

Village of Wesley Hills
Village Board Meeting-July 15, 2008

The meeting was called to order by Mayor David Goldsmith at 7:05 P.M.

Present: Mayor David Goldsmith, Deputy Mayor, Ed McPherson, Marion Ben-Jacob-Trustee, Brett Bekritsky-Trustee.

Also Present: Ben Selig-Village Attorney, Barbara Cartaya-Village Clerk.

Absent: Howard Richman.

A motion was made by Marion Ben-Jacob and seconded by Ed McPherson to approve the following resolution.

RESOLUTION # 65-08

WHEREAS, the minutes of the meeting of the Board of Trustees of the Village of Wesley Hills on June 17, 2008, as submitted by the Village Clerk, be approved, and that the reading of such minutes be waived.

The following vote was taken: Mayor Goldsmith-yes, Ed McPherson-yes, Marion Ben-Jacob-yes, Brett Bekritsky-yes.

The resolution was carried with a vote of 4 ayes and 0 nays.

Mayor Goldsmith and the Board members discussed the tax rebates due to homeowners in the Village. Mayor Goldsmith and the Board members briefly discussed next years budget process.

A motion was made by Brett Bekritsky and seconded by Ed McPherson to approve the following resolution.

RESOLUTION # 66-08

WHEREAS, Saul & Gitty Horowitz, the owners of a parcel of real property designated on the Town of Ramapo Tax Map as Section 41.8, Block 2, Lot 58.8, has applied to the Board of Trustees of the Village of Wesley Hills for a refund of a portion of their 2008 Village Tax pursuant to Real Property Tax Law Section 556, and

WHEREAS, the Village of Wesley Hills has adopted the 2007 Town of Ramapo Assessment Roll as its 2008 Assessment Roll, pursuant to Real Property Tax Law Section 1402, and

WHEREAS, Saul & Gitty Horowitz have presented proof to the satisfaction of the Board of Trustees that the assessed value of the said parcel of property on the 2007 Town of

Ramapo Assessment Roll, pursuant to a Stipulation of Settlement in the Supreme Court of the State of New York, Rockland County, dated April 10, 2008, is \$137,700.00, but the assessed value of the said parcel of property is listed on the 2008 Village Assessment Roll as \$152,300.00,

NOW, THEREFORE, BE IT RESOLVED, that it is hereby determined that the portion of the 2008 Village Tax resulting from such erroneous over-assessment was attributable to a “clerical error” as defined in Real Property Tax Law Section 550, subdivision 2, and that the application for a refund thereof has been timely made, and

BE IT FURTHER RESOLVED, that Saul & Gitty Horowitz are therefore entitled to receive a refund if \$138.95 calculated as follows:

Erroneous 2008 Village Tax based on Assessment of \$152,300.00, per tax bill:	\$1,449.45
Correct 2008 Village Tax based on Assessment \$137,700.00	<u>\$1,310.50</u>
Overpayment:	\$ 138.95

And

BE IT FURTHER RESOLVED, that the Village Treasurer is hereby directed to remit the sum of \$138.95 to Saul & Gitty Horowitz forthwith for such refund.

The following vote was taken: Mayor Goldsmith-yes, Ed McPherson-yes, Marion Ben-Jacob-yes, Brett Bekritsky-yes.

The resolution was carried with a vote of 4 ayes and 0 nays.

A motion was made by Marion Ben-Jacob and seconded by Brett Bekritsky to approve the following resolution.

RESOLUTION # 67-08

WHEREAS, Eileen Katzenstein, the owner of a parcel of real property designated on the Town of Ramapo Tax Map as Section 41.5, Block 1, Lot 32, has applied to the Board of Trustees of the Village of Wesley Hills for a refund of a portion of her 2008 Village Tax pursuant to Real Property Tax Law Section 556, and

WHEREAS, the Village of Wesley Hills has adopted the 2007 Town of Ramapo Assessment Roll as its 2008 Assessment Roll, pursuant to Real Property Tax Law Section 1402, and

WHEREAS, Eileen Katzenstein has presented proof to the satisfaction of the Board of Trustees that the assessed value of the said parcel of property on the 2007 Town of

Ramapo Assessment Roll, pursuant to a Stipulation of Settlement in the Supreme Court of the State of New York, Rockland County, dated April 29, 2008, is \$102,800.00, but the assessed value of the said parcel of property is listed on the 2008 Village Assessment Roll as \$117,000.00,

NOW, THEREFORE, BE IT RESOLVED, that it is hereby determined that the portion of the 2008 Village Tax resulting from such erroneous over-assessment was attributable to a “clerical error” as defined in Real Property Tax Law Section 550, subdivision 2, and that the application for a refund thereof has been timely made, and

BE IT FURTHER RESOLVED, that Eileen Katzenstein is therefore entitled to receive a refund of \$135.14 calculated as follows:

Erroneous 2008 Village Tax based on assessment Of \$117,000.00, per tax bill:	\$1,113.50
Correct 2008 Village Tax based on Assessment of \$102,800.00	<u>978.36</u>
Overpayment	\$ 135.14

and

BE IT FURTHER RESOLVED, that the Village Treasurer is hereby directed to remit the sum of \$135.14 to Eileen Katzenstein forthwith for such refund.

The following vote was taken: Mayor Goldsmith-yes, Ed McPherson-yes, Marion Ben-Jacob-yes, Brett Bekritsky-yes.

