

VILLAGE OF POMONA
BOARD OF TRUSTEES MEETING
SEPTEMBER 9, 2002

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 September 9, 2002.

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: Michael Zrelak
Village Clerk: Susan Glantz

Summary of Motions:

Trustee Sanderson moved to adopt the change of Local Law 67-2. Seconded by Deputy Mayor Appel. Motion carried 5-0.

Trustee Sanderson moved to reject all bids for berms. Seconded by Trustee Banks. Motion carried 5-0.

Trustee Roman moved to rebid for berms without Belgium Block, only with asphalt berms to be opened at the September 23, 2002 meeting. Deputy Mayor Appel seconded. Motion carried 5-0.

Trustee Sanderson moved to adopt the Minutes of July 22, 2002 as presented. Seconded by Trustee Banks. Motion carried 4-0-1. Trustee Roman abstained since she was absent from the meeting.

Trustee Sanderson moved to approve up to \$7255.00 for the sign, foundation work, flagpole and the electrical work for the exterior of the Cultural Center. Seconded by Trustee Roman. Motion carried 5-0.

Trustee Banks moved to set a Public Hearing for 7:30 p.m. on September 23, 2002 on amending Chapter 40. Seconded by Deputy Mayor Appel. Motion carried 5-0.

Trustee Sanderson moved to ratify the renewal of the garbage contract with Waste Management. Seconded by Deputy Mayor Appel. Motion carried 5-0.

Mayor Marshall moved to appoint Mel Klingher, Joe Carbery and Alma Roman to the Board of Ethics. Seconded by Deputy Mayor Appel. Motion carried 5-0.

Deputy Mayor Appel moved to adopt the resolution establishing workdays for the Mayor, Trustees and Village Attorney. Motion seconded by Trustee Roman. Motion carried 5-0.

- 1. Salute the Flag**
- 2. Open Period**

No one appeared to speak.

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

- 3. Public Hearing – Revision of Local Law 67-2**

No one appeared to speak on the proposed revision of Local Law 67-2.

Trustee Sanderson moved to close the Public Hearing. Seconded by Trustee Roman. Motion carried 5-0.

Trustee Sanderson moved to adopt the amendment of Local Law 67-2 as presented. Seconded by Deputy Mayor Appel. Motion carried 5-0. (Local Law is attached to Minutes.)

- 4. Bid Opening – Curbs and Berms**

One bid was received from PJS Concrete for finishing and installing concrete curbing on various streets in the Village of Pomona totaling 8000 linear feet at \$12.00 a foot is \$96,000.00. Mr. Corless commented that it is for Belgium Block or concrete.

William Wynn, 25 North Ridge Road, Pomona addressed the Board on the matter of curbing in place of the blacktop curbing that is being installed. He and his neighbors have met and are willing to pay the difference of what the Village has to pay in order to have Belgium Block installed. They feel it would make their neighborhood look better and repairs would be diminished.

Trustee Sanderson moved to reject all bids for berms. Seconded by Trustee Banks. Motion carried 5-0.

Trustee Roman moved to rebid for berms without Belgium Block, only with asphalt berms to be opened at the September 23, 2002 meeting. Deputy Mayor Appel seconded. Motion carried 5-0.

Mayor Marshall mentioned that a grant has been received through Senator Morahan's office of \$20,000.00 for berms and curbs. Mr. Ortenberg will research the matter of having residents pay the difference for Belgium Block curbing. He will also research the legality of a resident installing Belgium Block curbing along the front of his property next to the road.

5. Adoption of Minutes

A. 7/22/02

Trustee Sanderson moved to adopt the Minutes of July 22, 2002 as presented. Seconded by Trustee Banks. Motion carried 4-0-1. Trustee Roman abstained since she was absent from the meeting.

6. Committee Reports

A. Cultural Center

The Director's report is attached to the minutes. Trustee Banks reported he is working with Gde on plans for a stone foundation, flag pole and sign for the front of the Cultural Center. Cost estimates for the sign, foundation work, painting the inside of the Center and wallpapering. The price for the flagpole is approximately \$1200.00 for a 30 foot fiberglass pole. The foundation estimate is \$1500.00. He is still working on obtaining an estimate for the electrical work to light the sign, flagpole and front of the building. Mayor Marshall commented that the Village has a \$5000.00 grant for the Cultural Center that will cover most of these expenditures. There is \$3000.00 in this year's budget for developmental improvements and additional money for contractual items.

Trustee Sanderson moved to approve up to \$7255.00 for the sign, foundation work, flagpole and the electrical work for the exterior of the Cultural Center. Seconded by Trustee Roman. Motion carried 5-0.

B. Recreation

Trustee Roman reported the Recreation Committee will be meeting on September 15th to discuss the Halloween Parade and Party for October 26th. Trustee Sanderson will include the Parade and Party date in the Newsletter. The Halloween celebration will be a joint venture with Gde and the Cultural Center.

