

Minutes of the Village Board Meeting held at Town Hall on July 14, 2016 at 7PM

Present: Michael Queenan, Mayor
Neil Crouse, Timothy Egan, Thomas Flood and Anthony Mickolajczyk, Trustees
Absent: None
Also Present: Robert Weyant, Village Streets Superintendent; Sandra Capriglione, Planning Board

I. Public Hearing:

a. Offer of Dedication – Seaman Court:

A public hearing was held to entertain public comments on the dedication of Seaman Court for use and maintenance as a public street. The public notice was printed in the Times Herald Record on July 8, 2016 and the following comments were received:

Clerk Potvin noted correspondence was received from the Village Engineer with regards to funds currently held in escrow for this project. He suggests that the amount for the one-year maintenance bond be \$18,930 and that the inspections fees be held until all outstanding consultant fees are paid. After which, all remaining funds held over and above the maintenance bond amount should be returned.

With no further comments, motion was offered by Trustee Egan, seconded by Trustee Crouse, to close the public hearing.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Mickolajczyk
NOES 0

Motion was then offered by Trustee Crouse, seconded by Trustee Flood, to adopt the following resolution to accept deed and offer for road dedication for Seaman Court:

WHEREAS, Binyomin Herskowitz (“Owner”) is the owner of certain land known as Seaman Court, as described in Schedule “A” attached to this Resolution, and which lands are situate within the boundaries of the Village of Woodbury, and

WHEREAS, the Owner desires to convey to the Village of Woodbury fee title to Seaman Court, known as Section 201, Block 1, Lot 50.5 on the Village tax maps, and

WHEREAS, Seaman Court has been fully constructed and offered for dedication to the Village of Woodbury by the Owner, pursuant to the provisions of Article 6 of the New York State Village Law, and

WHEREAS, the Village Street Superintendent and Village Engineer have recommended acceptance of said parcel of land for highway purposes, and the related easements, subject to owner approval, and

WHEREAS, the Board of Trustees of the Village of Woodbury desires to accept the dedication of Seaman Court in consideration of the transportation needs and demands of the Village, and finding that it is in the best interest its residents,

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Woodbury that upon the satisfaction of the conditions noted below, the Board of Trustees agrees to accept the deed and offer of dedication for Seaman Court as described in the attached Schedule “A”, and related easements subject to owner approval, as described in the attached Schedule “B”, and authorizes the Mayor to execute any and all documentation necessary to accept such offer of dedication, and directs the Village Clerk to record the Offer, Deed and easements in the Orange County Clerk’s Office.

CONDITIONS:

1. The Owner shall provide a copy of the latest title report in his possession for the property to the Board of Trustees.
2. The Owner shall pay any and all outstanding taxes on the property.

BE IT FURTHER RESOLVED THAT the closing in connection with this acceptance shall take place within 120 days from the date of this Resolution. Should the closing fail to take place within 120 days

from the date of this Resolution, this Resolution shall be null and void, unless the Board of Trustees, by resolution, grants an extension for such closing to take place.

Schedule A - Description of Seaman Court

ALL that certain plot, piece or parcel of land, situate, lying and being in the Village of Woodbury, Town of Woodbury, County of Orange and State of New York that is shown and designated on a subdivision plat called "Vineyards at Woodbury" which was filed in the Orange County Clerk's Office on April 28, 2005 as Map No. 373-05 as Seaman Court, and which said street is more particularly described as follows:

BEGINNING at a point on the westerly line of Route 32 at the northerly end of the curve connecting it with the northerly line of Seaman Court; running thence:

- Along said westerly line S 09°25'46" W a distance of 110.00 feet; thence:
- Northwesterly along a curve to the left with a radius of 30.00 feet and an arc length of 47.12 feet; thence:
- N 80°34'14" W a distance of 56.70 feet; thence:
- Along a curve to the right with a radius of 250.00 feet and an arc length of 328.99 feet; thence
- Along a reverse curve to the left with a radius of 30.00 feet and an arc length of 28.54 feet; thence
- Along a reverse curve to the right with a radius of 70.00 feet and an arc length of 358.19 feet; thence
- Along a reverse curve to the left with a radius of 30.00 feet and an arc length of 31.43 feet; thence
- Along a compound curve to the left with a radius of 200.00 feet and an arc length of 258.48 feet; thence
- S 80°34'14" E a distance of 56.70 feet; thence
- Along a curve to the left with a radius of 30.00 feet and an arc length of 47.12 feet to the point or place of BEGINNING.