The resolution was carried with a vote of 4 ayes and 0 nays.

A motion was made by Ed McPherson and seconded by Marion Ben-Jacob to approve the following resolution.

RESOLUTION #68-08

WHEREAS, Arnold & Chani Norman, the owners of a parcel of real property designated on the Town of Ramapo Tax Map as Section 41.8, Block 2, Lot 58.14 has applied to the Board of Trustees of the Village of Wesley Hills for a refund of a portion of their 2008 Village Tax pursuant to Real Property Tax Law Section 556, and

WHEREAS, the Village of Wesley Hills has adopted the 2007 Town of Ramapo Assessment Roll as its 2008 Assessment Roll, pursuant to Real Property Tax law Section 1402, and

WHEREAS, Arnold & Chani Norman have presented proof to the satisfaction of the Board of Trustees that the assessed value of the said parcel of property on the 2007 Town

of Ramapo Assessment Roll, pursuant to a Stipulation of Settlement in the Supreme Court of the State of New York, Rockland County, dated May 31, 2008, is \$96,000.00, but the assessed value of the said parcel of property is listed on the 2008 Village Assessment Roll as \$128,000.00.

NOW, THEREFORE, BE IT RESOLVED, that it is hereby determined that the portion of the 2008 Village Tax resulting from such erroneous over-assessment was attributable to a “clerical error” as defined in Real Property Tax law Section 550, subdivision 2, and that the application for a refund thereof has been timely made, and

BE IT FURTHER RESOLVED, that Arnold & Chani Norman are therefore entitled to receive a refund of \$304.55 calculated as follows:

Erroneous 2008 Village Tax based on assessment of \$128,000.00 per tax bill:	\$1,218.19
Correct 2008 Village Tax based on Assessment of \$96,000.00	<u>913.64</u>
Overpayment:	\$ 304.55

and

BE IT FURTHER RESOLVED, that the Village Treasurer is hereby directed to remit the sum of \$304.55 to Arnold & Chani Norman forthwith for such refund.

The following vote was taken: Mayor Goldsmith-yes, Ed McPherson-yes, Marion Ben-Jacob-yes, Brett Bekritsky-yes.

The resolution was carried with a vote of 4 ayes and 0 nays.

A motion was made by Ed McPherson and seconded by Marion Ben-Jacob to approve the following resolution.

RESOLUTION # 69-08

RESOLVED, that the general funds claims # 34 through # 64 in the aggregate amount of \$95,388.66, as set forth in Abstract # 7/08 dated July 15, a copy of which abstract of audited claims is made a part of the Minutes of this Board, are hereby approved.

The following vote was taken: Mayor Goldsmith-yes, Ed McPherson-yes, Marion Ben-Jacob-yes.

The resolution was carried with a vote of 4 ayes and 0 nays.

A motion was made by Ed McPherson and seconded by Marion Ben-Jacob to approve the following resolution.

RESOLUTION # 70-08

RESOLVED, that parks and recreation fund claim # 196 and 197 in the amount of \$6,300.00, as set forth in Abstract # P&R 4/08 dated May 13, 2008, a copy of which abstract of audited claim is made a part of the Minutes of this Board, is hereby approved.

The following vote was taken: Mayor Goldsmith-yes, Ed McPherson-yes, Marion Ben-Jacob-yes, Brett Bekritsky-yes.

The resolution was carried with a vote of 4 ayes and 0 nays.

At this time Mayor Goldsmith discussed the fact that the Village has been paying sales tax to Orange and Rockland for many years. Mayor Goldsmith then advised the Board that this issue has finally been resolved.

Mayor Goldsmith then discussed purchasing rugs for the Village, so that the Village would no longer have to pay Cintas for their services. The Board members all agreed that the rugs should be purchased rather than paying a monthly fee to Cintas.

Mayor Goldsmith then discussed with the Board members an inspection that was conducted by Travelers Insurance on the existing heating system. Mayor Goldsmith said that he will speak with Ken Zebrowski to request moneys to repair the existing boiler system.

Mayor Goldsmith and the Board members then discussed the website and the possibility purchasing the Adobe program. The Mayor and Board members all feel that this would be a good idea.

Mayor Goldsmith then said that he has been speaking to Elizabeth Winzinger (Village Engineer) regarding Timber Trail and the fact that a portion of the drainage and paving need to be redone. Mayor Goldsmith said that Ms. Winzinger is going to discuss Timber Trail with Tony Sharan to see what the cost will be. Mayor Goldsmith then said that he wants Ms. Winzinger to look into the cost of connecting sidewalks with Willow Tree Road.

A discussion began between Mayor Goldsmith and the Board members regarding tax exempt properties in the Village paying for their garbage removal. Mayor Goldsmith and the Board members then discussed how the Town of Ramapo decides who will be given exempt status. Mayor Goldsmith said that he will arrange a meeting with Scott Schedler, from the Town of Ramapo Tax Assessors Office, to see how Ramapo determines land use and how Ramapo decides who will be granted tax exempt status.

After further discussion, a motion was made by Brett Bekritsky and seconded by Ed McPherson to adjourn the meeting.

The following vote was taken: Mayor Goldsmith-yes, Ed McPherson-yes, Marion Ben-Jacob-yes, Brett Bekritsky-yes.