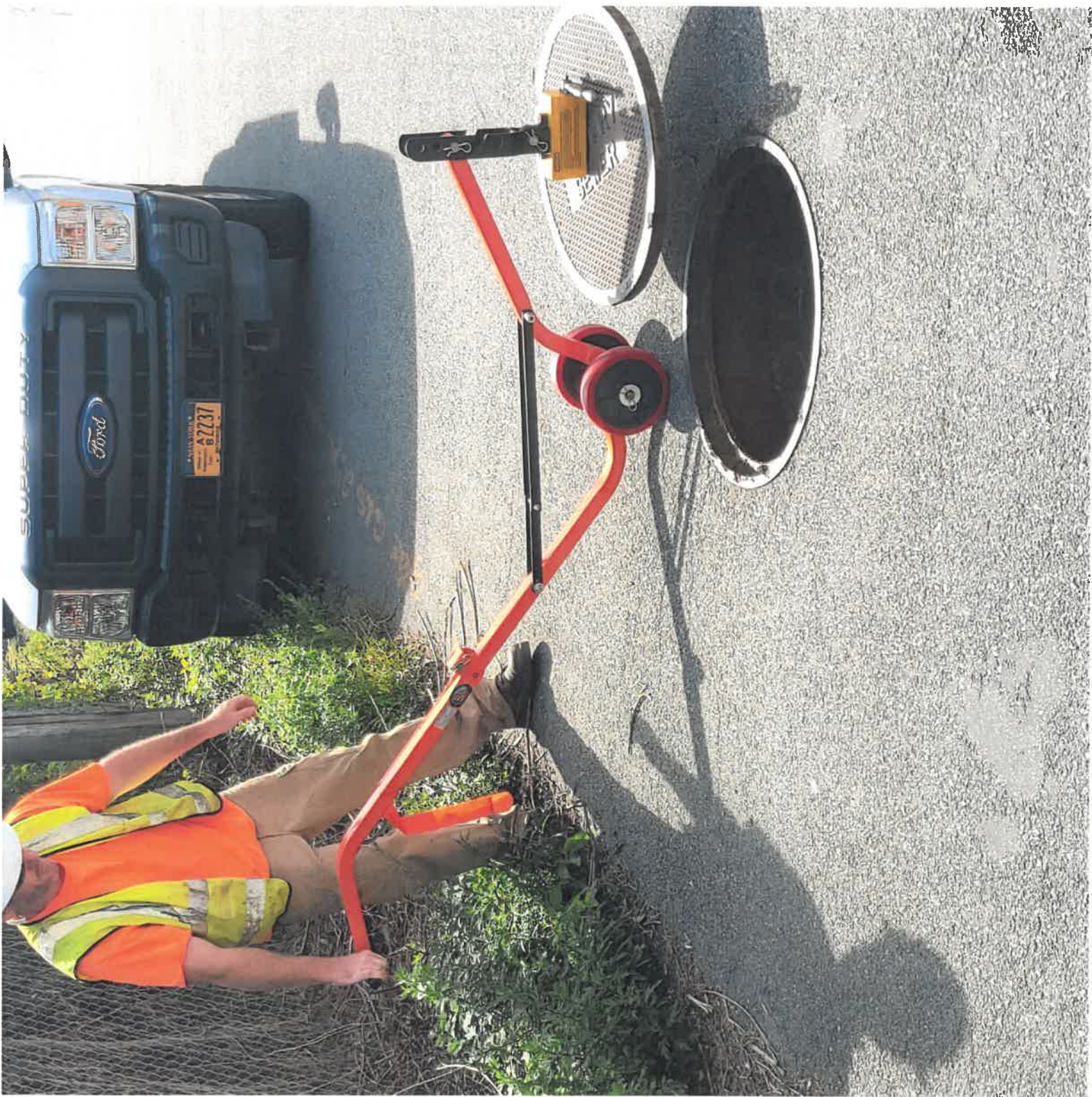


AGENDA ITEMS

VILLAGE BOARD MEETING

10/09/2024





Work Zone Safety grant includes:

Two Pea-less whistles (for all weather use) with lanyards

Two air horns

Two Flagger handbook pocket guides

Two Work Zone Safety pocket guides



With additional safety equipment:

