

**“PLEASE SILENCE CELL PHONES PRIOR TO START OF MEETING.
THANK-YOU”.**

Welcome to the Village of Wappingers Falls monthly regular meeting of the Mayor and Board of Trustees today Wednesday, March 11, 2020, 7PM.

PLEDGE OF ALLEGIANCE TO THE FLAG:

**LEGAL NOTICE
NOTICE OF PUBLIC HEARING
VILLAGE OF WAPPINGERS FALLS**

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Village of Wappingers Falls will conduct a PUBLIC HEARING on the 11 day of March, 2020, at 7:00 p.m. at the Village Hall 2582 South Avenue, Wappingers Falls, New York, at which time all parties in interest and citizens shall have an opportunity to be heard as to whether the Board of Trustees of the Village of Wappingers Falls shall adopt a proposed Local Law entitled "Local Law No.3 of the Year 2020, Amending Chapter A154, Recreation Fees of the Code of the Village of Wappingers Falls”.

PLEASE TAKE FURTHER NOTICE that the purpose and intent of the proposed Local Law is to amend Chapter A154, Recreation Fees of the Code of the Village of Wappingers Falls by decreasing the recreation fees and adding a provision that all future amendments to recreation fees can be made by Resolution duly adopted by the Village Board of Trustees.

PLEASE TAKE FURTHER NOTICE that the Village Board of Trustees has determined that pursuant to 6 NYCRR 617.5 (c) (20) the proposed adoption of the aforementioned Local Law is a Type II action not requiring environmental review pursuant to the State Environmental Quality Review Act (SEQRA) and, accordingly, no environmental review has been undertaken.

PLEASE TAKE FURTHER NOTICE that a copy of the proposed Local Law is available for review and inspection at the Office of the Village Clerk on weekdays from 8:30 a.m. to 4:00 p.m., at the Village Hall, 2582 South Avenue, Wappingers Falls, New York.

Dated: February 12, 2020

BY ORDER OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF WAPPINGERS FALLS

JOHN KARGE, VILLAGE CLERK

VILLAGE OF WAPPINGERS FALLS

LOCAL LAW NO. 3 (PROPOSED) OF 2020

A Local Law entitled “Local Law No. 3 of the Year 2020, Amending Chapter A154, Recreation Fees of the Code of the Village of Wappingers Falls”

Be it enacted by the Village Board of Trustees of the Village of Wappingers Falls as follows:

SECTION 1. LEGISLATIVE INTENT

The Village Board of Trustees made a determination that it was necessary to undertake a study of recreation needs to enable the Village to improve lands suitable for meeting the Village’s current and future residents’ recreational needs. To accomplish that goal, the Village Board of Trustees requested the firm of Four Corners Planning to undertake such a study. After review and due consideration of the Recreation Needs Assessment study, the Village Board of Trustees has determined that it would be in the best interests of the residents to decrease the recreation fee at this present time.

SECTION 2. APPLICATION

This Local Law shall apply within the Village of Wappingers Falls.

SECTION 3. AMENDMENTS TO CHAPTER A154, RECREATION FEES

Chapter A154, Recreation Fees shall be amended to read as follows:

“Chapter 151, Zoning

Recreation fees payable upon construction of new dwelling unit(s) or the creation of new residential lot(s)	\$2,100 for first dwelling unit or \$2,150 for first lot
	\$4,250 for each additional dwelling unit or \$4,250 for each additional lot

(Future amendments to Recreation fees may be made by Resolution duly adopted by the Village Board of Trustees.)”

SECTION 4. RATIFICATION, READOPTION AND CONFIRMATION

Except as specifically modified by the amendments contained herein, Chapter A154 of the Code of the Village of Wappinger Falls as adopted and amended from time to time thereafter is otherwise to remain in full force and effect and is otherwise ratified, readopted and confirmed.

SECTION 5. NUMBERING FOR CODIFICATION

It is the intention of the Village of Wappingers Falls and it is hereby enacted that the provisions of this Local Law shall be included in the Code of the Village of Wappingers Falls; that the sections and sub-sections of this Local Law may be re-numbered or re-lettered by the Codifier to accomplish such intention; that the Codifier shall make no substantive changes to this Local Law; that the word “Local Law” shall be changed to “Chapter,” “Section” or other appropriate word as required for codification; and that any such rearranging of the numbering and editing shall not affect the validity of this Local Law or the provisions of the Code affected thereby.

SECTION 6. SEVERABILITY

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this Local Law shall not affect the validity of any other part of this Local Law, which can be given effect without such part or parts.

SECTION 7. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

RECOGNITION / ANNOUNCEMENTS / SPECIAL EVENTS

ROLL CALL BY THE CLERK OF THE VILLAGE: Mayor Alexander, Trustee Marcojohn, Trustee Davis, Trustee Komornik, Trustee Huber, Trustee Whitten, Trustee Paonessa, Village Attorney Wallace.

