# **October 6, 2021 GENERAL MEETING OF THE BOARD**

# **CALL TO ORDER**

Mayor Harter will call the meeting to order with the Pledge to the Flag at 7:30 p.m.

Board Members Present: Mayor Harter, Trustee Olejniczak, Trustee Roach

Board Members Absent: Trustee Fuller, Trustee Werner-Jahrling

Also, Present: Clerk Wierzbicki, Treasurer Geller, Attorney Cassidy

Approximate Number in Audience: 3

**Moment of Silence for Officer Chris Cockburn**

**II. PUBLIC HEARINGS**

1. **Introductory Local Law 3 of 2021 a local law to establish a three-way intersection at the intersection at Valley Court and Village Drive, and Park and Center Circle Avenue and Village Drive**

**The public hearing notice will be read as published in the Warwick Valley Dispatch.**

Motion to close the public hearing by Trustee Olejniczak

Second by Trustee Roach

**Aye 3 Nay 0 Absent 2**

1. **Introductory Local Law 4 of 2021 Introductory Local Law # 4 of 2021 entitled “A Local Law to Regulate the Collection of Solid Waste in the Village of Florida”**

**The public hearing notice will be read as published in the Warwick Valley Dispatch.**

Motion to close adjourn the public hearing by Trustee Olejniczak Second by Trustee Roach

**Aye 3 Nay 0 Absent 2**

1. **Introductory Local Law 5 of 2021, a local law to opt-out of the NYS Marijuana Regulation and Taxation Act S 131 “Cannabis Retail Dispensaries**

**The public hearing notice will be read as published in the Warwick Valley Dispatch.**

Motion to close the public hearing by Trustee Olejniczak Second by Trustee Roach

**Aye 3 Nay 0 Absent 2**

1. **MINUTES**

Motion made by Trustee Olejniczak seconded by Trustee Roach to approve the minutes of the September 1st General Meeting

##### **VOTE: YES 3 NO 0**

Motion made by Trustee Olejniczak seconded by Trustee Roach to approve the minutes of the September 15th Special Meeting

##### **VOTE: YES 3 NO 0**

##### **IV. FINANCIAL REPORTS**

1. **Treasurer’s Report**

Motion made by Trustee Roach seconded by Trustee Olejniczak to accept the Treasurer’s report as submitted.

**VOTE: YES 3 NO 0**

**2. Payment of Vouchers**

Motion made by Trustee Olejniczak seconded by Trustee Roach to approve payment of the vouchers as audited.

**VOTE: YES 3 NO 0**

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| |  |  |  |  |  |  | | --- | --- | --- | --- | --- | --- | | |  |  |  | | --- | --- | --- | | **Transfers for Fiscal Year 5/31/22 - Oct 6**    **General Fund Expenditures**  **Account Description From To**  **Clerk Printing and Supplies 1,500.00**  **Clerk Travel and Conference 1,500.00**    **Building Dept Comp Equipment & Services500.00**  **Building Dept Travel and Conferences 500.00**    **Highway Equipment 750.00**  **Highway Comp Equipment and Services 750.00**    **Youth Recreation Salaries 3,000.00**  **Park Salaries 3,000.00**    **Water Fund Expenditures**    **NONE**    **Sewer Fund Expenditures**  **Account Description From To**    **Sewer Line Repairs 1,000.00**  **Sewer Line Inspections 1,000.00** |  |  | |  |  | |  |  |
|  |  |  |
| Motion made by Trustee Roach seconded by Trustee Olejniczak to approve transfers as presented  **VOTE: YES 3 NO 0** |  |  |

**VI. ANNOUNCEMENTS, CORRESPONDENCE & PRESENTATIONS**

1. **Kyle Pedersen requested permission to attend Class D Operators Certification Course at SUNY Morrisville on 1/6 & 1/7/22.**
2. **Taylor Pawliczak submitted a letter of resignation effective September 17, 2021.**
3. **Interstate Waste sent an Impact Fee notification.**
4. **H2M sent a notice of approval for the tank for Beazer Homes in the amount of $2070.00 to Statewide Aquastore.**
5. **Village Justice Peter D Barlet sent a request for a JCAP grant for the 2021-2022 cycle.**
6. **Altice sent an Internet Broadband increase notice.**
7. **Orange County Board of Elections sent over the worksheet for the General Election on November 2, 2021 for the Senior Center.**
8. **Orange County Office of Community Development sent notice of public hearing for 2022 action plan.**
9. **Christine Bodeker submitted a letter of resignation effective October 1, 2021.**
10. **Florida Chamber of Commerce submitted a letter of thanks to the DPW for all that they have done for the Chamber for the planted pots throughout the Village.**
11. **NYSDEC submitted a letter of review for the Glenmere Lake site.**
12. **Comp Alliance sent a letter regarding 2021 Member Loyalty in the amount of $1227.00.**
13. **Aqualogics Systems Inc submitted a proposal for a pump control panel.**
14. **Orange County Senior Council submitted a request regarding senior groups in the area.**
15. **RJB Community Management sent notice regarding tax search requests for 53 County Club Drive.**
16. **Building Inspector Pawliczek sent notice regarding backflow at 5 Roe St.**
17. **Orange County Senior Luncheon is October 18, 2021**
18. **NYSDEC submitted an inspection report of the Sewer Plant.**
19. **Florida Union Free School District sent a Thank you card for the help and support for the downed tree.**
20. **RepairIt sent a quotation for the court JCAP.**
21. **Beverly Braxton of We the People of Warwick has a presentation.**