- Six (6) ANSI Class II Vests (Lime Green)
- Six (6) Hard Hats
- Two (2) 18-inch Stop/Slow paddles
- Forty (40) 28-inch Cones with Stripes
- Six (6) 36-inch Roll-up Signs
 - Road Work Ahead (2)
 - One Lane Road Ahead (2)
 - Flagger Symbol (2)

LEGAL NOTICE

NOTICE OF PUBLIC HEARING VILLAGE OF WAPPINGERS FALLS

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Village of Wappingers Falls will conduct a **PUBLIC HEARING** on the 9 day of October, 2024, at 7 p.m. at Village Hall, 2582 South Avenue, Wappingers Falls, New York, at which time all parties in interest and citizens shall have an opportunity to be heard as to whether the Board of Trustees of the Village of Wappingers Falls shall adopt a proposed Local Law entitled "Local Law No.2 of the Year 2024, Creating a New Article VIII entitled 'Parking and Traffic Regulations on Private Property' under Chapter 143".

PLEASE TAKE FURTHER NOTICE that the purpose and intent of the proposed Local Law is create a new Article VIII under Chapter 143 of the Code of the Village of Wappingers Falls entitled "Parking and Traffic Regulations on Private Property" in order to grant the Village of Wappingers Falls Building Inspector, the Deputy Building Inspector, the Zoning Administrator, Deputy Zoning Administrator, the Fire Chief, the Superintendent of Highways, the Village of Wappingers Falls Police Department and any other Police Officer or Peace Officer, as defined in the New York State Criminal Procedure Law, the authority to enforce parking and traffic regulations on parking areas and driveways of hospitals, shopping centers, office buildings and office building complexes, places of public assembly, facilities owned or leased by not-for-profit corporations, private apartment complexes and fire stations; private condominium complex; mobile home parks; and manufactured home parks upon the written request of the owner, the person in general charge of the operation and control of such area, the Fire Chief of the Village Fire Department or the Police Chief or the Police Commissioner of the Village of Wappingers Falls Police Department.

PLEASE TAKE FURTHER NOTICE that the Board of Trustees hereby determines that the enactment of the aforesaid Local Law is a Type II action pursuant to 6 NYCRR 617.5(c)(33) and is otherwise exempt from environmental review pursuant to the New York State Environmental Quality Review Act (SEQRA) or pursuant to 6 NYCRR Part 617.

PLEASE TAKE FURTHER NOTICE that copies of the proposed Local Law are available for review and inspection at the Office of the Village Clerk on weekdays from 8:30 a.m. to 4:00 p.m., at Village Hall, 2628 South Avenue, Wappingers Falls, New York.

Dated 9/11/ 2024

BY ORDER OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF WAPPINGERS FALLS

JOHN KARGE, VILLAGE CLERK

**VILLAGE OF WAPPINGERS FALLS
VILLAGE BOARD**

RESOLUTION NO. 3024 of 2024

**RE: RESOLUTION ADOPTING LOCAL LAW NO. 2 OF THE YEAR 2024,
CREATING A NEW ARTICLE VIII ENTITLED “PARKING AND TRAFFIC
REGULATIONS ON PRIVATE PROPERTY” UNDER CHAPTER 143**

WHEREAS, a Resolution was duly adopted by the Board of Trustees of the Village of Wappingers Falls (“Village Board”) introducing proposed Local Law No. 2 of the Year 2024, Creating a New Article VIII entitled “Parking and Traffic Regulations on Private Property” under Chapter 143; and

WHEREAS, the Notice of Public Hearing was duly advertised in the Southern Dutchess News, the official newspaper of the Village; and

WHEREAS, the Public Hearing was held on October 9, 2024, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law or any part thereof; and

WHEREAS, the Village Board determined that the proposed Local Law is a Type II action and therefore not subject to environmental review; and

WHEREAS, the Board of Trustees of the Village of Wappingers Falls after due deliberation finds that it is in the best interest of the Village to adopt said Local Law; and

WHEREAS, said Local Law has been on the desks of the members of the Village Board of the Village of Wappingers Falls for at least seven (7) days exclusive of Sunday prior to the adoption of this Resolution.

