

VILLAGE OF MAYBROOK BOARD OF TRUSTEES MEETING- JULY 23, 2018

**MEMBERS PRESENT:** MAYOR DENNIS K. LEAHY, DEPUTY MAYOR ROBERT PRITCHARD, TRUSTEE KEVIN GREANY, TRUSTEE JAMES R BARNET, TRUSTEE DARYL CAPOZZOLI

**ALSO PRESENT:** ATTORNEY KELLY NAUGHTON, ATTORNEY JOHN AHERN, ENGINEER SEAN HOFFMAN, SERGEANT MICHAEL MARESCA, DPW SUPERINTENDENT MATTHEW THORP, CLERK-TREASURER VALENTINA JOHNSON

**PUBLIC PRESENT:** EDWARD WILLIAMS, LAUREN PALEY, DONNA BARLETTA, CHARLIE WOZNICK, LAURA FITZGERALD(WVT)

Mayor opened the meeting with the Pledge of Allegiance.

**APPROVAL OF MINUTES**

Motion by Trustee Greany, seconded by Trustee Capozzoli, approving the minutes of the June 25, 2018 meeting as presented. 4 ayes, 0 nays, 1 abstention( Deputy Mayor Pritchard)

**APPROVAL OF BILLS & CLAIMS**

Motion by Trustee Barnett, seconded by Trustee Pritchard, authorizing the following bills and claims as audited by the Board of Trustees:

<b>GENERAL</b>	<b>\$28,827.63</b>
<b>WATER</b>	<b>\$ 5,732.40</b>
<b>SEWER</b>	<b><u>\$ 27,240.91</u></b>
<b>TOTAL</b>	<b>\$61,800.94</b>

**CORRESPONDENCE**

1. RESOLUTION, ACCEPTING AND ADDING VILLAGE ROADS FOR THE LOCAL HIGHWAY INVENTORY- Attorney advised this came from Matt Thorp to include "Senior Way" and "Well House Road as roads located within the Village of Maybrook and Board accept as public roads and direct the Local Highway Inventory to be revised accordingly, for CHIPS money. Motion by Trustee Barnett, seconded by Trustee Pritchard, approving a resolution accepting and adding Village roads "Senior Way" and Well House Road" for local highway inventory. 5 ayes, 0 nays.
2. AUTHORIZATION, NUGENT & HAEUSSLER, PC- Motion by Trustee Pritchard, seconded by Trustee Capozzoli, authorizing Nugent & Haeussler, PC, to conduct the annual audit the week of October 22, 2018, not to exceed the amount of \$23,525.00. 5 ayes, 0 nays.

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3. BUILDING INSPECTOR'S REPORT, JUNE 2018- Trustee Barnett advised on ride through the village today with Linda, not bad at all. Rec. & filed.
4. REQUEST, JAMES BYRNE, 515 RAKOV ROAD- Sergeant Maresca advised he does not have a problem with shortening the stripped no parking area. Matt Thorp advised it's 7 feet so it won't make a difference. Sergeant Maresca asked if a sign could be put up" No Parking Here To Corner". Kelly advised she will report back if there is anything different, but she has no problem with the Board approving it shortened the 7 feet tonight. Motion by Trustee Greany, seconded by Trustee Barnett, approving to have the designated stripped no parking area on one side shorten by 7 feet, which Matt Thorp has advised on which section. 5 ayes, 0 nays.
5. APPOINTMENT, P/T POLICE SERGEANT- Sergeant Maresca advised he is all in favor of this, Officer Barnett helps him out a lot. Motion by Trustee Capozzoli, seconded by Trustee Pritchard, approving the appointment of Dennis Barnett as part time Sergeant, effective immediately. 4 ayes, 0 nays, 1 abstention- (Trustee Barnett) Trustee Barnett thanked all of the Board.
6. RESOLUTION, NYS RETIREMENT SYSTEMS, RECORD OF ACTIVITY (ROA)- Motion by Trustee Barnett, seconded by Trustee Pritchard, authorizing a resolution for the current terms of offices for a NYS Retirement Systems ROA for Mayor Dennis K Leahy, Deputy Mayor Robert Pritchard, Trustee Daryl Capozzoli, trustee Kevin Greany, and Building Inspector Tim Ippolito. 5 ayes, 0 nays. Clerk advised a letter will be sent for DPW Superintendent Matthew Thorp and herself, advising they are in a timekeeping system, and Chief Arnold Amthor is exempt.
7. POLICE DEPARTMENT REPORT, JUNE 2018- Sergeant advised. Rec. & filed.