**VII. REPORTS OF THE TRUSTEES**

**1. Thomas Fuller – Police, Justice, Emergency Management**

**2. Craig Olejniczak – Recreation & Parks, Animal Control, Buildings/Grounds**

**3. Alyssa Jahrling – DPW, Sewer/ Water, Chamber of Commerce**

**4. Matthew Roach – Building & Planning, Historical**

**VIII. PUBLIC COMMENT – AGENDA ITEMS ONLY**

This opportunity is provided for members of the audience to comment on **any item listed** on the agenda. Please address the Board and limit your comments to five minutes.

**IX. UNFINISHED BUSINESS**

1. **INTRODUCTORY LOCAL LAW 3 OF 2021**

**VILLAGE OF FLORIDA**

**VILLAGE BOARD OF TRUSTEES**

**A RESOLUTION TO ADOPT A LOCAL LAW TO DESIGNATE VILLAGE INTERSECTIONS AS STOP INTERSECTIONS**

**WHEREAS, the Village of Florida desires to designate the intersections along Village Drive as three-way stop intersections for purposes of slowing traffic down and for the protection of the health, safety and welfare of Village Residents;**

**WHEREAS, the Village Board of Trustees Introduced Introductory Local Law # 3 of 2021, entitled A LOCAL LAW TO DESIGNATE VILLAGE INTERSECTIONS AS STOP INTERSECTIONS, on August 4, 2021;**

**WHEREAS, a duly noticed public hearing was held on September 1, 2021 and October 6, 2021; and**

**WHEREAS, the installation of traffic control devices on existing streets, roads and highways is a Type II action pursuant to the New York State Environmental Quality Review Act and no further environmental review is required.**

**NOW THEREFORE BE IT RESOLVED that the Village Board of Trustees hereby adopts Introductory Local Law # 3 of 2021 as Local Law # 5 of 2021**

**BE IT FURTHER RESOLVED that said law shall be filed with the Secretary of State and upon such filing, the Department of Public works shall cause such stop signs to be installed.**

**Motion by:** Trustee Roach

**Second by:** Trustee Olejniczak

**Ayes: 3**

**Noes: 0**

**Abstentions:**

**VILLAGE OF FLORIDA**

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**WHEREAS, the Village Board of Trustees Introduced Introductory Local Law # 3 of 2021, entitled A LOCAL LAW TO DESIGNATE VILLAGE INTERSECTIONS AS STOP INTERSECTIONS, on August 4, 2021;**

**WHEREAS, a duly noticed public hearing was held on September 1, 2021; and**

**WHEREAS, the installation of traffic control devices on existing streets, roads and highways is a Type II action pursuant to the New York State Environmental Quality Review Act and no further environmental review is required.**

**NOW THEREFORE BE IT RESOLVED that the Village Board of Trustees hereby adopts Introductory Local Law # 3 of 2021 as Local Law # 5 of 2021**

**BE IT FURTHER RESOLVED that said law shall be filed with the Secretary of State and upon such filing, the Department of Public works shall cause such stop signs to be installed.**

Motion by: Trustee Roach

Second by: Trustee Olejniczak

**VOTE YES 3 NO 0**

***This local law shall take effect immediately upon filing with the Secretary of State.***

1. **INTRODUCTORY LOCAL LAW 4 OF 2021**

**RESOLUTION TO ADOPT INTRODUCTORY LOCAL LAW 4 OF 2021**

**A LOCAL LAW TO REGULATE THE COLLECTION OF SOLID WASTE IN**

**THE VILLAGE OF FLORIDA**

**WHEREAS, the Village Board of Trustees desires to regulate the manner of garbage or solid waste collection to ensure the health, safety and welfare of Village residents and Village staff responsible for collecting garbage;**

**WHEREAS, said action is an unlisted action pursuant to the State Environmental Quality Review Act (“SEQR”); and**

**WHEREAS, the Village Board has caused a short environmental assessment form to be prepared and has evaluated the potential environmental impacts of the proposed local law; and**

**WHEREAS, a duly noticed public hearing was held on September 1, 2021 through October 5, 2021**

**NOW THEREFORE BE IT RESOLVED, that the Village Board of Trustees hereby declares that the proposed local law will not have any adverse environmental impacts and hereby issues a “Negative Declaration” pursuant to SEQR.**

**BE IT FURTHER RESOLVED that Introductory Local Law # 4 of 2021 entitled “A Local Law to Regulate the Collection of Solid Waste in the Village of Florida” is adopted as Local Law # 6 of 2021**

**BE IT FURTHER RESOLVED that the Village Clerk shall cause said local law to be filed with the New York Secretary of State.**

