



# *Village of Harriman*

1 Church Street  
Harriman, New York 10926  
TEL: (845) 783-4421  
FAX: (845) 782-2016

## **VILLAGE BOARD MEETING**

**April 12, 2022**

**7:00PM – AUDIT BILLS**

**7:25PM – PUBLIC HEARING – 2022-2023 Budget**

**7:30PM – REGULAR MEETING**

### **AGENDA**

- 1. ROLL CALL – PLEDGE OF ALLEGIANCE**
- 2. APPROVAL OF MINUTES – March 8, 2022 & April 5, 2022**
- 3. INFORMATIONAL ITEMS**
- 4. DEPARTMENT REPORTS**
- 5. POLICE OFFICER CURLEY - Resignation**
- 6. POLICE OFFICER BASILICATA – Probation Release**
- 7. PART TIME POLICE OFFICER STARK - Resignation**
- 8. NEW HIRE – Part Time Police Officer**
- 9. ADOPT 2022-2023 BUDGET**
- 10. AUTHORIZATION TO SIGN IMA INDEPENDENCE DAY VoM**
- 11. AUTHORIZATION TO SIGN MWCSO LEASE AGREEMENT - Amendment**
- 12. PARK APPLICATION REQUESTS – a) Lexandra b) Girl Scouts c) Touro College Softball**
  - d) Chinese Association**
- 13. WATER AND MAINTENANCE RELEVY**
- 14. ATTORNEY COMMENT**
- 15. PUBLIC COMMENT**
- 16. POSSIBLE MOTION TO ENTER EXECUTIVE SESSION**

### **UPCOMING MEETING DATES:**

<b>PLANNING BOARD MEETING:</b>	<b>April 18, 2022</b>
<b>ZONING BOARD OF APPEALS MEETING:</b>	<b>May 4, 2022</b>
<b>VILLAGE BOARD MEETING:</b>	<b>May 10, 2022</b>

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**7:00pm – Audit Bills**  
**7:25pm – Public Hearing – 2022-2023 Budget**  
**7:30pm – Regular Meeting**

**Public Hearing:**

Mayor Read:

Pursuant to Section §5-508 of the Village Law of the State of New York, the tentative budget for the Village of Harriman has been prepared and filed with the Village Clerk at the Village Office, 12 Church Street, Harriman, New York, where it may be examined by all interested persons between the hours of 8:00 a.m. to 3:00 p.m.

Said tentative budget includes a maximum compensation for the Mayor of \$18,450 per year and for the Trustees of \$7,541 per year.

A summary of the tentative budget is as follows:

GENERAL FUND	\$3,449,812
WATER FUND	\$1,655,220

A Public Hearing on the budget will be held at 12 Church Street, Harriman, New York on April 12th at 7:25 p.m. to consider same before final adoption.

Mayor asked have we received any written comment?

Clerk replied no.

Mayor asked any comment from the public?

No Public Comment

**MOTION** was made by Trustee Chichester to close the public hearing. **SECOND** by Trustee Daly  
**ALL IN FAVOR**

**REGULAR MEETING**

**ROLL CALL**

Mayor Lou Medina, Deputy Mayor Carol Schneider, Trustee Bruce Chichester, Trustee Sandra Daly, Village Clerk Jane Leake, Chief, Patrick Tenaglia, DPW Superintendent, Kyle Livsey and Village Attorney, Dave Darwin

**ABSENT** Trustee Wayne Mitchell

The Mayor asked everyone to stand for the Pledge of Allegiance.

**APPROVAL OF MINUTES**

Mayor asked if there are any changes or corrections to the minutes of March 8, 2022, Regular Board Meeting?

**MOTION** was made by Deputy Mayor Schneider to accept the minutes of March 8, 2022, Regular Board Meeting.

**SECOND** was made by Trustee Chichester

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**AYE:** Trustee Chichester  
Deputy Mayor Schneider  
Trustee Daly – Abstained  
Mayor Medina

**NAY:**  
NONE

Mayor asked if there are any changes or corrections to the minutes of April 5, 2022 Reorganizational Meeting?

