

VILLAGE OF HARRIMAN, NEW YORK
VILLAGE BOARD MEETING
April 12, 2016
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6:45pm – Audit Bills
7:15pm – Public Hearing – 2016/2017 Budget
7:20pm – Public Hearing _ Local Law #2 Water Rates
7:30pm – REGULAR MEETING

Public Hearing:

Mayor Welle read the following:

Pursuant to Section §5-508 of the Village Law of the State of New York, the tentative budget for the Village of Harriman has been prepared and filed with the Village Clerk at the Village Office, 1 Church Street, Harriman, New York, where it may be examined by all interested persons between the hours of 8:00am to 4:00pm.

Said tentative budget includes a maximum compensation for the Mayor of \$15, 000 per year and for the Trustees of \$6,968 per year.

A summary of the tentative budget is as follows:

General Fund: \$3,063,458 Water Fund: \$1,791,046

A Public Hearing on the budget will be held at 1 Church Street, Harriman, New York on April 12, 2016 at 7:15pm to consider same before final adoption.

BY ORDER OF THE VILLAGE BOARD
VILLAGE OF HARRIMAN
JANE LEAKE, VILLAGE CLERK

Dated: April 1, 2016

NO WRITTEN COMMENTS
NO ONE IN ATTENDANCE EXCEPT THE VILLAGE BOARD, BUILDNG INSPECTOR AND VILLAGE CLERK

MOTION was made by Trustee Shuart to close the 2016/2017 Budget Public Hearing at 7:20pm.

SECOND was made by Chichester

AYE: *Trustee Borowski* **NAY:**
Trustee Farrell *NONE*
Trustee Chichester
Trustee Shuart

Respectfully submitted by: _____
Jane Leake, Village Clerk

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6:45pm – Audit Bills
7:15pm – Public Hearing – 2016/2017 Budget
7:20pm – Public Hearing _ Local Law #2 Water Rates
7:30pm – REGULAR MEETING

Public Hearing:

Mayor Welle read the following:

Please take notice that the Village Board of the Village of Harriman will hold a public hearing on a proposed local law entitled, "A Local Law Amending the Water Rates for the Village of Harriman," at Harriman Village Hall, 1 Church Street, Harriman, New York on April 12, 2016 at 7:20pm or as soon thereafter as the matter may be heard.

This local law, if adopted, will amend §74-5 I(3)(a)(1), I(3)(a)(2), and §74-5T(5) of the Village Code which was adopted in 1992, by increasing the Village of Harriman Water Rates.

All persons interested in the subject of the proposed local law will be heard by the Village Board at the above time and place. Persons may appear in person or by agent. All written communications addressed to the Board in connection with the proposed local law must be received by the Village Board at or prior to the public hearing.

BY ORDER OF THE VILLAGE BOARD

VILLAGE OF HARRIMAN

JANE LEAKE, VILLAGE CLERK

Dated: April 1, 2016

NO WRITTEN CORRESPONDENCE

Mr. Hagopian asked didn't you just raise the water rates last year?

Mayor Welle responded yes.

Mr. Hagopian stated it was about 18% now we are going about 20/25% higher.

Mayor Welle responded as stated going back when we were sited for the radiologicals at the North Main Street Well there was a lot of work that was going to need to be done and it was going to have to be bonded in addition to that there have been more issues in the past year. WE are exploring for additional wells at this time for additional water sources and it all cost a lot of money in addition to some routine maintenance and the equipment replacement that is long past do that needs to be done. In an effort to try to stay ahead the rates must go up.

Mr. Hagopian asked there is no way in getting grants?

Mayor Welle replied we do not meet the median household income threshold to get on the grants that the State has advertised. We have attempted to get money for the water and everyone just keeps sending us back to those water grants that we don't qualify for.

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MOTION was made by Trustee Shuart to close the Local Law #2 Public Hearing at 7:25pm.

