased on Adams Street were. Mayor Egan stated the Village purchased that building in 2019 and the plans are to move the Building Department there.

Annie McGuinness thanked the Village Board for expediting the executive order to allow restaurants to get back on their feet by permitting temporary outdoor seating areas. She asked why the permission was only granted until 8:30PM when the noise ordinance permits until 10PM, adding her business is busy between 5PM-9PM. Mayor Egan stated he understands and the reason for the 8:30PM was to limit the impact on the Building Department as it relates to lighting requirements as it gets dark.

It is something he can speak to the Building Department about though to see what can be done. Ms. McGuinness also asked if dogs were allowed at the outdoor eating areas and Mayor Egan stated it would depend on the regulations imposed by the Health Department. He noted this is only a temporary relief until indoor seating can resume. He wanted to be able to have something in place quickly to allow restaurants the opportunity to generate some revenue. Trustee Giacomazza suggested extending the hours until 9:30PM as he feels people want to be out and stay out for as long as they can. Ms. McGuinness stated she appreciates any help that can be given.

VIII. Board Member/Department Comment

Mayor Egan stated earlier this week he signed a new executive order establishing emergency regulations to permit a temporary waiver of the Zoning Code to provide for outdoor activities and dining. This will include the use of parking lots, sidewalks, parking spaces and other areas. The order is specifically targeted for restaurants in the Village that are waiting for Phase 3 to begin (tentative set for June 23) which will allow indoor dining to resume. Working with the Building Department, the process to obtain this temporary permit is simple and there is no fee. The goal is to kick start revenue for businesses and the Building Department can be contacted for more information. He then provided some data about COVID cases in Orange County and noted if we all continue to work together and follow best practices the pandemic will soon be behind us. He then urged all to continue to wear masks and practice social distancing. He noted that Village offices are at full staff but all offices are still closed to the public until we reach Phase 3 at the earliest, but probably Phase 4. For safety reasons, he wants to meet with each Department Head before we open so there are safety plans in place as dictated by the Governor's executive order.

Trustee Graziano thanked everyone that has attended and participated in the meeting this evening. He agrees that the trends have been favorable and that regardless of what your politics are we are all in this together as one group. Test results are down under 1% for the Mid-Hudson region which he feels is fantastic and he would like to see that go to zero. He urged everyone to be kind to your neighbors and remember to stay six feet apart. He asked all to think of the first responders and essential workers that have had to wear masks eight-ten hours a day just so they can keep us safe, bring us food/water, collect our garbage, etc. We are on schedule to reach Phase 3 later this month and we are all shooting for the numbers to be low so we can get to Phase 4 which includes education – something that he is really interested in. He plans to reach out to our State representatives to urge them to approve some type of graduation to be held for our seniors. He sees no reason why this cannot happen even in the number of guests is restricted. He feels this is something the Board should stand for and work towards for the graduates.

Trustee Gomez stated he feels what happened to George Floyd is a tragedy and those who participated should be prosecuted to the full extent of the law. As is a retired NYC Police Officer and a minority himself, he too is very upset about what has happened over the past few weeks. He believes in two things – obey the law and respect your fellow man. To him, all humanity matters regardless of who you are. Mr. Floyd's life matter but so does the lives of those responsible for his death. They should be punished, as should all people that break the law. He noted there are bad people in every type of job and he stands proudly with his "Brothers and Sisters in Blue" who follow the law and are good honest people. He added these are the same people who charged in headfirst during 9/11 to help others without thinking of their own safety, who protect our loved ones and neighbors, who risk their lives to save others – and they deserve our respect in return. He then stated there is no room in his heart for racism and hate. We should be fighting for better education for all and faith in our beliefs. He has

personally been discriminated due to the color of his skin and because he speaks a different language. While he is a minority, he never lets that define him and does not use it as an excuse to not work hard for everything he has earned in his life. He feels change begins within oneself and then you can start to change others. He will keep doing what he feels is best and pray for peace. He stands for all life, not matter the race, religion or culture. He believes in humanity and that we are stronger together. He also believes in love, peace and understanding that he hopes we all are teaching our children.

