

Minutes following the 12/16/2020 Village Board Meeting

Welcome to the second monthly Village of Wappingers Falls meeting of the Mayor and Board of Trustees today Wednesday, December 16, 2020, 5:00 PM (ZOOM Simulcast Meeting)

PLEDGE OF ALLEGIANCE:

ROLL CALL BY THE CLERK OF THE VILLAGE: Mayor Alexander, Aye. Trustee Marcojohn, Aye. Trustee Catalano, Aye. Trustee Niznik, Aye. Trustee Lammers, Aye. Trustee Huber, Aye. Trustee Paonessa, Aye. Attorney Wallace, Aye.

Tonight's meeting has been convened in accordance with the Governor's March 13, 2020 Executive Order 202.1, as extended, which suspends certain provisions of the Open Meetings Law to allow a municipal board to convene a meeting via videoconferencing. In accordance with the Executive Order, the public has been provided with the ability to view and participate in tonight's meeting, by computer, smartphone or telephone, and to view the meeting on the usual cable television channels. The recording of the meeting will be posted to the Village website and written transcript of the meeting will be prepared and provided at a later date.

There has been a roll call of the Board members and there is a quorum present for this meeting.

I have also confirmed with the Secretary that this meeting has been duly noticed. We have fulfilled our legal notice requirements by posting a copy of the notice of the meeting on the Village's webpage and on the Village's bulletin board. We have emailed a copy of the notice to the media, and we have confirmation that the legal notices for the public hearings have been properly published.

Motion by Trustee Huber to suspend the meeting rules to allow for a presentation about cost savings program. Seconded by Trustee Marcojohn. Carried.

The representative of Business Expense Advisors' presented exactly what their business does to save money by auditing municipal expenses. If the village determines a need for their services, they can reach out to them. This item has been referred to the village treasurer.

Return to the agenda.

KC Engineering Project Discussion.

Projects for Discussion – Village of Wappingers Falls 2020-12-16 Village Board Workshop Meeting

2020 Construction

Village / Boat House Exterior Improvements – Woodland Manor

- Construction scope includes patio, paved parking, sidewalks, and lighting including the additional site lighting.
- Woodland Manor awarded contract for \$188,261.25 with Alt Add
 - Major construction item complete.
 - Construction continues.

Village / Franny Reese Park – Ben Ciccone, Inc.

- Project complete pending payment to 100% less 3% retainage, which will be held for 2 years.

Village / TAP PIN 8761.74 Pedestrian Safety Improvements – Con-Tech Construction Technology, Inc.

- Project complete pending closeout paperwork with NYSDOT and final payment.

Other Projects and Assignments

- **Village / Utility Improvement Contract 5**

- Contract 5 scope includes water connection improvements from Village of Wappingers Falls to the Town of Wappinger on Losee Road (funded by Village DWSRF #18830) and Route 9 Sewer (sewer funds) work not completed near Dutchess Plaza and Arrow Auto Glass during Contract 4.
- Design was submitted in Nov 2020 for agency reviews to NYS and Dutchess County Health Departments, Dutchess County DPW, and NYSDOT for Route 9.
- Bidding is targeted for early 2021 in preparation for 2021 construction.
- Public Meeting for VWF Contract 5 Design needs scheduled

- **Village / Water Filter Building and Facilities**

- In late spring 2020, KC and the Village prepared and submitted a USDA Engineering Report in support of a Village funding application for the proposed Water Filter Building and Facilities at the Water Supply Facility.
- In early 2020, KC completed Preliminary Design for the Water Filter Building and Facilities.
- In Dec 2020, the Village Water Board authorized KC to prepare Final Design for the Water Filter Building and Facilities.

- **Village / Wenliss Water Tank Replacement**

- In Dec 2020, the Village Water Board authorized KC to prepare Preliminary Design for the Wenliss Water Tank Replacement.

- **Village / Grease Trap Engineering Planning Grant**

- Work on the Grease Trap Engineering Planning Grant project continues. Project Committee met August 28, 2020. This is a two-year grant.
 - Work is nearly ready for submitted to the Village and then to NYSEFC.
- **Village / Bain Park Survey and Masterplan**
 - Completed survey mapping has been transmitted to the Village.
 - KC remotely attended the Oct 20, 2020 Bain Park Public Meeting.
 - KC facilitated a Design Kickoff Meeting at the Bain Park site on Nov 6, 2020.
 - During winter, KC Engineering will provide the following work:
 - Conceptual Master Plan for Bain Park;
 - Site Design for Playground Equipment Area; and
 - Long Form Part 1 EAF.
- **Village / EPA Grant Brownfield Assessments**
 - Next Steps – Phase 2 Assessments – Bleachery pending EPA approval of material submitted.
- **Village / Sewer and Water Infrastructure Study – For VWF and Town of Wappinger**
 - Draft Sewer and Water Report was provided to Mayor Matt Alexander in Aug 2019.
 - KC will provide additional action if requested by the Village.
- **Village / Paggi Terrace Sewer Main and Water Main Extensions**
 - DCDH design approval for the Paggi Terrace Sewer Main and Water Main Extensions was provided to the Mayor in Nov 2019.
 - KC will provide additional action if requested by the Village.

