

Village of Wesley Hills
Village Board Meeting-September 23, 2008

The meeting was called to order by David Goldsmith, Mayor, at 7:04 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-Trustee.

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

RESOLUTION #80-08

RESOLVED, that the minutes of the meeting of the Board of Trustees of the Village of Wesley Hills on August 19, 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.

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

RESOLUTION # 81-08

RESOLVED, that the minutes of the special meeting of the Board of Trustees of the Village of Wesley Hills on September 9, 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.

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

RESOLUTION #82-08

RESOLVED, that the revised Village of Wesley Hills Employee Handbook dated September 23, 2008, a copy of which is made a part of the Minutes of this Board, is hereby adopted as the Employee Handbook of the Village of Wesley Hills, effective September 24, 3008.

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 Ed McPherson to approve the following resolution.

RESOLUTION # 83-08

RESOLVED, that the proposal of Perfection Paving, Inc., dated September 8, 2008, to provide for repair of Suhl Lane and Baker Lane at a total cost of \$19,100.00, a copy of which is made a part of the minutes of this Board, is hereby approved; and the Mayor is hereby authorized to indicate the approval of such proposal on said document on behalf of the Village of Wesley Hills.

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 Brett Bekritsky and seconded by Ed McPherson to approve the following resolution.

RESOLUTION #84-08

RESOLVED, that the “Resolution Authorizing the Village of Wesley Hills to Amend an Agreement with the County of Rockland for the Purpose of Undertaking a Community Development Program” a copy of which is made a part of the Minutes of this Board, is hereby authorized to indicate the approval of such proposal on said document on behalf of the Village of Wesley Hills.

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 #85-08

RESOLVED, that the proposal of Corner Stone Telephone Company, dated September 23, 2008, to provide telephonic communication services to the Village of Wesley Hills, a copy of which is made a part of the Minutes of this Board, is hereby approved; and the Mayor is hereby authorized to indicate the approval of such proposal on said document on behalf of the Village of Wesley Hills.

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 5 ayes and 0 nays.

RESOLUTION #86-08

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

RESOLVED, that the proposal submitted by Dale and Dale for the renewal of health insurance coverage for the Village of Wesley Hills for the fiscal year commencing October 1, 2008, provides for coverage plan (s) of United Health Care/Oxford as follows:

Plan A "Liberty B" at no cost to eligible employees electing Plan A; or Plan B "Freedom B" at a cost per month of \$61.79 for eligible employees electing Plan B.

Be and the same is hereby approved and adopted.

The following vote was taken: Mayor David Goldsmith-yes, Ed McPherson-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 Ed McPherson and seconded by Brett Bekritsky to approve the following resolution.

RESOLUTION #87-08

WHEREAS, Rivka Meiteles, the owner of a parcel of real property designated on the Town of Ramapo Tax map as Section 41.18, Block 1, Lot 37, 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, Rivka Meiteles 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 8, 2008, is \$157,400.00, but the assessed value of the said parcel of property is listed on the 2008 Village Assessment Roll as \$182,000.00,

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 Rivka Meiteles is therefore entitled to receive a refund of \$234.12 calculated as follows:

Erroneous 2008 Village Tax based on assessment of \$182,000.00, per tax bill:	\$1,732.11
Correct 2008 Village Tax based on assessment value of \$157,400.00	<u>1,497.00</u>
Overpayment:	\$ 234.12

and

BE IT FURTHER RESOLVED, that the Village Treasurer is hereby directed to remit the sum of \$213.12 to Rivka Meiteles forthwith for such refund,

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

Resolution # 88-08

WHEREAS, the Board of Trustees of the Village of Wesley Hills deems it to be in the interest of the Village to consider the enactment of a local law amending Local Law No. 9 of the year 1984 regulating The Activities of Dogs in the Village, and

WHEREAS, the Village Attorney, at the requests of this Board, has prepared such a proposed local law, a copy of which proposed local law is made a part of the Minutes of this Board,

NOW, THEREFORE, BE IT RESOLVED, that it is hereby determined that the enactment of such proposed local law will not have a significant effect on the environment as defined in the New York State Environmental Quality Review Act for the reason that the only effect of such proposed local law will be to reduce the amount of

noise and/or annoyance that can be lawfully produced, and therefore such proposed local law does not involve any matter having any adverse impact on the environment; and

BE IT FURTHER RESOLVED, that in accordance with the provisions of the Municipal Home Rule law a public hearing on the adoption of such proposed local law, entitled a Local law Amending Local Law No. 9 of 1984, to revise the local Law Regulating the Activities of Dogs in the Village by increasing the fines imposed for violation of said local law, shall be held before the Board of Trustees of the Village of Wesley Hills on the 23rd day of October, 2008, at 7:00 P.M. at the Village Hall, 432 Route 306, in the Village of Wesley Hills, at which hearing citizens shall have the opportunity to be heard with respect to such proposed local law; and

BE IT FURTHER RESOLVED, that the notice of the time and place of such public hearing shall be published and posted by the Village Clerk in the manner provided by law.

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

The resolution 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 #89-08

RESOLVED, that the general fund claims #97 through #129 in the aggregate amount of \$114,607.93, as set forth in Abstract #9/08 dated September 23, 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, Brett Bekritsky-yes.

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

RESOLUTION #90-08

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

RESOLVED, that parks and recreation fund claim #197-198 in the amount of \$5,407.17, as set forth in Abstract #PR 5/08 dated September 23, 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 and the Board members discussed a request from Rabbi Rudinsky, (regarding Yeshiva Ohr Reuven) for an increase in the amount of students that are currently allowed. Mayor Goldsmith said that the school is maxed out with the amount of students that they have and that the school is looking for an increase of 100 students more than are permitted at the present time.

Mayor Goldsmith said that he is going to look into the amount of students at the Grandview School and the number of students at the Lime Kiln School. Mayor Goldsmith said that he will also find out the acreage of the aforementioned schools.

Mayor Goldsmith then discussed the sign located in the triangle of the Willows subdivision. Mayor Goldsmith said that the sign is confusing and he spoke with Mary Jo Russo of the New York State Department of Transportation and they State has given permission to change the sign to a sign with nine diamond shape reflectors. Mayor Goldsmith then said that Mr. Kwilecki will be informed that the Village will pay for the cost of the sign if he installs it.

Mayor Goldsmith then discussed tax exempt properties and garbage removal from these properties. Mayor Goldsmith discussed how the amounts were determined and how he researched the information for tax free properties. Mayor goldsmith said that he will send a letter for the corrected amount to the corresponding property owners.

At this time a motion was made by Ed McPherson and seconded by Marion Ben-Jacob to go into Executive Session.

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

Mayor Goldsmith announced the return of the Board from Executive Session and that no vote was taken during Executive Session.

Marion Ben-Jacob then discussed the fact that by 2011 New York State Code will require all newly constructed two story homes have sprinkler systems installed in them.

After further discussion, a motion was made by Marion Ben-Jacob and seconded by Brett Bekritsky to adjourn the meeting.

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