NOW, THEREFORE, BE IT RESOLVED:

1. The recitations above set forth are incorporated in this Resolution as if fully set forth and adopted herein.
2. The Board of Trustees of the Village of Wappingers Falls hereby adopts Local Law No. ___ of the Year 2024, Creating a New Article VIII entitled “Parking and Traffic Regulations on Private Property” under Chapter 143, a copy of which is attached hereto and made a part of this Resolution.
3. The Village Clerk is directed to enter said Local Law in the minutes of this meeting,

and in the Local Law Book for the Village of Wappingers Falls and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

Motioned By: _____

Seconded By: _____

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

	Yay	Nay
Mayor Kevin Huber	_____	_____
Walter Masch – Trustee	_____	_____
Joe Nicholas- Trustee	_____	_____
Robert Marshall – Trustee	_____	_____
Michael Ruffen – Trustee	_____	_____
John Tylistszczak – Trustee	_____	_____
Jeffrey Smith – Trustee	_____	_____

Dated: Wappingers Falls, New York
October 9, 2024

STATE OF NEW YORK)
) SS:
COUNTY OF DUTCHESS)

I, John Karge, Clerk of the Village of Wappingers Falls, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of the whole thereof, as duly adopted by said Village Board of Trustees at a meeting duly called and held at the Village Hall on _____, 2024 by the required and necessary vote of the members to approve the Resolution.

WITNESS My Hand and the Official Seal of the Village of Wappingers Falls, New York, this _____ day of _____ 2024.

John M. Karge, Village Clerk

Call of Election

RESOLUTION BY THE Village Board of Trustees of the Village of Wappingers Falls, New York, as follows:

SECTION 1: That pursuant to Section 504 of the Election Law, the general Village Election of and for said Village will be held on the 18th day of March 2025, and that the polls shall be open for voting between the hours of 10:00 A.M. and 9:00 P.M.

SECTION 2: That the said Village has been divided into three (3) election wards and that a description of said wards, together with the polling place for each such ward is as follows:

ELECTION WARD NO. 1: All that portion of said Village lying North and West of the Wappinger Creek; the polling place in Ward No. 1 is the Village Hall 2582 South Avenue in said Village.

ELECTION Ward NO. 2: Election Ward No. 2 is comprised of all that portion of said Village generally bounded as follows: on the South by the Village boundary line, on the North by East Main Street, on the East by South Avenue and on the West by the Wappinger Creek and the polling place is the Village Hall, 2582 South Avenue in said Village.

ELECTION WARD NO. 3: All that portion of the Village lying outside the two wards above described; the polling place is the Village Hall, 2582 South Avenue in said Village.

SECTION NO. 4: This resolution shall take effect immediately.

**John M. Karge, CMC, RMC, Chief Election Officer &
Village Clerk**

Reminder polling place for all three wards is Village Hall 2582 South Avenue.

Approve resolution designating offices to be filled next General Election. Chief Election Officer J.M. Karge.

RESOLUTION DESIGNATING OFFICES TO BE FILLED AT THE NEXT GENERAL ELECTION AND THE TERMS THEREOF

BE IT RESOLVED, By the Board of Trustees of the Village of Wappingers Falls, New York, as follows:

SECTION 1. That pursuant to subdivision 3.a. of Section 15-104 of the Election Law, this Board does hereby designate the offices to be filled at the General Village Election on March 18, 2025, and the respective terms of such offices as follows:

<u>Office</u>	<u>Term</u>
Mayor	2 Years
Trustee, First Ward	2 Years
Trustee, Second Ward	2 Years
Trustee, Third Ward	2 Years

John M. Karge, CMC, RMC, Chief Election Officer & Village Clerk

VEHICLE POLICY MODIFICATION

October 9th 2024

Do I have a motion to adopt the modified Vehicle Policy which was adopted on September 11th, 2024, in so far as omitting 2 items and a slight change in a 3rd. The omitted items are red lined on this policy and if favorably adopted will be redrafted and placed within the Clerk's office to hold with the other policies.

