

Minutes of the Village Board Meeting held at the Highland Mills Firehouse, 455 Route 32, Highland Mills, New York on June 24, 2008 at 7:30PM

Present: Stephanie Berean-Weeks, Mayor  
Neil Crouse, Richard Jackson, Patrick Kinney and Joann Stabile, Trustee  
Also Present: Kelly Naughton, Attorney for the Village; Dennis Lindsay, Engineer for the Village; Peter Stabile, Town Highway Superintendent; William McClennan, Water/Sewer Superintendent; Dominick Prozzillo, Fire Chief

## **I. Administrative Business:**

### **a. Acceptance of Minutes:**

Motion was offered by Mayor Berean-Weeks, seconded by Trustee Jackson, to accept the minutes of the regular meeting held June 10, 2008.

**ADOPTED** AYES 5 Berean-Weeks, Crouse, Jackson, Kinney, Stabile  
NOES 0

### **b. Approval of Abstract:**

Motion was offered by Trustee Crouse, seconded by Mayor Berean-Weeks, to approve Abstract 2, Vouchers #20080104 - #20080145, totaling \$62,868.66.

**ADOPTED** AYES 5 Berean-Weeks, Crouse, Jackson, Kinney, Stabile  
NOES 0

### **c. Schedule Worksession – Codebook Review:**

Motion was offered by Trustee Kinney, seconded by Trustee Stabile, to schedule special worksessions for July 2 and 9, 2008 at 7:00PM at the Highland Mills Firehouse to discuss and review the proposed Code of the Village of Woodbury.

**ADOPTED** AYES 5 Berean-Weeks, Crouse, Jackson, Kinney, Stabile  
NOES 0

### **d. Approval of Temporary Road Closure – Park Avenue:**

Motion was offered by Trustee Crouse, seconded by Mayor Berean-Weeks, to approve the temporary closure of Park Avenue on July 19, 2008 (raindate July 26) from 11AM to 11PM between Hollis Street and Route 32 for the residents there to conduct a block party.

**ADOPTED** AYES 5 Berean-Weeks, Crouse, Jackson, Kinney, Stabile  
NOES 0

## **II. Old Business:**

### **a. Discussion/Schedule Hearing – Sign Ordinance:**

A discussion was held regarding a revised draft of the sign ordinance prepared by Trustees Crouse and Kinney. After review and discussion, a motion was offered by Mayor Berean-Weeks, seconded by Trustee Stabile, to schedule a public hearing on July 22, 2008 at 7:30PM at the Highland Mills Firehouse to entertain public comments on the amendment to the Code of the Village of Woodbury by repealing Section 310-30 entitled “Signs : Penalties” and replacing Section 310-30 with a new ordinance entitled “Signs”.

**ADOPTED** AYES 5 Berean-Weeks, Crouse, Jackson, Kinney, Stabile

## NOES 0

A lengthy discussion was had between Trustees Crouse and Stabile regarding portions of the draft Sign Law. Engineer Lindsay stated that he will research the Marquee Sign size and will discuss this with Building Inspector Thomasberger.

b. Discussion – Public Assembly Ordinance:

Discussion was tabled until July 8, 2008.

c. Discussion/Review - Employee Manual/Handbook:

Mayor Berean-Weeks stated this item will be tabled until a future meeting.

### **III. New Business:**

a. Equipment Requests – Fire Department:

Equipment Requisition 2008-07 : Ford 550 Brush Truck:

Chief Prozzillo presented specifications for the board members to review. Attorney Naughton stated she will research the procedure to be followed for soliciting bids for a demo brush truck.

Equipment Request 2008-08 : Various Equipment:

Chief Prozzillo explained to the Board what a “5 Bag Lift Set” and “Master Controller” was. He also said that the current one is 15 years old and currently out of commission. Mayor Berean-Weeks said she would like to consult with the Village Treasurer to make sure money is available in the budget.

b. Petition – Restrictive Parking on Morgan Court:

