

**Village of Wesley Hills
Board of Trustees
Board Meeting, Village Hall
Tuesday, December 3, 2019**

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 #120-19

Approval of Minutes of Regular Meeting-November 5, 2019

Howard Richman made a motion to approve the Minutes of November 5, 2019, seconded by Ruth Ivey. Upon vote, this motion carried (Ivey abstained).

Item #2

Resolution #121-19

Public Hearing on proposed Local law entitled, "A LOCAL LAW AMENDING THE CODE OF THE VILLAGE OF WESLEY HILLS TO PROVIDE FOR A FINE FOR ILLEGAL ALL-NIGHT PARKING OF NOT LESS THAN THIRTY (\$30.00) DOLLARS".

Howard Richman made a motion to open the public hearing, seconded by Ruth Ivey. Upon vote, this motion carried unanimously.

No one from the public wished to speak.

Howard Richman made a motion to close the public hearing, seconded by Ruth Ivey. Upon vote, this motion carried unanimously.

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

RESOLVED, that the proposed Local Law entitled, "A LOCAL LAW AMENDING THE CODE OF THE VILLAGE OF WESLEY HILLS TO PROVIDE FOR A FINE FOR ILLEGAL ALL-NIGHT PARKING OF NOT LESS THAN THIRTY (\$30.00) DOLLARS", a copy of which is made a part of the Minutes of this Board, is hereby approved and enacted as Local Law No. 4 of 2019.

Upon vote, this motion carried unanimously.

Item #3 **Resolution #122-19**
Resolution authorizing the refund of the fee paid for a municipal search with respect to 27 Old Pomona Road

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

WHEREAS, Gibraltar Abstract Corp. on or about September 10, 2019 requested a Certificate of Occupancy search and violation search with respect to premises located at 27 Old Pomona Road, Suffern, New York 10901, and

WHEREAS, said Gibraltar Abstract Corp paid a fee to the Village of Wesley Hills with respect to such request in the amount of \$150.00, and

WHEREAS, on October 3, 2019 Gibraltar Abstract Corp cancelled the aforementioned request for a municipal search prior to the undertaking the same by the Village of Wesley Hills,

NOW, BE IT RESOLVED, that the Village Clerk of the Village of Wesley Hills is hereby directed to forthwith refund the aforementioned fee in the amount of \$150.00 to Gibraltar Abstract Corp.

Upon vote, this motion carried unanimously.

Item #4 **Resolution #123-19**
Resolution authorizing the refund of the balance of the escrow deposit of 34 Astor Realty, LLC

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

WHEREAS, in September of 2018, 34 Astor Realty LLC entered into an Escrow Agreement with the Village of Wesley Hills pursuant to which the sum of \$24,000.00 was deposited with the Village of Wesley Hills to be held in escrow pursuant to the terms of said Escrow Agreement, and

WHEREAS, there remains on deposit with the Village of Wesley Hills the balance of said escrow fund in the sum of \$6,000.00, and

WHEREAS, by letter dated November 6, 2019, the Village Engineer of the Village of Wesley Hills recommended the release of the balance of the escrow fund to 34 Astor Realty LLC.,

NOW, BE IT RESOLVED, that the Village Clerk of the Village of Wesley Hills is hereby directed to refund the balance of the aforementioned escrow fund in the sum of \$6,000.00 less the sum of \$207.00 in professional fees that are due and owing to the Village of Wesley

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Hills in connection with this matter and less the sum of \$250.00 to be retained by the Village of Wesley Hills as and for an administration fee resulting in a net refund to be paid to the aforesaid 34 Astor Realty LLC in the about of \$5,543.00.

Upon vote, this motion carried unanimously.

Item #5

Resolution authorizing the release of escrow funds to Joy Land Developers Corp. with reference to 5 Belmar Court

Discussion:

Mayor Katz stated that the Applicant owes the Village \$3,354.67 for professional fees and the Village Engineer wants the Village to hold \$1000.00 for the as built. Therefore, at the current time there are not enough funds to be released to the Applicant.