Note: Todd Bowen will set up a Public Hearing VWF Contract 5 Design January 227/201

RESOLUTION NO. 442020 of 2020

RESOLUTION AUTHORIZING WAIVER OF PENALTY FOR LATE WATER PAYMENTS DUE TO COVID-19 PANDEMIC

The following Resolution was introduced by Trustee Niznik and seconded by Trustee Huber.

WHEREAS, the worldwide COVID-19 pandemic poses a threat to the health and welfare of the residents and visitors of the State of New York, County of Dutchess and the Village of Wappingers Falls; and

WHEREAS, on March 7, 2020, Governor Cuomo issued an Executive Order, declaring a State of Emergency for the entire State of New York, which has been extended; and

WHEREAS, the COVID-19 pandemic has caused economic upheaval which has made it difficult for residents and businesses in the Village of Wappingers Falls to pay their financial obligations, including water bills; and

WHEREAS, § 148-18 of the Code of the Village of Wappingers Falls assesses a late penalty of 5% on all water and sewer charges that have been in arrears for more than thirty (30) days; now, therefore

BE IT RESOLVED, that the Village Board hereby authorizes the suspension of the late penalty assessment imposed by § 148-18 during the pending Statewide State of Emergency for the COVID-19 pandemic.

The foregoing was put to a vote which resulted as follows:

	Yea	Nay
Mayor Matthew Alexander	_X_	_____
Kevin Huber – Trustee	_X_	_____
Bill Marcojohn – Trustee	_X_	_____
Jennifer Niznik – Trustee	_X_	_____
Mary Paonessa – Trustee	_X_	_____
Kristin Catalano – Trustee	_X_	_____
Bryan Lammers – Trustee	_X_	_____

Dated: Wappingers Falls, New York
December 9, 2020

STATE OF NEW YORK)
) SS:
COUNTY OF DUTCHESS)

I, John Karge, Clerk of the Village of Wappingers Falls, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of

the whole thereof, as duly adopted by said Village Board of Trustees at a meeting duly called and held at the Village Hall on December 16, 2020 by the required and necessary vote of the members to approve the Resolution.

WITNESS My Hand and the Official Seal of the Village of Wappingers Falls, New York, this 21 day of December, 2020.

John M. Karge

John M. Karge, Village Clerk

Approval / Consent allowing Village Planning Board to be lead agency for project at 2695 W Main.

RESOLUTION NO. 482020 of 2020

RESOLUTION CONSENTING TO THE VILLAGE OF WAPPINGERS FALLS PLANNING BOARD SERVING AS LEAD AGENCY FOR THE PROJECT KNOWN AS 2695 WEST MAIN STREET MIXED-USE BUILDING

The following Resolution was introduced by Trustee Catalano and seconded by Trustee Lammers.

WHEREAS, Richard Hollister currently has an application in front of the Village of Wappingers Falls Planning Board for the rehabilitation of a mixed-use building located at 2695 West Main Street in the Village of Wappingers Falls; and

WHEREAS, the Planning Board served the Village Board a Notice of Intent to act as Lead Agency for the project and has requested the Village Board’s consent; now, therefore

BE IT RESOLVED, that the Village Board hereby consents to the Planning Board acting as Lead Agency for the project known as 2695 West Main Street Mixed-Use Building.

The foregoing was put to a vote which resulted as follows:

	Yea	Nay
Mayor Matthew Alexander	<u> X </u>	_____
Kevin Huber – Trustee	<u> X </u>	_____
Bill Marcojohn – Trustee	<u> X </u>	_____

Jennifer Niznik – Trustee	<u> X </u>	_____
Mary Paonessa – Trustee	<u> X </u>	_____
Kristin Catalano – Trustee	<u> X </u>	_____
Bryan Lammers – Trustee	<u> X </u>	_____

Dated: Wappingers Falls, New York
December 9, 2020

STATE OF NEW YORK)
) SS:
COUNTY OF DUTCHESS)

I, John Karge, Clerk of the Village of Wappingers Falls, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of the whole thereof, as duly adopted by said Village Board of Trustees at a meeting duly called and held at the Village Hall on December 16, 2020 by the required and necessary vote of the members to approve the Resolution.

