

VILLAGE OF POMONA  
BOARD OF TRUSTEES MEETING  
SEPTEMBER 27, 2004

**ADOPTED NOVEMBER 22, 2004**

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 September 27, 2004.

Present

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

Doris Ulman, Village Attorney  
Michael Zrelak, Jr., Building Inspector  
Susan Glantz, Village Clerk-Treasurer

Absent

Trustee Ian Banks  
Village Engineer P. J. Corless

**Summary of Motions**

**Trustee Lamer moved to amend the proposed local law clarifying site plans in Section 2, subparagraph (t) from 30% to 40% set back requirements. Seconded by Deputy Mayor Sanderson. Motion carried 4-0.**

**Deputy Mayor Sanderson moved to adopt “A Local Law Amending the Code of the Village of Pomona to Clarify Requirements for Site Plan”, as amended, as Local Law No. 6 of 2004. Seconded by Trustee Roman. Motion carried 4-0.**

**Deputy Mayor Sanderson moved to adopt “A Local Law Amending the Zoning Law of the Village of Pomona in Relation to Schools”, as presented, as Local Law No. 5 of 2004. Seconded by Trustee Lamer. Motion carried 4-0.**

**Deputy Mayor Sanderson moved to adopt the Minutes of August 23, 2004, as corrected. Seconded by Trustee Lamer. Motion carried 4-0.**

**Deputy Mayor Sanderson moved to accept Jay Helfgott's proposal to install the volt outlet and wiring for the shed at a cost not to exceed \$1000.00. Seconded by Trustee Roman. Motion carried 4-0.**

**Trustee Lamer moved the resolution that the payment of General Funds Claims totaling \$62,164.82 set forth on pages 1 through 7 in the Monthly Abstract Listing dated August 21, 2004 through September 27, 2004 as submitted by the Village Clerk/Treasurer are hereby approved subject to individual audits by the Board of Trustees. Seconded by Trustee Roman. Motion carried 4-0.**

**1. Salute to the Flag.**

**2. Open Period**

Sandy Townsend, 50 Ladentown Road asked if the Board could do something about the speeding on Ladentown Road. Mayor Marshall will request the police department to increase their patrols in the area. Mr. Townsend's other complaint was about people throwing trash out of their cars onto lawns.

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

**3. Public Hearings**

**A. Proposed Local Law – Site Plan Clarification**

Mayor Marshall introduced an amendment to the Code of the Village of Pomona to clarify requirements for site plans. The first paragraph is a clarification that single family detached residences do not require Planning Board site plan approval. The second paragraph is an amendment of the steep slope law. Ms. Ulman reported that the Planning Board has requested that their authority to vary front yard, side yard and rear yard requirements to be set at 40% of the requirement instead of the 30% as it now reads in the proposed amendment.

No one from the public appeared to speak.

**Trustee Lamer moved to close the Public Hearing. Seconded by Deputy Mayor Sanderson. Motion carried 4-0.**

Trustee Lamer commented that in order to preserve the slopes in the Village the Planning Board should have authority to vary set back requirements by 40% which would be an improvement to the proposed local law.

**Trustee Lamer moved to amend the proposed local law clarifying site plans in Section 2, subparagraph (t) from 30% to 40%. Seconded by Deputy Mayor Sanderson. Motion carried 4-0.**

**Deputy Mayor Sanderson moved to adopt “A Local Law Amending the Code of the Village of Pomona to Clarify Requirements for Site Plan”, as amended as Local Law No. 6 of 2004. Seconded by Trustee Roman. Motion carried 4-0.**

#### **B. Proposed Local Law – Amending Code in Relation to Schools**

Mayor Marshall explained the proposed amendment to the local law regarding schools. (A copy of the Proposed Local Law is attached to the Minutes.)

Irv Schucker, 3 Ethan Allen Drive, Pomona inquired why the law was being changed at this time. Ms. Ulman explained that the proposed amendment strengthens the Village’s control over the development of schools and explained some of the changes being made.

**Deputy Mayor Sanderson moved to close the Public Hearing. Seconded by Trustee Roman. Motion carried 4-0.**

**Deputy Mayor Sanderson moved to adopt “A Local Law Amending the Zoning Law of the Village of Pomona in Relation to Schools”, as presented as Local Law No. 5 of 2004. Seconded by Trustee Lamer. Motion carried 4-0.**

#### **4. Adoption of Minutes August 23, 2004**

Deputy Mayor Sanderson commented on page 4, section A, the correct spelling of Lou Cohn’s name is without an “e”. On the same page, section B, the second sentence should be removed.