A petition was received from the residents of Morgan Court containing eleven signatures that states “We the residents of Morgan Court in the Village of Woodbury, County of Orange, do hereby draft and place our signatures on this petition to request that the Town and/or Village place no parking signs on our street. The hours targeted should be: Mon-Fri: 8AM to 3PM, September through June. This request has been warranted by the number of student vehicles parked on our street, littering our block and creating a general disturbance which is adversely affecting our right to enjoy our homes and privacy. These vehicles present a danger to the young children on our block in that they are speeding up and down the block as well as creating a nuisance to the undersigned residents.” Highway Superintendent Stabile submitted a letter stating he agrees there is a need for the restriction but warned it would be for all vehicles (including the residents of Morgan Court) and cannot be restricted to just students. Attorney Naughton stated she will draft a local law regarding amending the Code to provide for this parking restriction. Mayor Berean-Weeks said she will contact school authorities regarding this issue and then will move forward to schedule a public hearing.

c. Consolidation of Capital Reserve Funds:

A request has been received from Water/Superintendent McClennan to consolidated some of the capital reserve funds that are no longer needed. Based on General Municipal Law Section 6-c(9), this is permitted subject to a permissive referendum. The following reserve accounts are being requested to be combined:

Dissolve GV Tap-In Reserve into GV Equipment Reserve  
Dissolve GC Tap-In Reserve into GC Equipment Reserve  
Dissolve FC Tap-In Reserve into FC Equipment Reserve

It was noted that the accounts being closed will remain within the same tax base, as required by General Municipal Law. Attorney Naughton will research the legality of doing this. This will be discussed again at the July 8, 2008 meeting.

d. Waiver of Fire Permit Fee – Woodbury Fire Department:

Motion was offered by Mayor Berean-Weeks, seconded by Trustee Stabile, to waive the fire permit fee for the Woodbury Fire Department for their fireworks display scheduled for July 5, 2008.

**ADOPTED** AYES 5        Berean-Weeks, Crouse, Jackson, Kinney, Stabile  
                 NOES 0

e. Resolution – Support State Increased Fund for Fire Training:

A request was received from the Firemen’s Association of the State of New York requesting support from local municipalities for a bill to be passed before the State Legislature. Therefore, a motion was offered by Mayor Berean-Weeks seconded by Trustee Crouse, to adopt the following resolution requesting the Governor and the State Legislature to increase the funding for firefighter training in order to establish a realistic funding base to ensure the delivery of the fire services protection within New York State:

**WHEREAS**, The Firemen’s Association of the State of New York (hereinafter, FASNY) has identified the need for volunteer firefighters in order to deliver fire service protection and save the residents of New York State billions of dollars each year; and

**WHEREAS**, FASNY has identified the shortage of trained emergency response personnel and the initial training of new firefighters is crucial in developing enthusiastic, proficient and safety conscious volunteers; and

**WHEREAS**, the State of New York has an obligation to train existing firefighters in advanced level training to advance the skills and knowledge of the New York Fire Service annually; and

**WHEREAS**, the New York State Office of Fire Prevention and Control (“OFPC”) operates the sole training program which provides such initial firefighter training programs; and

**WHEREAS**, the current OFPC resource assignments are insufficient to support this level of training; and the current New York State budget will reduce the number of hours the OFPC Training section will be able to provide for training; and it has been identified that there is a significant shortfall within the OFPC budget to provide sufficient training funds to support the States need for the annual fire training program; and

**WHEREAS**, the basis for all levels of emergency response within the State of New York depend on well trained Volunteer Fire and EMS service.

**NOW THEREFORE, BE IT**

**RESOLVED**, the Firemen’s Association of the State of New York memorializes New York State to immediately increase the field training budget for the Office of Fire Prevention and Control by a minimum of \$800,000 to meet all of the needs of the State Fire Training Program; and be it further

**RESOLVED**, The Firemen's Association of the State of New York memorializes New York State to conduct an in depth review of the training needs of the fire service to establish a realistic funding base for the delivery of fire service protection within New York State. Such review needs to reflect the size of the training base, the types of training that are required and the conditions that this service is expected to be delivered resulting in realistic funding of the program to properly accomplish what is expected; and be it further

