

VILLAGE OF POMONA
BOARD OF TRUSTEES MEETING
APRIL 26, 2004

ADOPTED MAY 24, 2004

A Board of Trustees meeting of the Village of Pomona was held at the Pomona Village Hall, 100 Ladentown Road, Pomona, New York at 7:30 p.m. on April 26, 2004.

Present

Mayor: Herb Marshall
Deputy Mayor: Nick Sanderson
Trustees: Ian Banks
Alan Lamer
Alma Roman – arrived 8:50 p.m.

Doris Ulman, Village Attorney
P. J. Corless, Village Engineer
Michael Zrelak, Jr., Building Inspector
Susan Glantz, Village Clerk-Treasurer

Summary of Motions

Deputy Mayor Sanderson moved to adopt the Minutes of March 22, 2004, as amended. Seconded by Trustee Banks. Motion carried 4-0.

Trustee Lamer moved to approve the return of escrow in the amount of \$1000.00 for driveway completion and \$4500.00 for curb completion on Lot G-15. Seconded by Deputy Mayor Sanderson. Motion carried 4-0.

Trustee Lamer moved to approve the return of escrow in the amount of \$1750.00 for curb completion on Lot H-22. Seconded by Deputy Mayor Sanderson. Motion carried 4-0.

Mayor Marshall moved to reject the requested May 22nd date for Family Fun Day, postponing it until a suitable date in the fall. Seconded by Trustee Lamer. Motion passed 3-1. Trustee Lamer voted in opposition.

Deputy Mayor Sanderson moved to accept June 13, 2004 for the Annual Fishing Derby. Seconded by Trustee Lamer. Motion carried 4-0.

Trustee Lamer moved the resolution that the payment of General Fund Claims totaling \$90,755.63 set forth on pages 1 through 8 in the Monthly Abstract Listing dated March 23, 2004 as submitted by the Village Clerk-Treasurer are hereby approved subject to individual audits by the Board of Trustees. Seconded by Deputy Mayor Sanderson. Motion carried 4-0.

Mayor Marshall moved to adopt the resolution of Adopt-A-Road concept for Quaker Road. Seconded by Trustee Lamer. Motion failed 0-4.

Trustee Roman moved that the Village of Pomona supports the elimination of said sunset provisions in order to make the LGRMIF and CEF permanent as proposed in State Assembly Bill A.10843 and State Senate Bill S.06666. Seconded by Trustee Lamer. Motion carried 4-0-1. Trustee Banks abstained.

1. Salute the Flag.

2. Open Period

John King, of Wolf Road addressed the Board regarding construction dirt and debris that has been left on Wolf Road, and abandoned equipment and materials on the adjacent construction site.

Mayor Marshall responded that the Code Enforcement Officer would check out the problem.

Ms. Ulman reported further that violation notices had been issued on the site and building permits would not be issued until the area is cleaned up.

Mr. King also reported that the construction trucks speed down Wolf Road and can anything be done to slow them down? Mayor Marshall responded that when the site plans are submitted, truck traffic can be restricted according to an existing local law.

David Herskowitz, 1 Litman Lane told the Board that trash is still being thrown onto Pomona Road and Route 306 along his property. The New York State Department Of Transportation recently trimmed trees and brush along Route 306 and left the debris along the side of the road. The Village will contact DOT to have the cuttings removed.

Deputy Mayor Sanderson moved to close the Open Period. Seconded by Trustee Lamer. Motion carried 4-0.

3. Adoption of Minutes

A. March 22, 2004

Deputy Mayor Sanderson corrected page 1 and 5 regarding the Hudson Valley Humane Society grievance. It should read 65% exemption and 35% taxable. On page 3, 4B has a spelling error, insure should be ensure. In the same sentence, delete 'not institute a weekly checklist'.

Deputy Mayor Sanderson moved to adopt the Minutes of March 22, 2004, as amended. Seconded by Trustee Banks. Motion carried 4-0.