SECOND was made by Farrell

AYE: *Trustee Borowski*

Trustee Farrell

Trustee Chichester

Trustee Shuart

NAY:

NONE

Respectfully submitted by: _____

Jane Leake, Village Clerk

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- Monroe Joint Fire District Referendum was voted in favor and will commence sometime in the near future which will provide for a much need renovations here at the Village Hall.
- The Lizda 2 Well the manganese sequestering plans were approved by the Department of Health. The work was completed and okayed by the Department of Health and is working satisfactorily. Thank you for all your work on that John.
- We received a violation from the Department of Health regarding a procedural issue which has been corrected. We also sent a notice out about the Uranium Levels that is due to the ongoing running average. Until we get a couple of more quarters through this even though the current levels are within the drinking water standards we have to remain sending these notices out.
- The Department of Health did conduct their annual inspection recently of the water system and they noted the numerous improvements that have been made in the past year and the ongoing improvements that are being made. Again, thanks to John and the guys.
- United Way has a 211 website online data base to provide easy searches for Hudson Valley Residents seeking disability resources both intellectual and developmental any information you need on it is available here at the Village Hall.
- The Pilgrim Pipeline letters and opinions are flying back and forth as to whether NYS Thruway and the DEC should be co-lead agencies.
- The Orange County Municipal Planning Federation has announced a Memorial Scholarship for a High School Senior who has been accepted to a College and is enrolled in a program with a June 1st deadline. They are also offering a summer internship which needs to be applied for by April 25th.
- NYS Insurance Fund Workers Comp inspection of the Village which we were commended for improving our claim history.
- Addition item #20 (a) will be a request from water account 7337.
- Just recently we received a grant award in the amount of \$250,000 from Senator Larkin to replace the Village's street sweeper which is 27 years old. We appreciate Senator Larkins efforts.

DEPARTMENT REPORTS:

Treasurer Report – see attached report

DPW – see attached report

Police Department – see attached report. Funds - \$30.00

Water Account Adjustments – see attached report

Building Department – see attached report

\$ 527.00	Building Permits
\$ 150.00	Certificate of Compliance
\$ 325.00	Violation Searches
<u>\$ 210.00</u>	Building Permit Extensions
\$ 1, 212.00	Total

RESIGNATION LETTER

The Mayor stated we received a resignation letter from the part time court clerk, Mary Selezniiov.

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MOTION was made by Trustee Farrell to accept the resignation letter from the part time court clerk.

SECOND was made by Trustee Chichester.

AYE: Trustee Shuart

Trustee Farrell

Trustee Chichester

Trustee Borowski

NAY:

NONE

APPOINTMENT

Mayor stated we would need a motion to hire a new part time court clerk with a starting salary of \$14.00 per hour starting ASAP to remain in the budget this position may work up to 20 hours per week for three weeks for training purposes after which the position must remain in with a fifteen hour per week average the only exception would be for coverage in the absence of the court clerk to the Justice.

MOTION was made by Trustee Shuart to approve the new part time court clerk, Linda Nematz.

SECOND was made by Trustee Chichester.

AYE: Trustee Shuart

Trustee Farrell

Trustee Chichester

Trustee Borowski

NAY:

NONE

2016/2017 BUDGET –

The Mayor stated the Public Hearing was held this evening with no one in attendance. We did not receive any written comments. The tax rate is decreasing both on the Monroe and Woodbury sides of the Village. We have stayed in the Tax Cap.

MOTION was made by Trustee Shuart to approve the 2016/2017 Budget.

SECOND was made by Trustee Farrell

AYE: Trustee Shuart

Trustee Farrell

Trustee Chichester

Trustee Borowski

NAY:

NONE

Thank you to Marie and all Office Staff.

Mayor Welle stated because it is within the tax cap we need to schedule a Public Hearing for May 10th at 7:25pm to repeal local law #1 of 2016 regarding the 2% tax cap levy.

MOTION was made by Trustee Chichester to schedule a Public Hearing for May 10th at 7:25pm to repeal local law #1 of 2016 regarding the 2% tax cap levy.

SECOND was made by Trustee Borowski

AYE: Trustee Shuart

Trustee Farrell

Trustee Chichester

Trustee Borowski

NAY:

NONE

PARK REQUESTS-

Shuart, June 5th, 10-7pm IBEW Union Picnic

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MOTION was made by Trustee Chichester to grant Shuart park request.

SECOND was made by Trustee Farrell

AYE: Trustee Farrell
Trustee Chichester
Trustee Borowski
Trustee Shuart - Abstain

NAY: NONE

Conway, May 14th, 2-4:30pm, Jerez, June 11th 1-Close, Enriguez May 15 2-6pm

MOTION was made by Trustee Chichester to grant Conway, Jerez and Enriques park requests.

