

VILLAGE OF POMONA
BOARD OF TRUSTEES MEETING
OCTOBER 14, 2014

ADOPTED FEBRUARY 9, 2015

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 October 14, 2014.

Present

Mayor: Brett Yagel
Deputy Mayor: Leon Harris
Trustees: Ian Banks
Alma Roman

Village Attorney: Doris Ulman
Vlg. Engineer: J. Corless
Bldg. Inspector: Louis Zummo

SUMMARY OF MOTIONS

Resolution No. 82 – 2014

Trustee Roman moved to approve an expenditure not to exceed \$400.00 for a dehumidifier for the Cultural Center. Seconded by Deputy Mayor Harris. Motion carried 4-0.

Resolution No. 83 – 2014

Deputy Mayor Harris moved to approve an expenditure of \$540.00 plus postage for a 2-sided post card announcing the Halloween Party and the Flamenco Dance. Seconded by Trustee Roman. Motion carried 4-0.

Resolution No. 84 – 2014

Trustee Roman moved the following resolution: **RESOLVED**, that the insurance policy with Merchants Mutual Insurance Co. for \$10 million excess umbrella coverage is hereby renewed for a period of one year at a cost not to exceed \$9,447. 00, and be it further

RESOLVED, that terrorism coverage is hereby declined. Seconded by Deputy Mayor Harris. Motion carried 4-0.

Resolution No. 85 – 2014

Deputy Mayor Harris moved the following resolution: **RESOLVED**, that the insurance policy with American Alternative Insurance Co. for liability and property damage coverage is hereby renewed for a period of one year at a cost not to exceed \$16,731.00, subject to verification of the insurance company's listing by the New York State Insurance Department or, in the alternative, that such listing is not required. Moved by Deputy Mayor Harris. Seconded by Trustee Roman. Motion carried 4-0.

Resolution No. 86 – 2014

Trustee Roman moved the following resolution: **RESOLVED**, that the insurance policy with Ace Insurance Co. for public officials liability coverage is hereby renewed for a period of one year at a cost not to exceed \$5,146.00, subject to verification of the insurance company's listing by the New York State Insurance Department or, in the alternative, that such listing is not required. Seconded by Deputy Mayor Harris. Motion carried 4-0.

Resolution No. 87 – 2014

Trustee Banks moved the following resolution; **RESOLVED**, that the resolution adopted by the Board of Trustees on August 25, 2014 renewing the public employee blanket bond with Utica Mutual Insurance Co. is hereby amended to approve renewal of a three year bond from September 5, 2014 to September 5, 2017, at a cost not to exceed \$424 per year. Seconded by Trustee Roman. Motion carried 4-0.

Resolution No. 88 – 2014

Deputy Mayor Harris moved to accept the proposal from Greenworld Landscape & Irrigation, Inc. for snow removal and related services at the Village Hall and Cultural Center, subject to amending item 3 in the Cultural Center proposal to shovel all walks when the depth reaches one inch. Seconded by Trustee Banks. Motion carried 4-0.

Resolution No. 89 – 2014

Trustee Sanders-Roman made a motion, seconded by Deputy Mayor Harris, to accept the letter of retainer submitted by Wilson Elser Moskowitz Edelman Dicker, PC, Adopted 3 ayes, 0 nays, 1 abstention (Trustee Banks).

1. Salute the Flag.

2. Engineering & Building

Mr. Corless reported on the current status of the Zoroastrian Temple project. The project is moving along very well and the site work is about 40% completed. There was a complaint from a neighbor, but Mr. Zummo the Building Inspector, met at the site and resolved the problem. The Performance Bond will be in place for five (5) years per State recommendation.

Regarding the Willow Court drainage problem, Mr. Corless reported the Ramapo Highway Department did the best they could since it was a messy job. They did not clean up the area by smoothing out and removing the debris. The drain is flowing properly. Mr. Corless will have the Ramapo Highway Department look into cleaning up the debris left there.

