



Village of Harriman

1 Church Street
Harriman, New York 10926
TEL: (845) 783-4421
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VILLAGE BOARD MEETING MARCH 9, 2021

6:30PM – AUDIT BILLS

7:00PM – PUBLIC HEARING – LL#2 – Chapter 74 – Water Rates

7:10PM – PUBLIC HEARING – Police Reform, & Reinvention Collaborative Draft Plan

7:20PM – PUBLIC HEARING – 2021-2022 Budget

7:30PM – REGULAR MEETING

AGENDA

- 1. ROLL CALL – PLEDGE OF ALLEGIANCE**
- 2. APPROVAL OF MINUTES – February 9th, 16th & 23rd 2021**
- 3. APPOINTMENTS – a) Village Board Trustee b) Planning Board Member**
- 4. INFORMATIONAL ITEMS**
- 5. DEPARTMENT REPORTS**
- 6. 2021-2022 BUDGET**
- 7. LOCAL LAW #2**
- 8. POLICE REFORM & REINVENTION COLLABORATIVE DRAFT PLAN**
- 9. REQUEST – Building Inspector NYSBOC Training Conference 2021**
- 10. USDA INTER-GOVERNMENTAL AGREEMENT – Geese Control**
- 11. SEQRA LEAD AGENCY CONSENT RESOLUTION**
- 12. WATER SERVICE RESOLUTION**
- 13. BUDGET ADJUSTMENTS/TRANSFERS**
- 14. ATTORNEY COMMENTS**
- 15. PUBLIC COMMENT**
- 16. MOTION TO ENTER EXECUTIVE SESSION – ATTORNEY CLIENT PRIVILEGE**

UPCOMING MEETING DATES:

PLANNING BOARD MEETING:	March 15, 2021
VILLAGE BOARD ORGANIZATIONAL MEETING:	April 6, 2021
ZONING BOARD OF APPEALS MEETING:	April 07, 2021
VILLAGE BOARD MEETING:	April 13, 2021

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6:30pm – Audit Bills

7:00pm – Public Hearing LL#2 – Chapter 74 – Water Rates

7:10pm – Public Hearing – Police Reform & Reinvention Collaborative Draft Plan

7:20pm – Public Hearing – 2021-2022 Budget

7:30pm – Regular Meeting

7:00pm - Public Hearing – Local Law #2

Mayor read:

PLEASE TAKE NOTICE that the Village Board of the Village of Harriman will hold a public hearing on a proposed local law entitled, Local Law No. 2 of 2021 - A Local Law Amending the Water Rates for the Village of Harriman," at Harriman Village Hall, 12 Church Street, Harriman, New York on March 9, 2021 at 7:00 p.m. or as soon thereafter as the matter may be heard.

This local law, if adopted, will amend §§ 74-5 I 1(a), 3(a)(1), (2) and 8(e) of the Village Code by increasing the Village of Harriman water rates.

All persons interested in the subject of the proposed local law will be heard by the Village Board at the above time and place. Persons may appear in person or by agent. All written communications addressed to the Board in connection with the proposed local law must be received by the Village Board at or prior to the public hearing.

Mayor asked have we received any written comments?

Clerk replied no.

Mayor stated the amended water rates are for increased lab test fees that have been incurring, Additional testing and sampling, pump upgrades, replacements, well development and tank maintenance. The average single-family user at 30 thousand gallons a quarter will see approximately a \$12.00 increase a quarter for in the Village customers and out of the Village will see an approximate \$36.00 increase.

No public comment.

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

7:10pm - Public Hearing – Police Reform & Reinvention Collaborative Draft Plan

Mayor read:

PLEASE TAKE NOTICE that the Village Board of the Village of Harriman will hold a Public Hearing to receive public comment, in accordance with the Governor's Executive Order 203 of 202, on the Village of Harriman Police Reform and Reinvention Collaborative draft plan ("Plan"). Upon consideration of such comments, the Board will vote to adopt a Plan in compliance with said Executive Order.

This public hearing will be held at Harriman Village Hall, 12 Church Street, Harriman, New York on March 9, 2021 at 7:10 pm or as soon thereafter as the matter may be heard.

