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**Village of Wesley Hills
Board of Trustees
Board Meeting, Village Hall
Tuesday, December 4, 2018**

MEMBERS PRESENT:

Marshall Katz, Mayor
Ed McPherson, Deputy Mayor
Howard Richman, Trustee
Marion Ben-Jacob, Trustee
Ruth Ivey, Trustee

MEMBERS ABSENT:

None

OTHERS PRESENT:

Ben Selig, Village Attorney
Camille Guido-Downey, Village Clerk
Donalee Berard, Treasurer

Mayor Katz called the meeting to order at 7 pm followed by the Pledge of Allegiance.

Item #1

Resolution #110-18

Approval of Minutes of the Regular Meeting: November 6, 2018

Howard Richman made a motion to approve the minutes of November 6, 2018, seconded by Marion Ben-Jacob. Upon vote, this motion carried (Ivey Abstained).

Item #2

Resolution #111-18

Resolution restricting use of single use plastic shopping bags

Howard Richman made a motion to move the following resolution, seconded by Ruth Ivey:

WHEREAS, the Village of Wesley Hills (the “Village”) is increasingly concerned about the adverse environmental consequences of the use of single use plastic shopping bags by retail establishments when a good alternative to their use – paper or reusable bags – already exists; and

WHEREAS, plastic bags last hundreds of years in landfills and are a potential source of harmful chemicals when they do break down. Plastic bags have other negative environmental impacts including, but not limited to, green house gas emissions, litter, solid waste generation, harm to wildlife, blocking of storm drains, and cost of recycling; and

WHEREAS, the Rockland County Solid Waste Management Authority (“RCSWMA”) has banned the recycling of plastic bags from being collected in the recyclables waste stream due to the clogs and damage such items cause to the equipment at the Materials Recovery Facility; and

WHEREAS, despite the ban, residents continue to dispose of plastic bags with their recyclables; and

WHEREAS, even though plastic bags can be recycled at many local supermarkets, hardware and department stores, because of the inconvenience, many residents prefer to dispose of them as regular household trash adding to the waste stream that the RCSWMA must arrange for transfer to landfills, increasing costs, and harming the environment; and

WHEREAS, due to their light weight, many of these plastic bags end up being carried by the wind from their disposal points adding to local pollution; and

WHEREAS, the Village of Wesley Hills only has a small commercial area that would be effected by enacting a law at the local level banning use of such plastic bags, and such a law would only have a minor impact on the overall environment in Rockland County; and

WHEREAS, if every municipality in Rockland County were to enact its own local law banning the use of plastic bags, the variability of such local laws would limit their overall effectiveness and make it difficult for businesses with locations in multiple municipalities to comply with such laws; and

WHEREAS, it is not likely that every municipality in Rockland County would choose to enact a plastic bag ban; and

NOW, THEREFORE, BE IT RESOLVED THAT THE VILLAGE BOARD OF THE VILLAGE OF WESLEY HILLS AS FOLLOWS:

- 1) Recommends that the Legislature of the County of Rockland consider implementing a county-wide ban of single-use plastic bags;
- 2) Prior to implementing a ban, the County of Rockland should study the various aspects of the issue including, but not limited to:
 - a. Which types of plastic bags and/or sizes of bags should be banned and which should be allowed;
 - b. Which types of retail establishments should be included in the ban and which should be excluded;
 - c. What types of incentives, if any should be implemented to encourage retail establishments to sell reusable bags, and should a maximum price for such bags be set;
 - d. What types of penalties for offenses and/or continuing violations should be implemented and what County department would be responsible for ensuring compliance;
 - e. What length of grace period should be allowed to begin the implementation of a ban;

Discussion:

Mayor Katz stated that after discussions at the Rockland County Conference of Mayors and further discussions with the Village's environmental committee this resolution will memorialize the Village's position on plastic bags and make some recommendations to the County.

Ed McPherson stated that this is a good first step in addressing the plastic bag problem.

Upon vote, this motion carried unanimously.

Item #3 **Resolution #112-18**
Resolution accepting the proposal for the single project financial audit

Howard Richman made a motion to move the following resolution, seconded by Ruth Ivey:

RESOLVED, that the proposal for the single project financial audit of GKG, LLP be and the same is hereby approved, a copy of which proposal is made a part of the minutes of this Board, be and the same is hereby approved and accepted and,

NOW THEREFORE BE IT RESOLVED, that the Mayor is authorized to indicate the approval and acceptance of such proposal by signing on behalf of the Village of Wesley Hills.

Discussion:

Donalee Berard stated that this is the financial audit that is required for the sidewalk project on East Willow Tree Road.

Upon vote, this motion carried unanimously.

