

VILLAGE OF POMONA
BOARD OF TRUSTEES MEETING
DECEMBER 17, 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 December 17, 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**

No one appeared to speak.

Trustee Sanderson moved to close the Open Period. Seconded by Trustee Banks. Motion carried 5-0.

3. **Adoption of Minutes**
 - A. **November 12, 2001**

Mayor Marshall noted a correction to the minutes on page 1, item 3, 'points to be included' should be changed to 'Planning Board was informed of points that the Village Board would like to see included'. On page 3, item 8, a policy to use first and last names of people mentioned, i.e., instead of Mrs. Schulman, use Joy Schulman.

Deputy Mayor Appel moved to adopt the minutes of November 12, 2001, as amended. Seconded by Trustee Sanderson. Motion carried 5-0.

B. November 26, 2001

Trustee Sanderson commented on page 1, item 2, the Open Period. Mr. Steinberg used the word 'resolution' when referring to a document he presented regarding the Mickleberry subdivision escrow funds. In fact, the document was a copy of the minutes of the August 20, 1985 Board meeting that was presented and was not a resolution.

Trustee Sanderson also requested that on page 2, item 5, Parks, in addition to the word bicycle, that wheelchair also be added.

On page 3, the motion appointing Scott Shedler had a typographical error, 'pro-rata portion equal to six months of the annual salary or \$4500.00' is correct.

On page 6, item 13, Trustees Period, the last sentence, 'purchase that will facilitate the Newsletter to be placed on the website'.

On page 5, item 11, New Business, Mr. Cook's resignation date should read 'no later than March 31, 2001'.

Trustee Roman moved to accept the minutes of November 26, 2001, as amended. Seconded by Trustee Sanderson. Motion carried 5-0.

4. Committee Reports
A. Cultural Center

The monthly report of the Director of the Cultural Center is attached. Trustee Banks presented a proposal for painting work to be done at the Center by one of the artists for \$320.00. The iron railing at the entranceway needs to be sanded and painted for \$450.00. The Director has also requested additional electrical work to be done. The maintenance budget balance is \$1000.00 and the repairs budget balance is \$2500.00. Trustee Banks will discuss the work to be done and budget balances with the Director.

Deputy Mayor Appel moved to approve up to \$775.00 for painting to be done at the Cultural Center. Seconded by Trustee Roman. Motion carried 5-0.

B. Recreation Committee

A request from a resident to hold a tree lighting ceremony be held on a tree at the back of Secor Park was forwarded to the Recreation Committee for review.

The issue will be considered for next year's holiday season based on a Committee proposal, if they chose to go ahead with it.

5. Resignations and Appointments

Mayor Marshall presented the resignation of Mel Cook from the Planning Board. **Deputy Mayor Appel moved to accept the resignation of Mel Cook from the Planning Board effective December 31, 2001. Seconded by Trustee Sanderson. Motion carried 5-0.**

Mayor Marshall nominated Arnold Friedman as a member of the Planning Board to serve the remainder of Mel Cook's unexpired term.

Trustee Sanderson moved to accept the nomination of Arnold Friedman as a member of the Planning Board, effective January 1, 2002, to serve the unexpired term of Mel Cook which runs until the May 31, 2004. Seconded by Trustee Roman. Motion carried 5-0.

Mayor Marshall nominated Alan Lamer as Planning Board Chairman.

Trustee Roman moved to accept the nomination of Alan Lamer as Chairman of the Planning Board. Seconded by Trustee Sanderson. Motion carried 5-0.

Mayor Marshall presented the resignation of Norman Becker as Building Inspector effective December 31, 2001.

Trustee Sanderson moved to accept the resignation of Norman Becker as Building Inspector effective December 31, 2001. Seconded by Deputy Mayor Appel. Motion carried 5-0.

Mayor Marshall nominated Michael R. Zrelak, Jr. for the position of Building Inspector.

Deputy Mayor Appel moved to accept the nomination of Michael R. Zrelak, Jr. as Building Inspector, effective January 1, 2002. Seconded by Trustee Banks. Motion carried 5-0.

6. Grants and Awards

Deputy Mayor Appel is currently working on preparing a request for grant funds from the Clean Water Clean Air Act. Mayor Marshall reported the receipt of \$2000.00 for building access for the handicapped to the parks. The Village's request to the Greenway for funds was denied.