A copy of the draft plan is available on the Village of Harriman website, www.villageofharriman.org, or by requesting a copy from the Village Clerk at 845-783-4421, or villageclerk@villageofharriman.org.

All persons interested in the subject will be heard by the Village Board at the above time and place. Persons may appear in person or by agent. All written communications addressed to the Board in connection with the proposed Plan must be received by the Village Board at or prior to the public hearing.

Mayor asked did we receive any comment?

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Clerk replied no.

Mayor stated in case you may or may not know, Governor Cuomo issued an Executive Order 203 which required that any municipality with a Police Department to review the policies and practices of the department to insure we are fairly, equitably and with justice policing in all of our community and all of our residence. Under the Executive Order the Chief Officer of the Municipality, in the Village of Harriman's case, the Mayor was charged with putting a panel together of stake holders. A public meeting was held on February 2nd which included a presentation by Chief of Police Henderson, discussion sessions by the panel member as well as public comment from the public. The outcome of the meeting and discussions was a draft plan the Chief and I created. The plan was reviewed by the panel and published on the Village Website and available in Village Hall for public to review and comment on. Hard copies of the draft plan are also available here tonight.

No public comment.

Mayor continued I would like to thank all the members who did participate on the panel. I thought it was very well done and well received.

MOTION was made by Trustee Schneider to close the Public Hearing. **SECOND** by Trustee Chichester. **ALL IN FAVOR.**

7:20pm - Public Hearing – 2021-2022 Budget

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	\$3,268,892
WATER FUND	\$1,601,000

A Public Hearing on the budget will be held at 12 Church Street, Harriman, New York on March 9th at 7:20 p.m. to consider same before final adoption.

Mayor asked have we receive any written comment?

Clerk replied no.

Mayor stated our tax levy for 2021-2022 is 1,952,050 million. It represents an increase of \$41,056.00 or an increase of 2.148. Our 2% tax levy cap allowance is for 2.1766 so we are under the tax cap levy. The Town of Monroe will see an increase of .7384 cents per thousand which represents an increase of 1.429% and that can be represented as a \$50,000.00 assessment increase of \$36.92. Tax rates within the Town of Woodbury the increase is .51 cents. An increase of 2.059% and at a \$100,000.00 assessment that would represent it as \$51.21 increase. The budget includes our tax values within both towns have slightly increased during this period. There was a significant increase that we see for the Police Department Retirement Contribute for the fiscal year, which was an increase of \$46,000.00 which was quite substantial this year especially compared to many years in the past. We also see that there was a decrease in the franchise fees that we can expect to receive, and it includes an additional of a vehicle for the PD Fleet and the DPW. We anticipate revenue increases for our courts once they open this year and our union base pay increases of 2% which are contractual and there is no increase to the Village Boards, Planning Board Members or Zoning Board Members this year.

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No public comment.

Chief Henderson stated I would like to say good job to the Board. I know this was a hard budget this year. Especially with COVID and with revenue being down and everything else and to get under a 2% tax cap that is absolutely amazing. Very nice job for your first budget Lou.

Mayor stated once again Marie is just phenomenal as we all know. So, I would personally like to thank her too. Thank you Chief.

MOTION was made by Trustee Schneider to close the Public Hearing. **SECOND** by Trustee Daly. **ALL IN FAVOR.**

REGULAR MEETING

ROLL CALL

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

ABSENT

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

APPROVAL OF MINUTES

Mayor asked can I have a motion to approve the minutes of February 9th Board Meeting?

MOTION was made by Trustee Schneider to accept the minutes of February 9th Board Meeting.

SECOND was made by Trustee Daly.

AYE: Trustee Daly	NAY:
Trustee Chichester	NONE
Trustee Schneider	

Mayor asked can I have a motion to approve the minutes of February 16th Budget Workshop Meeting?

MOTION was made by Trustee Chichester to accept the minutes of February 16th Budget Workshop Meeting.

SECOND was made by Trustee Daly.

AYE: Trustee Daly	NAY:
Trustee Chichester	NONE
Trustee Schneider	

Mayor asked can I have a motion to approve the minutes of February 23rd Budget Workshop Meeting?

