

Minutes following the 06/24/2020 Village Board Meeting

Welcome to the second monthly Village of Wappingers Falls meeting of the Mayor and Board of Trustees today Wednesday, June 24, 2020, 5:00 PM (ZOOM Simulcast Meeting)

Mayor Alexander started the meeting saying future village board meetings held during the COVID – 19 pandemic would be open to the public for viewing and public comment remotely, ZOOM Simulcast or by conference call or similar service to be determined.

PLEDGE OF ALLEGIANCE:

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

Mayor Alexander turned the meeting over to Mr. John Szarowski KC Engineering.

KC Engineering Project Discussion.

Projects for Discussion – Village of Wappingers Falls 2020-06-24 Village Board Workshop Meeting

2020 Construction

Village / Franny Reese Park – Ben Ciccone, Inc,

- Construction scope includes Upper Overlook and Lower Overlook improvements.
- Ciccone stopped construction on 27 March 2020 due to COVID-19 following the Governor’s Executive Order. During the pause,
 - Ciccone had to move to an “essential” construction project elsewhere.
 - Ciccone is balancing time between the Franny Reese Park project and the project elsewhere.
 - Submittal review was completed, and materials were purchased to allow quick restart at the Franny Reese Park site.
- Ciccone has resumed construction at Franny Reese Park for the full month of June. There has been a lot of activity and progress at this site.
 - The Lower Overlook is nearly complete.
 - The Upper Overlook retaining wall is very far along and will be nearly complete by the end of June.
 - The site stairs and landings will be graded by July 3 and ready for concrete.

- Ciccone is pushing their Concrete sub-contractor to pour the site stairs and landing as early as possible in July, so that the Lower Overlook can then be fully seeded and mulched.
 - The Village Clerk has asked when Roof Work and Brick Work may be performed by others at the small brick building near the frontage of this site.
 - In June, there was too much activity at the site to allow work by others.
 - Ciccone has indicated that the Other Contractors should be able to get in there in July as of July 6.
 - Schedule for work at this site by others is to be coordinated ahead of time with KC and Ciccone.
 - Ciccone will continue to provide schedule updates and action. Construction completion date of Sept 11, 2020 will need adjustment.
 - Ciccone is committed to finish the Franny Reese Park project this construction season 2020 and does not anticipating claim for delay cost.
- **Village / TAP PIN 8761.74 Pedestrian Safety Improvements – Con-Tech Construction Technology, Inc.**
 - Construction scope includes sidewalks and pedestrian lighting on W Main St between the limits of the new sidewalk installed in 2019, north of County Players and south of Ground Hog. The project does not include drainage Improvements.
 - Construction contract fully was executed on May 20, 2020.
 - NYSDOT Local Projects Pre-Construction Meeting was completed on June 15, 2020.
 - Submittal review is substantially complete in preparation for construction.
 - The NYSDOT Highway Work Permit (HWP) has been issued. KC has requested that NYSDOT allow the required HWP Pre-Construction Meeting to be scheduled.
 - Con-Tech anticipates construction start in around early July. Construction completion date is Oct 17, 2020.

Other Projects and Assignments

- **Village / Utility Improvement Contract 5**
 - Contract 5 will include DW Water Improvements using remaining Village DWSRF 17419 funds and additional funds needed for the scope.
 - Contract 5 scope will include water connection improvements from Village of Wappingers Falls to the Town of Wappinger on Losee Road.
 - Design and regulatory approvals are needed for Contract 5. Bidding is targeted for late 2020 in preparation for 2021 construction.
 - During VWF Contract 5 Design, the Village intends to host a public meeting with presentation by the Engineer.
- **Village / Water Filter Building – Engineer Report for USDA Funding Application**