Mayor Yagel commented on the pot holes by 6 Francis Drive. The thickness of the blacktop needs to be checked. It seems to be thinner than what is required and does not look like an inch and a half. Mr. Corless will check it out and also assess the roads. Also, there is a dump truck parked on Francis Drive and it protruding out onto the roadway with a For Sale sign on it. The police department will be notified to handle the matter. NY Department of State Division of Building Code Violations was withdrawn from discussion.

3. Cultural Center & Recreation

Mayor Yagel commented that the downstairs at the Cultural Center floods during heavy rains. He inquired if the rain downspouts directions should be changed. Trustee Banks responded the building has a stone foundation and when it rains there is seepage into the building and it's not a major problem.

The previous donation of a dehumidifier for the Cultural Center has been rescinded. The individual has been advised to pick up the unit. Mayor Yagel requested funds to purchase a dehumidifier for the Cultural Center.

Resolution No. 82 – 2014

Trustee Roman moved to approve an expenditure not to exceed \$400.00 for a dehumidifier for the Cultural Center. Seconded by Deputy Mayor Harris. Motion carried 4-0.

Mayor Yagel reported that he is meeting with the Halloween Party Committee on Wednesday, October 15, 2014 to finalize plans for the party. There will be a 2-sided post card printed highlighting the Halloween Party and the upcoming Flamenco Dance. The cost of the post cards will be \$540.00 plus postage.

Resolution No. 83 – 2014

Deputy Mayor Harris moved to approve an expenditure of \$540.00 plus postage for a 2-sided post card announcing the Halloween Party and the Flamenco Dance. Seconded by Trustee Roman. Motion carried 4-0.

4. Village Maintenance

Mayor Yagel will discuss with Mr. Corless, the Village Engineer, to go over the Town of Ramapo Pot Hole Program.

There was lengthy discussion regarding the lock/latch needed on the gate at the tennis courts at Van de Hende Park. The latch/lock presently installed on the gate has been broken and vandalized and a commercial heavy duty lock is needed. Mr. Zummo, Building Inspector, repaired the present lock but it needs to be replaced with a professional lock. A commercial double gate latch may be purchased for \$64.00 and Mr. Zummo would install it. Trustee Banks suggested purchasing a heavy duty "tennis gate latch". Trustee Banks would need at least a week to gather information on a tennis gate latch. Mayor Yagel then asked Trustee Banks to contact the contractor that installed the fence and gate and install a heavy duty tennis gate latch. Trustee Banks responded that he had no previous dealings regarding the fence/gate/lock and whoever handled it previously should make the inquiry.

Mayor Yagel then asked Trustee Banks if he has met with the Tennis Court Committee to prepare rules for use of the tennis court. Trustee Banks responded, not yet, a committee has not been established yet.

5. Grants

Mayor Yagel reported that he is unable to locate the original letter from Senator Carlucci's office regarding the grant award of \$18,000.00 to the Village which the previous Village Clerk reported on in the September Workshop. She also reported \$4,000.00 for roof repairs at Village Hall. He has contacted Senator Carlucci's office for a copy of the letter. The letter would outline how the money is to be spent.

6. Legal

Ms. Ulman, Village Attorney, informed the Board that the Village's insurance is due for renewal. In previous years the Board has always declined the Terrorism insurance and after discussion, the Board again declined the Terrorism coverage. Inquiry was made regarding Ace Insurance Company and if they are admitted in New York State. Ms. Ulman will check to ensure that they are admitted in New York State and report back to the Board.

Resolution No. 84 – 2014

Trustee Roman moved the following resolution: **RESOLVED**, that the insurance policy with Merchants Mutual Insurance Co. for \$10 million excess umbrella coverage is hereby renewed for a period of one year at a cost not to exceed \$9,447.00, and be it further

RESOLVED, that terrorism coverage is hereby declined. Seconded by Deputy Mayor Harris. Motion carried 4-0.

Item 6b (Affidavit and Oath Statements) was withdrawn as Counsel is still working on them.

Resolution No. 85 – 2014

Deputy Mayor Harris moved the following resolution: **RESOLVED**, that the insurance policy with American Alternative Insurance Co. for liability and property damage coverage is hereby renewed for a period of one year at a cost not to exceed \$16,731.00, subject to verification of the insurance company's listing by the New York State Insurance Department or, in the alternative, that such listing is not required. Moved by Deputy Mayor Harris. Seconded by Trustee Roman. Motion carried 4-0.