**MAYOR'S REPORT**

**TRUSTEES' REPORTS**

**TRUSTEE KEVIN GREANY-** Advised July 4<sup>th</sup> was great, sewage treatment plant is good and advised on the flows, thanked Sean, Matt, and Donnie for the SPEDES permit, we are good to go until 2023.

Wished all a wonderful weekend and see you in August.

**TRUSTEE JAMES R BARNETT-** Thanked Sean for the work with DEC, good job. Thanked Donna Barletta, Kelly Naughton, Sean Hoffman, TAM and Newburgh Winwater for the bike donations. On August 25<sup>th</sup> we will have our 2<sup>nd</sup> Bike Rodeo, we will raffle six bikes, 3 girls and 3 boys at Maybrook Day. The police officers do a great job.

On 9/23 at 5PM there will be an Eagle Court of Honor for Sebastian Manning and Jacob Fisher.

Advised the Troop Band will be going to Disney on 8/7 and he will call the Mayor and let him know how they did.

**DEPUTY MAYOR ROBERT PRITCHARD-** Advised he is working on grants for CFA. Kelly will go through the resolutions that will go in on Friday, which is the deadline, advised on the grants being submitted, he will email all a copy.

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Advised on his presentation that he gave at the Orange County Citizens group on pacemaking, it was an honor and he gave a 17 minute presentation, Tina has a copy if anyone would like to see it.

Advised the DRI announcement will be out in August.

Advised he attended the RADC meeting and advised on it.

**TRUSTEE DARYL CAPOZZOLI**-Advised Mayor it is awesome what he's doing with the Town of Montgomery.

Advised the lights at the Community Center need to be fixed and replaced, will be replacing with LEDs.

Advised Bobbie Sue gave him half of the report last month, she will get it to him, and he will have for the next meeting.

Advised he spoke to Matt about the park today, and he'll take care of that.

### DEPARTMENT HEADS

**SERGEANT MICHAEL MARESCA**- Asked if there is a raindate for Friday, Mayor advised not yet, maybe the Friday before Maybrook Day, he will check their availability for movie night.

Thanked everyone for the bike donations, he really appreciates it.

Advised National Night Out on August 7<sup>th</sup> at Valley Central High School from 6PM-10PM, they are short on vendors, please spread the word.

**DPW SUPERINTENDENT MATTHEW THORP**- Advised on major water main break on 6/29 on Maybrook Road, it took 46 hours to refill the tank.

Advised Well 2 rehabilitation is being done now( County Route 4).

Advised he is busy with Sean on a lot of projects, advised the first week of August will be reclamation.

Discussed At & T and the 7/29 completion. Attorney advised she has a message in with them and will check that and email the Board tomorrow.

### ENGINEER SEAN HOFFMAN-

1. **Community Development Block Grants (CDBG)** a. *FY-2019* – Application for sewer lining submitted to the Orange County Office of Community Development Office (OCCD) in April 2018. We understand Superintendent Thorp presented the project to the CDBG Advisory Committee last Thursday, June 21, 2018. The calendar provided by OCCD in February 2018 estimates award notices to be distributed in November 2018.

b. *FY- 2018* – This work includes lining of sewer segments including Prospect Avenue, Volunteer Place and several easements. During your February 12, 2018 meeting, you authorized the Mayor to sign the CDBG Municipal Agreement (received February 1, 2018) which will provide the Village with \$50,000 in grants. We received a copy of the executed agreement from Clerk Johnson on July 11, 2018. We will finalize the sewers to be completed with Superintendent Thorp and coordinate bidding.

c. *FY-2017* – This work includes the lining of sewer segments including Prospect Avenue and Broadway. During your June 5, 2018 special meeting Attorney Naughton advised this work is required to be completed by September 2018 and you authorized bidding this project. We completed the specifications

and plan on June 14, 2018 and understand Attorney Naughton forwarded to OCCD for review the next day. Once OCCD has reviewed the specifications we will schedule a bid date with Clerk Johnson.

