

Minutes of the Virtual Village Board Meeting held on March 25, 2021 at 7:30PM

Present: Timothy Egan, Mayor  
Tara Burek, Andrew Giacomazza, Jesus Gomez and Christopher Graziano, Trustees  
Absent: None  
Also Present: Kelly Naughton, Attorney for the Village; Robert Weyant, Village Streets Superintendent;  
Michael Phillips, Water/Wastewater Administrator; Craig Brady, Zoning Board; Sandra  
Capriglione, Planning Board; Pasquale Prozzillo, Fire Chief

**I. Public Comment on Agenda Items Only:** *No public comments were received.*

**II. Administrative Business:**

a. Acceptance of Minutes:

Motion was offered by Trustee Burek, seconded by Trustee Gomez, to accept receipt of the minutes of the meeting held March 11, 2021.

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

b. Approval of Abstract:

Motion was offered by Trustee Giacomazza, seconded by Trustee Graziano, to approve Abstract 20 containing vouchers 201620 – 201686 and totaling \$225,444.76.

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

c. Fire Department Equipment Request:

Motion was offered by Trustee Burek, seconded by Trustee Graziano, to approve Fire Department Equipment Request 2021-10 totaling approximately \$3505.05 for the purchase of 25 firefighting hoods and 20 extrication gloves; Request 2021-11 totaling approximately \$56,181.96 for the purchase of seven SCBA packs and bottles, two portable scene lights, one thermal camera and four flashlights; Request 2021-12 totaling approximately \$24,503.00 for the purchase of five APX6000 UHF radios, three APX8000 all band radios, ten pager batteries and one gang charger for E522.

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

d. Fire Department Membership Changes:

Motion was offered by Trustee Giacomazza, seconded by Trustee Gomez, to approve changing the following individuals from “active” to “inactive” effective immediately as requested by Chief Prozzillo: Thomas Lakis and Brianna Wallace.

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

e. Advertise for Upcoming Expiring Terms – Planning and Zoning Board:

Motion was offered by Trustee Graziano, seconded by Trustee Gomez, to authorize the Village Clerk to advertise for letters of interest from individuals interested in volunteering for upcoming expiring terms on the Planning and Zoning Board. Letters will be accepted until 4PM on April 16, 2021.

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

### III. Old Business:

#### a. Schedule Site Visit – Pulver Fill Permit:

Mayor Egan stated this application was last discussed by the Board at the October 22, 2020 meeting. At which issues raised by Building Department and Village Engineer Lindsay were discussed. The applicant was seeking direction from the Board and Attorney Naughton had opined that not enough data was provided for the Board to begin the SEQRA process. There was also confusion about what type of harvesting was being done and whether it was for site clearing or for profit. Clarification was also being sought by the applicant regarding the buffer requirements. On March 10, 2021 correspondence was received from the Village Engineer stating the applicant has staked the site and believes they are ready for the Board to conduct a site visit. After discussion, a motion was offered by Trustee Burek, seconded by Trustee Giacomazza, to schedule a site visit to be held at 7PM on April 1, 2021.

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

#### b. Bond Return Request – Central Valley Property Management:

Mayor Egan stated a request was received from Steven Esposito, engineer for the applicant, for a bond reduction that was posted for this project. They are requesting the \$30,000 letter of credit be returned and the \$10,000 cash be retained until the remaining work can be completed. (NOTE – there was never a letter of credit posted – the entire amount was posted in cash). A letter was also received from the Village Engineer and the Building Department confirming the work that has been completing and recommending the bond reduction. Motion was offered by Trustee Gomez, seconded by Trustee Burek, to reduce the bond posted by Central Valley Property Management by \$30,000, pending confirmation that all outstanding consultant fees have been paid and all paperwork required to be filed has been done to the satisfaction of Attorney Naughton.

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

#### c. Merge Committees – Comprehensive Plan and Land Preservation:

Mayor Egan noted the Comprehensive Plan Review Committee was formed at the April 9, 2020 meeting and was to consist of five members of the public plus one representative from the Planning Board (Christopher Gerver) and one from the Zoning Board (Andrew Zoumas) with Trustee Graziano serving as Village Board Liaison. The Land Preservation Committee was formed at the April 23, 2020 meeting and was to consist of five members of the public plus one representative from the Planning Board (Sandra Capriglione) and one from the Zoning Board (Craig Brady) with Trustee Burek serving as Village Board Liaison. Due to vacancies that have occurred on both committees, the Board discussed merging the two into one. Therefore, a motion was offered by Trustee Gomez, seconded by Trustee Burek, to merge the Comprehensive Plan Review Committee and the Land Preservation Committee into one committee herein called “Comprehensive/Land Preservation Committee” and appoint the following individuals to serve: Sandra Capriglione (Planning Board representative), Craig Brady (Zoning Board representative), Robin Crouse, Andrew Zoumas, Neil Crouse, Rachel Bruce, Stephanie DeJesus, Dorothy Morris and Michael Coco. Both Trustee Graziano and Trustee Burek will serve as co-Liaisons for the Village Board.