Resolution No. 86 – 2014

Trustee Roman moved the following resolution: **RESOLVED**, that the insurance policy with Ace Insurance Co. for public officials liability coverage is hereby renewed for a period of one year at a cost not to exceed \$5,146.00, subject to verification of the insurance company's listing by the New York State Insurance Department or, in the alternative, that such listing is not required. Seconded by Deputy Mayor Harris. Motion carried 4-0.

Ms. Ulman then informed the Board that a previous resolution renewing the public employee blanket bond with Utica Mutual Insurance Co. on August 25, 2014 needs to be amended to a three year bond and is not a one year bond, at a cost not to exceed \$424 per year. There is also available an additional cost of \$60.00 to cover computer fraud for the Village. Ms. Ulman will obtain more information on the additional computer fraud coverage and report back to the Village.

Resolution No. 87 – 2014

Trustee Banks moved the following resolution; **RESOLVED**, that the resolution adopted by the Board of Trustees on August 25, 2014 renewing the public employee blanket bond with Utica Mutual Insurance Co. is hereby

amended to approve renewal of a three year bond from September 5, 2014 to September 5, 2017, at a cost not to exceed \$424 per year. Seconded by Trustee Roman. Motion carried 4-0.

Ms. Ulman explained to the Board that the Approval for Warrant of Uncollected Taxes will be discussed at the next meeting.

7. New Business

The Village received two quotes for snow removal at Village Hall and the Cultural Center. One quote from Greenworld Snow Removal and a quote from Pro Cut Landscaping Inc. After discussion, the Greenworld Snow Removal quote was the lowest and the Board will request that Greenworld amend item 3 on the Cultural Center quote to shovel all walks when the depth reaches ONE inch or more (not two inches). Copies of both proposals are attached to the Minutes.

Resolution No. 88 – 2014

Deputy Mayor Harris moved to accept the proposal from Greenworld Landscape & Irrigation, Inc. for snow removal and related services at the Village Hall and Cultural Center, subject to amending item 3 in the Cultural Center proposal to shovel all walks when the depth reaches one inch. Seconded by Trustee Banks. Motion carried 4-0.

8. Old Business

Mayor Yagel requested the Deputy Clerk, Carol LaChiana, inquire as to when the dedication plaques for the two newly planted dogwood trees would be ready.

Mayor Yagel distributed to the Board a suggested list of locations for the new Village of Pomona signs. After discussion, and changes, the following locations were agreed upon:

1. Quaker @ PIP Access Road/Pomona Side
2. Route 202 @ Village Hall behind the stone wall
3. Ladentown Road @ Call Hollow Road (Peninsula)
4. Route 306 @ Old Pomona Road
5. Camp Hill @ Pomona Road
6. Route 306 @ Route 202 (SE Corner)
7. North of North Circle @ Call Hollow Road (Reverse Placement)
8. Hidden Valley Road @ Route 306
9. Camp Hill @ Call Hollow Road
10. Ladentown Road & Old Route 306

There are two spare signs.

9. Trustees Period

No comments at this time.

10. Office Period

Nothing at this time.

11. Executive Session

Trustee Roman moved to adjourn to Executive Session to discuss matters of litigation and personnel. Seconded by Deputy Mayor Harris. Motion carried 4-0.

Trustee Sanders-Roman made a motion, seconded by Trustee Banks to return to regular session. Adopted 4 ayes, 0 nays.

Resolution No. 89 – 2014

Trustee Sanders-Roman made a motion, seconded by Deputy Mayor Harris, to accept the letter of retainer submitted by Wilson Elser Moskowitz Edelman Dicker, PC, Adopted 3 ayes, 0 nays, 1 abstention (Trustee Banks).

Trustee Roman moved to adjourn the meeting. Seconded by Deputy Mayor Harris. Motion carried 4-0.

Meeting adjourned at 8:55 p.m.

Respectfully submitted,
Malverne J. Toll