

VILLAGE OF POMONA
BOARD OF TRUSTEES MEETING
DECEMBER 15, 2003

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 December 15, 2003.

Present

Mayor: Herb Marshall
Deputy Mayor: Nick Sanderson
Trustees: Ian Banks
Alan Lamer
Alma Roman – arrived 7:45 p.m.

Jan Ulman, Deputy Village Attorney
P. J. Corless, Village Engineer
Michael Zrelak, Jr., Building Inspector

Village Clerk: Susan Glantz

Absent: Doris Ulman, Village Attorney

Summary of Motions:

Deputy Mayor Sanderson moved to return \$2400.00 of the \$10,400.00 of the escrow to JWL Construction for Lot G-26. Seconded by Trustee Banks. Motion was defeated 0-4-1. Trustee Roman abstained.

Trustee Banks moved to accept the dedication of Cheesecote Lane subject to the following four conditions set forth by the Planning Board in their December 11, 2003 meeting, 1) Filing of all deeds; 2) Letter from Town of Haverstraw accepting deeds for sanitary sewer easements; 3) Final title policy for dedications; 4) Maintenance bond of \$20,000.00. Seconded by Deputy Mayor Sanderson. Motion carried 5-0.

Trustee Lamer moved the resolution that the payment of General Fund Claims totaling \$82,903.84 set forth on pages 1 through 4 in the Monthly Abstract Listing dated December 15, 2003 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 5-0.

Deputy Mayor Sanderson moved a resolution that Paragraph 6a of the Fee Schedule is heretofore adopted by the Board of Trustees is hereby amended to read as follows: a. New Construction - \$800.00 for the first \$75,000.00 construction cost + \$5.00 for each additional \$5,000.00

construction cost or fraction thereof + \$100.00 Certificate of Occupancy. Seconded by Trustee Lamer. Motion carried 5-0.

Trustee Lamer moved to fully support the resident and his problem with power outages regarding Orange and Rockland Utilities, but to avoid directly entering into any litigation on the matter. Seconded by Deputy Mayor Sanderson. Motion carried 5-0.

Trustee Banks moved to request from Orange & Rockland Utilities a street lighting audit of the street lights in the Village of Pomona with the identifying number and location of each light pole for which the Village is billed. Seconded by Trustee Roman. Motion carried 5-0.

1. Salute to the Flag.

2. Open Period

No one appeared to speak.

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

3. Adoption of Minutes

A. November 10, 2003

Deputy Mayor Sanderson moved to adopt the Minutes of November 10, 2003 as presented. Seconded by Trustee Lamer. Motion carried 4-0.

B. November 24, 2003

Deputy Mayor Sanderson moved to adopt the Minutes of November 24, 2003 as presented. Seconded by Trustee Lamer. Motion carried 5-0.

4. Cultural Center

A copy of the Director of the Cultural Center's report is attached to the Minutes. Trustee Banks gave an update on a shed for the Cultural Center. The preparation of the ground has to done before a shed can be installed. He will check with Costco about their sheds which include installation.

5. Building Department
A. Engineering

Mr. Corless reported that there was one request for a return of escrow and he is recommending a partial return on Lot G-26.

Deputy Mayor Sanderson moved to return \$2400.00 of the \$10,400.00 of the escrow to JWL Construction for Lot G-26. Seconded by Trustee Banks.

Trustee Lamer commented that he has a problem with escrow being returned piece by piece based on previous completion problems. He proposed that all items on an escrow list should be completed and then the escrow returned at one time.

Motion was defeated 0-4-1. Trustee Roman abstained.

This motion will be discussed further during the next Board Meeting.

Mr. Corless reported that one contractor has looked at the Dennis Acres drainage project. Weather conditions are presently putting completion of the work on hold.

Mr. Corless is recommending, and the Planning Board has passed a recommendation for the Village Board to accept Cheesecote Lane from Park at Pomona subdivision subject to four conditions. The four conditions are: the filings all deeds, a letter from the Town of Haverstraw accepting the deeds for sanitary sewer easement, final title policy for the dedications, and a maintenance bond of \$20,000.00 thereby reducing the existing road board of \$50,000.00.

Trustee Banks moved to accept the dedication of Cheesecote Lane subject to the following four conditions set forth by the Planning Board in their December 11, 2003 meeting, 1) Filing of all deeds; 2) Letter from Town of Haverstraw accepting deeds for sanitary sewer easements; 3) Final title policy for dedications; 4) Maintenance bond of \$20,000.00. Seconded by Deputy Mayor Sanderson. Motion carried 5-0.