Schedule B - Description of Drainage and Snow Storage Easement

An easement for drainage and snow that is shown and designated on a subdivision plat called "Vineyards at Woodbury" which was filed in the Orange County Clerk's Office on April 28, 2005 as Map No. 373-05, and which easement is more particularly described as follows:

BEGINNING at a point on the cul-de-sac of Seaman Court, where it is intersected by the dividing line between Lot 1 and Lot 2 on the filed map referenced below; running thence:

- Along said cul-de-sac southerly along a curve to the left with a radius of 70.00 feet and an arc length of 15.12 feet; thence:
- N 28°51'10" W a distance of 20.00 feet; thence
- N 61°08'50" E a distance of 30.00 feet; thence
- S 28°51'10" E a distance of 20.00 feet; thence
- Along said cul-de-sac southerly along a curve to the left with a radius of 70.00 feet and an arc length of 15.12 feet to the point or place of BEGINNING.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Mickolajczyk
 NOES 0

II. Administrative Business:

a. Acceptance of Minutes:

Motion was offered by Trustee Flood, seconded by Trustee Egan, to accept the minutes of the regular meeting held June 23, 2016.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Mickolajczyk
 NOES 0

b. Approval of Abstract:

Motion was offered by Trustee Mickolajczyk, seconded by Trustee Crouse, to approve Abstract 3 containing vouchers 160189 - 160313 (voided voucher 160243 and 160244, check 14724) and totaling \$323,093.13.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Mickolajczyk
 NOES 0

c. Approval of Budget Modifications:

Motion was offered by Trustee Egan, seconded by Trustee Flood, to approve a modification to the Fiscal Year 2015/2016 budget of the General Fund as follows:

Village Board - Totaling \$280 - increasing A1010.411 (VB - Office Supplies) by \$280 and decreasing A1010.403 (VB - Videographer) by \$280;

Mayor - Totaling \$19 - increasing A1210.430 (Mayor - Trans/Travel) by \$19 and decreasing A1210.444 (Mayor - School/Dues) by \$19;

Village Clerk/Treasurer/Registrar - Totaling \$1244 - increasing A1410.100 (VC - Personal Serv) by \$48, A1410.401 (FOIL Copies) by \$141, A1410.411 (VC - Office Supplies) by \$15, A4020.100 (Vital Statistics) by \$1040, A1603 (Vital Statistics) by \$1040 and decreasing A1410.435 (VC - Law Book Suppl) by \$204;

Consultants - Totaling \$92,212 - increasing A1420.401 (Attorney - Contract) by \$35,825, A420.403 (Attorney - ZBA) by \$10,401, A1420.405 (Annexation - Litigation) by \$44,881, A1440.402 (Engineer - PB) by \$475, A1440.412 (Planner - PB) by \$630 and decreasing A1440.401 (Engineer - Contract) by \$12,112, A9010.800 (NYS Retirement) by \$80,100;

General Government - Totaling \$27,199 - increasing A1610.401 (Gen - Telephone) by \$695, A1610.406 (Gen - Build/Grounds) by \$15,579, A1610.407 (Gen - Heat/Air Use/Rep) by \$10,077, A1670.402 (Central Postage) by \$465, A1920.400 (Municipal Assoc Dues) by \$383 and decreasing A1910.400 (Unallocated Insurance) by \$27,199;

Fire Department - Totaling \$53,063 - increasing A3410.209 (FD - Turnout Gear) by \$1590, A3410.401 (FD - Telephone) by \$214, A3410.448 (FD - Operations) by \$1857, A3410.453 (FD - Vehicle Repair) by \$49,402 and decreasing A3410.201 (FD - Equip - Long Term) by \$4235, A3410.202 (FD - Equip - Short Term) by \$6010, A3410.207 (FD - SCBA Replace) by \$14,181, A3410.416 (FD - Uniform/Access) by \$4730, A3410.419 (FD - Radio Serv/Rep) by \$5960, A3410.421 (FD - Chief Gen Exp) by \$2430, A3410.422 (FD - Parade/Inspect Din) by \$3365, A3410.452 (FD - Gasoline) by \$12,152;

Building Department - Totaling \$3927 - increasing A3620.101 (BD - Comp Absences) by \$2210, A3620.200 (BD - Equipment) by \$1717 and decreasing A3620.100 (BD - Personal Serv) by \$3927;

