

Minutes of the Village Board Meeting held on March 12, 2020 at 7:30PM

Present: Timothy Egan, Mayor
Tara Burek, Andrew Giacomazza, Jesus Gomez and Christopher Graziano
Absent: None
Also Present: Robert Weyant, Village Streets Superintendent; Michael Phillips, Water/Wastewater Administrator; Richard Cataggio, Planning Board

I. Public Comment on Agenda Items Only

Maria Hunter stated the Board plans to vote this evening on Introductory Local Law 5 of 2018 regarding senior housing zoning. She hopes each member takes into consideration the single lot closest to the bank since there is no knowledge of what is planned for it.

II. Administrative Business:

a. Acceptance of Minutes:

Motion was offered by Trustee Gomez, seconded by Trustee Giacomazza, to accept receipt of the minutes of the meeting held February 26, 2020.

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

b. Approval of Abstract:

Motion was offered by Trustee Graziano, seconded by Trustee Burek, to approve Abstract 19 containing vouchers 191576 – 191692 and totaling \$100,089.98.

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

III. Old Business:

a. VOTE – Introductory Local Law 5 of 2018 – Senior Housing Zone Change:

Mayor Egan stated several written comments were received during the period established by the Board at a previous meeting. Based upon the numerous negative comments about this project, he offered a motion, which was seconded by Trustee Giacomazza, for the Board of Trustees to no longer entertain the Highland Mills Center Group, LLC and Lakeside Affiliates, LLC petition at this time.

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

b. Acceptance of Auction Results – Surplus Equipment:

The auction closed at 8PM on March 11 and the results are printed at the end of these meeting minutes (before the worksession notes). Motion was offered by Trustee Giacomazza, seconded by Trustee Graziano, to accept the auction results and approval the sale of the surplus equipment to the highest bidders.

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

IV. New Business:

a. Schedule Public Hearing – FY2020/2021 Preliminary Budget:

Motion was offered by Councilman Burke, seconded by Trustee Gomez, to schedule a public hearing to be held on March 26, 2020 at 7:30PM to entertain public comments on the Fiscal Year 2020/2021 Preliminary Budget.

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

b. Agreement – Landscaping Maintenance – Route 32/Woodbury Common:

Motion was offered by Trustee Giacomazza, seconded by Trustee Burek, to adopt the following resolution granting authority to the State of New York to construct landscaping on the NY Route 32 raised landscaped median on NY Route 17 at Exit 131 project, and agreeing to subsequently maintain, and repair such landscaping features:

WHEREAS, the New York State Department of Transportation proposes the reconstruction of the interchange of NY Route 17, US Route 6, and NY Route 32 at Exit 131 project in the Village of Woodbury located in Orange County, PIN 8006.84, and

WHEREAS, the Village of Woodbury approves of such project and desires to have landscaping features incorporated/included on the project, and

WHEREAS, the State of New York will include as part of the above-mentioned project, to provide at no cost to the Village, landscaping feature items including: raised median(s), planting bed(s), and plant materials, pursuant to Section 10, Subdivisions 27 and 35 of the State Highway Law, as shown on the contract plans relating to the project and meeting the requirements of the State, and

WHEREAS, the Village of Woodbury has agreed to maintain such landscaping features constructed as a part of this project, for a period of at least 30 years,

NOW, THEREFORE, BE IT

RESOLVED, that the Village of Woodbury approves of the addition of the above landscaping features to the project and that the State of New York will include landscape features within this construction project, and

BE IT FURTHER RESOLVED that the Village of Woodbury shall maintain or cause to be maintained, such landscaping features within the Village of Woodbury for a period of at least 30 years in accordance with the accompanying Landscape Maintenance Agreement, and

BE IT FURTHER RESOLVED that Mayor Timothy Egan is hereby authorized by the Village Board of Trustees to enter into and execute the accompanying Landscape Maintenance Agreement with the State of New York and through the Commissioner of Transportation to maintain these landscaping features on the above identified project as it relates to the Village of Woodbury, and

BE IT FURTHER RESOLVED that the Village Clerk of the Village of Woodbury is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation, and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

ADOPTED BY ROLL CALL AS FOLLOWS:

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

c. Advertise for Expiring Terms – Planning and Zoning Board Seats:

Motion was offered by Trustee Graziano, seconded by Trustee Gomez, to authorize the Village Clerk to advertise for upcoming expiring terms on the Planning Board and the Zoning Board of Appeals. Letters of interest are due by close of business on April 3, 2020.