ACTION ON MINUTES

February 12, 2020 Village Board Meeting

February 26, 2020 Village Board Meeting

AUTHORIZATION TO PAY BILLS AS PER APPROVED WARRANTS

REGULAR SESSION:

Privilege of the Floor with respect to printed agenda items followed by Privilege of the Floor with respect to non-agenda items

FINANCE / ADMINISTRATIVE

Note: *The following is proposed LL#1, 2020*

**VILLAGE OF WAPPINGERS FALLS
LOCAL LAW NO. 1 OF 2020**

**A local law amending Chapter 151 of the Code of the Village of Wappingers Falls entitled
“Zoning” to clarify the provisions for street level dwellings.**

Be it enacted by the Village Board of the Village of Wappingers Falls as follows:

SECTION 1. LEGISLATIVE INTENT

This Local Law amends Chapter 151 of the Village Code entitled “Zoning” to clarify the provisions for street-level dwellings.

SECTION 2. APPLICATION

This Local Law shall apply within the Village of Wappingers Falls.

**SECTION 3. AMENDMENTS TO ARTICLE III OF THE ZONING
LAW ENTITLED “USE REGULATIONS”**

§ 3.1. Section 151-10 of the Code is hereby amended by deleting the Legend and subsection A in their entirety and substituting thereof the following new Legend and subsection A:

Legend:

¹ For uses in the CMU within the Historic District a Special Use Permit is required.

² In the CMU District that is covered by the Historic District Overlay, the uses in the agricultural, automotive, and industrial categories are prohibited.

³ Ground floor dwellings are prohibited in the VC and CMU Districts, except as provided in § 151-20.1.

⁴ Manufactured Home Overlay.

▪ By Right.

X By Site Plan Review.

S By Special Permit and Site Plan Review.

Blank = Not Allowed.

A. Residential

	RMU	R	VR	VM	VC	CMU¹	Supp Regs
Dwelling, One Family	▪	▪	▪	▪			
Dwelling, Two Family	X		S	S	S	S	
Dwelling, Multi Family	X		X	X	X	X	
Dwelling, Supported Living	X	S	S	S	S	S	
Dwelling, Ground Floor	X	▪	▪	S	³	³	✓
Dwelling, Accessory	X	S	S	S	S	S	✓
Home Occupation I	X	▪	▪	▪	▪	S	✓
Home Occupation II	X	▪	▪	▪	▪	X	✓
Manufactured Home/Manufactured Home			S				✓

Park ⁴							
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SECTION 4. AMENDMENTS TO ARTICLE V OF THE ZONING LAW ENTITLED “SUPPLEMENTAL USE REGULATIONS”

§ 4.1. Section 151-20.1 of the Code is hereby amended by deleting it in its entirety and substituting thereof the following new § 151-20.1:

§ 151-20.1 Dwelling, ground floor

- A. Ground floor dwellings are prohibited in the VC District except for properties that are located on the east side of West Main Street between the Main Street Bridge and School Street, where ground floor dwellings shall be allowed subject to site plan approval and issuance of a special use permit in accordance with Articles VIII and IX of this chapter, and the following:
 - (1) In order to allow for commercial use(s) on the street-side portion of the ground floor, a ground floor dwelling shall not be permitted to occupy any portion of the ground floor located within 15’ of the exterior wall of the building façade that faces the street.
- B. Ground floor dwellings are prohibited in the CMU District except in buildings that do not front directly on New York State Route 9, where ground floor dwellings shall be allowed subject to site plan approval and issuance of a special use permit in accordance with Articles VIII and IX of this chapter.

SECTION 5. AMENDMENTS TO ARTICLE XVI OF THE ZONING LAW ENTITLED “DEFINITIONS”

§ 5.1. Section 151-61 of the Code is hereby amended by deleting the definition of “Dwelling, Street Level” (which appears as subsection E under the heading “Dwelling Unit”) in its entirety and substituting thereof the following new definition of “Dwelling, Ground Floor:”

E. DWELLING, GROUND FLOOR

A dwelling unit, or any portion thereof, that is located on the ground floor of a building. A hallway, with or without stairs, a maximum of six (6) feet wide, that leads from an exterior ground floor door located on the building façade that faces a street to a self-enclosed dwelling unit shall not be included in this definition.

SECTION 6. SEVERABILITY

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this Local Law shall not affect the validity of any other part of this Local Law, which can be given effect without such part or parts.

SECTION 7. EFFECTIVE DATE

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Approval “SEQR Determination” LL#1

Approval LL#1, 2020 Amending Chapter 151 of the Village of Wappingers Falls Entitled “Zoning” to Clarify the Provisions for Street-Level Dwellings”.

Approval “SEQR Determination” LL#3

Approval LL# 3, 2020 A Local Law entitled “Local Law No. 3 of the Year 2020. Amending Chapter A154, Recreation Fees of the Code of the Village of Wappingers Falls”

Approval to lease F550 fire truck for 5 years as opposed to 6 years.

Approval to bond \$700.0k for new fire truck.

Approval to extend Dutchess County 2000 Crisis Intervention to 12/30/2020.

Approval for Clinton Dam Project RFQ.

Approval engineering study / drawings 2657 and 2667 East Main Street Grease Interceptor.

