

Village of Wesley Hills
Village Board-August 19, 2008

The meeting was called to order by Mayor Goldsmith at 7:04 P.M.

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

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

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

RESOLUTION # 71-08

RESOLVED, that the minutes of the meeting of the Board of Trustees of the Village of Wesley Hills on July 15, 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, Howard Richman-yes, Marion Ben-Jacob-yes, Brett Bekritsky-yes.

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

The resolution was carried with a vote of 5 ayes and 0 nays.

RESOLUTION # 72-08

RESOLVED, that the contract quotation for the installation of a new voice-mail system of Martel Communications dated August 4, 2008, a copy of which is made a part of the Minutes of this Board, is hereby accepted; and the Mayor is hereby authorized to indicate the approval of such quotation on said document on behalf of the Village of Wesley Hills.

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

The resolution was carried with a vote of 5 ayes and 0 nays.

A motion was made by Howard Richman and seconded by Ed McPherson to approve the following resolution.

RESOLUTION # 73-08

WHEREAS, Paul & Arda Belitz, the owners of the parcel of real property designated on the Town of Ramapo Tax map as Section 32-19, Block 2, Lot 55, have 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, Paul & Arda Belitz 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 Decision of Hearing Officer on the Supreme Court of the State of New York, Rockland County, Dated April 14, 2008, is \$118,020.00, but the assessed value of the said parcel of property is listed on the 2008 Village Assessment Roll as \$137,000.00,

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 Paul & Arda Belitz are therefore entitled to receive a refund of \$244.32 calculated as follows:

Erroneous 2008 Village Tax based on Assessment of \$137,000.00, per tax bill:	\$1,303.84
Correct 2008 Village Tax based on Assessment of \$118,020.00:	<u>1.059.52</u>
Overpayment	\$ 244.32

and

BE IT FURTHER RESOLVED, that the Village Treasurer is hereby directed to remit the sum of \$244.32 to Paul & Arda Belitz for such refund.

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

The resolution was carried with a vote of 5 ayes and 0 nays.

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

RESOLUTION # 74-08

RESOLVD, that payment to Software Consulting Associates, Inc. for phone and on-site training pursuant to the revised invoice for same ion the amount of \$525.00, dated June 9, 2008, a copy of which is made a part of the minutes of this Board, is hereby approved.

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

The resolution was carried with a vote of 5 ayes and 0 nays.

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

RESOLUTION # 75-08

WHEREAS, pursuant to an escrow agreement sated December 24, 2007, Ernest Morales and Yolanda Morales deposited the sum of \$10,000.00 with the Village of Wesley Hills to be held in escrow until the completion of all construction items and other requirements as set forth in Local Law 17 of the year 1984 of the Village of Wesley Hills (Clearing, Filling and Excavating of Lands) and Local Law 16 of the year 1984 of the Village of Wesley Hills (Protection of Wetlands, Water Bodies and Watercourses) and

WHEREAS, the required work has been completed to the satisfaction of the Village Engineer of the Village of Wesley Hills as confirmed by letter dated August 14, 2008,

NOW, THEREFORE, BE IT RESOLVED, that the said escrow funds be released and returned to Ernest Morales and Yolanda Morales.

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

The resolution was carried with a vote of 5 ayes and 0 nays.

A motion was made by Howard Richman and seconded by Brett Bekritsky to approve the following resolution.

RESOLUTION # 76-08

RESOLVED, that the report of Marvin Nyman, C.P.A., Village Treasurer of the Village of Wesley Hills, concerning his examination of the records of the Village of Wesley Hills Justice Court for the fiscal year June 1, 2007 – May 31, 2008, is hereby accepted as a complete accounting of the Village of Wesley Hills Justice Court for the fiscal year June 1, 2007 – May 31, 2008, and that a copy of the report of the Village Treasurer dated August 19, 2008, is hereby approved and the Village Clerk is hereby directed to forward a copy of the said report dated August 19, 2008, together with a copy of this Resolution to Dennis W. Donnelly, Director of Internal Audit, NYS Office of Court Administration, 98 River Street, Cohoes, New York, 12047.

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

The resolution was carried with a vote of 5 ayes and 0 nays.

A motion was made by Howard Richman and seconded by Brett Bekritsky to approve the following resolution.

RESOLUTION # 77-08

RESOLVED, that general funds claims #65 through #95 in the aggregate amount of \$106,122.23, as set forth in Abstract #8/08 dated August 19, 2008, 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, Howard Richman-yes, Brett Bekritsky-yes.

The resolution was carried with a vote of 5 ayes and 0 nays.

Mayor Goldsmith discussed with the Board members and Ben Selig the need for all the clubs that use Village Hall supply proof of insurance and fill out an application with pertinent information about the club

Mayor Goldsmith and the Board members then discussed the dog leash law and the possibility of increasing the fine amount, (Mayor Goldsmith and the Board members feel that the maximum fine for the first offense should be increased to \$100.00) that the time element between each violation should be a part of the decision on the amount of fine involved.

Mayor Goldsmith then discussed the amount of catch basins that remain in a state of disrepair in the Village with the Board members. The Mayor and the Board members decided to have Mr. Selig send a letter to the Town of Ramapo if the repairs are not done in a timely fashion.

Mayor Goldsmith and the Board members then talked about the neighborhood gathering law. Howard Richman said that he will speak to Frank Brown so that discussion on the law can proceed.

Mayor Goldsmith then said that he and Marvin Nyman met with a representative of KVS. Mayor Goldsmith said that he is looking into the possibility of replacing the existing Tax Software Consultants with KVS.

Mayor Goldsmith then said that Wesley Hills Day is scheduled for September 21, 2008 and that all plans are moving forward.

After a brief discussion on the existing lighting law in the Village, a motion was made by Howard Richman and seconded by Brett Bekritsky to adjourn the meeting.

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