Highway - Totaling \$72,585 - increasing A5010.401 (HD - Telephone) by \$424, A5010.402 (HD - Electricity) by \$170, A5010.404 (HD - Water Bills) by \$178, A5010.411 (HD - Office Supplies) by \$89, A5010.416 (HD - Uniforms) by \$859, A5010.418 (HD - Radio Rental) by \$688, A5010.420 (HD - Electronic Coll) by \$2556, A5010.423 (HD - Safety Equip) by \$1762, A5010.438 (HD - Main of Build) by \$835, A5010.471 (HD - Medical Supplies) by \$342, A5110.451 (HD - Tools/Inside) by \$3900, A5110.469 (HD - Drainage Pipe) by \$4906, A5110.470 (HD - Road Oil) by \$14,053, A5130.417 (HD - Flares/Oxygen) by \$1076, A5130.447 (HD - Truck Parts/Rep) by \$14,797, A5130.450 (HD - Nuts/Bolts) by \$460, A5130.451 (HD - Tools/Outside) by \$73, A5130.454 (HD - Oil/Lubrication) by \$3636, A5140.425 (HD - Grounds/Weed) by \$2070, A5142.200 (HD - Equip - Snow) by \$15,214, A5142.466 (HD - Salt/Liquid Cal)

by \$4497 and decreasing A5010.101 (HD - Personal Serv) by \$9450, A5110.101 (HD - Personal Serv) by \$59,865, A5110.465 (HD - Blacktop) by \$3270;

Escrow Payments - Totaling \$236,722 - increasing A8020.400 (Escrow Payments) by \$236,722 and A2116 (Escrow Deposits) by \$236,722;

Employee Benefits - Totaling \$13,677 - increasing A9060.801 (Hospitalization) by \$13,677 and decreasing A9040.800 (Workers Comp) by \$13,677;

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Mickolajczyk
NOES 0

Motion was then offered by Trustee Egan, seconded by Trustee Crouse, to approve a modification to the Fiscal Year 2015/2016 budget of the Water/Sewer Funds as follows:

Consolidated Water - Totaling \$5861 - increasing FC8310.101 (Compensated Abs) by \$2246, FC8310.401 (Telephone/Alarm) by \$374, FC8310.403 (Heating Oil/Gas) by \$1798, FC8310.417 (Cellular Phone) by \$256, FC8310.445 (New Meters) by \$1187 and decreasing FC8310.100 (Personal Service) by \$5861;

Consolidated Sewer – Totaling \$802,001 - increasing GC8110.101 (Compensated Abs) by \$2246, GC8110.401 (Telephone/Alarm) by \$374, GC8110.404 (Water Bills) by \$60, GC8110.409 (Manhole Risers) by \$274, GC8110.417 (Cellular Phones) by \$256, GC8110.426 (Chemical Supply) by \$21,008, GC8110.437 (Special Projects) by \$535,878, GC8110.440 (OC Sewer Cap Fund) by \$241,183, GC8110.444 (Schools/Dues) by \$722 and decreasing GC1930.400 (Judgment/Claims) by \$7801, GC1980.400 (MTA Payroll Tax) by \$1000, GC8110.100 (Personal Services) by \$47,290, GC8110.200 (Equipment) by \$6610, GC8110.201 (Equipment – Pumps) by \$11,560, GC8110.402 (Electric) by \$21,940, GC8110.403 (Heating Oil/Gas) by \$630, GC8110.406 (Buildings Main/Supp) by \$2080, GC8110.411 (Office Supplies) by \$500, GC8110.412 (Postage) by \$100, GC8110.413 (Labor Attorney) by \$2000, GC8110.414 (Attorney) by \$2000, GC8110.415 (Engineering) by \$1360, GC8110.416 (Uniforms) by \$460, GC8110.423 (Safety Equipment) by \$170, GC8110.438 (Operations/Main) by \$12,270, GC8110.439 (OC Sewer District) by \$183,590, GC8110.441 (Sludge Removal) by \$850, GC8110.443 (I & I Repairs) by \$7070, GC8110.452 (Vehicle Fuel) by \$7040, GC8110.453 (Vehicle Repairs) by \$300, GC8110.464 (Generator Fuel) by \$1870, GC8110.466 (Generator Service) by \$1650, GC8110.481 (Sewer Lease) by \$2170, GC9010.800 (State Retirement) by \$20,280, GC9030.800 (Social Security/FICA) by \$3390, GC9050.800 (Unemployment Ins) by \$990, GC9060.801 (Hospital/Medical) by \$13,790, GC9060.802 (Dental) by \$3090, GC9089.800 (Optical) by \$200 and increasing GC5031 (Interfund Transfer) by \$18,240, GC909 (Fund Balance) by \$418,710;

