

VILLAGE OF POMONA
BOARD OF TRUSTEES MEETING
FEBRUARY 25, 2002

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 February 25, 2002.

Present

Mayor: Herb Marshall
Deputy Mayor: Al Appel
Trustees: Ian Banks
Nick Sanderson
Village Attorney: Reuben Ortenberg
Village Engineer: Joe Corless
Bldg. Inspector: Michael Zrelak
Village Clerk: Susan Glantz

Absent

Trustee: Alma Roman

Summary of Motions:

Adoption of the minutes of January 14, 2002. Motion carried 4-0.

Adoption of the Minutes of January 28, 2002. Motion carried 4-0.

Purchase of a Canon copier at a cost of \$7164.00. Motion carried 4-0.

1. Salute to the Flag

2. Open Period

No one from the public appeared to speak.

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

3. Adoption of Minutes

A. January 14, 2002

Corrections by Mayor Marshall; page 2, item 7, 4th paragraph, should read "Solid Waste Management Authority", item 8, the topic should be Office not Office

Counter, and page 3, the last motion where Deputy Mayor Appel moved to close the 'meeting'.

Trustee Sanderson moved to adopt the minutes of January 14, 2002 as amended. Seconded by Deputy Mayor Appel. Motion carried 4-0.

B. January 28, 2002

Corrections by Mayor Marshall; page 2, item B, 3rd paragraph, three issues were discussed regarding Community Block Grants. The first was a resolution to consider continuing the Community Development Corporation Agreement with the County for the years 2002 through 2005. The resolution that was approved will be attached to the minutes.

The approval for the Mayor to sign the Agreement does not require the notation in parenthesis following the motion and should be deleted.

On page 3, item 6A the notation 'Resolution Attached' should be added following the motion.

Trustee Sanderson requested that on page 4, item 9 Legal, the last paragraph, the reason for his abstention, that Mr. Steinberg is the step-father of Mrs. Sanderson, be noted in the minutes.

Deputy Mayor Appel moved to adopt the Minutes of January 28, 2002 as amended. Seconded by Trustee Sanderson. Motion carried 4-0.

4. Committee Reports

A. Cultural Center

Mayor Marshall reiterated that the Director's report was not in on the Thursday preceding the Board Meeting as directed, and that this must not happen again.. Deputy Mayor Appel reported that the opening of the last exhibit was a success but there was a problem with traffic on Route 306. The situation will be reevaluated after the next exhibit opening.

B. Recreation

Trustee Roman, liaison to the Recreation Committee was absent from the meeting and no report was forthcoming.

5. Grants and Awards

Deputy Mayor Appel reported he has been in contact with Assemblyman Gromack and Senator Morahan regarding grant money to repair the curbs in the Village.

6. Building Department
A. Code Enforcement

Mayor Marshall questioned the clean up being done by the builders. Deputy Mayor Appel responded that when he contacts the developers they do come out and clean up the roads.

B. Building Inspector

Mr. Zrelak reported that everything is going along smoothly. He has not heard from Moses Ukejianya regarding the three lots on South Ridge Road. His building permits have expired. Mr. Ortenberg will look into whether or not something can be done about the two unfinished houses. Mr. Ortenberg also mentioned that Mr. Ukejianya is in bankruptcy and if the two unfinished houses are involved, any action against him on the matter would be stayed.

Deputy Mayor Appel reported that the back of the property of the Hindu Temple still has a lot of construction debris and materials, and that he would contact them and ask for their cooperation in cleaning up the site.

C. Engineering

Mr. Corless reported there were no return of escrow recommendations at this time. Mr. Corless, Planning Board Chairman Lamer, Mayor Marshall and Mr. Zrelak met with representatives for each of the major builders in the Village to discuss mutual concerns such as, saving the trees and the speeding up of the approval process. Overall, it was a constructive meeting.

A DEIS public hearing on Halley II is scheduled for the month of March. Summit at Pomona is bringing in fill and working on the drainage of the property. Work on the road has stopped. Mr. Corless requested of the Supervisor of Haverstraw a response to the Village regarding the pump station at the top of Halley Drive.

The status of the Simon property is a simple two-lot subdivision. The submitted plans had some problems and they have to return to the Zoning Board of Appeals.

Discussion ensued regarding the different types of curbing for the roads in the Village and the approximate cost.

7. Legal

Mr. Ortenberg reported that the Schechter lawsuit is at a standstill waiting for paperwork from Mr. Schechter's attorney.

There is no change on the situation at Hidden Valley.

The case against Prudential Rand is due in court tomorrow to set a trial date.

A copy of Mr. Ortenberg's letter to the Ninth Judicial Grievance Committee regarding the Mickleberry matter was distributed to the Board of Trustees. He will keep the Board informed as matters progress.

Mr. Ortenberg brought up the matter of a local law revision. There is a conflict in the Village Code regarding lot width. In Section 130-12, lot width is defined as measured at the street. In Section 130-4, it is defined as measured at the front set back line, which is usually 50 feet back. Mr. Ortenberg recommended the street measurement be used in both Sections. Mayor Marshall will place the matter on the next meeting agenda for discussion. Trustee Sanderson would like input from the Village Engineer.

Mr. Ortenberg then brought up the issue of impervious surfaces and felt that driveways should be included in the area of impervious surfaces. Mayor Marshall will request a response from the Village Engineer on the matter for the next Board meeting.

8. Old Business

A temporary restraining order was issued by Judge O'Rourke regarding the operation of the Quaker Road mulch plant was to stop work. The owners of the Plant appealed and the decision was stayed by the Appellate Court. The plant is still in operation.

Trustee Sanderson researched a replacement for the office copy machine. After discussion it was decided to purchase a machine and not lease it. Also, a request will be made to the supplier of 50% payment on delivery and the remaining 50% would be paid three months later. The selected machine, a Canon, will also be used as a printer for the office computers. The present copier will be donated when it's replaced.

Trustee Sanderson moved to purchase a Canon copier at a cost of \$7164.00, delivered, installed and hooked up to the computer network, if the Vendor would agree to the 50% payment on delivery and 50% payment after June 1, 2002. Seconded by Trustee Banks. Motion carried 4-0.

Mayor Marshall distributed a Village Meeting Schedule for 2002-2003.

Trustee Sanderson has shut off the pump in Fairty Pond and it will remain off until the drought is over.

9. New Business

There was nothing at this time.

10. Office Period

There was nothing at this time.

11. Trustees Period

A discussion was held regarding the upcoming budget.

Trustee Sanderson moved to adjourn the meeting. Seconded by Trustee Banks. Motion carried 4-0.

The meeting adjourned at 9:05 p.m.

Respectfully submitted,

Malverne J. Toll