

VILLAGE OF POMONA
BOARD OF TRUSTEES MEETING
JULY 10, 2006

ADOPTED OCTOBER 30, 2006

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 July 10, 2006.

Present

Mayor: Herbert Marshall

Deputy Mayor: Nick Sanderson

Trustees: Ian Banks
Alan Lamer
Alma Roman

Doris Ulman, Village Attorney
Leslie Sanderson. Village Clerk/Treasure

Summary of Motions

Trustee Roman moved to set Saturday, October 28, 2006 as the date for the Halloween Party at Village Hall. Seconded by Deputy Mayor Sanderson. Motion carried 5-0.

Trustee Banks moved to approve an expenditure not to exceed \$1000.00 to clean up at the tennis courts. Seconded by Deputy Mayor Sanderson. Motion carried 5-0.

Trustee Banks moved to set a public hearing on "A Local Law Amending the Code of the Village of Pomona in Relation to the Placement of Street Trees" for August 14, 2006 at 7:30 p.m. and referring the local law to the Village and County Planning Boards for review. Seconded by Trustee Lamer. Motion carried 5-0.

Deputy Mayor Sanderson moved to set a public hearing on "A Local Law Amending the Code of the Village of Pomona in Relation to Right-of-Way Grades" for July 24, 2006 at 7:30 p.m. Seconded by Trustee Lamer. Motion carried 5-0.

Deputy Mayor Sanderson moved to return the escrow amount of \$35,000.00 for landscape work, less the \$3,500.00 for rock wall review to Cesar Cacho for Lot H-38. Seconded by Trustee Roman. Motion carried 3-2. Trustees Banks and Lamer voted No.

Trustee Lamer moved to have a Stop Sign installed on Secor Drive, where it meets Call Hollow Road. Seconded by Trustee Roman. Motion carried 5-0.

1. Salute the Flag.

2. Committee Reports

A. Cultural Center

Mayor Marshall will have a modem purchased for the computer at the Cultural Center.

The continuation of the Yoga Classes was tabled to the next meeting pending a schedule from the Director.

B. Recreation

The Halloween Party for the Village was discussed.

Trustee Roman moved to set Saturday, October 28, 2006 as the date for the Halloween Party at Village Hall. Seconded by Deputy Mayor Sanderson. Motion carried 5-0.

C. Buildings and Parks

Trustee Banks reported that he has reviewed the specs for the stone wall fence for Village Hall. He made the following recommendations. He feels there should not be a performance bond required in the specs. Work should commence within ten working days of awarding the contract. There should be workmen on site every day when it's not raining. He also recommended having a completion date included in the bid. Items 1, 2, and 3 in the specs will be reworded and a completion date will be included to be filled in by the bidders. A description of the work to be done will include the specific materials to be used. Trustee Banks will rework the specifications to include the above changes.

A price for the painting of Village Hall is expected to be handed in by Wednesday, July 12th.

Trustee Banks moved to approve an expenditure not to exceed \$1000.00 to clean up at the tennis courts. Seconded by Deputy Mayor Sanderson. Motion carried 5-0.

Trustee Banks reported that the fallen trees have not been removed yet and he will keep an eye on the situation.

3. Old Business

Ms. Ulman reported that she has not heard back from Verizon regarding the cell tower lease.

Ms. Ulman distributed to the Board a proposed local law regarding the placement of street trees. After discussion it was recommended that the planting should be between 6 and 10 feet off the pavement. The proposed local law needs to be referred to the Village and County Planning Boards for their review.

Trustee Banks moved to set a public hearing on “A Local Law Amending the Code of the Village of Pomona in Relation to the Placement of Street Trees” for August 14, 2006 at 7:30 p.m. and referring the local law to the Village and County Planning Boards for review. Seconded by Trustee Lamer. Motion carried 5-0.

Ms. Ulman distributed two proposed local laws regarding right-of-way grades. After discussion it was decided that the proposed local law which permitted the Planning Board to recommend to the Village Board for approval that the flat grade of the right-of-way may be 6 ½ feet in width instead of 10 feet in width. Mr. Corless will review the proposed change and make his recommendation to the Village Board.

Deputy Mayor Sanderson moved to set a public hearing on “A Local Law Amending the Code of the Village of Pomona in Relation to Right-of-Way Grades” for July 24, 2006 at 7:30 p.m. Seconded by Trustee Lamer. Motion carried 5-0.

Ms. Ulman distributed to the Board a proposed local law regarding Belgian block curbs. After discussion it was decided to refer the proposed local law to the Village Engineer to complete Section 2. Item B. The matter was then tabled to the July 24th meeting while waiting for Mr. Corless' comments.

Discussion was held regarding the return of escrow money for Lot H-38. The required landscape work has been completed. Escrow money being held for Lot H-38 is \$35,000.00 for landscape work and \$3500.00 for review of the retaining wall.

Deputy Mayor Sanderson moved to return the escrow amount of \$35,000.00 for landscape work, less the \$3,500.00 for rock wall review to Cesar Cacho for Lot H-38. Seconded by Trustee Roman. Motion carried 3-2. Trustees Banks and Lamer voted No.

Mayor Marshall informed the Board that an anonymous letter was sent to the County Planning Board regarding 44 Halley Drive. The Village Attorney will prepare a letter of opinion.

4. New Business

A request has been made to install a stop sign on Secor Drive where it meets Call Hollow Road.

Trustee Lamer moved to have a Stop Sign installed on Secor Drive, where it meets Call Hollow Road. Seconded by Trustee Roman. Motion carried 5-0.

Ms. Ulman brought up the possible revision of the Village's local law regarding wetlands. She reported that the Army Corps of Engineers no longer has jurisdiction over wetlands that do not empty directly into navigable waterways. Mayor Marshall and Ms. Ulman will develop a policy to bring before the Board. The Village Clerk will contact NYCOM to inquire if they are doing anything regarding this matter.

Mayor Marshall and Ms. Ulman will work on amending the Village's local law regarding dangerous animals in the Village.

Mayor Marshall reported that he has received a request from the Code Enforcement Officer to have his title changed to Peace Officer. After a lengthy discussion, the Board decided against such action.

5. Office Period

The Village Clerk reported a complaint she received from a resident that a neighbor was draining their pool into her yard. The Board responded it is a private matter and she should contact her lawyer.

Mayor Marshall commented on an earlier reported berm problem. He will have the Village Engineer contact the Town of Haverstraw to install a berm along the front of 10 Chestnut Drive to alleviate flooding.

6. Trustees Period

Trustee Roman shared a letter she received from the Mayor of White Plains regarding her attendance at a recent conference.

7. Executive Session

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 close the Executive Session and reopen the Public Meeting. Seconded by Deputy Mayor Sanderson. Motion carried 5-0.

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

Meeting adjourned at 9:50 p.m.

Respectfully submitted,

Malverne J. Toll