7. Building Department
A. Code Enforcement

The Code Enforcement Officer's report is attached. Mr. Ortenberg reported that the legal matter regarding the real estate tent signs is scheduled to appear in the Haverstraw Justice Court on January 15, 2002 at 12 noon.

B. Building Inspector

Mr. Becker reported that he has issued 14 building permits during the months of October and November.

C. Engineering

Mr. Corless recommended the return of \$1000.00 in escrow funds to Ramsey Estates, Lot #2 for vegetation.

Trustee Sanderson moved to return \$1000.00 in escrow funds to Ramsey Estates for Lot #2 regarding vegetation. Trustee Banks seconded the motion. Motion carried 5-0.

Ramsey Estates also asked for return of escrow regarding Litman Lane. The road still has some deficiencies and Mr. Corless will inspect the road. The curbs are cracked and low and need to be raised. Mr. Corless cannot recommend the return of escrow at this time.

The return of escrow money to the Hindu Temple is still on hold until the construction debris at the rear of the property is removed and the project is fully completed. The Village Clerk is presently holding \$8200.00 in escrow funds for the Temple.

Halley II is in the DEIS stage. The applicant has requested the Planning Board to declare the report complete, however, the Planning Board has denied that request because there were insufficient maps and no response to requests for clarification.

Mayor Marshall received a call from Yanni Hoo regarding the installation of berms on South Ridge. Mr. Corless reported that the manholes have been raised on Sherwood Ridge and paving scheduled for this coming Wednesday.

Mr. Corless will speak to the Town Highway Department regarding the paving of berms but believes it is too late for this season. If the work is unable to be done now, the job should be bid and the work completed in April 2002.

Mr. Corless reported that the Yeshiva Spring Valley has not yet submitted new maps, but are scheduled to appear before the Planning Board this coming Wednesday night.

Mayor Marshall asked the status of the installation of the bollards in Burgess Meredith Park. Pro Cut has said that they will install them. Clerk Glantz will request a quote from Pro Cut for the work to be done.

8. Legal Period

Mr. Ortenberg reported on the Summit at Pomona lawsuit. Michael Miranda advised Mr. Ortenberg that he has filed the papers for a motion to dismiss the action and is now awaiting for a response. Mayor Marshall asked to receive a copy of the motion that was filed.

A final resolution to the Hidden Valley situation is still being negotiated with Frank Brown, attorney for Wesley Hills

Also, Mr. Ortenberg sent a letter to Mr. Steinberg regarding the Mickleberry matter. The letter states that there is no basis for Mr. Steinberg to receive legal fees, that the escrow money should be turned over to the Village and that the Village intends to return the money to the builder.

The motion brought by Reuben Sterngas against the Planning Board was successfully argued by Mr. Ortenberg. Mr. Sterngas has now brought a motion to review the decision.

9. Old Business

A discussion was held by the Board members regarding the proposed shopping center project on Route 202 across from the mini-mall.

Trustee Sanderson reported that he has shut down the pump at Fairty Pond because of the drought.

Trustee Banks reported on the installation of a gate in the office at Village Hall. Mr. Quackenbush will install a manual operated gate for approximately \$1500.00.

Mr. Kim has said the installation of the panic hardware on the elevator room is too difficult for him so he cannot do it. Mr. Quackenbush will check out the doors and see if he can install it.

10. New Business

The Village has received a request from resident Robin Graham for a Children At Play sign between 37 and 39 on Halley going up the hill.

Trustee Sanderson moved to approve a Children at Play sign between 37 and 39 Halley Drive. Seconded by Trustee Banks. Motion carried 5-0.

Trustee Sanderson asked for an updated list of Village and Local officials, including the Legislature members. Clerk Glantz will send a new list out to everyone.

11. Office Period

Mayor Marshall requested that grant summaries be included in the Treasurer's Report beginning next month.

12. Trustees Period

Trustee Sanderson distributed a draft of the latest issue of the Newsletter. Any revisions or additions have to be turned in to him by tomorrow.

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

Meeting adjourned at 9:16 p.m.

Respectfully submitted,

Malverne J. Toll