**MOTION** was made by Trustee Daly to accept the minutes of April 5, 2022, Reorganizational Meeting.

**SECOND** was made by Trustee Chichester

**AYE:** Trustee Chichester  
Deputy Mayor Schneider  
Trustee Daly  
Mayor Medina

**NAY:**  
NONE

**INFORMATIONAL ITEMS**

This evening's bills were audited:

Trust & Agency	\$ 3,227.64
General Fund	\$ 121,053.14
Water Fund	\$ 98,728.07
Engineering Fees	\$ 24,955.18

- Up Coming Meeting Dates:
  - Planning Board – April 18, 2022
  - Zoning Board of Appeals – May 4, 2022
  - Village Board – May 10, 2022
- Village Office hours are 8am–4pm and by appointment from 7-8am. Phone numbers and contact information can be found on the [villageofharriman.org](http://villageofharriman.org) website.
- A lockbox is outside the Village Hall as you enter the building for dropping off water payments or any other correspondence for the Village Hall Staff. We do ask, however, that you please not leave cash payments. The drop box is emptied on a regular basis.
- Residence and the public can also sign up on the Village website to receive email alerts or general village and community information or information regarding water billing dates.
- Water customers can also pay water bills online at the [villageofharriman.org](http://villageofharriman.org) website.
- We have one vacancy on the Zoning Board of Appeals. If anyone is interested, please submit a letter of intent to the Village Clerk or contact me directly.
- Reminder Brush Pick-up – please place untied at the edge of your property with the butt end out and not on the street and no grass clippings are allowed.
- I would like to congratulate our Trustee Mitchell who unfortunately wasn't able to be here and Justice Van Haaster for winning their Election last month. Thank you for your contributions to the Board and the Village and thank you to everyone who did come out to vote.

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Trustee Chichester stated and for the Mayor who got reelected.

Mayor replied thank you.

- The Meter Upgrade Project is still proceeding. To date we have schedule over 285 appointments and 62% of those have been successfully updated. There are individual issues with some of the owner's curb boxes and/or valves that must be addressed before the remaining percentage can be upgraded. A second notice was sent out in February and a few weeks ago the Water Department placed door hangers for residents who still haven't scheduled an appointment. We anticipate final notices going out in our August quarterly bill and unfortunately opposing penalties there after beginning with the November quarterly bill. So, if you haven't scheduled your upgrade, you should contact Village Hall to schedule an appointment. It usually only takes about 15 minutes and is at no cost to homeowners.
- On March 29 the Deputy Mayor and I attended the Orange County Association of Towns Villages and Cities. The Orange County IDA gave a presentation on some of their past successors and plans for a new future.
- Supervisor Cardone, Mayor Dwyer and I sent a joint letter to the DOT to address the horrendous condition of Route 17M. Senator Martucci also sent a letter to DOT in support of our request. We'll see how they respond.
- Deputy Mayor, Trustee Chichester and I attended the MJFD Annual Inspection Dinner of April 9<sup>th</sup> to honor our Volunteer Fire Fighters and First Responders.
- The Town of Monroe has scheduled an Informational Hearing for the proposed Dinosaur Park on April 18<sup>th</sup>, 7pm at Town Hall. This will be an opportunity for residents and municipalities to hear information regarding said Dinosaur Park and to comment.
- Clean Sweep will be held, April 23, 2022, at Saint Anastasia starting 8am. Registration is available on the Great Monroe Chamber website and we will be adding a link to the Village website.
- ADDITIONS:  
12e Park Request  
13a Acct 572

**DEPARTMENT REPORTS**

Treasurer Report – see attached report

DPW – see attached report

Police Department – see attached report – Funds \$45.00

Water Account Adjustments – see attached report

Court Reports – see attached report      January - \$21,460.00 – Village received \$17,395.00

February - \$9,039.50 – Village received \$7,872.00

March no Court due to Snow Condition Fines Amount - \$12,573

Building Department – see attached report

\$ 626.00      5 Building Permit

600.00      4 Violation Searches

\$ 1,226.00

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**POLICE OFFICER CURLEY - Resignation**

Mayor stated we received a resignation letter from Officer Curley effective March 31, 2022. He served over 11 years of service at the Village.

**MOTION** was made by Trustee Chichester to accept Officer Curley's letter of resignation effective March 31, 2022.

**SECOND** was made by Trustee Daly

<b>AYE:</b> Trustee Chichester	<b>NAY:</b>
Trustee Daly	NONE
Deputy Mayor Schneider	
Mayor Medina	

**POLICE OFFICER BASILICATA – Probation Release**

Mayor stated the Board also received a letter from Chief Tenaglia regarding Probation Release for Officer Basilicata. He highly recommends Officer Basilicata be removed from probation. The probation date ends March 30, 2022.