**RESOLVED**, certified copies of this resolution shall be forwarded to Governor David Paterson, Executive Chamber, State Capitol, Albany, NY 12224; Senate Majority Leader, Joseph L. Bruno, 909 Legislative Office Building, Albany, NY 12247; Senate Minority Leader, Malcolm A. Smith, 508 Legislative Office Building, Albany, NY 12247; Assembly Speaker, Sheldon Silver, 932 Legislative Office Building, Albany, NY 12248; Assembly Majority Leader, Ron Canestrari, 717 Legislative Office Building, Albany, NY 12248; Assembly Minority Leader, James Tedisco, 933 Legislative Office Building, Albany, NY 12248; Senator George H. Winner, 802 Legislative Office Building, Albany, NY 12447; Assemblyman James G. Bascalles, 439 Legislative Office Building, Albany, NY 12248; Ms. Lorraine A. Cortes-Vasquez, Secretary of State, 41 State St.; Albany, NY 12231; Mr. Floyd A. Madison, State Fire Administrator; NYS Office of Fire Prevention and Control, 41 State St., Albany, NY 12231; Stephen Acquario, Esq., Executive Director, New York State Association of Counties, 540 Broadway, 5<sup>th</sup> Floor, Albany, NY 12207.

**ADOPTED BY ROLL CALL AS FOLLOWS:**

Mayor Berean-Weeks	AYES
Trustee Crouse	AYES
Trustee Jackson	AYES
Trustee Kinney	AYES
Trustee Stabile	AYES

f. Authorize Mayor to Sign – Service Contract for Fire Alarm Control Panel:

A proposal was received from Tyco Fire & Security (SimplexGrinnell) for service that is needed for the fire alarm system totaling \$959.40. Mayor Berean-Weeks tabled this item until July 8, 2008.

EXTRA ITEM – Weight Limit on Village Roads:

A letter was received from Highway Superintendent Stabile requesting that the Village enact legislation that would limit the amount of weight permitted on Village roads. This request is a result of the remodeling of Route 32 which has caused an unusual amount of traffic to seek alternative routes. Mayor Berean-Weeks stated she would like to discuss this with the Chief of Police before moving forward.

EXTRA ITEM – NYCOM Request for Legislation Support:

A request was received from NYCOM request local support for Code Enforcement Funding Legislation (A10840/S3019-B). When the State first enacted the Uniform Fire Prevention and Building Code (the Uniform Code) in the 1980s, it mandated that local governments enforce and administer it. In an effort to assist local governments in dealing with this substantial unfunded mandate, the State enacted

Insurance Law Section 9108 and State Finance Law Section 54-g which imposed a fee on commercial fire insurance policies written in New York. The fee is to be paid to local governments to help offset their costs in enforcing and administering the Uniform Code. Since 1991, these monies have been diverted into the State's general fund instead of being distributed to the municipalities (in the past eight years the total is approximately \$98,000,000). This bill would provide a permanent funding stream to support local enforcement of the Uniform Code and serves as a measure of relief for local property tax payers. Therefore, a motion was offered by Mayor Berean-Weeks, seconded by Trustee Stabile, to direct the Village Clerk to send a letter to the Governor, the Senate Majority Leader, the Assembly Speaker, Senator William Larkin and Assemblywoman Nancy Calhoun stating that the Village of Woodbury requests that they fully support Assembly Bill A10840 and Senate Bill S3019-B.

**ADOPTED** AYES 5 Berean-Weeks, Crouse, Jackson, Kinney, Stabile  
NOES 0

#### **IV. Board Member Comments**

There were no comments made at this time.

#### **V. Public Comments**

Dorothy Morris wanted some assurance from the board regarding weight limit restrictions if imposed would not have an adverse effect on Mr. DeVenuto business located on Estrada Road. The board assured her that this would not happen.

#### **EXTRA ITEM- Orange County Planning Grant Application:**

Motion was offered by Trustee Jackson, seconded by Trustee Kinney, to have Trustee Crouse sign the Orange County Planning Grant Application. This grant would like at transit oriented development between the Villages of Woodbury and Harriman and the Town of Monroe.

**ADOPTED** AYES 5 Berean-Weeks, Crouse, Jackson, Kinney, Stabile  
NOES 0

#### **VI. Adjournment:**

With no further business to discuss or comments received, a motion was offered by Mayor Berean-Weeks, seconded by Trustee Stabile, to adjourn the meeting at 9:50PM.

**ADOPTED** AYES 5 Berean-Weeks, Crouse, Jackson, Kinney, Stabile  
NOES 0

Michele Zwicker, Deputy Village Clerk