Brigadoon Sewer – Totaling \$7127 - increasing GB8110.415 (Engineer) by \$7074, GB8110.466 (Generator Service) by \$53 and decreasing GB8110.100 (Personal Service) by \$7127;

Valley Forge Sewer – Totaling \$286 - increasing GV8110.466 (Generator Service) by \$286 and decreasing GV8110.464 (Generator Fuel) by \$286.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Mickolajczyk
NOES 0

Motion was then offered by Trustee Egan, seconded by Trustee Crouse, to approve a modification to the Fiscal Year 2016/2017 budget of the Highway Department by increasing A5110.407 (Traffic Control) by \$5000 and decreasing A5110.465 (Blacktop) by \$5000.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Mickolajczyk
NOES 0

d. Fire Department Equipment Requests:

Trustee Crouse inquired as to whether the items being requested are "wants" or "needs". Trustee Egan noted that there have been electrical issues with Truck 522 due to the amount of power the current lights need to operate. The LED lights will use less power, will avoid any further electrical

issues and will make the vehicle more visible and up to OSHA standards. The new Chief's vehicle needs the lights requested due to the vehicle currently having low visibility on the highway in the rear and front. Currently there is only a yellow arrow stick on the vehicle, which is not sufficient for safety. Trustee Egan noted this is his field of expertise and completely agrees with the requests submitted. Motion was offered by Trustee Egan, seconded by Trustee Mickolajczyk, to approve Fire Department Equipment Request 2016-18 totaling approximately \$9447.15 to upgrade Truck 522 emergency and scene lighting to increase warning power, visibility and electrical system service lift and Request 2016-19 totaling approximately \$1369.20 for the purchase of safety lights for the new Chief's car.

ADOPTED AYES 4 Queenan, Egan, Flood, Mickolajczyk
 ABSTAIN 1 Crouse

Trustee Crouse stated he is abstaining because he questions whether this is a requirement.

e. Fire Department Membership:

Motion was offered by Trustee Egan, seconded by Trustee Flood, to accept the application from Dilshod Akhatov to the Central Valley Fire Company.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Mickolajczyk
 NOES 0

III. Old Business: *There was no old business to discuss.*

IV. New Business:

a. Waiver for Public Assembly Fee – Lion's Club Annual Community Yard Sale:

Motion was offered by Trustee Crouse, seconded by Trustee Mickolajczyk, to waive the public assembly fee for the Woodbury Lions Club annual community yard sale scheduled for September 17, 2016 at the St Patrick's Church parking lot.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Mickolajczyk
 NOES 0

b. Use of Building Request:

Motion was offered by Trustee Egan, seconded by Trustee Flood, to approve the request to use the meeting room on August 7, 2016 by fireman Michael Hanson from 1PM - 6PM.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Mickolajczyk
 NOES 0

c. Renewal IT Services Contract – PC Surgeon:

Motion was offered by Trustee Egan, seconded by Trustee Mickolajczyk, to authorize the Mayor to purchase a 40 hour block of IT services from PC Surgeon at a cost of \$3400. It was noted that the last time this block was purchased was June 2012.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Mickolajczyk
 NOES 0

Trustee Egan stated he has reviewed the contract and believes it is very competitive and fair rate.

V. Public Comment:

Christine DerOhannesian stated the petition to require a vote on the borrowing of \$9 million was turned in today and asked what the next step in the process is. Mayor Queenan stated the issue should be addressed to the Town Board.

Ben Meyers congratulated the Highland Mills Fire Company for the tremendous Independence Day fireworks celebration. He also acknowledged Superintendent Weyant for the success of the "Touch a Truck" event. He feels the entire evening was a great event for families and the community.

VI. Board Member/Department Comments:

Mayor Queenan requested residents with automatic lawn watering devices to please only water their lawns three times per week to help conserve water. This will hopefully help to avoid the need to impose a restriction.

VII. Adjournment:

With no further business to discuss or comments received, a motion was offered by Trustee Crouse, seconded by Trustee Egan, to adjourn the meeting at 7:15PM.

ADOPTED AYES 5 Queenan, Crouse, Egan, Flood, Mickolajczyk
 NOES 0

Desiree Potvin, Village Clerk