

VILLAGE OF POMONA
BOARD OF TRUSTEES MEETING
NOVEMBER 26, 2001

CORRECTED MINUTES

A Board of Trustees meeting of the Village of Pomona was held at the Pomona Village Hall, Old Route 202 and Camp Hill Road, Pomona, New York at 7:30 p.m. on November 26, 2001.

Present

Mayor: Herb Marshall
Deputy Mayor: Al Appel
Trustees: Ian Banks
Alma Roman
Nick Sanderson
Village Attorney: Reuben Ortenberg
Village Engineer: Joe Corless
Bldg. Inspector: Norman Becker
Village Clerk: Susan Glantz

1. Salute to the Flag

2. Open Period

Mr. Abraham Steinberg appeared again to request a solution to the escrow problem regarding the Mickleberry subdivision. Mr. Steinberg insists the funds be turned over to Larry Schwartz and not to the Board. He will be willing to turn the funds over to the Board, after subtracting his fee, if Larry Schwartz and his client agree to that. Clerk Glantz will send copies of the August 20, 1985 Board Minutes obtained from Mr. Steinberg to the Board members, and Mr. Ortenberg for review. Mr. Ortenberg will review the minutes and recommend action to the Board.

3. Adoption of Minutes

A. October 15, 2001

Mayor Marshall made a correction on page 3, item 6, should be 2001, not 2201.

Deputy Mayor Appel moved to adopt the minutes of October 15, 2001 as corrected. Seconded by Trustee Sanderson. Motion carried 5-0.

B. October 22, 2001

Mayor Marshall made a correction on page 4, item 10, should be the Town of Ramapo to make the repair, not the Town of Haverstraw.

Deputy Mayor Appel moved to adopt the minutes of October 22, 2001 as corrected. Seconded by Trustee Banks. Motion carried 5-0.

4. Committee Reports

A. Cultural Center

The Director was ill and did not attend the meeting. His report is attached. Trustee Sanderson expressed disagreement with Gde's report that the current exhibit is being well attended.

B. Recreation

The report from the Recreation Committee is attached. Trustee Roman commented that the Recreation Committee expenses for the Halloween Party were about \$500.00 that they felt were strictly theirs. They would like to begin preparations for next year's programs, possibly having four programs for the year. Mayor Marshall requested they begin working on a budget for next year. Deputy Mayor Appel will work with Trustee Roman, Gde and the Recreation Committee regarding next year's programs.

5. Parks

Trustee Sanderson reported that he is having difficulty locating anyone to install the bollards at Burgess Meredith Park. Mr. Corless will check with the Town Highway Department to see if they could install them. The bollards should be positioned so that only a bicycle or wheelchair can be driven through the opening.

The water shut off at Fairty Pond in Secor Park will be done when the water level is within 3 or 4 inches of the spillway.

6. Grants and Awards

Deputy Mayor Appel reported the Village received correspondence from New York State awarding \$2000.00 for work already completed in the park. Today, another letter was received granting an additional \$3000.00 to the Village for parks. The grant money covers expenditures during a certain period of time and will be used to pay for the deck and bridge construction and the new pump. A letter has also been sent to Senator Morahan and Assemblyman Gromack requesting funds for the continuation of programs at the Cultural Center.

7. Assessor
A. Appointment of New Assessor

Mayor Marshall introduced Schott Shedler who he is recommending for the appointment of Village Assessor for the Village of Pomona.

Trustee Sanderson moved to appoint Scott Shedler Village Assessor of the Village of Pomona for a term commencing December 1, 2001 and ending May 31, 2002 at a salary of \$9,000.00 per annum. The appointee will be paid a pro-rata portion equal to six months of the annual salary or \$4,500.00. Seconded by Trustee Roman. Motion carried 5-0.

B. Purchase of Assessor Software

Mayor Marshall made contact with Software Consultants regarding the acquisition of property assessment software for the Village. The cost of the software will be \$3400.00 plus a \$1000.00 annual service fee. The payment will be paid \$2200.00 on installation and the remainder after the first of the year, on June 1.

Trustee Sanderson moved to purchase the Property Assessment System from Software Consultants for \$3400.00 plus \$1000.00 for the first year, and a \$1000.00 a year for maintenance with the initial payment of \$2200.00 and a second payment of \$2200.00 on June 1, 2002 and the \$1000.00 in the fourth quarter of 2002. Seconded by Trustee Roman. Motion carried 5-0.

8. Building Department
A. Code Enforcement

The Code Enforcement Officer's report is attached. The only problem seems to be getting rid of leaves. A number of landscape companies have left leaves in the roadway for the Village to pick up. Letters were sent to the homeowners and the leaves are being cleaned up.

B. Building Inspector

Mayor Marshall announced that Mr. Becker will be retiring at the end of December and Mike Zrelak will be taking over the Building Inspector duties. Mr. Becker reported that things are relatively quiet in the Village.

C. Engineering

Mr. Corless recommended the return to Lakeside Development of \$1000.00 escrow for iron pins that were placed on Lot 2 of Litman Lane.