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

d. Decision – Introductory Law 11 of 2020 – Bed/Breakfast and Boardinghouse Prohibition:

Mayor Egan stated the Board has reviewed the comments received on introductory Law 11 of 2020 and have created an entirely new law, which is being discussed later this evening. Therefore, a motion was offered by Trustee Giacomazza, seconded by Trustee Graziano, to not take action on Introductory Local Law 11 of 2020 which would have amended Chapter 310 (“Zoning”) of the Village Code to remove Bed-and-Breakfasts and Boardinghouses as permitted uses within the Village.

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

e. Adoption of Plan – Public Employer Health Emergency Response Plan:

Motion was offered by Trustee Graziano, seconded by Trustee Burek, to adopt the Village of Woodbury “Public Employer Health Emergency Response Plan” as required and developed in accordance with NYS 2020 Legislation S8617B/A10832. Mayor Egan noted a copy of the plan was provided to the employee’s union as required and no comments were received. He noted further this plan only pertains to employee staffing and work requirements in the event of a public health emergency.

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

**IV. New Business:**

a. Appointments to the Revitalization Committee:

Mayor Egan noted the Board created this Revitalization Committee at its December 10, 2020 meeting to consist of between nine and eleven members. Interviews were held on March 8 and March 15. Motion was offered by Trustee Burek, seconded by Trustee Graziano, to appoint the following individuals to serve on the Village of Woodbury Revitalization Committee: Kate Lucani, Eric Luding, Teresa Luongo, John Kelemen, Victoria Essig, Mary Porcu, Denice DeCunha, Kristen Behr, Beth Zoumas, Randi Brogan and Joseph Gianzero.

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

b. Appointment of Fire Department Recruiter:

Mayor Egan noted in August 2020 our grant writing consultant applied for and the Village was awarded a \$146,660 grant to fund the hiring of a coordinator that will run a volunteer recruitment and retention program. The goal will be to recruit 15 new volunteers over a two-year period, eight of which would be considered active. Funds can/will also be used to purchase and install electronic signage, personal protective equipment, develop media, create printed materials, provide for new member training, tuition assistance and reimbursement for books/lab fees. The Board solicited letters of interest for the recruiter positions and interviews were held on March 1, 2021, follow-up interviews were held March 22, 2021. This individual will be working closely with the Fire Chief and the Village Clerk to fill the grant requirements and submit the required documents as well. Motion was then offered by Trustee Gomez, seconded by Trustee Burek, to appoint Kate Luciani to the position of Fire Recruitment Coordinator per the requirement of the grant received from the United State Department of Homeland Security under the “Staffing for Adequate Fire and Emergency Response (SAFER)” program. This would be a two-year appointment and is paid according to the amount detailed in the grant submission (\$18,000 in year one, \$18,360 in year two). The appointment will be effective June 1, 2021.

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

c. Introductory Local Law 5 of 2021 – Bed & Breakfast Overlay District:

Motion was offered by Trustee Graziano, seconded by Trustee Burek, to introduce Introductory Local Law 5 of 2021 which would amend Village Code Chapter 310 (“Zoning”) to create a Bed-and-Breakfast Overlay Zoning District.

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

Motion was then offered by Trustee Giacomazza, seconded by Trustee Gomez, to declare the Village of Woodbury Board of Trustees as Lead Agency under SEQRA for this action.

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

Motion was then offered by Trustee Burek, seconded by Trustee Giacomazza, to type this as a Type 1 action under SEQRA (due to the total acreage involved).

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

Motion was then offered by Trustee Gomez, seconded by Trustee Giacomazza, to declare a negative declaration under SEQRA for this action.

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

Motion was then offered by Trustee Graziano, seconded by Trustee Gomez, to refer Introductory Local Law 5 of 2021 to the Woodbury Planning Board and County of Orange Planning Department.

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

Motion was then offered by Trustee Burek, seconded by Trustee Graziano, to schedule a public hearing to be held at 7:30PM on April 22, 2021 to entertain public comments on Introductory Local Law 5 of 2021.

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

d. Introductory Local Law 6 of 2021 – Publicity Fund:

Motion was offered by Trustee Burek, seconded by Trustee Gomez, to introduce Introductory Local Law 6 of 2021 which would create a new Chapter 59 of the Village Code entitled “Publicity Fund”.