- KC is working on a USDA Engineering Report in support of a Village funding application for the proposed Water Filter Building and Facilities at the Water Supply Facility.
 - Pending information from Village
 - There is a rolling deadline for USDA funding.
- **Future New Water Improvements**
 - KC has submitted new listings for the NYSEFC Draft 2021 DWSRF IUP for the following list of potential projects.
 - Installation of 12-inch water main on N Mesier Ave from north of Trabucco to Route 9 to replace existing 6- inch water main (approx 1,200 LF).
 - Installation of 8-inch watermain connection on the west side of Route 9 from N Mesier Ave to the Carpet Store location (approx 1,615 LF).
 - Installation of 8-inch water main connection on the west site of Route 9 near the Bowling Alley (approx 600 LF).
 - Construction of Water Filter Building and Facilities at the Water Supply Facility.
 - Replace/upgrade Delavergne and Wenliss Tanks.
- **Village / Bain Creekside Sewer Trunkline Easement Survey**
 - Draft survey mapping is complete.
 - Due to site conditions, with permission granted during construction, the new sewer main was constructed in the existing Village of Wappingers Falls “Water Line and Recreational Trail Easement” on land owned by Creekside Commons, LLC. The understanding was that the easement would be updated after construction.
 - KC recommends that the easement description be expanded to be called “Utility and Recreational Trail Easement”.
- **Village / Bain Park Survey and Masterplan**
 - Draft survey mapping is complete.
 - The Village is planning a Project Kickoff Public Meeting for Sept 2020.
 - KC Engineering work will follow including:
 - Conceptual Master Plan for Bain Park
 - Site Design for Playground Equipment Area
 - Long Form Part 1 EAF
- **Village / Grease Trap Engineering Planning Grant**
 - Work on the Grease Trap Engineering Planning Grant project continues.
 - Project Committee meeting is to be scheduled.
 - This is a two-year grant. Work will be completed in 2020.

- **Village / EPA Grant Brownfield Assessments**
 - Next Steps – Phase 2 Assessments – Bleachery to move forward.

- **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 further circulation and/or revisions upon request of 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.
 -

- **The above summarized village projects to date.**

Hearing “Notice of Violation” Dutchess Avenue AKA 22 Garden Street. Tax Parcel ID: 135601-6158-17-198119 (High grasses and weeds)

Motion by Trustee Davis to open the hearing. Seconded by Trustee Lammers. Carried

Mr. Scianna did not appear at the hearing.

Motion by Trustee Poanessa to close the hearing. Seconded by Trustee Huber. Carried

RESOLUTION NO. 262020 of 2020

RESOLUTION ORDERING THE ABATEMENT OF PROPERTY MAINTENANCE VIOLATIONS AT DUTCHESS AVENUE

The following Resolution was introduced by Trustee Trustee Davis and Seconded by Trustee Poanessa.

WHEREAS, Thomas Scianna is the last known owner of real property shown on the tax records and the tax map of the Village of Wappingers Falls as Tax Parcel ID # 6158-17-198119, having a street address of Dutchess Avenue (“Property”); and

WHEREAS, there is no record of a mortgage on the Property; and

WHEREAS, the Village of Wappingers Falls received complaints that the Property had become overgrown with grass and weeds and that it was unsightly; and

WHEREAS, an Enforcement Official of the Village of Wappingers Falls observed the existence of weeds and/or grass on the Property that exceeds six (6) inches in height which violates

§ 114-6(F) of the Village of Wappinger Falls Code on June 11, 2020 and thereafter issued a Notice of Violation & Order to Remedy dated June 11, 2020, a copy of which is affixed hereto, which informed any person in control of the Property that they had an opportunity to appear and be heard at this meeting of the Village Board to offer proof that the Property is in compliance with the standards of Chapter 114 of the Village Code or that additional time is needed to take corrective action to cure the violation; and

WHEREAS, an Enforcement Official of the Village of Wappingers Falls filed a written report with the Village Board of the Village of Wappingers Falls noting that he had inspected the Property and found that weeds and/or grass on the Property exceeded six (6) inches and the Property was not in compliance with the property maintenance requirements of Chapter 114 of the Village Code; and

WHEREAS, a public hearing was held on June 24, 2020 and all parties in attendance were permitted an opportunity to speak regarding the maintenance conditions of the Property; and

WHEREAS, the Village Board of Trustees of the Village of Wappingers Falls, after due deliberation, finds that the height of weeds and/or grass on the Property exceeds six (6) inches in height and the Property is not in compliance with the property maintenance requirements of Chapter 114 of the Village Code; that such condition has continued after the Order to Remedy was duly issued and it is determined that abatement of the high grass and weeds is now required; now, therefore