MOTION was made by Trustee Schneider to accept the minutes of February 23rd Budget Workshop Meeting.

SECOND was made by Trustee Chichester.

AYE: Trustee Daly	NAY:
Trustee Chichester	NONE
Trustee Schneider	

APPOINTMENT

Mayor stated this evening we are appointing a Village Board Trustee and a Planning Board Member and these are to fill vacancies so there is no motion needed.

Wayne Mitchell, to the position of Trustee.
Neil Murphy, Planning Board Member

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INFORMATIONAL ITEMS

This evening's bills were audited:

Trust & Agency	\$	669.00
General Fund	\$	85,663.81
Water Fund	\$	49,057.74

- Up Coming Meeting Dates:
 - Planning Board – March 15, 2021
 - Village Board Organization Meeting – April 6, 2021
 - Zoning Board of Appeals – April 7, 2021
 - Village Board – April 13, 2021

- The Village Office hours remain 8am-3pm. The Office is still closed to the Public. Phone numbers and contact information can be found on the Village of Harriman Website. There is a lockbox outside the door to drop off water bill payments, etc. and any correspondence to the Village Hall staff. The box is emptied on a regular basis.

- Water Customers can sign up for emails for information regarding billing dates or late bill notices by contacting the Clerk's Office or signing up online for email alerts on the villageofharriman.org Website.

- The Annual Can Food Drive begins March 10th through April 1st, where we collect unopened and unexpired nonperishable food to stock a local pantry. You can drop that off at Village Hall between 8-3pm Monday through Friday or at the Police Department anytime.

- Reminder – Village Election Day is March 16th polls open between 12 and 9pm. Polling place is here at the Village Hall where we will be following CDC Covid Guidelines and masks are required to enter the building and polling area.

- April is National Autism Awareness Month. The Monroe Woodbury School District is creating a blue light initiative for April 6 through the 9th recognizing Autism Awareness and would like everyone to participate in lighting their homes and businesses throughout our community during that period. They will be broadcasting more information once it comes available.

- April 24th is the Annual Clean Sweep between the hours 8-12pm starting in Saint Anastasia's parking lot. For more information about it you can go to monroecleansweep.com to sign up. And we hope that the Community can and will be able to help with this event.

- Agenda Addition:

13 a) Resolution for the IMA Stop DWI

DEPARTMENT REPORTS

Treasurer Report – see attached report
DPW – see attached report
Police Department – see attached report
Water Account Adjustments – see attached report
Court Reports – no reports
Building Department – see attached report
\$750.00 Violation Searches

2021 – 2022 BUDGET

Mayor stated this evening we had our public hearing with no written or verbal comments for the 2021-2022 Budget.

MOTION was made by Trustee Chichester to adopt the 2021-2022 Budget.

SECOND was made by Trustee Daly.

AYE: Trustee Daly	NAY:
Trustee Chichester	NONE
Trustee Schneider	
Trustee Mitchell - Abstained	

LOCAL LAW # 2 2021

Mayor stated we had a public hearing this evening with no written or verbal comments. The water rates will take effect with the May 1, 2021 billing.

MOTION was made by Trustee Schneider to accept Local Law 2 of 2021 on the increased water rates effective with the May 1, 2021 billing..

SECOND was made by Trustee Chichester.

AYE: Trustee Daly	NAY:
Trustee Chichester	NONE
Trustee Schneider	
Trustee Mitchell - Abstained	

POLICE REFORM & REINVENTION COLLABORATIVE DRAFT PLAN

Mayor stated we held a public hearing this evening with no written or verbal comments.

MOTION was made by Trustee Daly to accept the Police Reform & Reinvention Collaborative Resolution.

SECOND was made by Trustee Schneider.

AYE: Trustee Daly	NAY:
Trustee Chichester	NONE
Trustee Schneider	
Trustee Mitchell - Abstained	

REQUEST – Building Inspector NYSBOC Training Conference 2021

Mayor stated this is a request from our Building Inspector to attend the NYS Building Official Conference September 28 – 30th with the cost of \$300.00 plus mileage, with no special travel accommodations.

MOTION was made by Trustee Chichester to approve the Building Inspector to attend the NYSBOC September 28 – 30 with a cost of \$300.00 plus mileage.