SECOND was made by Trustee Farrell

AYE: Trustee Shuart
Trustee Farrell
Trustee Chichester
Trustee Borowski

NAY: NONE

STANDARD WORK DAY RESOLUTION –

The Mayor stated we need a motion to post the resolution for 30 days with personal information redacted for Village Justice Wienberg.

MOTION was made by Trustee Shuart to approve the Standard Work Day Resolution be posted for 30 days with redactments.

SECOND was made by Trustee Chichester

AYE: Trustee Shuart
Trustee Farrell
Trustee Chichester
Trustee Borowski

NAY: NONE

PROPERTY SALE -

The Mayor stated the Village advertised and notified neighbors of property (51-1-1) on Boundbrook Lane in the Town of Monroe for offers to be received by March 31st. We received two offers 1- \$50,000, 2- \$55,500. Property was appraised at \$60,000 with a range from 43,800 – 69,000. Final offer was from Basri Alliu of \$62,200.

MOTION was made by Trustee Borowski to approve the sale of property (51-1-1) in the amount of \$62,200.

SECOND was made by Trustee Chichester.

AYE: Trustee Shuart
Trustee Farrell
Trustee Chichester
Trustee Borowski

NAY: NONE

USDA AGREEMENT –

The Mayor stated this is the geese agreement in moving them along, in the amount of \$5,418.

MOTION was made by Trustee Chichester to approve the USDA Agreement.

SECOND was made by Trustee Shuart

AYE: Trustee Shuart
Trustee Farrell
Trustee Chichester
Trustee Borowski

NAY: NONE

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EXTENDED WARRANTY –

The Mayor stated we purchased a Chipper last year and did not purchase the extended warranty at the time. The DPW Superintendent requested we purchase it for two years on all parts and labor in the amount of \$5,145.

MOTION was made by Trustee Shuart to approve the Vermeer Extended Warranty.

SECOND was made by Trustee Farrell

AYE: Trustee Shuart	NAY:
Trustee Farrell	NONE
Trustee Chichester	
Trustee Borowski	

MOBILE OFFICE TRAILER PROPOSAL –

The Mayor stated due to the limited office space and the need for additional space in the court and as the Fire District moves the new firehouse there will be renovations going on here and the need for temporary office. Proposal from William Scotsman, Inc. for a 12x60 office trailer with delivery, setup and return, with a 24 month lease for \$9,778.13

MOTION was made by Trustee Chichester to approve the William Scotsman, Inc. Proposal.

SECOND was made by Trustee Borowski

AYE: Trustee Shuart	NAY:
Trustee Farrell	NONE
Trustee Chichester	
Trustee Borowski	

BUDGET TRANSFERS –

The Mayor stated the first group is in a memo from the Treasurer dated April 8, 2016.

MOTION was made by Trustee Shuart to approve the Budget Transfers memo of April 8, 2016.

SECOND was made by Trustee Chichester

AYE: Trustee Shuart	NAY:
Trustee Farrell	NONE
Trustee Chichester	
Trustee Borowski	

The Mayor stated the Water Fund Transfers were in a discussion regarding drilling of an exploratory well. Need to approve Tom Cusack who solicited quotes and awarded the lowest responsible bid to Turnbull Well Drilling.

MOTION was made by Trustee Shuart to approve Tom Cusack who solicited quotes and award the bid to Turnbull Well Drilling.

SECOND was made by Trustee Chichester.

AYE: Trustee Shuart	NAY:
Trustee Farrell	NONE
Trustee Chichester	
Trustee Borowski	

The Mayor stated the other is the Mary Harriman Redevelopment 1A and the HBP 3 Well. LBG solicited quotes and awarded the lowest responsible bid to SB Church and Company.

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MOTION was made by Trustee Shuart to approve LBG solicited quotes and award the bid to SB Church and Company.

SECOND was made by Trustee Farrell.

AYE: Trustee Shuart	NAY:
Trustee Farrell	NONE
Trustee Chichester	
Trustee Borowski	

The Mayor stated in order to get in to drill the well there had to be some work done to allow the well driller access. Approve the awarding of the bid to Paul Reiser Excavating as the lowest responsible bidder.