*d. FY-2016* – This work included lining of sewer segments on Tower Avenue, Maiden Lane and Spring Street and was completed in February/March 2017. Application for Payment No. 1 was submitted by the contractor in December and forwarded to OCCD for processing and payment. We understand the Village received the check from OCCD on June 29, 2018. We will coordinate submission of the application for Final Payment, including retainage, with the Contractor.

**2. Country Club Drive Sidewalk Improvements** – This work is intended to reduce the width of the pavement between NYS Route 208 and Ted Miller Drive to facilitate the installation of a sidewalk. The final plan was distributed prior to your March 12, 2018 meeting. Superintendent Thorp and I conducted a pre-construction meeting with the project surveyor, curb contractor and paving contractor on July 13, 2018. Subsequently, Superintendent Thorp received a tentative date from the reclamation contractor that they may be able to start work the first week in August. We are currently working with Superintendent Thorp to coordinate this work with the other contractors, so the work may proceed without long gaps between the different contracts and will advise the Village Board as soon we receive confirmation.

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**3. Homestead Avenue Sidewalk Improvements** – On June 4, 2018 we received electronic correspondence from the NYSDOT Permit Field Engineer indicating the revised plans have been approved as final for permit issue subsequent to submission of a revised application form and insurance certifications. Subsequently, on June 11, 2018 and again on June 12, 2018, DOT contacted my office by telephone regarding a boundary survey along the project limits. We received additional written comments from NYSDOT on June 27, 2018. On July 11, 2018 Mayor Leahy, DPW Superintendent Thorp and I met with three (3) representatives from DOT and followed-up with a conference call July 18, 2018. We submitted a written description of the boundary survey issue along with a draft release as requested by DOT on July 18, 2018. In accordance with the DOT's July 19, 2018 electronic correspondence we believe a revised plan, showing a sidewalk less than fourth (4) feet wide between Oak and William Streets will be necessary. We anticipate resubmission of this plan to DOT later this week.

**4. Galaxy Maybrook Rail Yard Redevelopment** – This project involves the redevelopment of 70-acres of the former Maybrook Rail Yard for approximately 888,000 square feet of commercial use. During your January 22, 2018 meeting, you adopted the Expanded EAF Part 3 outline. During your April 23, 2018 meeting, Engineer Winglovitz estimated submission of the EAF in July. On June 25, 2018 Mayor Leahy, Superintendent Thorp and I met with Don Liloia and Engineer Winglovitz to discuss water and wastewater connections.

**5. Planning Board Applications** – The following provides a summary of ongoing Planning Board applications: a. *Maybrook Glen* – This is an application for a fifty (50) lot residential subdivision on 64.656 acres with frontage on Highland Avenue, Prospect Avenue and Logan's Way. A Resolution of Condition Subdivision Approval was approved during the August 14, 2017 Planning Board meeting. The developer is working to submit a number of legal documents, some of which will require your consideration (i.e., performance bond form, offers of dedication, abandonment of a portion of Prospect Avenue right-of-way). On July 16, 2018, Developer Gueron submitted a written extension request to the Planning Board which indicated he is currently working to obtain a performance bond and securing sufficient financing for construction. We understand the Planning Board will consider this request during their next meeting.

b. *Logan's Way/Primary Construction, LLC* – On July 11, 2018 Developer O'Donnell met with us to review the dedication and acceptance of public improvements including the subdivision road. In accordance with our request, an as-built survey was submitted July 17, 2018. We have commenced review of the as-built survey and are currently working to schedule a field meeting with Developer O'Donnell and Superintendent Thorp for later this week/early next week (weather dependent) to prepare a detailed punchlist.

c. *Knollwood Development* – We understand an application was submitted on or about July 19, 2018. We anticipate this will be listed on the August Planning Board meeting for an initial presentation.