SECOND was made by Trustee Daly.

AYE: Trustee Daly	NAY:
Trustee Chichester	NONE
Trustee Schneider	
Trustee Mitchell - Abstained	

USDA INTER - GOVERNMENTAL AGREEMENT – Geese Control

Mayor stated this is the Inter-Governmental Agreement for Wildlife Damage Management for our Mary Harriman Park with regard to our geese control. This is an Annual Agreement we have with USDA. It is a little different this year. It covers from April 2021 – October 2021. Approximately 75 geese use in the park during the year. It includes nest treatment. It will be conducted April and May and what they call harassment will be conducted from May 17 – October 22. It includes a fee similar to what we had in the past. However, they will be billing this different then they have done in the past. It will be billed on an use base, which is far less than what we were doing before. We anticipate it to be the same amount. While this is listing the larger amount. We budgeted accordingly, according to our workshop and based on the lesser as used basis.

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MOTION was made by Trustee Daly to accept this Inter-Governmental Agreement with USDA for geese control from April 2021 – October 2021.

SECOND was made by Trustee Chichester.

AYE: Trustee Daly
Trustee Chichester
Trustee Schneider
Trustee Mitchell - Abstained

NAY:
NONE

SEQRA LEAD AGENCY CONSENT RESOLUTION

Mayor read resolution:

A RESOLUTION OF THE VILLAGE OF HARRIMAN BOARD OF TRUSTEES PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT CONSENTING TO THE TOWN OF MONROE PLANNING BOARD ACTING AS LEAD AGENCY IN THE MATTER OF THE APPLICATION OF J. SQUARED BUILDERS, INC. MINOR SUBDIVISION APPLICATION

WHEREAS, the Village of Harriman has received from the Town of Monroe Planning Board (“Town PB”) a copy of an Environmental Assessment Form concerning application pending before it from J. Squared Builders for a minor subdivision, Town of Monroe Tax Map No. 47-1-16 (“the Project”); and

WHEREAS, the Village of Harriman is an involved agency for the Project pursuant to 6 NYCRR 617.2; and

WHEREAS, the Town PB has asked the Village of Harriman Board of Trustees whether it consents to the Town BP serving as lead agency for the Project; and

WHEREAS the Village of Harriman Board of Trustees believes that it will be in the best interests of the Village to consent to the Town PB’s request to serve as lead agency, and that it continue to be notified of filings and hearings in connection with the Project, now, therefore, it is hereby:

RESOLVED, that the Village of Harriman consents to the Town of Monroe serving as Lead Agency for the Project, and requests it continue to be notified on filings and hearings concerning the Project; and is further.

RESOLVED, that the Mayor of the Village of Harriman is authorized to execute the Response to the Request that Town of Monroe Planning Board Serve as Lead Agency and transmit same to the Town Planning Board.

MOTION was made by Trustee Daly to approve the Town of Monroe SEQRA Lead Agency Consent Resolution

SECOND was made by Trustee Chichester.

AYE: Trustee Daly
Trustee Chichester
Trustee Schneider
Trustee Mitchell - Abstained

NAY:
NONE

WATER SERVICE RESOLUTION

Mayor read resolution:

A RESOLUTION OF THE VILLAGE OF HARRIMAN BOARD OF TRUSTEES AUTHORIZING THE SALE OF WATER TO J. SQUARED BUILDERS, INC.

WHEREAS, the Village of Harriman has received a request from J. Squared Builders, Inc. for water service from the Village of Harriman for a property located in the Town of Monroe, Tax Map no. 47-1-16, to service a proposed two-lot subdivision on which the developer proposes to construct two single family homes; and

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WHEREAS, the subject property is adjacent to the Village of Harriman, and a Village-owned water main runs through the subject property from which water service may be provided; and

WHEREAS, New York Village Law, § 11-1120 authorizes the Village to sell to a corporation, individual or water district outside the village and the right to make connections with the mains or reservoirs of such village for the purpose of drawing water therefrom and fix the prices and conditions therefor; and

WHEREAS, the Village Code of the Village of Harriman has established a schedule of water fees and rates for water customers outside the Village; and

WHEREAS, upon consultation with the Village Water Department the Village Board has determined that it has sufficient surplus water capacity to service the proposed subdivision without negatively impacting the water capacity needs of the Village and its residents; now, therefore, it is hereby:

RESOLVED, that the Village of Harriman will provide water to serve two single family homes on the proposed subdivision subject to: a) findings by the Town of Monroe Planning Board pursuant to SEQRA that the proposed project will result in no significant, adverse environmental impacts; b) final Planning Board approval for the subdivision; submission to, and approval by the Village of Harriman Water Department for water connections and compliance with applicable provisions of the Village Code, rules and regulations.