Deputy Mayor Appel moved the motion to return to Lakeside Development \$1000.00 for iron pins placed on Lot #2 of Litman Lane. Seconded by Trustee Sanderson. Motion carried 5-0.

Mr. Corless reported that Mr. Ferreira also requested the return and additional \$7000.00 related to capital improvements on the street. Mr. Corless will withhold his recommendation for the return of escrow requested until existing problems are resolved.

Mr. Corless also reported that the Hindu Temple has \$12,000.00 in escrow funds and is recommended that \$5000.00 be returned to them since they still have construction related materials on the property which needs to be removed. Clerk Glantz commented the Village only is holding \$8000.00 in escrow funds for the Temple. Mr. Corless then withdrew his recommendation of returning any escrow funds to the Temple.

S&E Construction requested the return of \$2500.00 in escrow funds being held for their property on Litman Lane. Mr. Corless recommended the return of the funds to S&E Construction.

Trustee Sanderson moved to return \$2500.00 of escrow funds to S&E Construction. Seconded by Trustee Banks. Motion carried 5-0.

Clerk Glantz had another request for return of escrow funds of \$1000.00 for Lot 7 for Ramsey for completion of vegetation cover. Mr. Corless will inspect the property and have a recommendation for the next meeting.

Mr. Corless reported on the ongoing construction at Highgate. The building permits were stopped until the erosion control measures are maintained.

The draft EIS for Halley II was submitted to the Planning Board for review. But, it was determined by the Planning Board to be incomplete.

Regarding the extension of Halley Drive, Summit of Pomona. Econ Construction is the project manager for Schecter and they have been grading and installing storm sewers and utilities. The wires have not been buried yet. Econ feels that O&R will install the wires underground after it's installed.

It was reported that there has not yet been a response to Mayor Marshall's letter sent to Mrs. Schulman regarding her donation of land.

Deputy Mayor Appel questioned the condition of the property at Parkside and South Ridge where a foundation has been put in. The silt fences are down and dirt is running onto the roads. Mr. Becker will call the builder to clean it up.

9. Legal

Mayor Marshall asked Mr. Ortenberg the status of the Highgate Lawsuit. Mr. Ortenberg has checked with Michael Miranda who said he would move to dismiss the case within a couple of weeks but as of today the motion has not yet filed.

Regarding the Hidden Valley matter, the Village of Wesley Hills has requested an itemized list of what has to be done on the Friedman property and the list has been forwarded to them. A written agreement and stipulation is now being prepared. The curbing and street repairs are also in the process of being addressed.

10. Old Business

Mayor Marshall reported that the Planning Board has scheduled a site visit to the Yeshiva of Spring Valley property on December 2nd at 2 P.M. and the Village Board is invited to attend.

11. New Business

Mayor Marshall has received a letter from the Chairman of the Planning Board, Mel Cook, indicating his resignation from the Planning Board effective March 31, 2002.

Mayor Marshall asked for a motion regarding a feasibility study for the conversion of Indian Point 2 and Indian Point 3 from nuclear energy to natural gas or some other non-nuclear fuel.

Deputy Mayor Appel moved to adopt the resolution supporting the Westchester Board of Legislators position as stated in Resolution 266-2001. Seconded by Trustee Banks.

Trustee Sanderson asked for clarification on the resolution. Mayor Marshall distributed a copy of the resolution to the Board members. After much discussion by the Board an amendment to the resolution was made.

Trustee Sanderson moved to change the wording “finishing plant” to “power plant” in the resolution. Seconded by Trustee Banks. Motion carried 5-0.

Trustee Roman moved to adopt the resolution as amended. Seconded by Deputy Mayor Appel. Motion carried 5-0.

Clerk Glantz will send copies of the resolution will be sent to the President of Entergy, our U.S. Senators, N.Y.S. Senator, Congressman, Governor, County Executive, Westchester Legislature and the Journal News.

Mayor Marshall proposed a resolution regarding revenue sharing from the County of Rockland.

Trustee Sanderson moved to adopt the resolution regarding revenue sharing from the County of Rockland. Seconded by Trustee Banks. Motion carried 5-0.

12. Office Period

Nothing for Office Period at this time.

13. Trustees Period

Trustee Sanderson distributed the latest issue of the Village Newsletter. Publication will be the first of every month. Articles should be submitted to the Editor in an electronic format. A software program will be purchased that will facilitate the Newsletter to be placed on the website.

Trustee Sanderson inquired about installing a gate in the Office to close off the desk area. Trustee Banks will contact Mr. Quackenbush for a quote on the work.

Deputy Mayor Appel moved to Executive Session to discuss matters of litigation and Personnel matters. Seconded by Trustee Roman. Motion carried 5-0.

Public Session was resumed.

Trustee Roman moved to adjourn the meeting. Seconded by Trustee Sanderson. Motion carried 5-0.

Meeting adjourned at 9:35 p.m.

Respectfully submitted,

Malverne J.Toll