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

Motion was then offered by Trustee Graziano, seconded by Trustee Giacomazza, to schedule a public hearing to be held at 7:30PM on April 8, 2021 to entertain public comments on Introductory Local Law 6 of 2021.

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

EXTRA ITEM – Shops at Woodbury Developers Agreement:

Attorney Naughton stated there have been discussions at Board meetings about a developer’s agreement for the Shops at Woodbury which is over by Melody Lane. She reminded the Board that in December it resolved to abandon the road and convey it to the developer subject to a number of items for substantial completion. Negotiations were held with the applicant and back and forth commenced. Before the Board this evening for consideration is the final document. Motion was then offered by

Trustee Graziano, seconded by Trustee Burek, to accept the developer's agreement and authorize the Mayor to sign it.

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

**V. Public Comment:**

Craig Brady asked for the status of the cable franchise agreement with Altice/Cablevision and if there will be a public hearing held in the future. Mayor Egan stated the agreement is still being worked on and documents are needed from Altice to be submitted to counsel for review.

**VI. Board Member/Department Comment:**

Mayor Egan noted early Tuesday morning the emergency services community responded to what will likely turn out to be one of the largest emergency responses in Rockland County history. Sadly, Jared Lloyd, a firefighter from Spring Valley Fire Department Columbian Engine Co. #1, was lost in the event. Firefighter Lloyd was first to arrive on scene, and ultimately became one of over 150 firefighters from four counties that responded. He saved multiple victims of the fire before going back in to continue searching for residents. Jared became trapped in the fire and was tragically killed in the line of duty. He was 35 years old and left behind a wife and two young boys. He noted our local emergency services volunteers sacrifice time from their families every day to serve our local community. They spend hundreds of hours training and obtaining necessary certifications in order to have the skills needed to do their jobs. They do all of this without compensation, but rather for a love of their community. Our local police department is out there side by side with EMS and fire serving our community as well. This week a police officer from Boulder, CO lost his life protecting others too. Officer Eric Talley responded to an active shooter situation in a grocery store and was tragically killed in the line of duty. These violent situations can happen in any community small or large. Fires occur every day and emergency responders, paid or not, answer that call every time. Next time you see police officer, fire fighter, paramedic or EMT, take a minute to say thank you. It means a lot to them and is the least we can all do. Jared Lloyd and Eric Talley served their communities with honor and died heroes. They both saved many lives earlier this week before giving the ultimate sacrifice anyone can give. He asked all to keep Jared and Officer Talley in your thoughts and prayers.

Trustee Graziano thanked all for attending the meeting this evening. He also recognized Clerk Potvin for the work she has been dedicating to the budget process – providing insight and analysis. He then thanked all the qualified candidates that applied for the Revitalization Committee. He noted the decision was hard to make and it was nice to see so many people willing to volunteer. He stated that with the warmer weather more people will be outside and he hopes that this, combined with the availability of vaccines, will return some semblance of normal to our lives. He then listed things that he looks forward to returning to normal. He then acknowledged his wife and the support and love he has for her and she for him.

Trustee Gomez thanked all for attending the meeting this evening. He also thanked the Department Heads and all the Village workers who do a phenomenal job for our community. He then urged that if you or someone in your immediate family feels sick to take the proper steps to get checked out right away. He also urged all to continue wearing their masks when they cannot social distance and respect the beliefs of others. He asked that all show kindness to each other and soon we will all be better off for it.

Trustee Burek thanked everyone for attending the meeting this evening. She noted it has been a tough week for volunteers and she never truly understood the level of commitment members of a volunteer fire service have until she met her husband who was a volunteer firefighter. She truly understands the passion for servicing the community and helping others. Volunteer firefighters sacrifice so much that others do not have too – missing family events and holidays whenever the pager sounds. Volunteers share a brother/sisterhood that rivals even the strongest of familial bonds when one of their own perishes in the line of duty. The loss of Firefighter Lloyd this past Tuesday is another reminder of the constant danger that awaits these volunteers. She expressed her thanks and gratitude to all volunteers.

Trustee Giacomazza announced his daughter turned 18 this week and he listed some memories. He then noted the anniversary of the passing of William McClennan is this week. He wished everyone a Happy Passover and thanked all for attending the meeting this evening.

Superintendent Weyant announced the Spring Electronic Drop-Off/Shedding event is scheduled for April 10 at the Highway Garage and will be from 8AM – Noon.

Chief Prozzillo stated in-person drills resumed two weeks ago and he thanked the Board for their support.

**VII. Adjournment:**

With no further business to discuss or comments received, a motion was offered by Trustee Gomez, seconded by Trustee Graziano, to adjourn the meeting at 8:10PM.

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

Desiree Potvin, Village Clerk

**Attorney/Client Session with Village Attorney**