4. Cultural Center

A copy of the Director's Report is attached to the Minutes. After discussion, Mr. Gde will obtain estimates to air condition the Cultural Center.

5. Building Department
A. Engineering and Building

A request for return of escrow in the amount of \$1000.00 for completion of driveways and \$4500.00 for the completion of curbs was made by Merkley/Alfieri for Lot G-15. Mr. Corless recommended the approval of the requests.

Trustee Lamer moved to approve the return of escrow in the amount of \$1000.00 for driveway completion and \$4500.00 for curb completion on Lot G-15. Seconded by Deputy Mayor Sanderson. Motion carried 4-0.

A request for return of escrow in the amount of \$1750.00 was made by JWL Construction Co., Inc. for Lot H-22 for completion of curbs. Mr. Corless recommended the approval of the request.

Trustee Lamer moved to approve the return of escrow in the amount of \$1750.00 for curb completion on Lot H-22. Seconded by Deputy Mayor Sanderson. Motion carried 4-0.

Mr. Corless reported on the Road Survey that he and Mayor Marshall conducted throughout the Village. Attached is a suggested road work list from the Town of Ramapo and a list of proposed road work to be done. Mayor Marshall stated that the budgeted amount for road paving and maintenance was \$50,000.00. He also reported that the road repairs had already begun in the Haverstraw section of the Village.

Mr. Corless reported that construction on the drainage project in the Dennis Acres area has been completed and is now being evaluated. A report will be prepared and presented to the Board.

Regarding the Sri Ranganatha Temple, Mr. Corless reported that there are 6 or 7 trees on the easterly side at the northern end of the unpaved parking lot that are dead and need to be replaced. There is still \$5500.00 remaining in the escrow account. Mr. Corless will follow up on the matter of replacing the dead trees on the property.

Mayor Marshall commented that we need to more closely monitor the work that Orange & Rockland Utilities is doing in the Village to ensure it's responsible completion.

B. Planning and Zoning

Nothing at this time.

6. Committee Reports
A. Recreation

Mayor Marshall reported on a request from the Recreation Committee to hold Family Fun Day on Saturday, May 22nd. June 13th has been submitted by Lou Cohen as his availability date for the Annual Fish-in at Secor Park which could pose a conflict. The need for greater sensitivity in scheduling Village events on Saturday was also noted and it was recommended that Family Fun Day be postponed until the fall.

Both Deputy Mayor Sanderson and Trustee Lamer suggested that more information on what Family Fun Day encompasses was needed. Trustee Roman commented that Family Fun Day was a day of caring. She will take the date of September to the Recreation Committee for the Family Fun Day and also that June 13th was approved for the Fishing Derby.

Mayor Marshall moved to reject the requested May 22nd date for Family Fun Day, postponing it until a suitable date in the fall. Seconded by Trustee Lamer. Motion passed 3-1. Trustee Lamer voted in opposition.

Deputy Mayor Sanderson moved to accept June 13, 2004 for the Annual Fishing Derby. Seconded by Trustee Lamer. Motion carried 4-0.

B. Buildings and Parks

Trustee Banks reported that the entrance to Secor Park has been completed, but the walkway in front of Village Hall has been delayed because the builder has not yet been able to obtain the approved type of stone. Trustee Banks will follow up.

Trustee Banks still is having difficulty contacting the landscaper, Chris Meredith. Mr. Meredith has not completed the work required at the parks. Mrs. Ulman commented that if the work is not being done according to the specifications, the contract can be cancelled and then awarded to the next lowest bidder. A letter will be sent to Mr. Meredith regarding the lack of the work being done and the specifications not being followed. If he does not comply the Board will consider further action.

Mayor Marshall asked about the quote from Steve Restor to refurbishing the meeting room floor. Clerk Glantz reported on having the floor repaired and refinished. Trustee Banks recommended cleaning and waxing the floor. Clerk Glantz will obtain estimates on having the floor cleaned and waxed.

C. Other Ethics Committee Meeting

Trustee Roman reported that the Ethics Committee will meet in May.

