

VILLAGE OF MAYBROOK BOARD OF TRUSTEES MEETING- FEBRUARY 11, 2019

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

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

**PUBLIC PRESENT:** EDWARD WILLIAMS, DONNA BARLETTA, JENNIFER & CHARLIE WOZNICK

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 January 28, 2019 meeting as presented. 5 ayes, 0 nays.

**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:

GENERAL	\$42,296.91
WATER	\$21,189.42
SEWER	\$186,358.73
REFUSE	<u>\$ 20,186.06</u>
TOTAL	\$270,031.12

**TRANSFER OF FUNDS**

Motion by Trustee Barnett, seconded by Trustee Capozzoli, authorizing the following bills and claims as requested by Clerk-Treasurer to cover deficit lines in the budget:

From: 1410.120A, Training Courses

To: 8020.400A, Planning Contractual

Amt.: \$171.00

From: 1420.400A, Attorney Contractual

To: 1620.400A, Buildings Contractual

Amt. : \$4,000.

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From: 1410.120A, Training Courses

To: 7510.400A, Historian Contractual

Amt: \$100

From: 8989.100A, Reading Room Personal Services

To: 8989.110A, Reading Room Personal Services Clerk

Amt: \$16,000

Inter-Fund Transfer:

From Water To General- \$60,000

( Some of this amount is due to General, as per auditor, and the balance will be paid back to Water prior to 5/31/19.)

**CORRESPONDENCE**

1. BUILDING INSPECTOR'S REPORT, JANUARY 2019- Trustee Barnett advised on ride through the village today with Linda, four complaints of refrigerators out, they only found two, thinks one was a hot tub that was out, letters are going out. 5 ayes, 0 nays.
2. RESOLUTION, TO AUTHORIZE THE ACCEPTANCE AND ADOPTION OF THE MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN UPDATE FOR ORANGE COUNTY, NY- Matt Thorp advised on the resolution, he has given Tina a flash drive with all of the info on it, flooding is minor, we should sign on and if anything happens we are in the group for funding. Motion by Trustee Barnett, seconded by Trustee Capozzoli, authorizing the acceptance and adoption of the multi-jurisdictional hazard mitigation plan update for Orange County, NY. 5 ayes, 0 nays.
3. AUTHORIZATION, USED GENERATOR PURCHASE FROM TUXEDO PARK- Matt Thorp advised on bid submittal for a 100kw used generator, 2011 Generac Model # 96A00532-W, Matt recommends submitting a bid for \$4,000, must be submitted by 2PM Thursday in Tuxedo Park. Motion by Trustee Pritchard, seconded by Trustee Capozzoli, authorizing the bid submittal of \$4,000 for a used generator to Tuxedo Park. 5 ayes, 0 nays.
4. POLICE REPORT, JANUARY 2019 & JANUARY COMPARISON 2018-19- Mayor advised on nice comparison sheet for Deputy Mayor Pritchard, Deputy Mayor asked if Sgt could submit quarterly, that would be great. Rec. & filed.

**MAYOR'S REPORT**

Mayor asked to set a budget work session on 2/20 at 5:45PM for the police department, and at 7PM for the DPW. Motion by Trustee Capozzoli, seconded by Trustee Barnett, to set a budget work session on 2/20/19 beginning at 5:45PM. 5 ayes, 0 nays.

Chief Amthor advised the Board on the Orange County Police Department communication committee, which he is part of and a Police Radio System, he met with the Chiefs to discuss, talking late June early July and implement in August, the County is footing the bill and it will be a much better system, which will pattern after Westchester and put less people responding to an incident.

1. **Village of Montgomery St. Patrick's Day Parade-** The Village of Montgomery St. Patrick's Day Ramble Committee reached out and informed me that parade will be held on Saturday, March 23<sup>rd</sup>. Line-up will be noon and kick off will be at 1 pm. The Village of Maybrook will have a section in the parade as we have had in the past. Any organizations in the village who would like to march with the Maybrook section can contact me directly by email at [dennisk.leahy@villageofmaybrook.com](mailto:dennisk.leahy@villageofmaybrook.com) or Trustee Jim Barnett at [jimbarnett@frontiernet.net](mailto:jimbarnett@frontiernet.net).
2. **Budget Work Session-** Budget Work Session scheduled for Wednesday, February 20<sup>th</sup> at 5:45 pm.
3. **Village of Maybrook Events and Programs for 2019 Village of Maybrook**  
**Easter Egg Hunt-** Sunday, April 14<sup>th</sup> beginning at noon at the Maybrook Senior Center.  
**Memorial Day Parade and Service-** Monday, May 27<sup>th</sup>, parade starts at 9 am with a service immediately following at the Frederick Myers Veterans Memorial Park  
**Maybrook Wind Ensemble "Spring Concert"-** Friday, May 17<sup>th</sup> at the Maybrook Senior Center beginning at 7 pm.  
**Village of Maybrook Community Wide Yard Sale-** Saturday, June 15<sup>th</sup> 8 am to 3 pm  
**Village of Maybrook Co-ed Volleyball Recreation Program-** TBA, teams interested may contact Doug Carlson 845-4128  
**Village of Maybrook Family Movie Night-** Friday, June 21<sup>st</sup> beginning at dusk in the Frederick Myers Veterans Memorial Park.  
**Village of Maybrook Annual Kick Off the 4th of July Celebration-** Friday, June 28<sup>th</sup>, 7 pm to 10 pm at the Frederick