KC Engineering is pleased to provide this proposal for professional services to prepare sewer easement mapping and description for the Bain Creekside Sewer Trunkline constructed in 2019.

KC Engineering is pleased to provide this proposal for professional services to prepare Survey Mapping, Conceptual Master Plan for Bain Park, Site Design for the Bain Park Playground Equipment Area, and Long Form Part 1 EAF.

Discussion / approval about proposed new and improved phone system for the Village Hall / Garner Fire House. Social Media Coordinator, Mr. Todd Bowen.

RESOLUTION NO. 062020 of 2020

RESOLUTION EMPLOYING CONFLICT ATTORNEY FOR LEGAL SERVICES TO THE VILLAGE OF WAPPINGERS FALLS FOR CALENDAR YEAR 2020

The following Resolution was introduced by _____ and seconded by _____.

BE IT RESOLVED, that Richard J. Olson, Esq. of McCabe & Mack, LLP, be and he hereby is employed and retained as the Conflict Attorney for the Village of Wappingers Falls, whenever Craig M. Wallace, Esq., or anyone from the firm of Wallace & Wallace, LLP, is unable to provide legal services because of any professional conflict during calendar year 2020; and

BE IT FURTHER RESOLVED that Richard J. Olson, Esq. of McCabe & Mack, LLP, shall be paid for such services in accordance with the proposal submitted to the Village Board of Trustees dated _____.

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

	Yea	Nay
Mayor Matthew Alexander	_____	_____
Kevin Huber – Trustee	_____	_____
Bill Marcojohn – Trustee	_____	_____
Ronnie Komornik – Trustee	_____	_____
Mary Paonessa – Trustee	_____	_____
Scott Davis – Trustee	_____	_____
Brian Whitten – Trustee	_____	_____

Dated: Wappingers Falls, New York
March 11, 2020

Presentation from outgoing Deputy Mayor to Village Clerk, John Karge Millennium Time Capsule Inventory.

SAFETY

FURTHER DISCUSSION OF ITEMS FROM PREVIOUS BOARD MEETINGS.

“Liss Road signs” Pilot program.

COMMITTEE REPORTS.

Police

	Date Jan-19	Date Jan-20	Date Feb-19	Date Feb-20
Total Calls for Service	374	340	274	312
Arrests	10	7	11	16
Traffic Tickets	220	226	251	149
Sick Call Outs	4	8	9	7
Call Outs (other)	4	11	1	21
Call Outs (shift not covered)	3	10	6	20
Domestics	12	8	10	10
Lockouts	14	14	13	11
Larceny	7	3	3	3
Drug Complaint	0	1	1	0
Criminal Mischief	4	0	1	5

Accidents	24	20	22	16
Assault Calls	1	0	0	0
Burglar Alarms	6	19	9	11
Medicals	65	50	40	37
Civilian Complaints	0	0	0	1

POLICE DEPARTMENT
 2628 South Avenue
 Wappingers Falls, NY 12590
 (845) 297-1011

MONTHLY DEPARTMENT STATS 2019

	Date Jan 01- Jan 31 st	Date Feb 01 – Feb 28 th	Date March 01– March 31	Date April 01 – April 30	Date May 01- May 31	Date June 01- June 30	Date July 01- July 31	Date Aug 01- Aug 31	Date Sept 01 – Sept 30	Date Oct 01 – Oct 31	Date Nov 01 – Nov 30	Date Dec 01 – Dec 31
Total Calls for Service	374	274	384	350	364	427	383	379	378	347	385	367
Arrests	10	11	15	10	10	12	15	11	9	6	7	22
Traffic Tickets	220	251	300	197	203	205	201	135	118	71	122	251
Sick Call Outs	4	9	7	4	7	7	18	8	7	11	3	7
Call Outs (other)	4	1	12	3	6	16	13	3	10	32	16	15
Call Outs (shift not covered)	3	6	7	4	5	7	9	8	7	26	17	12
Domestics	12	10	13	6	11	9	9	10	5	10	8	12
Lockouts	14	13	17	16	11	13	9	20	12	11	14	13
Larceny	7	3	3	6	9	2	3	3	6	6	4	3
Drug Complaint	0	1	0	2	1	0	0	1	1	1	2	1
Criminal Mischief	4	1	1	2	2	1	4	2	4	1	5	1
Accidents	24	22	23	13	34	30	25	26	30	18	29	27
Assault Calls	1	0	0	0	0	2	1	1	2		0	0

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Burglar Alarms	6	9	13	12	10	13	12	14	20	13	9	10
Medicals	65	40	57	51	62	54	47	54	50	58	53	45
Civilian Complaints	0	0	0	0	0	0	0	0	2	2	0	0

EDC

2 New Members

Highway, Trustee Whitten

Fire, Trustee Huber

Recreation, Trustee Huber

Lake, Trustee Huber

Water, Mayor Alexander

Personnel, Trustee Davis

Sewer and Grants, Mayor Alexander

Note: Future reports to be submitted in writing to the clerk prior to monthly meeting.

Motion to adjourn the 3/11/2020 Village Board Meeting