BE IT RESOLVED, that the Village Board of Trustees hereby directs that the Enforcement Official dispatch the Highway Department to the Property to cut the grass and weeds as soon as possible; and

BE IT FURTHER RESOLVED, that in the event that the Highway Department is unable to mow the Property, the Enforcement Official is authorized to engage the services of a landscape contractor to undertake such work as expeditiously as possible, which is not subject to competitive bidding; and

BE IT FURTHER RESOLVED, that accurate records of the labor and materials costs required to perform the abatement work at the Property shall be kept so that they can be assessed and levied against the Property; and

BE IT FURTHER RESOLVED, a notice stating the total amount due and the nature of the charge shall be mailed by the Village Treasurer to the last known address of the person whose name appears on the records in the Office of the Village Treasurer as being the owner or agent or as the person designated by the owner to receive tax bills or, where no name appears, to the Property, addressed to either the owner or agent. Such notice shall have stamped or printed thereon a reference to § 114-6(F) of the Village Code. The property owner shall have ten (10) days, after a copy of the notice establishing the costs and expenses is received, to challenge any of the costs incurred by the Village; and

BE IT FURTHER RESOLVED, that after expiration of the time period to challenge the determination of costs and expenses, the amounts thereof shall be reported to the Village Treasurer

to be levied and assessed against the Property, and the expense shall constitute a lien and charge on the Property on which it is levied until paid or otherwise satisfied or discharged and otherwise be collected in the same manner and at the same time as other Village charges; and

BE IT FURTHER RESOLVED, that the Village Clerk is directed to mail the annexed Order of Abatement, a copy of which is annexed hereto, within two (2) days hereof to the property owner at the address shown on said Order.

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

	Yea	Nay
Mayor Matthew Alexander	<u> X </u>	<u> </u>
Kevin Huber – Trustee	<u> X </u>	<u> </u>
Bill Marcojohn – Trustee	<u> X </u>	<u> </u>
Ronnie Komornik – Trustee	Absent	<u> </u>
Mary Paonessa – Trustee	<u> X </u>	<u> </u>
Scott Davis – Trustee	<u> X </u>	<u> </u>
Bryan Lammers – Trustee	<u> X </u>	<u> </u>
Dated: Wappingers Falls, New York		

June 24, 2020

Contract Mary Ross Park.

Mayor Alexander reviewed the proposed contract with the board. Several comments were made and suggested additional language be added by attorney Rich Olsen. Revised contract to be reviewed again during the 7-8-2020 village board meeting. All were in favor of the Mary Ross Park outside seating proposal.

Approval to award landscaping bid, Legal Notice #28123 SDN 6/10/2020 “Notice to Bidders Grass Cutting”. J.M. Karge, Village Clerk

Motion by Trustee Huber to award landscaping bid to “New England Greenscapes” for 2020 - 2021. Seconded by Trustee Davis. Carried. Trustee Poanessa was a nay vote.

KOMPAN playground equipment Sales Proposal for Bain Park.

Motion by Trustee Poanessa to approve the KOMPAN playground equipment Sales Proposal for Bain Park for total \$120,881.64 and down payment of \$10,000.00. Note: \$100,000.00 available from a grant. Seconded by Trustee Huber. Carried.



Village of
Wappingers Falls, NY
Incorporated 1871

Wappingers Falls Delivery

The Village of Wappingers Falls has entered into our Reopening Recovery from the Covid-19 quarantine. Our community has sacrificed much over the past few months. Prudent financial decisions are necessary as our Village government moves forward facing a drastic cut in revenue. Our Village recreation funding has been drastically reduced and we find ourselves in a position of not having many of the summer programs and activities that our Village community and neighboring municipalities have enjoyed participating in here in Wappingers Falls. Here is an update on our current programs.