Myers Veterans Memorial Park. Live music performed by “Hot Rod” and the Maybrook Troop 236 Scouts. FIREWORKS! Rain date: Saturday, June 29th

**Village of Maybrook Women’s (over 25) Recreation**

**Softball-** Begins Tuesday, July 16th and ends Tuesday, October 1st.

**Village of Maybrook Family Movie Night**– Friday, July 25th beginning at dusk in the Frederick Myers Veterans Memorial Park.

**Celebrate Maybrook 2019-** September 12th, 13th and 14th in the Frederick Myers Veterans Memorial Park. Amusement rides, food, live music, Maybrook Bike Rodeo and petting zoo!

**Village of Maybrook Community Yard Sale-** Saturday, October 5th 8 am to 3 pm

**Village of Maybrook/VFW Post 2064 “Homeless Heroes” 5k Walk and Race-** TBA

**Village of Maybrook Halloween Party-** Thursday, October 31st at the Maybrook Senior Center beginning at 5 pm

**Village of Maybrook Christmas Tree Lighting-** Sunday, December 1st at the Frederick Myers Veterans Memorial Park beginning at 6 pm.

**Maybrook Wind Ensemble “Holiday Concert”-** Friday, December 13th at the Maybrook Senior Center beginning at 7 pm.

4. **President’s Day**- The Village of Maybrook Government Center and the George C. Bullis Community Center will be closed on Monday, February 18<sup>th</sup> in observance of Presidents Day.

5. **Next Scheduled Village Board Meeting**- Our next Village Board Meeting is scheduled for Monday, February 25<sup>th</sup> at 7 pm at the Maybrook Government Center. Happy Valentine's Day to all!

#### **TRUSTEES' REPORTS**

**TRUSTEE KEVIN GREANY**- Advised the sewage treatment plant is good, Matt will advise on more later.

Advised to be careful tonight, bad weather coming, DPW did a great job last storm.

**TRUSTEE JAMES R BARNETT**- Advised on the St. Patrick's Day Ramble parade is a very good thing, if you can get involved, Maybrook had the largest in the parade last year, great participation.

Advised Patrick Maguire is all set for Wednesday night for Eagle Scout review, already spoke to Sgt Maresca for a nice project in the police department.

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Advised Kevin and he both submitted their petitions today for March 19<sup>th</sup> Village Election and hopes the good people of the village vote for them.

**DEPUTY MAYOR ROBERT PRITCHARD-** Advised on first EDC meeting of the year was held today, looking for closing for garage on Homestead Avenue, hopes it's near, as soon as that happens, the owner will be in for a demolition permit.

Joe Verdi( A-Verdi) is interested in working with the village to help us along, exchange property and wants to stay in the village, and permission to access tunnel.

Advised we are still waiting for grant from the State, hopefully soon, this is a good thing.

Advised Dennis and he will meet with Galaxy on Thursday.

**DPW SUPERINTENDENT MATTHEW THORP-** Thanked Chief and Sergeant for help with the last storm, worked out well and hopefully tomorrow too.

Advised on sewage treatment plant washer and compactor, the shaft broke, advised the price is \$9,800 for the replacement kit, doesn't include the installation cost.

Motion by Trustee Pritchard, seconded by Trustee Greany, authorizing the purchase of the replacement kit for \$9,800 for broken shaft at the STP. 5 ayes, 0 nays. Matt advised it will take 2-3 weeks for delivery.

Advised on blockage on Clark Place, behind ZAM Electric, pulled rags, grease, etc out of there, also had a blockage last Thursday, Town of Walkkill came up and took care of it.

Advised Congress meetings went well at his NYRWA meeting, and they will contact Mayor on grant application. (NYRWA). Mayor advised he has reached out to Senator Skoufis for any funding, sidewalks, etc.

**ENGINEER SEAN HOFFMAN-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 the Village received confirmation of a grant award in the amount of \$50,000. We spoke with OCCD in January and were advised FY-2019 funding may not be available until later this year; perhaps December.

b. *FY- 2018* – We received a copy of the executed agreement with the County on July 11, 2018. In December, OCCD advised via electronic correspondence, FY-2018 CDBG Funds are available. We anticipate delivery of draft specifications and the attached plan to Superintendent Thorp and Attorney Naughton for review and comment this week. Once the plans and specifications are finalized they will be submitted to OCCD for approval. On January 17, 2019 OCCD requested all municipalities to complete and submit a monthly progress form (i.e., Schedule E). We anticipate completion and submitted the Schedule E ahead of the February 15, 2019 deadline. [\*\*]

c. *FY-2017* – This work includes the lining of sewer segments including Prospect Avenue and Broadway. Work was completed November 7, 2018. The Contractor, NWMCC, submitted a revised application for payment which we transmitted to the Village under our December 12, 2018 cover for forwarding to OCCD for processing and payment. On January 17, 2019 OCCD Senior Account Clerk Fox indicated receipt of the claimant certification and requested additional information from our office. On February 1, 2019 OCCD Senior Account Clerk Fox requested further modifications to the payment form which were submitted February 4, 2019. It is our understanding all OCCD comments have been satisfied and the County is processing the Contractor's payment application. [\*\*]

