

**VILLAGE OF HARRIMAN, NEW YORK  
VILLAGE BOARD MEETING  
January 8, 2013**

**7:00 P.M. – AUDIT OF MONTHLY BILLS  
7:30 P.M. – REGULAR MEETING**

**ROLL CALL:**

Mayor Stephen Welle, Deputy Mayor Edward Shuart Jr., Trustee G. Bruce Chichester, Trustee Lawrence Mosca, Trustee Christine Sacher, Police Chief Raymond Culver, Building Inspector Ronald Walker, DPW Superintendent John Karl, Village Clerk Kelly Kearney, and Village Attorney Marissa Tuohy of Ostrer & Hoovler.

The Mayor asked everyone to stand for the Pledge of Allegiance.

**APPROVAL OF MINUTES:**

Mayor Welle asked if there were any changes or additions to the minutes of the December 11, 2012 Board Meeting. There being none, the minutes were accepted as written.

**INFORMATIONAL ITEMS:**

- Upcoming meeting dates:
  - Planning Board Meeting – January 14, 2013
  - Zoning Board of Appeals – February 6, 2013
  - Village Board – January 22, 2013
- There are two additions to add to the agenda this evening
  - 4 a Request by DPW Superintendent
  - 4 b Budget Transfers
- Mayor Welle stated we were notified by Orange County Department of Health with a Notice of Violation on one of the wells. It was for exceeding the maximum contaminates level. It is one pCi over the recommended levels. The violation was not something that the Health Department deemed necessary to stop use of the well. The DPW Supt. John Karl was authorized to take samples away from the well to insure that the levels out in the system are not over the limit. The well is being monitored and will be tested again. We are also looking into meditation down the road if necessary. DPW Supt. John Karl stated it is not in the system it is at the entrance way. It is caused by particles in the minerals.
- Mayor Welle stated we received notice from the Orange County Executive, regarding the County participating in a Save a Life program. This is a gun buyback program January 18, 2013 thru March 18, 2013. You can turn in unwanted or illegally possess firearms no questions asked. There are several locations if anyone is interested the paperwork is in Village Hall.
- Mayor Welle again requested that no garbage or recycle cans be placed in the street it can cause serious issues with plowing. Mayor Welle also stated that in accordance with Village Codes Code 132-15 No overnight parking in the Village from November 1<sup>st</sup> thru April 1<sup>st</sup> from 11pm – 6am.  
Code 132-27.1 No parking at all on Village streets in snow events until snow has been cleaned off the roads.
- Monroe Clean Sweep will be Saturday, April 20, 2013 8am-12noon, more details to follow.
- Mayor Welle and Deputy Shuart attended a Sewer District meeting at the Harriman Waste Water Treatment Plant. The money that the County was looking to spend in Chester to gain additional capacity has shifted from Chester to Harriman Plant to see if they can increase the capacity at this plant. The Mayor stated he will keep us up to date on this issue.
- Bills were audited:

\$72,733.07	General Fund
\$67,857.05	Water Fund

**VILLAGE OF HARRIMAN, NEW YORK**  
**VILLAGE BOARD MEETING**  
**January 8, 2013**  
**Page 2**

**DEPARTMENT REPORTS:**

DPW – see attached report. DPW received \$150.00 for street opening application

And 2 water permits 1. \$ 170.00

2. \$1000.00

Police Department – see attached report. Police received \$30.00 in funds

Building Department – see attached report.

\$59,274.00 building permits

\$ 50.00 certificates of compliance

\$ 450.00 certificates of occupancy

\$ 200.00 Municipals

The Building Dept. Year End Report for 2012 total was \$76, 440.00.

**DPW REQUEST-**

The request is regarding the gasoline and diesel fuel to allow the Village to purchase off the State Bid. Mayor stated we need to authorize John to file this with the state.

**MOTION** was made by Trustee Sacher to authorize DPW Supt. John Karl to file this with the State.

**SECOND** was made by Trustee Chichester.

**AYE:** Trustee Chichester                      **NAY:** -0-

Trustee Mosca

Trustee Sacher

Trustee Shuart

**BUDGET TRANSFER REQUEST-**

Request from the Village Treasurer in the memo you received dated January 7, 2013.

**MOTION** was made by Trustee Chichester as outlined by memo dated January 7, 2013 from Treasurer Marie Coimbra to approve the transfers.

**SECOND** was made by Trustee Mosca.

**AYE:** Trustee Chichester                      **NAY:** -0-

Trustee Mosca

Trustee Sacher

Trustee Shuart

**REQUEST FOR CHANGE TO I-ZONE-**

Mayor Welle stated at last meeting a request and presentation to make some changes to the I-Zone, which was given to the Planning Board for their input. As per the memo from the Planning Board Attorney they would be in favor for such a change, regarding vocational and commercial type training centers. If the Village Board so desires we can direct the Village Attorney to draft a Local Law and set up a Public Hearing.

**MOTION** was made by Trustee Sacher to approve the request as outlined by the Mayor.

**SECOND** was made by Trustee Chichester.

**AYE:** Trustee Chichester                      **NAY:** -0-

Trustee Mosca

Trustee Sacher

Trustee Shuart

**VILLAGE OF HARRIMAN, NEW YORK**  
**VILLAGE BOARD MEETING**  
**January 8, 2013**  
**Page 3**

We will set the Public Hearing for the next Village Board Meeting which is January 22, 2013 at 7:15 pm to be heard.