WITNESS My Hand and the Official Seal of the Village of Wappingers Falls, New York, this 21 day of December, 2020.

John M. Karge

John M. Karge, Village Clerk

Approval to hire P/T Assistant Treasurer.

Motion by Trustee Niznik to approve Ms. Breanna Crane as Assistant Treasurer. Seconded by Trustee Lammers. Mayor Alexander said ensure it is consistent with Civil Service and Labor Consul. ROLL CALL VOTE: Trustee Marcojohn, Aye. Trustee Paonessa, Aye. Trustee Catalano, Aye. Trustee Niznik, Aye. Trustee Lammers, Aye. Trustee Huber, Aye. Mayor Alexander, Aye.

Approval to hire F/T Highway Laborer Mr. John Corran effective 12/19/2020.

This item to be discussed in executive session.

Discussion 2004 Polaris 4-wheeler to be fit with plow \$536.85.

Motion by Trustee Catalano to approve purchase of plow for the 2004 Polaris contingent on several questions.

- Is there an additional cost of insurance with anticipated use? Answer No
- Is there a mandatory course required to operate the vehicle? Answer No
- Would this vehicle also fall under NYMIR " Driver Acceptability Matrix" as far as an operator is concerned? Answer Yes

Seconded by Trustee Lammers. Carried.

All questions from 12/9/2020 were answered motion stands.

Discussion / approval to purchase a new copier for the building department. Clerk.

This item tabled contingent on funding availability, moved to 12/16/2020 Answer Yes

Motion by Trustee Huber to approve new copier for the building department. Seconded by Trustee Poanessa. Carried.

Motion by Tr. Catalano to adjourn into Executive Session at: 6:00 PM for the purpose of discussing areas marked (X). Seconded by Tr. Poanessa. Carried.

All in Favor: 6 Opposed: 0 Abstain: 0

Motion passes [6] – [0]

EXECUTIVE SESSION

- pending litigation in the matter(s)
- negotiations conducted pursuant to the Taylor Law
- the medical history of a particular person
- the financial history of a particular person
- the employment history of a particular person
- matters leading to the appointment of a particular person
- matters leading to the promotion of a particular person
- matters leading to the demotion of a particular person
- matters leading to the discipline of a particular person
- matters leading to the termination of a particular person
- issues involving a special education student
- the proposed sale of real property because the publicity would substantially affect the value thereof

_____ the proposed lease of real property because the publicity would substantially affect the value thereof

 X seeking legal advice from the Village’s Attorney

 X matters that would impact public safety

Motion by Tr. Niznik to exit Executive Session and return to the Public Meeting at 8:00 PM.
Seconded by Tr. Catalano. Carried.

All in Favor: 6 Opposed: 0 Abstain: 0

Motion passes [6] – [0]

REGULAR SESSION:

RESOLUTION NO. 472020 of 2020

**RESOLUTION APPROVING MEMORANDUM OF AGREEMENT WITH
POLICE BENEVOLENT ASSOCIATION OF WAPPINGERS FALLS**

The following Resolution was introduced by Trustee Lammers and seconded by Trustee Catalano.

BE IT RESOLVED, that the Board of Trustees hereby ratifies a Memorandum of Agreement with the PBA, modifying the 2018-2023 CBA by amending Article 23 to add provisions regarding Police Department FOIL requests; and

BE IT FURTHER RESOLVED, that the Village Board of Trustees hereby authorizes the Mayor or Deputy Mayor to sign the Memorandum of Agreement on the Village’s behalf as well as sign any other documentation as may be necessary to effectuate the purpose and intent of this Resolution.

The foregoing was put to a vote which resulted as follows:

	Yea	Nay
Mayor Matthew Alexander	_____	_____
Kevin Huber – Trustee	<u> X </u>	_____
Bill Marcojohn – Trustee	<u> X </u>	_____
Jennifer Niznik – Trustee	<u> X </u>	_____
Mary Paonessa – Trustee	<u> X </u>	_____

John M. Karge, Village Clerk

Motion by Trustee Huber to adjourn the 12/16/2020 (ZOOM Simulcast) Village Board Meeting.
Seconded by Trustee Marcojohn. Carried.

Meeting adjourned 8:15 PM. Minutes prepared by: John M. Karge, Village Clerk