Motion by: Trustee Olejniczak

Second by: Trustee Roach

**VOTE YES 3 NO 0**

***This local law shall take effect immediately upon filing with the Secretary of State.***

1. **INTRODUCTORY LOCAL LAW 5 OF 2021**

**Village of Florida**

**Village Board of Trustees**

**Resolution to Adopt Introductory Local Law 5 of 2021, a local law to opt out of allowing cannabis retail dispensaries and on-site consumption sites as authorized under**

**Cannabis Law § 131**

**WHEREAS, The Marihuana Regulation and Taxation Act (MRTA) became effective on March 31, 2021 and regulates and taxes the sale of marihuana for recreational purposes; and**

**WHEREAS, MRTA authorizes a local municipality to adopt a local law prohibiting the establishment of such retail dispensary licenses or on-site consumption licenses.**

**WHEREAS, the Village desires to prohibit the establishment of retail dispensaries or on-site consumption;**

**WHEREAS, Introductory Local Law 5 of 2021, A LOCAL LAW TO OPT OUT OF ALLOWING CANNABIS RETAIL DISPENSARIES AND ON-SITE CONSUMPTION SITES AS AUTHORIZED UNDER CANNABIS LAW § 131 was introduced on August 4**

**WHEREAS, a duly noticed public hearing was held on September 1, 2021 at 7:30 p.m.;**

**WHEREAS, the Village Board determined that the adoption of Introductory Local Law 5 of 2021 is a Type II action pursuant to 6 NYCRR 617.5 (c)(30) and (33) and no further environmental review is required;**

**NOW THEREFORE, BE IT RESOLVED that the Village Board of Trustees hereby adopts Introductory Local Law #5 of 2021 as Local Law # 7 of 2021.**

**BE IT FURTHER RESOLVED that said local law is subject to a permissive referendum;**

**BE IT FURTHER RESOLVED that the Village Clerk shall cause said local law to be filed with the Secretary of State and incorporated into the Village Code.**

**VOTE YES 3 NO 0**

***This local law shall take effect immediately upon filing with the Secretary of State.***

1. **Revised Bin Quote**

**DPW Bin Proposal-Revised**

**The purchase of new trash and recycling bins for each resident to use with new truck in the amount of $131,623.20 on state bid from State contract.**

**MOTION BY: Trustee Roach**

**SECOND BY: Trustee Olejniczak**

**VOTE: YES 3 NO 0**

**X. NEW BUSINESS**

1. **Kyle Pedersen Water Class D**

Motion made by Trustee Roach seconded by Trustee Olejniczak to approve Employee Kyle Pedersen to attend Class D Water training on 1/6 and 1/7/22 not to exceed $1000.00 reimbursement.

**VOTE: YES 3 NO 0**

1. **Aqualogics Control Panel quote**

Motion made by Trustee Olejniczak seconded by Trustee Roach to approve quote not to exceed $62,000.00 for the water treatment plant from Aqualogics.

**VOTE: YES 3 NO 0**

1. **RAFA System (Werner Ave, Village Dr & Washington Ave)**

Motion made by Trustee Roach seconded by Trustee Olejniczak to approve quote not to exceed $15,000.00 for the water treatment plant from RAFA Systems Inc.

**VOTE: YES 3 NO 0**

1. **Chris Cockburn Donation**

Motion made by Trustee Olejniczak seconded by Trustee Roach to approve donation in the amount of $500.00 to Tunnels for Towers in the name of late Officer Chris Cockburn.

**VOTE: YES 3 NO 0**

1. **Aerators**

Motion made by Trustee Olejniczak seconded by Trustee Roach to approve payment in the amount of $10,000.00 to EverBlue Lakes for the acquisition of the remaining aeration equipment at Glenmere Lake once it is proven the equipment still works.

**VOTE: YES 3 NO 0**

1. **Halloween Curfew**

Motion made by Trustee Olejniczak seconded by Trustee Roach to establish a curfew for the time of 8:00PM on Sunday October 31, 2021.

## VOTE: YES 3 NO 0

1. **Rosenberg Property Assessment**

Motion made by Trustee Olejniczak seconded by Trustee Roach to authorize Bundled Due Diligence to survey the Glenmere Preserve property not to exceed $3000.00

**VOTE: YES 3 NO 0**

1. **Police Car**

Motion made by Trustee Olejniczak seconded by Trustee Roach to authorize the purchase a 2022 Ford Interceptor with accessories not to exceed $46,000.00.

**VOTE: YES 3 NO 0**

1. **Meeting Schedule**

October 20, 2021 9:30 AM Work Session

November 3, 2021 9:30 AM Work Session 7:30 Meeting

November 17, 2021 9:30 AM Work Session

December 1, 2021 9:30 AM Work Session 7:30 Meeting

1. **PUBLIC COMMENT**

Mrs. McNally had a concern that there was still air in her water lines

Mayor Harter will have DPW address the issue.

1. **ADJOURNMENT**

Motion made by Trustee Roach seconded by Trustee Olejniczak to adjourn the meeting at 8:30 PM.

**VOTE: YES 3 NO 0**