7. Finance A. Treasurer's Report

Attached to the Minutes.

B. Abstract Resolution

Trustee Lamer moved the resolution that the payment of General Fund Claims totaling \$90,755.63 set forth on pages 1 through 8 in the Monthly Abstract Listing dated March 23, 2004 as submitted by the Village Clerk-Treasurer are hereby approved subject to individual audits by the Board of Trustees. Seconded by Deputy Mayor Sanderson. Motion carried 4-0.

C. Grants and Awards

Deputy Mayor Sanderson reported on the opportunity for an application for parks development and restoration which he would like to bring up at the next Workshop.

D. Assessor's Report

Mrs. Ulman reported on the Yeshiva of Spring Valley's tax exemption request. The attorney for the Yeshiva contacted Ms. Ulman and she explained to him that the documentation needed by the Village to verify the tax exemption has not yet been received. The Village Assessor has made no further recommendations.

8. Code Enforcement

A copy of the Code Enforcement Officer's report is attached to the Minutes.

9. Legal Period

Mayor Marshall commented on a request he received from the Town of Haverstraw and Curti's Landscaping involving Quaker Road in the "Adopt-a-Road Program. Attached is a memo from Mrs. Ulman regarding the matter.

Mayor Marshall moved to adopt the resolution of Adopt-A-Road concept for Quaker Road. Seconded by Trustee Lamer. Motion failed 0-4.

A hand-out regarding Worker's Compensation Insurance was distributed to the Board. Mrs. Ulman recommended not acting on the matter until the Village's insurance agent researches it. She feels more information is needed regarding the self-insuring company. Mayor Marshall tabled the matter until more information is available. Trustee Lamer will take the lead on the matter in conjunction with Mrs. Ulman.

10. Old Business

Mayor Marshall reminded the Board that the Identify Theft meeting will be held at Village Hall on May 5th at 7:30 p.m. A representative from the State Attorney General's office will speak at the meeting along with representatives from the Haverstraw Police Department.

Mayor Marshall reported on an award given by the County to Constantine Gletsos for his outstanding volunteer work relating to the environment. Please visit the Village website for photos and additional information.

11. New Business

Mayor Marshall distributed copies of a proposal from Cornerstone Telephone Company regarding telephone service in Village Hall and the Pomona Cultural Center. After discussion, it was unanimously agreed that no action on the proposal should be taken.

12. Office Period

Mayor Marshall distributed material regarding a resolution to support eliminating the Sunset Provisions of the Local Government Records Management Improvement Fund (LGRMIF) and the Cultural Education Fund (CEF). The material is attached to the Minutes.

Trustee Roman moved that the Village of Pomona supports the elimination of said sunset provisions in order to make the LGRMIF and CEF permanent as proposed in State Assembly Bill A.10843 and State Senate Bill S.06666. Seconded by Trustee Lamer. Motion carried 4-0-1. Trustee Banks abstained.

13. Trustees Period

Deputy Mayor Sanderson questioned the filing of Planning Board Minutes of the August 2003 meeting. Ms. Ulman, Village Attorney, responded she is still working on them.

14. Second Open Period

Susan Mastrorocco, 12 White Birch asked about the abstract resolution and it's meaning. Mayor Marshall explained it is the expenditures for the previous month.

Malverne Toll, 308 Quaker Road requested that when Ladentown Road is repaved the matter of widening it be considered.

Deputy Mayor Sanderson moved to close the Second Open Period. Seconded by Trustee Roman. Motion carried 5-0.

Deputy Mayor Sanderson moved to adjourn to Executive Session to discuss matters of litigation. Seconded by Trustee Banks. Motion carried 5-0.

Trustee Banks moved to close the Executive Session and reopen the public session. Seconded by Deputy Mayor Sanderson. Motion carried 5-0.

Deputy Mayor Sanderson moved to adjourn the meeting. Seconded by Trustee Lamer. Motion carried 5-0.

Meeting adjourned at 9:20 p.m.

Respectfully submitted,

Malverne J. Toll