Item #4 **Resolution #113-18**
Resolution releasing escrow funds to Wesley Estates, LLC for water main installation

Ruth Ivey made a motion to move the following resolution, seconded by Howard Richman:

WHEREAS, Wesley Estates, LLC heretofore deposited with the Clerk of the Village of Wesley Hills an escrow fund in the sum of \$5,000.00 to ensure proper completion of a water main tap at Marisa Drive in the Village of Wesley Hills, and

WHEREAS, by email dated November 9, 2018, the Village Engineer of the Village of Wesley Hills has confirmed that the said water main tap at Marisa Drive has been completed to the satisfaction of the Village Engineer of the Village of Wesley Hills.

NOW, THEREFORE, BE IT RESOLVED, that the Clerk of the Village of Wesley Hills is directed to refund the aforesaid \$5,000.00 escrow fund to Wesley Estates, LLC, forthwith.

Upon vote, this motion carried unanimously.

Item #5 **Resolution #114-18**
Resolution releasing escrow funds with regard to Lot 2, Belmar Estates

Howard Richman made a motion to move the following resolution, seconded by Marion Ben-Jacob:

WHEREAS, an Escrow Agreement dated February 3, 2017, Joy Land Developers Corp, deposited the sum of \$9,300.00 with the Clerk of the Village of Wesley Hills in order to ensure the required plantings required by the Zoning Board of Appeals be completed to the satisfaction of the Village Engineer of the Village of Wesley Hills, and

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WHEREAS, by letter dated November 8, 2018, the Village Engineer of the Village of Wesley Hills has confirmed that the aforesaid plantings, as required, were completed in a satisfactory manner.

NOW, THEREFORE, BE IT RESOLVED, that the Clerk of the Village of Wesley Hills be and the same is hereby directed to refund the aforementioned \$9,300.00 to Joy Land Developers Corp. on behalf of Belmar Estates, and it is further

RESOLVED, that the Village Clerk of the Village of Wesley Hills is hereby authorized to retain out of said escrow fund the sum of \$100.00 as and for an administration fee such that the refund as required herein to Joy Land Developers Corp. and the same be refunded in the net amount of \$9,200.00

Discussion:

Village Clerk stated that the applicant has an outstanding balance for professional fees and will withhold the check until the balance is paid. Board Members agreed.

Upon vote, this motion carried unanimously.

Item #6

Resolution 115-18

Resolution approving abstracts of audited claims

Ruth Ivey made a motion to move the following resolution, seconded by Howard Richman:

RESOLVED, that the general fund claims #15856 through #15908 in the aggregate amount of \$167,657.62 as set forth in Abstract #12/18 dated December 4, 2018, a copy of which abstract of audited claims is made a part of the Minutes of this Board, are hereby approved.

Upon vote, this motion carried unanimously.

Item #6B

Resolution #116-18

Resolution approving abstracts of audited claims

Howard Richman made a motion to move the following resolution, seconded by Ruth Ivey:

RESOLVED, that the transfers in the aggregate amount of \$380,000.00 as set forth in Abstract #12/18 dated December 4, 2018, a copy of which abstract of audited claims is made a part of the Minutes of this Board, are hereby approved.

Upon vote, this motion carried unanimously.

New Business

Mayor Katz stated that Marilyn Blocker has submitted her resignation from the Planning Board to pursue other business opportunities.

Mayor Katz accepts the resignation of Marilyn Blocker as 2nd Alternate to the Planning Board.

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Mayor Katz appoints David Katznelson as 2nd Alternate to the Planning Board for the balance of a one year term.

Treasurer's Reports

Donalee Berard presented to the Board the monthly financial reports and stated that she is available for any questions. Ms. Berard stated that she will work with the Village Clerk in reference to the Village Engineer's line item in the budget as it is over budget and feels that some items need to be transferred to different accounts.

Mayor's Report

Bridge NY Grant

The Village received the grant to replace the culvert under Wesley Chapel @ Grandview in the amount of \$690,000.00.

Committee Meetings

Mayor Katz stated that Environmental Committee has been moving along and next month he will update the Board on the actions/suggestions taken to date. In the packet are the minutes from the Garden meeting. Mayor Katz requested more specific information from the Garden committee on their requests. Ed McPherson stated that he will get that information.

Corner of Lime Kiln & Wilder Road

Mayor Katz stated that he has spoken to the County Highway and the requested signage has been installed. He will follow up on a 4-way stop sign.

Northeast Ramapo

Mayor Katz stated that he attended one of the informational sessions at the Ballpark and has followed up with an email to the engineering company with concerns for the Village. Copy of email is in the packet for the Board Members to review. If any Board Members have additional comments, you can send them to the email address that is in the packet.

Hudson Hills/HVEA

Village Clerk stated that the Village Engineer and the contractor have come to an agreement to get the contract closed. As of today, HVEA has informed me that the pending agreement may be withdrawn. Once more information is available the Village Clerk will share.

Howard Richman made a motion to adjourn, seconded by Ed McPherson. Upon vote, this motion carried unanimously.

Respectfully Submitted
Camille Guido-Downey