Isaac Buchinger asked the Board if all the developers will be notified of the new no escrow law. Mayor Marshall responded that a packet is being prepared to be given to all developers and builders working in the Village with all the local law changes i.e., tree mapping law, fee changes, etc.

Other drainage problems on Hungry Hollow and White Birch were discussed. The easement at Hungry Hollow is a Village responsibility and will be addressed. Mr. Corless will contact the Ramapo Highway Department to clean up the easement behind the house at 15 White Birch Drive.

Mayor Marshall reported that the construction policy handout is still being worked on and when completed will be distributed to the Trustees for their approval.

The final paving of Litman Lane, the Ramsey subdivision, has been put off until the spring when the blacktop plants reopens.

B. Planning and Zoning

Nothing at this time.

6. Committee Reports

A. Recreation

Trustee Roman reported on the Halloween Parade and Party.

B. Building and Parks

Mr. Corless reported that presently he has not received any bids for the Secor Park handicap access work. He will pursue the matter with various contractors. The bids will be opened on Tuesday, January 20, 2004 at noon at Village Hall.

Trustee Banks reported that work on the signs for the parks is in production.

Trustee Banks reported that no bids were received for the stair railing to be installed at Village Hall. Clerk Glantz will pursue the matter with various contractors for bids.

Trustee Banks will follow up with the contractor regarding the work to be done on the front walk of Village Hall.

7. Finance

A. Treasurer's Report

A copy of the Treasurer's Report is attached to the Minutes.

Trustee Lamer moved the resolution that the payment of General Fund Claims totaling \$82,903.84 set forth on pages 1 through 4 in the Monthly Abstract Listing dated December 15, 2003 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 5-0.

Deputy Mayor Sanderson had a question regarding insurance as mentioned in the Year End Audit report. Mayor Marshall will follow up on the matter.

B. Grants and Awards

The matter of setting a public hearing for Community Development funds was tabled to the next workshop meeting.

8. Code Enforcement

A copy of the Code Enforcement Officer's report is attached to the Minutes. Trustee Lamer raised the issue of people putting snow in the streets when clearing their driveways is littering and can be fined. Clerk Glantz will give a copy of the local law on the matter to the Code Enforcement Officer.

9. Legal

Mayor Marshall introduced a change in the fee schedule, paragraph 6a, regarding new construction.

Deputy Mayor Sanderson moved a resolution that Paragraph 6a of the Fee Schedule is heretofore adopted by the Board of Trustees is hereby amended to read as follows: a. New Construction - \$800.00 for the first \$75,000.00 construction cost + \$5.00 for each additional \$5,000.00 construction cost or fraction thereof + \$100.00 Certificate of Occupancy. Seconded by Trustee Lamer. Motion carried 5-0.

10. Old Business

Mayor Marshall asked for recommendations from the Board of Trustees regarding a new tree law.

Mayor Marshall gave the Board an update on the proposed Town of Ramapo Comprehensive Master Plan.

11. New Business

Mayor Marshall commented on a complaint from Alan Grafstein, a resident on Jade Court about the high number of electric outages that he has had. Mayor Marshall asked the Board for a resolution supporting the resident and his problem with Orange & Rockland Utilities.

Trustee Lamer moved to fully support the resident and his problem with power outages regarding Orange and Rockland Utilities, but to avoid directly entering into any litigation on the matter. Seconded by Deputy Mayor Sanderson. Motion carried 5-0.

Ms. Jan Ulman brought up the matter of street light bills by Orange and Rockland Utilities. The Village has only one street light at Burgess Meredith Park and the

bill seems excessive for one light. Clerk Glantz has tried to obtain a list from O&R of the street lights the Village is paying for. Ms. Ulman recommended a resolution by the Board to Orange and Rockland Utilities requesting an audit of the street lights in the Village.

Trustee Banks moved to request from Orange & Rockland Utilities a street lighting audit of the street lights in the Village of Pomona with the identifying number and location of each light pole for which the Village is billed. Seconded by Trustee Roman. Motion carried 5-0.

12. Office Period

Clerk Glantz reported that she has received a request to use Village Hall to hold defensive driving courses for seniors. Ms. Ulman will research outside groups using Village Hall for meetings. The matter was tabled to the next Board Meeting.

13. Trustees Period

Nothing at this time.

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

Trustee Lamer moved to reopen the public portion of the meeting. 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 9:55 p.m.

Respectfully submitted,

Malverne J. Toll