**MOTION** was made by Deputy Mayor Schneider to approve releasing Officer Basilicata from probation.

**SECOND** was made by Trustee Daly

<b>AYE:</b> Trustee Chichester	<b>NAY:</b>
Trustee Daly	NONE
Deputy Mayor Schneider	
Mayor Medina	

**PART TIME POLICE OFFICER STARK - Resignation**

Mayor stated we received a letter of resignation from Part-Time Officer Tyler Stark effective April 19, 2022.

**MOTION** was made by Trustee Chichester to accept Officer Tyler Stark's resignation effective April 19, 2022.

**SECOND** was made by Deputy Mayor Schneider

<b>AYE:</b> Trustee Chichester	<b>NAY:</b>
Trustee Daly	NONE
Deputy Mayor Schneider	
Mayor Medina	

**NEW HIRE – Part Time Police Officer**

Mayor stated we received a letter from Chief Tenaglia requesting the hiring of a new Part-Time Officer. Mayor read memo.

**MOTION** was made by Trustee Daly to approve Michael Finnerty as the new Part-Time Police Officer effective April 13, 2022.

**SECOND** was made by Trustee Chichester

<b>AYE:</b> Trustee Chichester	<b>NAY:</b>
Trustee Daly	NONE
Deputy Mayor Schneider	
Mayor Medina	

**ADOPT 2022-2023 BUDGET**

Mayor stated this evening we held a public hearing with no public or written comment. The appropriations for 2022-2023 are \$3,449,812 and increase of \$180,000, roughly 5%. Our tax levy for

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2022-2023 is \$1,996,970 which is an increase of \$44,920. So, the increase for the tax levy is below the 2% tax cap. The taxable values between the Town of Monroe and the Town of Woodbury; the Town of Monroe went up and the Town of Woodbury went down for taxable value of Village property within those Towns. The tax rate for the Town of Monroe works out to be 53.8227, which is an increase of \$89.87 of a \$50,000 assessment. For the Town of Woodbury, the rate is 25.0203 which is actually a decrease because of the taxable values. A \$100,000 assessment would be a reduction of \$61.28. The reason for the appropriation increase is we had a significant increase due to the tax certiorari obligation for the ELT settlement, which is approximately \$100,000.00, and purchasing a new backhoe, which is actually split between our Water and Highway Departments and calculations for anticipated fuel increases for this year. There was also a decrease in franchise fees and our Union base pay increase is set at 2.5%. There were no increases to any of the Village Boards. Those stayed flat this year.

**MOTION** was made by Trustee Chichester to adopt the 2022-2023 Budget.

**SECOND** was made by Trustee Daly

**AYE:** Trustee Chichester  
Trustee Daly  
Deputy Mayor Schneider  
Mayor Medina

**NAY:**  
NONE

Mayor stated I would like to thank all the Department Heads in all of their efforts in putting that together assisting with Marie Coimbra who once again did a fantastic job in assisting the Board and the Department Heads. So, thank you everyone for your assistance in making that happen and keeping us below the 2% tax cap.

**AUTHORIZATION TO SIGN IMA INDEPENDENCE DAY VoM**

Mayor stated this is an Intermunicipal Agreement between the Village of Harriman and the Village of Monroe for the Independence Day Celebration. It takes effect upon execution and will terminate on July 15, 2022. It is to expend funds for the Independence Day Celebration. The Village of Harriman will expend \$2,000.00 toward the Village of Monroe's Independence Day Celebration to be paid to the Village of Monroe. We also included in the IMA indemnification in hold of harmless and insurance certificates as well.

**MOTION** was made by Deputy Mayor Schneider to authorize the Mayor to sign the IMA for the Independence Celebration.

**SECOND** was made by Trustee Daly

**AYE:** Trustee Chichester  
Trustee Daly  
Deputy Mayor Schneider  
Mayor Medina

**NAY:**  
NONE

Trustee Chichester commented this is for the fireworks.

Mayor Medina responded the Village has been annually contributing to the fireworks for several years now and we are finally putting it into a Intermunicipal Agreement so that we can set those terms and have indemnifications included as well.

**AUTHORIZATION TO SIGN MWCSO LEASE AGREEMENT - Amendment**

Mayor stated this is a renewal amendment. MWCSO approved the renewal of the Village Hall lease at their April 6<sup>th</sup> School Board Meeting. The amendment to the lease includes a two-year renewal from June 1, 2022 – May 31, 2024, with an increase of 1% in the first year and 1.5% in the second year.