Summer Camp: In 2019, the Village of Wappingers Falls committed to applying for and obtaining a permit to operate a 7 week summer camp at Vet's park in the Village. The camp was restructured to include weekly visits to the Grinnell Library, bowling at Spins Bowl, daily crafts and activities, water fun on Fridays and weekly bus trips to offsite locations. We had onsite visits from our Village Fire Department instructing our campers on fire safety and a Bike safety program presented by our Village Police PBA and Dutchess County. Special thanks to our PBA for adding a barbecue lunch to top off their program. We expanded our hours to offer before and after camp care. We participated in the Dutchess County subsidized child care program giving families the opportunity to apply and receive funds to pay for camp. Our staff attended training in first aid and safety, programming and planning activities and in methods of behavior management and child development. Looking forward to the 2020 camp, we had plans to initiate a Jr. Counselor-in-Training program and continue to provide our staff with additional training to offer new activities and additional onsite programs. Unfortunately, our plans will need to wait another year to be implemented. Despite our best efforts it would be impossible for Village Recreation to put all the necessary policies and procedures in place to comply with the CDC guidelines that have been recommended for summer camps. We would like to thank the Mayor and Village Board for supporting our efforts to develop a plan for 2020 camp. We have waited to pull the plug until we were 100% certain that we could not provide a service that was a safe and enjoyable experience for our camp participants. We realize that many of the families from last year will now find themselves in need of alternate child care options. We have been in contact with all of our local child care facilities and asked that they offer school age programs for the summer. Contact info on these programs will be posted on the Village Facebook pages and website.

Village Marketplace: We will not have the Marketplace this summer but do hope to bring it back next year.

Summer Concerts: At present we will not be able to hold summer concerts due to several factors, including lack of funding, potential repurposing of Mesier Park to accommodate outdoor dining for our local restaurants and the challenges of necessary outdoor safety amenities. This could change and we will put out updates as the summer proceeds.

Lake: Docks and launch ramps for lake access are open for kayaking, row boats and fishing. The Weed Harvester will be on the Lake addressing the water chestnut and weed growth. They

will do their best to keep the Lake usable. Social Distancing or wearing a mask is required at all times when there are multiple people in the parks. Please follow the recommended guidelines.

Hanging Baskets and Planters: The Mesier Homestead will once again have hanging baskets and our East Main downtown will have planters. This is a joint project with the Wappingers Falls Business & Professional Association and will continue this year.

Fall Events: We plan to keep our options open as we move towards the Fall. If we can, we will make some adjustments to our Halloween Trunk or Treat and parade to allow for social distancing. We are sure we will have many new and creative masks on display... perhaps consider channeling your inner Lone Ranger. Christmas in the Park is already booked for the Saturday after Thanksgiving... and a backup date of Sunday. Start brainstorming ideas for floats for the Light Parade. Santa reached out to assure us that he will arrive. He was quite pleased to inform us that he will be wearing a clear protective mask if necessary when greeting all his friends in Wappingers Falls. He also asked us to remind everyone that he would like to see every family hang a personal ornament on the tree in the Gazebo. This is a great opportunity to show our solidarity as a community.

Next Year...as we continue to emerge from Covid-19 and deal with a new normal, our Village of Wappingers Falls will celebrate its 150th Birthday! SW Johnson Fire Company will also be celebrating a significant milestone as well. Big plans are coming! And a Big Celebration in the Summer of 2021. Stay tuned for details.

Cindy Latino
Recreation Director

wappingersfallsny.gov
2582 South Ave
Wappingers Falls, NY 12590

SAFETY

Accept resignation of PO Mark Voeltz.

RESOLUTION NO. 272020 of 2020

RESOLUTION ACCEPTING RESIGNATION OF POLICE OFFICER FOR THE VILLAGE OF WAPPINGERS FALLS POLICE DEPARTMENT

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

WHEREAS, Mark Voeltz has faithfully and diligently fulfilled the duties as a Police Officer for the Village of Wappingers Falls Police Department; and

WHEREAS, Mark Voeltz has tendered his resignation, effective June 17, 2020; and

WHEREAS, it is the desire of the Mayor and the Village Board of Trustees to honor Mark Voeltz's service and to accept, with appreciation, his resignation; now, therefore

BE IT RESOLVED, that the resignation of Mark Voeltz, as a Police Officer for the Village of Wappingers Falls Police Department, effective June 17, 2020, is hereby accepted; and

BE IT FURTHER RESOLVED, that Mark Voeltz is hereby commended for his dedicated professional service on behalf of the Village of Wappingers Falls, its residents and the public at large; and