Motion:

Second:

All in favor:

(if asked *** The changes involve the possibility of 'drivers' being responsible for insurance increases and or deductibles... ***)



Village of Wappingers Falls

INCORPORATED 1871

2582 SOUTH AVENUE, DUTCHESS COUNTY, WAPPINGERS FALLS, N.Y. 12590-2701

To: All Village Officials, Employees, and Appointed Members

From: Mayor and approved by Village Board of Trustees

Date: September 11, 2024

Subject: Gas Card and Village Vehicle Policies

The Village reserves the right to grant, deny, and revoke vehicle use privileges at its discretion. To ensure proper usage and maintenance of village-owned vehicles and gas cards, the following guidelines have been established. All village officials, employees, and appointed members who use village vehicles must adhere to these rules:

1. Gas Card:

- If you have the use of a gas card, you must use your assigned PIN and only your assigned PIN.
- While using a gas card, you must enter the mileage shown on the odometer at the time of fueling. The mileage will be randomly checked by the Village administration.
- Vehicles are to be made available within 4 hours of a request to review the odometer. Unless there are extenuating circumstances, if resistance or refusal is met, the privileges are subjected to being revoked.
- A logbook of daily travel is to be used and reviewed by the Finance Committee and / or Mayor and / or/ Village Clerk monthly.
- If the gas bill shows recorded uses without mileage noted, the card will be automatically suspended, and privileges will be revoked.
- In vehicles that use unleaded fuel, only regular unleaded fuel is permitted. Super unleaded will no longer be covered.

2. Personal Use of Gas Cards:

- Under no circumstances are gas cards through our fleet program permitted to be used on personal vehicles. This is a direct violation of the law and proper legal avenues will be followed for prosecution.

- Village vehicles are not to be left running idle when in Village buildings or at any time, unless there is an active incident, and the vehicle needs to be running so that the operator can do their job.

3. Fuel Limits by Department:

- Superintendent Highway Vehicle: 60 gallons
- DPW Vehicles: 60 gallons
- Fire Chiefs: 60 gallons
- Fire Trucks & Apparatuses: 80 gallons
- Police Vehicles: Analyzed by the Commissioner per shift
- Remaining Village Vehicles: 60 gallons
- If additional fuel is required, permission must be sought from the Village Treasurer due to pre-programmed limits on fleet cards.

4. Vehicle Maintenance and Repairs:

- Vehicles must be always maintained.
- For repairs, permission must be obtained from the Village Clerk or the appropriate Committee before dropping off vehicles.
- Any accident or traffic infraction involving a village vehicle must be reported to Village Hall immediately. Failure to report within 12 hours will result in the revocation of vehicle privileges.
- Any traffic infraction involving a village vehicle will result in indefinite suspension and revocation of vehicle privileges.
- Drivers are subject to random drug tests. A positive result will lead to revocation of vehicle privileges.
- ~~If an accident occurs and there is a deductible, due to any fault of the driver, the driver is responsible for the cost.~~
- If there is an accident; or vehicle traffic violation in a village vehicle, the driver may be required to take Defensive Driving.
- ~~If the village's insurance carrier raises the premium for the village because of the accident and if there is fault on our driver, the driver may be subjected to reimbursing the Village depending on the circumstances and legality, due to liability and incident responsibility.~~
- No purchases for vehicles are to be made without complying with the procurement policy and approval from the Village Board.

5. Vehicle Usage Limits:

- Village vehicles are only to be operated by the following: Building Inspector, Fire Inspector, Mayor, Village Clerk, Village Treasurer, Police Commissioner, Police Officers, Constables, Highway Superintendent, all DPW employees, Board approved volunteer firefighter's including Chiefs, Engineers and Assistant Engineers. If there is a circumstance that falls outside this list, then the mayor has the authority to temporarily extend the privilege until the Board is convened.
- Vehicles are only permitted to be driven up to 15 miles from the center point of the Village (where the two Town lines meet at Givans and Route 9D). Any other usage requires permission from the mayor and the chair of the committee to which the vehicle belongs.
- At no point is a village vehicle to be used for personal use. Only Village employees and or officials may be in the vehicle at any given time. If the operator uses the vehicle for personal use, privileges will be revoked.
- There is to be no smoking in any Village owned vehicle at any time. If anyone in the vehicle is found to have been smoking, the driver's privilege will be immediately revoked.
- At no point is the vehicle to be used as a means of intimidation or for any type of power or gain. If credible reports are received and an investigation yields these findings, the privileges will be revoked immediately. If there are legal implications, the Village reserves the right to pursue them.