Trustee Burek stated she agreed with Trustee Gomez comments. She noted that the world is tense and uncertain right now and we all have a lot to learn. She feels we need to learn to respect each other first and foremost before we can get to where we need to be as a country. She has spent a lot of time talking to her children about recent events to make sure they feel safe, physically and mentally, amidst the chaos. She has learned that we all need to take a step back and look at the world through the eyes of children – the innocence, purity and genuine goodness of children give her hope for our world. She does not want children to believe that violence and destruction of property are the answers to their problems. Instead, she wants to them to see people to unite and stand up for what they believe in, to see those that protest peacefully in an effort to effect positive change, to see police officers and first responders as heroes and to always extend their respect. She will work hard to make sure her children never lose sight that it is important to be kind and always do for other when you can even if you do not agree on issues.

Trustee Giacomazza offered his apologies to anyone that he has not yet responded to via email or returned a telephone call. He gets contacted often (email, telephone, social media) and he does read everything and tries to respond quickly. With his workload increasing as NYC resumes opening it has become difficult but he will get through it. He stressed the entire Board is here for the residents and all concerns matter to them.

Superintendent Weyant announced that Electronic Drop-Off/Shredding event is scheduled for June 13 at the Highway Garage. Everyone will need to stay in their car and employees will remove the items for them to adhere to social distancing. He asked that no one leave documents at the garage after the event is over as the Village cannot be responsible for them.

IX. Adjournment:

With no further business to discuss or comments received, a motion was offered by Trustee Gomez, seconded by Trustee Giacomazza, to adjourn the meeting at 8:25PM.

ADOPTED AYES 5 Egan, Burek, Giacomazza, Gomez, Graziano
 NOES 0

Desiree Potvin, Village Clerk

**LOCAL LAW 5 OF 2020
VILLAGE OF WOODBURY**

**A LOCAL LAW AMENDING CHAPTER 310 (“ZONING”) OF THE CODE OF THE VILLAGE OF WOODBURY
AMENDING THE DEFINITION OF LOT AREA**

BE IT ENACTED by the Board of Trustees of the Village of Woodbury, Orange County, New York, as follows:

SECTION 1. PURPOSE

The Board of Trustees of the Village of Woodbury finds that it is reasonable and appropriate to update and amend Chapter 310 (“Zoning”) of the Village of Woodbury Code with respect to the calculation of lot area. This local law is determined to be an exercise of the police powers of the Village to protect the public health safety and general welfare of its residents.

SECTION 2. CHAPTER 310 (“ZONING”).

The definition of “coverage” contained in Section 310-2 is hereby amended to repeal the phrase “plot or”.

The definition of “lot area” contained in Section 310-2 is hereby amended as follows:

- i. The introductory sentence of Subdivision (2) is hereby repealed and replaced with: “For purposes of all residential and nonresidential uses or development, lot area shall be determined as follows:”
- ii. Subdivision (1) is hereby repealed.
- iii. Subdivisions (2), (3) and (4) shall be renumbered to (1), (2) and (3) respectfully.

SECTION 3. EXEMPTION

All projects that have completed the State Environmental Quality Review Act (“SEQRA”) process by receiving either a Negative Declaration or a Findings Statement from the Village of Woodbury Planning Board, and have such determination in effect on the date that this Local Law becomes effective, are exempt from this Local Law and may proceed under the prior applicable zoning law.

SECTION 4. SUPERSEDING PROVISION

To the extent that any State or local laws fail to provide specific authority for this Local Law or the procedures necessary for its adoption, or otherwise appear to be in conflict with this Local Law or the procedures followed for its adoption, then such laws are hereby superseded by this Local Law pursuant to New York Municipal Home Rule Law and the common law.

SECTION 5. SEVERABILITY

If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall be confined in its operation to the clause, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered, and the remaining provisions shall remain in full force and effect.

SECTION 6. EFFECTIVE DATE

This law shall take effect upon the filing of this Local Law with the New York Secretary of State in the manner provided for in the Municipal Home Rule Law.