MOTION was made by Trustee Schneider to approve the Water Service Resolution for J Squared Builders, Incorporated.

SECOND was made by Trustee Chichester.

AYE: Trustee Daly	NAY:
Trustee Chichester	NONE
Trustee Schneider	
Trustee Mitchell - Abstained	

BUDGET ADJUSTMENTS/TRANSFERS

Mayor stated we have a budget adjustment and transfers submitted by the Treasurer. The budget adjustment is for our capital contribution for the Shops at Woodbury for \$10,000.00. A budget transfer from the Police Chief for new computers and for portion of the photo imaging fingerprinting machine for \$9,000.00 and transfer between communication maintenance and our police equipment. A transfer from our DPW contract from contingency to clothing for \$180.00 and a transfer from our court contractual cost in the amount of \$4,000.00 between our justice court clerks and our justice contractual accounts and the final request is for a transfer due to the additional requirements for water testing in the amount of \$10,000.00 from our contingency account to our source of supply testing line item.

MOTION was made by Trustee Chichester to approve the Budget Adjustment and Transfers outlined in the Treasurers memo dated March 4, 2021.

SECOND was made by Trustee Daly.

AYE: Trustee Daly	NAY:
Trustee Chichester	NONE
Trustee Schneider	
Trustee Mitchell – Abstained	

INTER-MUNICIPAL AGREEMENT – STOP DWI Program

Mayor stated this is for our Stop DWI Program. It is a program we have been participating in for many years now and to receive those funds.

MOTION was made by Trustee Daly to accept the Inter-Municipal Agreement for the Stop DWI Program.

SECOND was made by Trustee Schneider.

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AYE: Trustee Daly
Trustee Chichester
Trustee Schneider
Trustee Mitchell – Abstained

NAY:
NONE

ATTORNEY COMMENTS

Attorney Darwin stated you have asked me to take a look at motion papers the Village has received due to a bankruptcy matter and I took a look through those papers and it doesn't appear that it impacts the Village at all. It is a motion to leave open a very old bankruptcy case so that the debtor can claim a homestead exemption to avoid two judicial liens. that are still in place, but as far as I can tell there is no impact on the Village at all.

Mayor asked why would we receive that?

Attorney Darwin replied because the Village is probably listed as a creditor back when this petition was originally filed about 10 years ago. So, there may have been an outstanding bill or matter.

Attorney Darwin continued I did take a look at the latest version of the Verizon re-lease and I think all the appropriate changes have been made with the exception of the clause that has to do with the provision of the electrical service. There is still the old language in there and I know that the Village Board had expressed a strong position that they (Verizon Wireless) would have their own meter and pay directly so that language has to be changed. Other than that I think the Board has to decide on what they want to do in terms of the lease payments. On 4 South Main Street matter, the bank has given conditional approval for a short sale. I would suggest that details of that be discussed in Executive Session because it involved contract negotiations and attorney client matters.

PUBLIC COMMENT – None

MOTION was made by Trustee Chichester to Enter into Executive Session for Attorney Client Privilege to discuss litigation and personnel items.

SECOND was made by Trustee Daly.

AYE: Trustee Daly
Trustee Chichester
Trustee Schneider
Trustee Mitchell

NAY:
NONE

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 Schneider to adjourn Executive Session and return to Regular Meeting.

SECOND was made by Trustee Mitchell.

ALL IN FAVOR

MOTION was made by Mayor Medina to adjourn Regular meeting at 8:55pm.

SECOND was made by Trustee Schneider.

ALL IN FAVOR

Respectfully submitted by: _____

Jane Leake, Village Clerk