

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

The meeting was called to order by David Goldsmith, Mayor at 7:08 P.M.

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

Also Present: Frank Brown-Deputy Village Attorney, Barbara Cartaya-Village Clerk.

Absent: Ben Selig-Village Attorney, Brett Bekritsky, Trustee.

At this time Mayor Goldsmith asked if anyone from the public wished to speak.

There were no comments from the public.

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

RESOLUTION #91-08

RESOLVED, that the proposed local law entitled "A Local Law Amending Local Law No. 9 of 1984 with Respect to Penalties for Offenses" is hereby approved and enacted as Local Law No. 2 of 2008.

The following vote was taken: Mayor Goldsmith-yes, Ed McPherson-yes, Marion Ben-Jacob-yes, Howard Richman-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 #92-08

RESOLVED, that the minutes of the meeting of the Board of Trustees of the Village of Wesley Hills on September 23, 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, Howard Richman-yes.

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

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

RESOLUTION #93-08

WHEREAS, the Board of Trustees of the Village of Wesley Hills deems it to be in the interests of the Village to consider the enactment of a local law amending the Zoning Law of the Village of Wesley Hills in order to revise the minimum required lot area for schools, and

WHEREAS, the Village Attorney, at the request 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 in accordance with the provisions of Section 13.5 of the Zoning Law of the Village of Wesley Hills, such proposed local law, entitled "A Local Law Amending Local Law No. 14 of 1984, as Amended, to Revise the Zoning Law of the Village of Wesley Hills Concerning the Minimum Required Lot Area for Schools", is hereby referred for review and report to the Planning Board, Zoning Board of Appeals, Village Attorney, Village Engineer, Building Inspector, and Code Inspector of the Village of Wesley Hills; and

BE IT FURTHER RESOLVED, that the Village Clerk is hereby directed to forward copies of such proposed local law to such boards and officials forthwith.

The following vote was taken: Mayor Goldsmith-yes, Ed McPherson-yes, Marion Ben-Jacob-yes, Howard Richman-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 # 94-08

WHEREAS, the Board of Trustees of the Village of Wesley Hills deems it to be in the interests of the Village to consider the enactment of a local law amending the Zoning Law of the Village of Wesley Hills in order to revise the regulation of neighborhood gatherings of all types, and

WHEREAS, the Village Attorney, at the request 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 in accordance with the provisions of Section 13.5 of the Zoning Law of the Village of Wesley Hills, such proposed local law, Entitled "A Local Law Amending Local Law No. 14 of 1984, as Amended, to Revise the Zoning Law of the Village of Wesley Hills Concerning the Regulations of Neighborhood

Gatherings” is hereby referred to for review and report to the Planning Board, Zoning Board of Appeals, Village Attorney, Village Engineer, Building Inspector, and Code Inspector of the Village of Wesley Hills; and

BE IT FURTHER RESOLVED, that the Village Clerk is hereby directed to forward copies of such proposed local law to such boards and officials forthwith.

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

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

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

RESOLUTION #95-08

RESOLVED, that a special meeting of the Board of Trustees of the Village of Wesley Hills shall be held on November 4, 2008 at 7:00 P.M. at the Village Hall, 432 Route 306, for the following purposes:

- (1) certification of account of unpaid taxes; and
- (2) such other matters as may properly be brought before the Board of Trustees

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

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

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

RESOLUTION #96-08

RESOLVED, that general fund claims # 130 through 155 and 157 in the aggregate amount of \$104,385.57, as set forth in Abstract #10-08 dated October 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, Howard Richman-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 #97-08

RESOLVED, that parks and recreation fund claims #199 through 200 in the aggregate amount of \$247,500 as set forth in Abstract #PR 6-08 dated October 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, Marin Ben-Jacob-yes, Howard Richman-yes.

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

Mayor Goldsmith discussed a proposal from KVS Software Consultants for the tax program. Mayor Goldsmith said that KVS agreed to allow the Village to pay over the next five years for the software program.

Mayor Goldsmith and the Board members then discussed the proposed change to the local law for schools. Mayor Goldsmith and the Board members discussed the property size of the Grandview School and Lime Kiln School and found that the proposed change to the local law would not be out of line with the existing schools. Mayor Goldsmith then said that any changes to special permits that were granted would necessitate an appearance by the applicant before the Planning Board before any increase to student population would be granted.

Frank Brown said that he would ask Jeff Osterman to do an EAF study on the proposed change to the law.

Mayor Goldsmith and the Board members then discussed the proposed changes to the neighborhood gathering law. Mayor Goldsmith said that the newest version of the law is on the website.

Mayor Goldsmith discussed with the Board members the proposed work on Timber Trail and said that Environmental Construction has come in with an excellent price for the work that needs to be done. Mayor Goldsmith said that the Village initially thought that Timber Trail was a private road but the Village has since learned that the Town of Ramapo (years ago) did not complete the agreement with the homeowners and that due to this oversight the road is a public road, and Ramapo has agreed to pay for half of the money it will cost to pave Timber Trail.

Mayor Goldsmith then discussed the drainage and flooding issues on Spook Rock Road. Mayor Goldsmith said that the dam located on Spook Rock Road leaks and said that there are trees growing in the dirt that has spilled onto the top of the dam and that there are stones missing in the dam.

Mayor Goldsmith said that he went with the DEC and was told by the DEC that all the trees and dirt must be removed from the top of the dam. The DEC told the Mayor that the homeowners must repair the dam or do away with it entirely, but before any work is done there must be a plan and the plan must be approved by the DEC.

Mayor Goldsmith then discussed a letter for Brian Brokers' office re: MS4 law. Mayor Goldsmith said that the Village should implement an escrow charge to defray the cost of engineering fees for certain projects in the Village.

At this time Officer Sean Bakker, from the Ramapo Police Department gave an update on the continuing investigation of the hit and run accidents in the Village. Officer Bakker said that they are continuing to search for the person who left the scene and that the Department will submit a report of the accident to the Village.

Mayor Goldsmith said that he will again place an article in the newsletter asking people to walk single file and to wear reflectors.

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

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