

VILLAGE OF POMONA  
BOARD OF TRUSTEES MEETING and WORKSHOP  
MAY 10, 2004

**ADOPTED MAY 24, 2004**

The Board of Trustees of the Village of Pomona meeting and workshop was held at the Pomona Village Hall, 100 Ladentown Road, Pomona, New York at 7:30 p.m. on May 10, 2004.

Present

Mayor: Herb Marshall  
Deputy Mayor: Nick Sanderson  
Trustees: Ian Banks  
                  Alan Lamer  
                  Alma Roman

Village Attorney: Doris Ulman  
Village Clerk: Susan Glantz

**Summary of Motions**

**Trustee Banks moved the following: Whereas, the road known as Litman Lane was approved to be a public road as part of the subdivision known as Ramsey Subdivision, and**

**Whereas, the final road wearing course, curb repairs and any remaining conditions of subdivision approval were to have been completed by the developer prior to issuance of a certificate of occupancy for the last house in the subdivision, and**

**Whereas, the developer was to have completed all of the aforesaid improvements more than 8 months ago but has failed to do so, and**

**Whereas, the owner of the last lot in the subdivision, who is not the developer of the subdivision, has not received a certificate of occupancy for the house and lot because of the failure of the developer to complete the improvements, and**

**Whereas, the condition of the road known as Litman Lane will deteriorate if the final road wearing course is not installed in a timely manner, and**

**Whereas, on many occasions, the developer has promised to complete the aforesaid improvements but, to date, has failed to do so,**

**Now, therefore, be it resolved that the Village Attorney is hereby authorized and directed to commence an action for injunction against the developer of the subdivision known as Ramsey Subdivision to compel the completion of the final road wearing course on Litman Lane and all other site improvements in said subdivision. Seconded by Trustee Lamer. Motion carried 5-0.**

**Deputy Mayor Sanderson moved the resolution requested by the City of New York regarding deductions from monetary awards in court actions brought by employees. Seconded by Trustee Lamer. Motion carried 5-0.**

**1. Salute the Flag**

**2. Committee Reports**

**A. Cultural Center**

Trustee Banks reported on his discussion with Chris Meredith as to the timeframe for the installation of a shed at the Cultural Center. The walkway in front of Village Hall should be started this coming Monday or Tuesday. Mr. Gde is obtaining estimates for installing air conditioning at the Cultural Center.

**B. Buildings and Parks**

Attached is a list from Trustee Banks showing the work to be done on various projects in the Village. The basketball hoops at Burgess Meredith Park will be replaced. The drainage pipe running under the path at Burgess Meredith Park needs to be repaired as part of improvements in the handicap access into the park. In Van den Hende Park someone has been driving on the lawn and the resulting ruts need to be repaired. Chris Meredith will handle the repair to the lawn. Secor Park is in good condition. The pump in the pond is currently shut off but will be turned on this week. Trustee Banks will obtain pricing for a recirculation fountain for the pond.

**C. Recreation**

In the future the Recreation Committee will submit an annual schedule of events as part of the annual budget process. The Family Fun Day was described by Trustee Roman as a 'day of caring'. There would be exhibits of current topics, entertainment, a Marching Band, food, finger painting, etc. similar to a local fair. The Family Fun Day was planned for Saturday, May 2<sup>nd</sup> but due to time constraints, has been rescheduled to 2005. The Fishing Derby scheduled for June 13<sup>th</sup> with Lou Cohen could not be accommodated by the Recreation Committee. They requested the date of Sunday, July 18<sup>th</sup> for the Fishing Derby which the Board approved.

**D. Other**

Ms. Ulman reported she will have the job descriptions for Village employees ready for the next meeting.

**3. Reorganization Action**

The Village Planner resolution was tabled in order to research for further discussion.

**4. Grants and Awards**

Deputy Mayor Sanderson reported on three possible grants for which the Village could be eligible. The filing deadline for each is June 30<sup>th</sup> and he asked for the Board to come up with topic suggestions prior to the next meeting.

## 5. Old Business

A violation letter has been sent to the developer of the Halley/Wolf Road project regarding litter and abandoned construction equipment on the site.

The Litman Lane dog problem has been resolved.

The following resolution was proposed regarding the completion of the road known as Litman Lane.

**Trustee Banks moved the following: Whereas, the road known as Litman Lane was approved to be a public road as part of the subdivision known as Ramsey Subdivision, and**

**Whereas, the final road wearing course, curb repairs and any remaining conditions of subdivision approval were to have been completed by the developer prior to issuance of a certificate of occupancy for the last house in the subdivision, and**

**Whereas, the developer was to have completed all of the aforesaid improvements more than 8 months ago but has failed to do so, and**

**Whereas, the owner of the last lot in the subdivision, who is not the developer of the subdivision, has not received a certificate of occupancy for the house and lot because of the failure of the developer to complete the improvements, and**

**Whereas, the condition of the road known as Litman Lane will deteriorate if the final road wearing course is not installed in a timely manner, and**

**Whereas, on many occasions, the developer has promised to complete the aforesaid improvements but, to date, has failed to do so,**

**Now, therefore, be it resolved that the Village Attorney is hereby authorized and directed to commence an action for injunction against the developer of the subdivision known as Ramsey Subdivision to compel the completion of the final road wearing course on Litman Lane and all other site improvements in said subdivision. Seconded by Trustee Lamer. Motion carried 5-0.**

Ms. Ulman reported that she is still preparing a Builder's Package for the Board to review and should have it by the next meeting.

Mr. Corless will prepare a MS4 SPDES #NYR20A412 report for discussion and public meeting scheduled for the next Board Meeting on May 24, 2004.

Trustee Lamer and Ms. Ulman are researching Workers' Compensation for Village employees and will report subsequently.

## **6. New Business**

Mayor Marshall distributed a letter from the Volunteer Counseling Center in which they requested sponsors for Gay Pride in Rockland. The matter was tabled to the next workshop meeting.

Ms. Ulman reported that Deputy Village Attorney Jan Ulman is preparing a Sign Law Procedure and when completed will forward it to the Board for review.

Attached is a resolution requested by the City of New York and other Municipalities in support of legislation that eliminates the distinction between private and public employers with respect to certain deductions from monetary awards in court actions brought by employees.

**Deputy Mayor Sanderson moved the resolution requested by the City of New York regarding deductions from monetary awards in court actions brought by employees. Seconded by Trustee Lamer. Motion carried 5-0.**

## **7. Office Period**

Clerk Glantz brought up the matter of the Village Hall telephone number being shown as the number to call on Cablevision bills to residents when there is a problem. After discussion, the Board instructed Clerk Glantz to send a letter to Cablevision requesting the Village's telephone number be removed from their bills to residents.

## **8. Trustees Period**

Trustee Banks inquired as to the status of the Tree Law. Ms. Ulman responded she is working on it.

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

**Trustee Lamer moved to close the Executive Session and resume the public session. Seconded by Deputy Mayor Sanderson. Motion carried 5-0.**

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

Meeting adjourned at 10:10 p.m.

Respectfully submitted,

Malverne J. Toll