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

d. Introduction of Local Law – Zoning: Zone Change Request Procedure:

Motion was offered by Trustee Burek, seconded by Trustee Giacomazza, to introduce Introductory Local Law 2 of 2020 which will amend Chapter 310 of the Village Code entitled “Zoning” to clarify and modify the procedure for amendments to the Zoning Code and the Zoning Map.

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

Motion was then offered by Trustee Giacomazza, seconded by Trustee Graziano, to refer Introductory Local Law 2 of 2020 to the Woodbury Planning Board for comments and to the County of Orange pursuant to General Municipal Law 239-m.

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

Motion was then offered by Trustee Giacomazza, seconded by Trustee Gomez, to schedule a public hearing to be held on April 23, 2020 at 7:30PM to entertain public comments on Introductory Local Law 2 of 2020.

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

Mayor Egan noted Attorney Golden has advised the Board that no SEQRA action is required for this introductory local law.

e. Introduction of Local Law – Zoning: Minor Subdivisions:

Motion was offered by Trustee Gomez, seconded by Trustee Giacomazza, to introduce Introductory Local Law 3 of 2020 which will amend Chapter 272 of the Village Code entitled “Subdivision of Land” to update the procedure for the review of minor subdivisions.

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

Motion was then offered by Trustee Graziano, seconded by Trustee Burek, to schedule a public hearing to be held on March 26, 2020 at 7:30PM to entertain public comments on Introductory Local Law 3 of 2020.

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

Mayor Egan noted Attorney Golden has advised the Board that no SEQRA action or referrals are required for this introductory local law.

EXTRA ITEM – Schedule Public Hearing – Introductory Local Law to Repeal Local Law 1 of 2020:

Motion was offered by Trustee Burek, seconded by Trustee Gomez, to introduce Introductory Local Law 4 of 2020 which will repeal adopted Local Law 1 of 2020 entitled “A Local Law to override the tax levy limit established in General Municipal Law 3-C” which was previously adopted on February 27, 2020.

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

Motion was then offered by Trustee Giacomazza, seconded by Trustee Gomez, to schedule a public hearing to be held on March 26, 2020 at 7:30PM to entertain public comments on Introductory Local Law 4 of 2020.

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

V. Public Comment:

Richard Cataggio asked if the Village has made any plans if the Corona Virus (COVID-19) should turn into a pandemic in Woodbury. Mayor Egan stated he is in constant contact with the Orange County Health Commissioner and getting frequent updates on the issue. The best advice we can give is to avoid close contact with anyone sick and to continually wash your hand with soap and water. If you are sick stay home – do not go to work, school or shopping – and quarantine yourself, even from your pets. The primary symptoms of this virus is coughing, sneezing and fever. There is a lot of literature out there and he advised you get sourced facts regarding your healthcare. Mr. Cataggio stated he is happy to hear that the Mayor is educated on this issue.

Maria Hunter noted the Town Board will be holding two informational sessions regarding the plans on the timeline for the upcoming remodel of the Central Valley Pool. One will be held on March 31, 6PM-8PM at the Senior Center and the other on April 4, 10Am-Noon at the Community Center.

VI. Board Member/Department Comment:

Mayor Egan stated he is very happy that the Village Board worked hard to keep the budget under the 1.78% tax cap imposed by the State. He feels that a fiscally responsible budget is being put forth and it will be discussed at the next meeting during the public hearing.

Trustee Graziano thanked all that attended the meeting this evening. He urged everyone to not panic and take care of one another during this health crisis that the world is facing.

Trustee Gomez asked that everyone be considerate to each other – noting it is not necessary to overstock on essentials so there is enough for everyone that needs it. He stressed that everyone should not panic, wash their hands and be safe. He also thanked all for attending this evening.

Trustee Burek stated with the health concern comes a higher risk of cyber attacks by entities claiming to be trusted sources and when you click on their email your computer becomes infected with ransomware. She feels this is very unfortunate and urged everyone to take extreme caution. She then noted that March is International Women Recognition Month and she provided so facts about women in the workplace. She urged all to celebrate the women in their lives and that a moment to recognize them.