**2. Homestead Avenue Sidewalk Improvements**

a. Clark Place to William Street (SAM Grant 6442) – On August 31, 2018 NYSDOT conditionally approved the plans for permitting. At your September 10, 2018 meeting you completed SEQRA

and we submitted the plans and permit application the following day. On September 14, 2018 DOT requested additional plan modifications. On October 14, 2019 NYSDOT verified the plans are now acceptable. On October 29, 2018 we met with a potential contractor, CMC, to discuss the project. CMC is the low bidder on the County's contract. CMC advised they could perform the project however the County bid excludes traffic control which they estimate to be \$7,450. CMC returned the signed permit application to us on January 22, 2019 and we submitted the application to NYSDOT and confirmed delivered on January 25, 2019. On February 7, 2019 we requested an update from NYSDOT regarding the status of the permit. [\*\*]

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b. Main Line Diner to Aristotle Drive (SAM Grant 7732) – In 2016 the Village applied for a second SAM grant to construct sidewalks along the easterly side of Homestead Avenue/NYS Route 208 from the Main Line Diner north to Aristotle Drive. Additionally, this grant includes replacement of some sidewalks between Schipps Lane and West Spring Street. On January 3, 2019 DASNY confirmed the Senate Finance Committee approved the project change to include installation of a new sidewalk along Village Streets (i.e., Country Club Drive) rather than replace sidewalk along Homestead Avenue/NYS Route 208. On January 16, 2019 DASNY confirmed this approval and requested completion of some additional documents so the grant distribution agreement may be revised. We received the requested documents and discussed with DASNY Grant Program Assistant McCormack on January 30, 2019. In accordance with her request we submitted a written request for instructions on completing these forms to DASNY on February 1, 2019. [\*\*]

3. **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 November 28, 2018 Mayor Leahy, Deputy Mayor Pritchard, Superintendent Thorp and I met with Don Liloia and Engineer Winglovitz to discuss water, wastewater and road connections.

4. **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. During the August 9, 2018 Planning Board meeting, the Board granted an extension until January 10, 2019. The developer has submitted an extension request which will be considered during the February 14, 2019 Planning Board 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. On August 24, 2018 Superintendent Thorp and I met with Developer O'Donnell and his contractor (Corewood) to review the work. On August 31, 2018 a punchlist was distributed based on that field meeting. The Developer advised on November 14, 2018 that he is having difficulty completing the punchlist items due to the weather. On November 20, 2018 the Building Department reviewed the site and indicated no change to the vacant lots and confirmed the debris at the end of the road including the boat and trailer were still onsite). The Village received an extension of the Developer's letter of credit on January 2, 2019. Subsequently, Clerk Johnson was able to locate a 2010 letter from the Developer's engineer certifying completion of the underground utilities and other infrastructure. We advised the Developer and updated the punchlist on January 14, 2019.

c. *Knollwood Development* – This is an application for a 28 lot residential subdivision on 18.812 acres with frontage on NYS Route 208/Homestead Avenue. During the August 9, 2018 Planning Board meeting the Board reviewed the sketch plan, declared their intent to be SEQRA Lead

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Agency and classified this as an unlisted SEQRA action.

5. **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 January 2, 2019 the Village received a grant award letter from NYSDEC and EFC for up to \$24,000. This grant requires a minimum 20% local match (\$4,800 if Village receives entire \$24,000 from NYS). In accordance with discussions during your January 14, 2019 meeting, on January 15, 2019 we confirmed with EFC that the Village will accept the planning grant. EFC has provided us with several documents which must be completed and submitted within two (2) months (by March 15, 2019).

6. **Sewer Treatment Plant Inspection** – On November 15, 2018 a representative from NYSDEC inspected the STP. Subsequently, NYSDEC provided a written report dated December 19, 2018 indicating a marginal overall rating (NYSDEC utilizes three (3) ratings: satisfactory, marginal and unsatisfactory). The NYSDEC's December 19, 2018 report included a Notice of Violation (NOV) which required a response from the Village by January 31, 2019. The attached response was submitted on your behalf on January 30, 2019. On February 7, 2019 the NYSDEC accepted the Village's response which included an extension of the prior interim approval for two (2) Water Treatment Chemicals (WTC's), ECE-8648 Cationic Polymer and SternPAC (also attached). We are working with JCO to obtain a final approval for these WTC's which includes the submission of additional data regarding the degradation of these chemicals prior to discharge from the STP. [\*\*]

Motion by Trustee Barnett, seconded by Trustee Capozzoli, meeting was adjourned at 7:35PM. 5 ayes, 0 nays.

Respectfully submitted,

Valentina Johnson

Village Clerk-Treasurer