**6. SPDES Permit Modification** – In February 2018 the Village received correspondence from NYSDEC indicating the SPDES permit will be modified to require seasonal effluent disinfection commencing 2023. On April 3, 2018 Mayor Leahy, Superintendent Thorp and I met with NYSDEC representatives to discuss proposed permit modifications including potential grants available to the Village to assist with possible upgrades. In accordance with that meeting the SPDES permit will include provisions for the Village to study whether effluent disinfection will provide a public health benefit. This will require preparation of a water quality model based on weekly sampling to be conducted next year (2019). We have forwarded the new SPDES permit to a local environmental firm, so they may provide the Village with a budgetary price for this work. This firm is scheduled to review the plant outfall and tributary tomorrow (July 24, 2018) with Superintendent Thorp. We understand Grant Writer Lima is completing the Engineering Planning Grant to study effluent disinfection later this week. On July 13, 2018 Clerk Johnson circulated the final modified SPDES permit.

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7. **Order on Consent** – The 2014 Consent Order required the submission of Annual Reports through early 2018. The final report was submitted on March 14, 2018 and amended, in response to the NYSDEC's comments, on June 13, 2018. On July 16, 2018 the Village received correspondence from NYSDEC that the Annual Report was approved. We understand this satisfies the Village's obligation under the Consent Order and have submitted correspondence to the DEC in this regard on July 16, 2018.

**ATTORNEY KELLY NAUGHTON-** Advised on the SHIPPO grant SEQRA for three properties on Main Street property to purchase.

Motion by Trustee Pritchard, seconded by Trustee Barnett, approving to be Lead Agency. 5 ayes, 0 nays.

Motion by Trustee Pritchard, seconded by Trustee Greany, approving as an Unlisted Action. 5 ayes, 0 nays.

Motion by Trustee Pritchard, seconded by Trustee Barnett, approving a Negative Declaration for a short EAF. 5 ayes, 0 nays.

Attorney reviewed resolutions required for grants:

Motion by Trustee Capozzoli, seconded by Trustee Pritchard, approving and authorizing Mayor to sign an application for the Empire State Development Strategic Planning Grant. 5 ayes, 0 nays.

Motion by Trustee Barnett, seconded by Trustee Pritchard, approving and authorizing Mayor to sign an application for the Office of Parks, Recreation and Historic Preservation Land Acquisition Grant. 5 ayes, 0 nays.

Motion by Trustee Pritchard, seconded by Trustee Capozzoli, approving and authorizing the Mayor to sign an application for the Empire State Development Capital Grant( #81702) 5 ayes, 0 nays.

Motion by Trustee Capozzoli, seconded by Trustee Greany, approving and authorizing the Mayor to sign an application for the New York State Department of Environmental Conservation Engineering Planning Grant. 5 ayes, 0 nays.

Motion by Trustee Barnett, seconded by Trustee Pritchard, approving and authorizing the Mayor to sign an application for the Empire State Development Capital Grant ( # 84146). 5 ayes, 0 nays.

Attorney advised on a Justice Court matter, we are withdrawing the action in front of the court, the individual has no ability to pay.

Matt Thorp advised on a police issue and to coordinate with Sgt Maresca when they enter on the property, advised on quotes for demolition to the garage at 411 Tower Avenue. Belly Flop, \$3,900, Adams Concrete and Construction, \$4,500 and McCarey Landscaping \$6,637.

Motion by Trustee Capozzoli, seconded by Trustee Pritchard, approving the quote of \$3,900 to Belly Flop for the demolition of 411 Tower Avenue garage. 5 ayes, 0 nays. Matt advised there is a lot of work to get to the premises. Mayor advised Matt to make sure Belly Flop does not go on the property without the police officers.

Motion by Trustee Barnett, seconded by Trustee Greany, meeting was adjourned at 8:20PM. 5 ayes, 0 nays.

Respectfully submitted,

Valentina Johnson

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Village Clerk-Treasurer