**Deputy Mayor Sanderson moved to adopt the Minutes of August 23, 2004, as corrected. Seconded by Trustee Lamer. Motion carried 4-0.**

#### **5. Cultural Center**

A copy of the Director of the Cultural Center’s report is attached to the Minutes. Mr. Gde reported on the cost of installing a 240 volt outlet for the air conditioner and wiring to the shed. Mr. Helfgott will submit an estimate for the work.

**Deputy Mayor Sanderson moved to accept Jay Helfgott’s proposal to install the volt outlet and wiring for the shed at a cost not to exceed \$1000.00. Seconded by Trustee Roman. Motion carried 4-0.**

**6. Building Department**  
**A. Engineering and Building**

The return of escrow to Norock Development was tabled to the next meeting, pending the Village Engineer's recommendation.

Litman Lane is scheduled for paving the beginning of next week.

Mr. Schucker commented that there is grass growing in the cracks on Ethan Allan Drive.

Mr. Zrelak, Building Inspector reported that a lot of building construction is in progress with no unusual problems.

**B. Planning and Zoning**

Trustee Lamer was asked by some members of the Zoning Board of Appeals to review and revise the flag lot law. They would like the Board to consider repealing the local law and returning to the State law. The matter will be discussed at the Workshop and Ms. Ulman will provide the necessary material for discussion.

**7. Committee Reports**  
**A. Recreation**

Mayor Marshall asked for the budget for the Halloween Party planned for October 30<sup>th</sup>. Trustee Roman will e-mail the budget to the Board Members. Mayor Marshall discussed a letter from the Recreation Committee Chairperson regarding a letter to local merchants for donations. Ms. Ulman suggested clarifying the letter to indicate the donations are for Village sponsored functions.

**B. Buildings and Parks**

Mayor Marshall announced that two proposals had been received for the landscaping around Village Hall. This matter and all other discussions relating to Buildings and Parks were tabled to the Workshop meeting when Trustee Banks, who has been working on these projects, is available.

**8. Finance**  
**A. Treasurer's Report**

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

## **B. Expenditure Abstract Resolution**

Trustee Lamer moved the resolution that the payment of General Funds Claims totaling \$62,164.82 set forth on pages 1 through 7 in the Monthly Abstract Listing dated August 21, 2004 through September 27, 2004 as submitted by the Village Clerk/Treasurer are hereby approved subject to individual audits by the Board of Trustees. Seconded by Trustee Roman. Motion carried 4-0.

## **C. Grants and Awards**

Mayor Marshall reported that a grant payment of \$15,000.00 was received for the Village Hall walk and grounds renovations.

## **9. Code Enforcement**

A copy of the Code Enforcement Officer's report is attached to the Minutes. Mayor Marshall brought up the problem of mini-bikes being ridden in the Village. The police are aware of the situation and are looking for direction in how to handle the situation. Mr. Helfgott will contact Town of Haverstraw and Town of Ramapo Police Departments about the situation.

## **10. Legal**

Nothing at this time for the public meeting.

## **11. Old Business**

Deputy Mayor Sanderson reported that he has still not had a response to his letter to Orange and Rockland Utilities regarding the utility box fencing.

## **12. New Business**

Mayor Marshall introduced a proposed letter to be sent to merchants in the area to assist in preparing a Welcome Package for new residents when they move into the Village. After discussion, the Board was in favor of proceeding with the project.

## **13. Office Period**

Nothing at this time.

## **14. Trustees Period**

Nothing at this time.

**15. Executive Session**

**Trustee Lamer moved to adjourn to Executive Session to discuss matters of litigation. Seconded by Deputy Mayor Sanderson. Motion carried 4-0.**

**Deputy Mayor Sanderson moved to reopen the public meeting. Seconded by Trustee Lamer. Motion carried 4-0.**

**Trustee Roman moved to adjourn the meeting. Seconded by Trustee Lamer. Motion carried 4-0.**

Meeting adjourned at 8:45 p.m.

Respectfully submitted,

Malverne J. Toll