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**MOTION** was made by Trustee Daly to authorize the Mayor to sign the amended MWCSO Lease Agreement.

**SECOND** was made by Trustee Chichester

<b>AYE:</b> Trustee Chichester	<b>NAY:</b>
Trustee Daly	NONE
Deputy Mayor Schneider	
Mayor Medina	

**PARK REQUESTS**

Lexandra – May 7, 2022

**MOTION** was made by Deputy Mayor Schneider to approve Lexandra Park Request for May 7, 2022.

**SECOND** was made by Trustee Chichester

<b>AYE:</b> Trustee Chichester	<b>NAY:</b>
Trustee Daly	NONE
Deputy Mayor Schneider	
Mayor Median	

Brown – April 19, May 3, May 17, May 31 and June 14

**MOTION** was made by Trustee Chichester to approve Brown Park Request for April 19, May 3, May 17, May 31 and June 14, 2022.

**SECOND** was made by Trustee Daly

<b>AYE:</b> Trustee Chichester	<b>NAY:</b>
Trustee Daly	NONE
Deputy Mayor Schneider	
Mayor Medina	

Touro College Softball – April – September, Monday through Friday 7-11am

**LACK OF MOTION** - Denied

Huang - April 16, 2022

**MOTION** was made by Trustee Daly to approve Huang Park Request for April 16, 2022.

**SECOND** was made by Trustee Chichester

<b>AYE:</b> Trustee Chichester	<b>NAY:</b>
Trustee Daly	NONE
Deputy Mayor Schneider	
Mayor Medina	

Huang - June 25, 2022

**MOTION** was made by Trustee Chichester to approve Huang Park Request for June 25, 2022.

**SECOND** was made by Trustee Daly

<b>AYE:</b> Trustee Chichester	<b>NAY:</b>
Trustee Daly	NONE
Deputy Mayor Schneider	
Mayor Medina	

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**WATER AND MAINTENANCE RELEVY**

Mayor stated we received a memo from the Treasurer requesting relevy/levy on the 2022-2023 tax roll for permission on both water and maintenance charges providing they are not paid prior to submission date. Property maintenance is \$1,737.00 and the Water Total is \$33,925.09.

**MOTION** was made by Trustee Chichester to authorize the Treasurer to relevy unpaid water and maintenance on the 2022-2023 tax roll.

**SECOND** was made by Trustee Daly

**AYE:** Trustee Chichester

Trustee Daly

Deputy Mayor Schneider

Mayor Medina

**NAY:**

NONE

**WATER ACCOUNT REQUEST**

Account 572 – Penalty Waivers

**MOTION** was made by Deputy Mayor Schneider to approve a 1x waiver for Account 572.

**SECOND** was made by Trustee Chichester

**AYE:** Trustee Chichester

Trustee Daly

Deputy Mayor Schneider

Mayor Medina

**NAY:**

NONE

**ATTORNEY REPORT**

Attorney Darwin stated I have no comment unless the Board has any questions for me.

**PUBLIC COMMENT**

Lenahan – Oxford – I sent you an email on March 12<sup>th</sup> and I don't know if you had a chance to look at it. You asked me to detail things and I did and needless to say I wasn't sitting there listening for it constantly. I didn't get any feedback from you, so I don't know what your thoughts were on it. Whether or not you thought that something like that was unacceptable. I hope not. I stopped doing it hoping that you would read it and maybe discuss it with Board Members or however you wanted to. The noises continue. It just so happens that this last week from my perspective and my distance from the plant it seemed to improve a little. I don't think it was because of anything that was done intentionally to improve that noise. I think it had to do more with business. They are probably not that busy, I imagine with Passover coming up. I imagine next week is going to be very quiet, I would think. I would hope. It would give us a reprieve from the noise. I did notice some other things occurring at night because the windows are open. I can't say where it is coming from. My money says it is coming from SPG. Perhaps the people who live a little closer to the plant can confirm that statement. Around 3am in the morning I start to hear the backup warning beeps and it is a high pitch noise. You know exactly what it is and it wasn't that it just happened once. It seemed to repeat itself about every 15-20 minutes and it continued until around 4:30am. Whether or not it was coming from Target, could be, or it is coming from the SPG plant when they are having tractors in there. Perhaps someone can add some information to that. I spoke to one of the Council Members from the Town of Monroe, a friend of mine, and I filled him in on the problems that I am experiencing and others. Specifically, the noise coming from SPG and I wanted to make sure he is aware of it because of the fact that they are looking to expand their plant. We email back and forth. They haven't gone before the Monroe Planning Board which I'm sure you know. But, what are the conditions? My understanding is that they are going to be looking to have them put up some type