BE IT FURTHER RESOLVED, that the Mayor and the Village Board of Trustees, for themselves and for all residents of the Village of Wappingers Falls, do hereby express their sincere appreciation for Mark Voeltz's service and extend their best wishes; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

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>	_____
Ronnie Komornik – Trustee	Absent	_____
Mary Paonessa – Trustee	<u> X </u>	_____
Scott Davis – Trustee	<u> X </u>	_____
Bryan Lammers – Trustee	<u> X </u>	_____

Dated: Wappingers Falls, New York
June 24, 2020

RESOLUTION NO. 202020 of 2020

**RESOLUTION AUTHORIZING STIPULATION OF AGREEMENT WITH
POLICE BENEVOLENT ASSOCIATION OF WAPPINGERS FALLS ("PBA")
IN CONNECTION WITH PERB CASE NO. U-37015**

Resolution # 202020 of 2020 will be discussed in executive session.

EXECUTIVE SESSION

Motion by Tr. Huber to adjourn into Executive Session at: 7:15 PM for the purpose of discussing areas marked (X). Seconded by Tr. Poanessa. Carried.

All in Favor: 5 Opposed: 0 Abstain: 0

Motion passes [5] – [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
 - seeking legal advice from the Village's Attorney
 - matters that would impact public safety
-

Motion by Tr. Davis to exit Executive Session and return to the Public Meeting at 6:00 PM. Seconded by Tr. Huber. Carried.

All in Favor: 5 Opposed: 0 Abstain: 0

Motion passes [5] – [0]

REGULAR SESSION:

**RESOLUTION NO. 202020 of 2020
RESOLUTION AUTHORIZING STIPULATION OF AGREEMENT WITH
POLICE BENEVOLENT ASSOCIATION OF WAPPINGERS FALLS ("PBA")
IN CONNECTION WITH PERB CASE NO. U-37015**

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

WHEREAS, the Village and the Police Benevolent Association of Wappingers Falls (“PBA”) are parties to a Collective Bargaining Agreement (“CBA”) covering the period June 1, 2013 through May 31, 2018; and

WHEREAS, on or about June 28, 2019, the PBA filed an improper practice charge in PERB Case No. U-37015 ("the IPC") alleging, in sum and substance, that the Village violated the Public Employees' Fair Employment Act; and

WHEREAS, the Village and PBA have agreed upon the terms of a negotiated settlement in order to avoid the cost, time and risk of further litigation between them, and wish to memorialize their understandings in the Stipulation of Agreement.; now, therefore, be it

RESOLVED, that the Village Board of Trustees hereby ratifies a Memorandum of Agreement with the PBA resolving an improper practice charged filed in PERB Case No. U-37015; and

BE IT FURTHER RESOLVED, that the Village Board of Trustees hereby authorizes a Stipulation of Agreement between the Village of Wappingers Falls and the PBA; and

BE IT FURTHER RESOLVED, that the Village Board of Trustees hereby authorizes the Mayor to sign a Stipulation 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 and fully settle and resolve the aforementioned pending action.

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

	Yea	Nay
Mayor Matthew Alexander	_____	_____
Kevin Huber – Trustee	_____X_____	_____
Bill Marcojohn – Trustee	_____X_____	_____
Ronnie Komornik – Trustee	Absent	_____
Mary Paonessa – Trustee	_____X_____	_____
Scott Davis – Trustee	_____X_____	_____
Bryan Lammers – Trustee	_____X_____	_____

Dated: Wappingers Falls, New York
June 24, 2020

Fill vacancy on planning board.

Motion by Trustee Huber to approve appointment of Adam Lauricella to the village planning board to fill vacancy of term ending 4/2021. Seconded by Trustee Poanessa. Carried. Trustee Davis was a nay vote.

Appoint alternates to planning board 9/30/2020.

Motion by Trustee Huber to appoint Donald McCormick and Joe Simoni as planning board alternates. Seconded by Trustee Poanessa. Carried.

Motion by Trustee Paonessa to adjourn the 6/24/2020 (ZOOM Simulcast) Village Board Meeting. Seconded by Trustee Marcojohn. Carried.

Meeting adjourned 7:00 PM. Minutes prepared by: John M. Karge, Village Clerk