Trustee Giacomazza stated he believe the St. Patrick’s upcoming dinner/dance has been canceled. He spoke to representatives from the NY Blood Center and there are no plans to cancel the blood drive scheduled for March 21. They told him they are in desperate need of blood now and they will be taking extra precautions to sterilize their environment even more than they already do. He noted this inaugural event is being held in honor of Michael Hanson, who was a wonderful person. He then stated that those that know him know that he is very protective of the job he has been elected to serve. He will defend all current and former employees/officers of the Village against those that accuse them or running amok. It has recently been brought to his attention that there is an individual stating

that there have been wrong doings done by previous Board members and a current employee. There is no proof to this accusation and he will be pursuing legal action against the individual as statement made was a very strong accusation of wrongdoing. He will not stand for this and plans to discuss it with the Attorney for the Village at the next attorney/client session. He wants to the people that work for the Village, and ones that used to, to know he has their backs.

Clerk Potvin noted the Lions Club has collected over 100 pounds of plastic thus far and asked the public to continue to participate in the program.

VII. Adjournment:

With no further comments received, a motion was offered by Trustee Giacomazza, seconded by Trustee Gomez, to adjourn the meeting at 7:55PM.

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

Desiree Potvin, Village Clerk

Lot #		Type	Qty	LotPrice
Sold (11)				
1	2001 Ford F350 Super Duty XLT. VIN: 3FTSX31F91MA86156. Body: Supercab 2D. Engine: 7.3L Power Stroke V8 Diesel. Mileage: 160,947. Knapheide utility	One Lot	1	3,800.00
2	2002 Ford F550 Super Duty XL Dump Truck 4X4. VIN: 1FDAF57F92EC49795. Body: Regular Cab. Engine: 7.3L V8 Diesel. Mileage: 91,731. Runs & drives. New body installed	One Lot	1	7,600.00
3	Hood for 2017 International 7600.	One Lot	1	110.00
4	1993 Hiniker sander, SN: 20-0035-101. Operational. Complete rebuild done in 2015.	One Lot	1	500.00
5	Everest butterfly plow.	One Lot	1	1,300.00
6	2015 Firestone T819 tire, size 12R 22.5 16PR.	One Lot	1	1.00
7	Two 2014 Michelin XDE M/S tires, size 11R22.5.	One Lot	1	1.00
8	2008 Goodyear G287 MSA & G124 tires, size 12R22.5.	One Lot	1	1.00
9	2008 Chevrolet Silverado 3500 HD. VIN: 1GBJK34K88E215866. Body: Regular Cab 2D. Engine: Vortec 6.0L V8. Mileage: 72,597. Runs & drives. Reading	One Lot	1	10,600.00
10	2012 Ford F350 Super Duty 4X4. VIN: 1FTRF3B64CEA22096. Body: Regular Cab 2D. Engine: 6.2L V8. Mileage: 87,857. Runs & drives. Truck bed needs to be	One Lot	1	8,200.00
11	Alos Z40 Microfilm & Microfiche Scanner. Includes Alos roll film carrier, model 53.	One Lot	1	3.00

8PM - Worksession with Planner – Discussion of Zoning Issues/Concerns:

The Mayor introduced Valerie Monastra to the Board. He stated that she was here to speak about the current Comprehensive Plan and to explain the difference between the process of developing a new Comprehensive Plan and amending the current Comprehensive Plan.

Ms. Monastra spoke about the 2011 Comprehensive Plan and its overall goals and how a community usually determines if there is a need for a new Comprehensive Plan or to update the existing one by first assessing if the current Comprehensive Plan is still accurate and applicable.

The Board inquired if the Village could undertake zoning amendments without a new Comprehensive Plan and Ms. Monastra explained that the Village can undertake zoning changes as long as they are consistent with the Comprehensive Plan. If they are not, then the Village would need to amend the Comprehensive Plan, similar to what the Village completed last year with the Hotel Overlay District. The Board wanted to know if they could undertake an open space study without updating the Plan. They also noted that some community members thought the Village should repeal the current Comprehensive Plan. Ms. Monastra explained that is not wise because the Comprehensive Plan provides a framework and a vision and if there is a suit against the Village the Plan provides the courts the vision of the community.

The Board was interested in developing an open space land trust and wanted to know more about the beginning steps to do so. Ms. Monastra explained that it would be best to undertake a study of available open space and identify areas where open space preservation is needed. Other options include studying larger parcels to identify areas where conservation easements or open space dedication would be applicable under development reviews. The Village could look at incorporating zoning changes to preserve open space.

The Board spoke about their interest in creating a Comprehensive Plan review committee to see if the recommendations and goals in the current Plan are still applicable to today. They asked Ms. Monastra how best to go about it and who should be on the committee. Ms. Monastra said she would send them some guidelines to consider for the committee.