7. Cable Presentation

Emilie Spaulding, Director of Government and Public Affairs and Michael Kopp, Area Manager – NJ gave a presentation regarding the upgrade of Cablevision's fiber optic system in the Village. It is anticipated that the entire project will be completed by November. Residents will be notified by first class mail of the anticipated work to be done and then a door hanger when work is scheduled for their particular street. Cablevision will prepare a Letter of Credit to cover all project construction in the Village. Mr. Kopp will work with Mr. Corless to go cover plans for the installation.

8. Grants and Awards

Mayor Marshall announced the receipt of a \$20,000.00 grant from Senator Morahan's office for curbs and berms. There is also \$10,000.00 available for use from Assemblyman Gromack's office where it is most needed. The Board plans to use the \$10,000.00 for external improvements for Village Hall.

9. Building Department

A. Code Enforcement

Deputy Mayor Appel reported that he is receiving no cooperation from Mr. Frenzel regarding securing his burned out house. Mr. Ortenberg wrote a memo in June outlining the procedure to follow to enforce the Village's Code in this matter. Following a formal report from the Code Enforcement Office the procedure can then be followed through on which will end up in court.

Mayor Marshall reported that he has been contacted by people from the Hindu Temple and they want to become more involved in the community and clear up any outstanding problems at the property. Mr. Corless and Deputy Mayor Appel will contact them and see what has to be done at the Temple.

B. Building Inspector

Mr. Zrelak reported on the status of CMU. The house at 12 South Ridge Road has been sold. Deputy Mayor Appel will research the Code regarding the expired building permit on 14 South Ridge to see what can be done to get the property cleaned up.

Mr. Zrelak said that Avi Davi is building three houses on High Mountain and he has cleared trees without a permit on one of his properties, and Mr. Zrelak has issued a stop work order on the lot.

Regarding the Highgate subdivision, a lot of building in different stages is going on. The builder has been informed numerous times regarding a fence on I-6 that is the wrong color from the color on the site plan. Mr. Ortenberg said a stop work order should be issued on the lot if the fence is not painted black as required by the site plan.

C. Engineering

Mr. Ortenberg disqualified himself from both the Planning Board and the Village Board in this matter of Southern Homes. Mr. Ortenberg is involved by representing the party who is under contract to sell the property to the applicant.

Mr. James S. Kobb, attorney representing Southern Homes, addressed the Board regarding a subdivision approval pending before the Planning Board and

advised the Board of a possible average density request to lessen the environmental impact and provide more screening for the adjacent properties.

Mr. Corless reported there is no return of escrow at this time. There were two road opening permits issued, one to Cablevision and the other to Orange and Rockland Utilities. Mr. Corless made a presentation to the Board for using an engineering consultant to assist him in working with various projects. Mr. Ortenberg stressed that using a consultant was being requested by Mr. Corless and not being imposed upon him by the Village Board. Mr. Corless will put his request in writing to the Board and Mr. Ortenberg will prepare a resolution. The concept issuing a temporary C.O. was discussed, as long as the Village Code is not violated. Mr. Ortenberg will prepare a resolution to cover a change in the local law to allow temporary C.O.'s.

Mr. Corless brought up the present site plan fees. Currently, there is no fee in the Code for a re-inspection of site plans. Mr. Corless will develop a fee schedule for re-inspections of site plans for the next Board meeting. Once the fee schedule is approved, Mr. Ortenberg will prepare a resolution.

10. Legal Period

An amendment to Article II, Chapter 40 of the Village Code regarding fines for dangerous animals was distributed.

Trustee Banks moved to set a Public Hearing for 7:30 p.m. on September 23, 2002 on amending Chapter 40. Seconded by Deputy Mayor Appel. Motion carried 5-0.

11. Old Business

The Board previously approved the renewal of the garbage contract.

Trustee Sanderson moved to ratify the renewal of the garbage contract with Waste Management. Seconded by Deputy Mayor Appel. Motion carried 5-0.

Mayor Marshall made the following recommendations for membership on the Board of Ethics; Mel Klingher, Joe Carbery, and Alma Roman.

Mayor Marshall moved to appoint Mel Klingher, Joe Carbery and Alma Roman to the Board of Ethics. Seconded by Deputy Mayor Appel. Motion carried 5-0.

After discussion, it was decided to donate the moneys collected at the Cultural Center for the September 11th fund to the Rockland County Fund for 9/11.

The revision of the screening law was tabled to the next Workshop meeting.

Trustee Sanderson reported the computer network is in and working.

12. New Business

Discussion on the Empire District resolution was tabled to the next workshop meeting.

A resolution establishing standard workdays for the Mayor, Trustees and Village Attorney was discussed.

Deputy Mayor Appel moved to adopt the resolution establishing workdays for the Mayor, Trustees and Village Attorney. Motion seconded by Trustee Roman. Motion carried 5-0.

Mayor Marshall brought up the problem of ATV's in the Village. He asked Mr. Corless to confirm if a property owner, Mr. Romano, gave permission for the riders to use his property. Mayor Marshall will contact the Rockland County Conference of Mayors and ask if other Villages are having a problem with ATVs and how they handled it.

13. Office Period

Nothing at this time.

14. Trustees Period

Nothing at this time.

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

Meeting adjourned at 10:35 P.M.

Respectfully submitted,

Malverne J. Toll