Howard Richman made a motion to table this item, seconded by Ruth Ivey. Upon vote, this motion carried unanimously.

Item #6

Resolution #124-19

Resolution approving abstracts of audited claims

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

RESOLVED, that the general fund claims #16825 through #16981 in the aggregate amount of \$284,879.49 as set forth in Abstract #12/19 dated December 3, 2019, 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 #6A

Resolution #125-19

Resolution approving transfer of funds

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

RESOLVED, that the transfers in the aggregate amount of \$290,000.00 as set forth in Abstract #12/19 dated December 3, 2019, 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 #7

Mayor's Reports

Streetlights-Timber Trail

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Mayor Katz stated that the last few meetings the Village Board has discussed streetlights on Timber Trail. Mayor Katz stated that Ms. Ivey was absent and he would like her decision in reference to the streetlights.

Ruth Ivey stated that she is not in favor of the installation of streetlights on Timber Trail.

Mayor Katz thanked the Board and the residents of Timber Trail for having an honest and open discussion. Mayor Katz stated that he will notify the residents via email of the Board's decision to not install streetlights.

Suez & Paving

Mayor Katz stated that he attended a meeting with representatives of Suez and the meeting was nonproductive. The Mayor has reached back to Mr. Madden to have a more productive meeting with him as he is authorized to make decisions on behalf of Suez. Board Members expressed that the Village needs to take whatever steps necessary to recoup the funds that the Village spent based on Suez's error.

419 Route 306

Mayor Katz stated that the Village has received one proposal for the work and as per the Village Engineer, we are waiting for two more. Mayor Katz stated that he hopes to have those proposals for discussion at the 12/17/19 meeting.

Route 306 Speed Reduction

Mayor Katz stated that he has received a request from a resident on Lime Kiln Court to reduce the speed limit on Route 306 from Lime Kiln Road to Pomona Road from 45 mph to 35 mph.

Board Members are in favor of the speed reduction.

Mayor Katz stated that he will reach out to Zebrowski, Carlucci and Brabenec for support and have the board pass a resolution to give to the NYS DOT for the Board's January meeting.

RCSWMA Garbage Contract

Mayor Katz stated that the Authority has stated that they are close to having a contract with Donato Marangi for garbage service for the Village. Mayor Katz has stated that the Authority has agreed accept a payment from the Village of the remaining garbage funds the Village collected and the Authority will in turn lower the tax bill for this January to reflect the receipt of these funds. Mayor Katz stated that he has already drafted a letter to the residents and is seeking comments by the Board and RCSWMA by Friday.

Upcoming Meetings

December 17 th	Workshop
January 7 th	Regular Meeting
January 21 st	Workshop
February 4 th	Regular Meeting
February 18 th	Workshop

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Overnight Parking

Mayor Katz stated that he was advised that the Town of Ramapo Police Department issued 63 parking summonses for overnight parking violations during a period from November 2 through November 18, 2019.

Treasurer's Report

Donalee Berard presented the monthly reports to the Board Members and stated that the Village is on target for the year. Ms. Berard, Village Clerk, Mayor and Board Members discussed the escrow accounts and the applicants that are in the negative. It was suggested that the fee schedule be amended to include mandatory deposits for PB and ZBA applicants along with computer restrictions for nonpayment.

Village Clerk's Report

Village Clerk stated the Village Attorney has been working with the Village Engineer in reference to property access for the repair to the stream at 419 Route 306. 26 complaints submitted to the Village for action. The Village is waiting on a proposal for interior painting of Village Hall. Ms. Berard and the Village Clerk have been trained for the NYS Retirement new online system. The Village received a loyalty check from Comp Alliance in the amount of \$500.00.

Howard Richman stated that on Kentor the small plow truck does not come around any longer and clean out his neighbor's driveway. Mayor Katz requested that Mr. Richman place the request in writing, and he will discuss with the Highway Superintendent.

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

Respectfully Submitted,
Camille Guido-Downey