**WATER ACCOUNT # 51-0003040-0-**

Deputy Clerk Jane Leake requested the late water penalty fee be waived for this account. It seems it was put in the wrong mail box and she received it after the due date even though it was here.

**MOTION** was made by Trustee Shuart to approve the request as outlined by the Mayor.

**SECOND** was made by Trustee Chichester.

**AYE:** Trustee Chichester                      **NAY:** -0-  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

**COURT BOOKS AUDITED-**

Mayor Welle stated that every year the Justice Court books are audited. Analysis was done for fiscal year June 1, 2011 – May 31, 2012. It was completed by the Village Hall CPA, Mr. Marvin Nyman. The Mayor stated we need to make a Resolution to accept this Audit of the Justice Court books, so that we can forward it to the NYS Office of Court Administration.

**MOTION** was made by Trustee Chichester to approve the audit as outlined by the Mayor.

**SECOND** was made by Trustee Shuart.

**AYE:** Trustee Chichester                      **NAY:** -0-  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

**2% TAX CAP-**

Mayor Welle stated with the 2% Tax Cap that has been implemented by NYS on all municipalities the same as last year. It has been recommended by NYCOM that the Village adopt the Tax Cap Override bill. Not that the Board has any intention of surpassing the 2 % but in the event that when the State Comptroller's Office does there numbers if there is a problem it is a safeguard. We need to draft a similar law like last years and set up a Public Hearing.

**MOTION** was made by Trustee Chichester to approve the request as outlined by the Mayor.

**SECOND** was made by Trustee Shuart.

**AYE:** Trustee Chichester                      **NAY:** -0-  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

We will set the Public Hearing for the next Village Board meeting, which is January 22, 2013 at 7:20pm to be heard.

**VILLAGE OF HARRIMAN, NEW YORK  
VILLAGE BOARD MEETING  
January 8, 2013  
Page 4**

**DELIQUENT WASTE ACCOUNT-**

The Notices have been sent out to the people as per the code. We need authorization from the Board to turn off those water services to those accounts that are still not paid on January 10, 2013.

**MOTION** was made by Trustee Shuart to approve the request as outlined by the Mayor.

**SECOND** was made by Trustee Chichester.

**AYE:** Trustee Chichester                      **NAY:** -0-  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

**REQUEST FROM POLICE CHIEF-**

Mayor Welle stated he received a request to authorize the scheduling of the Chief A exam Orange County Civil Service.

**MOTION** was made by Trustee Chichester to approve the request as outlined by the Mayor.

**SECOND** was made by Trustee Mosca.

**AYE:** Trustee Chichester                      **NAY:** -0-  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

**VILLAGE BOARD MEETINGS FOR 2013-**

There is one conflict February 12, 2013, it is a Village Holiday. Mayor Welle recommended we move the meeting to Wednesday, February 13, 2013.

**MOTION** was made by Trustee Chichester to approve the date change as outlined by the Mayor.

**SECOND** was made by Trustee Sacher.

**AYE:** Trustee Chichester                      **NAY:** -0-  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

**REQUEST VILLAGE CLERK-**

The Village Clerk has requested for her and the Deputy Clerk to attend the Board of Elections class on January 29, 2013. There is no charge for this class.

**MOTION** was made by Trustee Shuart to approve the Village Clerk and Deputy Clerk to attend as outlined by the Mayor.

**SECOND** was made by Trustee Sacher.

**AYE:** Trustee Chichester                      **NAY:** -0-  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

**VILLAGE OF HARRIMAN, NEW YORK**  
**VILLAGE BOARD MEETING**  
**January 8, 2013**  
**Page 5**

**ATTORNEY REPORT:**

- Mayor Welle stated the Village is looking to create a truck route for Superior Pack which is on Bailey Farm Road. A lot of tractor trailers are coming through the center of the Village and creating a lot of issues. The prior tenant in that building Ridgewood Plumbing had directed all their trucks to come off Route 17 onto Evergreen to River Road to Bailey Farm Rd. We would like to attempt to do the same with this business, as wires and poles have been torn down and the drivers have tried to leave the area without being caught. We would like to reverse the route for their way out. Mayor Welle asked Attorney Marissa Tuohy if she could prepare this before the next meeting. She said she could. The Mayor stated we need a motion to set up a Public Hearing for the next Village Board Meeting January 22, 2013 at 7:25pm.

**MOTION** was made by Trustee Chichester as outlined by the Mayor.

**SECOND** was made by Trustee Shuart.

**AYE:** Trustee Chichester                      **NAY:** -0-  
Trustee Mosca  
Trustee Sacher  
Trustee Shuart

- Hampton Inn - there has been no other offers
- Code Updates – still working on the movie production part, we are working towards getting them completed as well as the other changes.

**PUBLIC COMMENT:**

There were no comments from the public.

**MOTION** was made by Trustee Chichester to enter into Executive Session for litigation and client/attorney privilege.

**SECOND** was made by Trustee Shuart.

**ALL IN FAVOR.**

At this time the Village Clerk was excused from the meeting. The following was given by Mayor Welle:

Executive Session was held with Attorney Marissa Tuohy and Chief Raymond Culver.

**MOTION** was made by Trustee Shuart to end Executive Session and return to the regular meeting.


**SECOND** was made by Trustee Chichester.

**ALL IN FAVOR**

A **MOTION** was made by Trustee Chichester and **SECONDED** by Trustee Sacher to adjourn the meeting at 9:35pm.

**ALL IN FAVOR.**

Respectfully submitted by

  
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Kelly Kearney, Village Clerk

**APPROVED**