6. Vehicle Reimbursement:

- When seeking vehicle reimbursement, the applicant must indicate mileage, purpose of the trip, and the date of expense. Reimbursement will be calculated at the federal mileage rate.

7. Drug or Alcohol Infractions:

- If a driver is charged with a drug or alcohol infraction, vehicle privileges will be suspended until the outcome of an investigation. If found guilty of any drug or alcohol infractions, the driver's ability to operate any vehicle will be prohibited immediately in accordance with the matrix annexed hereto.

8. License and Points Check:

- All drivers of village vehicles must have their licenses checked through the DMV LENS program. Failure to comply will result in immediate revocation of vehicle privileges.
- Employees or officials with more than five points on their license are not permitted to operate village vehicles.
- Authorized drivers must be approved by the village's insurance carrier, NYMIR / Brown and Brown.

9. Driving with a Suspended License:

- If a driver is caught driving a village-owned vehicle with a suspended license, they will lose vehicle privileges indefinitely and could potentially face additional consequences depending on their role within the village.

10. GPS:

- The Village reserves the right to place GPS tracking systems in any Village owned vehicle. These devices are not to be removed or tampered with. If there is any tampering, the use of the vehicle will be suspended and/or revoked immediately.

11. Violations / Infractions:

- Any parking or traffic infractions; other than equipment violations, with the vehicle will be paid by the driver
- Any Bus Patrol infractions will be paid by the driver and may result in a suspension and/or revocation of driving privileges.

12. Right to Retract Agreement:

- The Village reserves the right to retract any agreement, whether written or implied, with a vehicle driver and prohibit them from using a vehicle without explanation, with exception to those who are employees with a job description which requires the use of a vehicle to perform their duties.

Please ensure compliance with these guidelines to maintain the integrity and proper functioning of our village operations.

Thank you for your attention and cooperation.

MATRIX

Number of Moving Violations Within Past 5 Years	Number of Accidents Within Past 5 Years				Number of DUI or DWI Within Past 5 Years
	0	1	2	3	1 or More
0	Clear	Acceptable	Borderline	Prohibited	Prohibited
1	Acceptable	Acceptable	Borderline	Prohibited	Prohibited
2	Acceptable	Borderline	Prohibited	Prohibited	Prohibited
3	Borderline	Prohibited	Prohibited	Prohibited	Prohibited
4	Prohibited	Prohibited	Prohibited	Prohibited	Prohibited
5	Prohibited	Prohibited	Prohibited	Prohibited	Prohibited

Borderline	Motor Vehicle Report will be checked every 6 months; insurability subject to no deterioration in the record.
Prohibited	Employer must prohibit driver from driving company vehicles or using personal vehicle on company business.

Memo to the Read into Record

October 9th, 2024 Board Meeting

On behalf of Mayor Huber and the Village Board of Trustees would like to formally and sincerely express our gratitude to Commissioner Carl Calabrese for his outstanding service to our community. Over the last six months, Commissioner Calabrese has risen to the occasion, returning to the Village of Wappingers Falls in his capacity as Commissioner and performing his duties with remarkable dedication and professionalism.

Despite working with limited funding and tight budget constraints, Commissioner Calabrese has exemplified a commitment to public safety and responsible governance. His broad and knowledgeable law enforcement experience, combined with his deep understanding of regulations, has been invaluable to our community. Moreover, his ability to navigate the evolving challenges of law enforcement while maintaining balance in these critical times for police work is truly commendable.

As we regretfully accept Commissioner Calabrese's resignation, we want to extend our gratitude for his unwavering service. We wish him the best in all his future endeavors.

Commissioner, on behalf of the Village Board of Trustees, we present you with this certificate as a token of our sincere appreciation for your leadership and commitment to the Village of Wappingers Falls.

Thank you for stepping up and serving our community once again.

Sincerely,

Mayor Huber and The Village Board of Trustees