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of noise barrier/fencing as a condition of that expansion. I have a question and hope you can answer it now and I don't know how it works with the Village of Harriman and the Town of Monroe. Do they supersede certain thing and decisions of the Village? But if they put a demand that there has to be some type of noise barrier on their side of the factory, does it also apply to the parking side that resides in the Village of Harriman? I would like to know because if that is a condition they are going to put on for the expansion I would hope the heck that it would apply to the Village of Harriman's side and don't take this the wrong way, but if they are looking to be proactive about that I would like to think the Village of Harriman even before that expansion is discussed will be proactive and try to do something again to mitigate the noise. That is all I have to say. I told you many times before.

Cuevas – Melody Lane – our bedrooms are on the back end and the noise at night is very disturbing. You wake up with the trucks. Sometimes the alarm. It is always something. It is really very disturbing for our peace. That is a very quiet neighborhood. Since that is there, it has always been really bad and the other thing I noticed about them, is the garbage. Our Village is always clean. If you walk around Bailey Farm Road, there are bottles of alcohol on the floor and the nets they are using on their heads are flying all over there. We walk there. We walk our dogs. That is our neighborhood and nobody cleans that because their workers come out for lunch and they leave their garbage all around there. It is really not fair for us. The other problem too is that they illegally drive in that area. I walk my dog there and sometimes, you know they don't even have a Stop Sign they just go, it is dangerous. I was going to suggest putting a camera there. There are a lot of people you pass there and break that Do Not Enter all the time, every day. I see it. I walk my dog there every day and it is an accident ready to happen. They put the Stop Sign going up Melody Lane and they are helping that, but going out nothing. If you are not careful you are going to get hit and it is going to be soon probably.

Louidor – Melody Lane – at night I hear it at 3:15am before I get up. It is unbelievable. You should come one day and sit there for one day to see what is going on over there. It's never been like that before and the cops stop them too and give them tickets, so many of them, and as soon as the cop left it starts up again. They have no respect for us and we pay our taxes. It can't be like that. I hear at 3:15am every day for twenty years. It is impossible.

Mayor stated just so you know how the Public Comment works – if you have problems you want to bring to our attention, please come see me. You have addressed them now and I will certainly look at these two problems. Tim has been here and I understand his situation. The situation with Melody Lane and the Stop Sign, just today as I was coming here, there is an Officer stationed there to make sure people aren't doing that. So, they are proactive to that in that way. As far as the garbage on Bailey Farm Road, of course, that is inside of the Town of Monroe because our boarder ends right there, but I know our DPW crew is actively, just as the rest of Village, in always keeping it clean. We will try and hit that area also.

Cuevas – the same bottle that has been there for weeks has not been touched.

Mayor continued the other thing is, I'm not sure and that is why I encourage you to please come in to speak with me so we can have question and answer rather than just a comment at this point to find out where the suspected noise that your hearing is coming from. Is it coming from SPG or is it coming from the Commercial property behind you? Walmart and so on. The other thing is, I live in the same neighborhood. I live on Oxford as well. We are surrounded by Commercial property that is how our zoning is and has been. So, unfortunately there will be Commercial properties around us operating and it is just to what degree. So by all means please come in and speak with me so we can speak about the exact details of it.

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Louider asked what are your hours to come and see you?

Mayor replied 8-4pm or you can call me.

Louider stated it is impossible for me because I am gone from 7-7pm.

Mayor replied call me.

Louider replied I appreciate it. Thank you.

**MOTION** was made by Trustee Daly to enter into Executive Session for Attorney Client Privilege to discuss a litigation issue.

**SECOND** by Trustee Chichester

**ALL IN FAVOR**

At this time, the Village Clerk was excused from the meeting.

The following was given by Mayor Medina:

Executive Session with David Darwin, Esq.

**MOTION** was made by Trustee Chichester to adjourn Executive Session and return to Regular Meeting.

**SECOND** was made by Deputy Mayor Schneider

**ALL IN FAVOR**

**MOTION** was made by Trustee Daly to adjourn Regular meeting at 8:45pm.

**SECOND** was made by Trustee Chichester

**ALL IN FAVOR**

Respectfully submitted by: \_\_\_\_\_

Jane Leake, Village Clerk