MOTION was made by Trustee Chichester to approve the awarding of the bid to Paul Reiser Excavating.

SECOND was made by Trustee Borowski

AYE: Trustee Shuart	NAY:
Trustee Farrell	NONE
Trustee Chichester	
Trustee Borowski	

The Mayor stated at this point we have budget transfers that are needed to pay for these items.

MOTION was made by Trustee Shuart to approve the water budget transfers.

SECOND was made by Trustee Chichester

AYE: Trustee Shuart	NAY:
Trustee Farrell	NONE
Trustee Chichester	
Trustee Borowski	

LOCAL LAW #2 2016 - WATER RATES

The Mayor stated the Public Hearing was held this evening. We did not receive any written comments. There were public comments regarding it. Due to a number of reasons it is necessary.

MOTION was made by Trustee Shuart to approve Local Law #2 water rates.

SECOND was made by Trustee Farrell

AYE: Trustee Shuart	NAY:
Trustee Farrell	NONE
Trustee Chichester	
Trustee Borowski	

DPW AUTHORIZATION

The Mayor stated we need authorization for two DPW Employees to assist with the Monroe Clean Sweep on Saturday, April 30, 2016 for approximately 4 hours.

MOTION was made by Trustee Chichester to approve two DPW Employees to assist with the Monroe Clean Sweep.

SECOND was made by Trustee Farrell

AYE: Trustee Shuart	NAY:
Trustee Farrell	NONE
Trustee Chichester	
Trustee Borowski	

DELINQUENT WATER ACCOUNTS

The Mayor stated people have been notified.

MOTION was made by Trustee Borowski to approve Delinquent Water Account Shut offs.

SECOND was made by Trustee Chichester

AYE: Trustee Shuart	NAY:
Trustee Farrell	NONE
Trustee Chichester	
Trustee Borowski	

RELEVY DELINQUENT WATER ACCOUNTS

The Mayor stated the treasurer needs authorization to relevy all delinquent inside the Village Water Accounts up to the total amount of \$11,196.18. Water customers have been notified and they have until April 18th to pay their outstanding balance before being relevied. Also, this will authorize the Treasurer to remove anyone from that total number of \$11,196.18 who pays their bill. Any adjustments made will be reported back to the Village Board at the next meeting.

MOTION was made by Trustee Chichester to approve the relevy of Inside the Village Delinquent Water Accounts and to remove anyone from the total of \$11,196.18.

SECOND was made by Trustee Shuart

AYE: Trustee Shuart	NAY:
Trustee Farrell	NONE
Trustee Chichester	
Trustee Borowski	

WATER ACCOUNT REQUEST - 4516

The Mayor stated this is regarding Account 4516. There have been numerous changes with the ownership and there has not been a final reading. The difference between the remote and the meter is around 100,000 gallons. There is no history of use on a quarterly basis. They are seeking relief on it. 214 thousand at the escalating rate and then the remaining 787 thousand at the lower rate along with the meter charge. Final bill would total \$3,958.60

MOTION was made by Trustee Chichester to approve Water Account 4516 escalating rate charges.

SECOND was made by Trustee Borowski

AYE: Trustee Shuart	NAY:
Trustee Farrell	NONE
Trustee Chichester	
Trustee Borowski	

MULLIGAN EDEN POST #1573

The Mayor stated they are requesting to go over Cornelius Pavilion on May 30th for a picnic following the Memorial Day Services.

MOTION was made by Trustee Chichester to approve Mulligan Eden Post #1573 Pavilion request.

SECOND was made by Trustee Borowski

AYE: Trustee Shuart	NAY:
Trustee Farrell	NONE
Trustee Chichester	
Trustee Borowski	

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O&R GREEN TEAM PROPOSAL

The Mayor stated last fall we received a proposal on upgrading lighting and at the time it was \$518.64 which we approved and they never showed up. When I contacted them recently they came back with an updated quote of \$4,500. It is my recommendation we reject this proposal.

MOTION was made by Trustee Chichester to approve to reject the O&R Green Team Proposal.

SECOND was made by Trustee Farrell

AYE: Trustee Shuart
Trustee Farrell
Trustee Chichester
Trustee Borowski

NAY:
NONE

WATER ACCOUNT REQUEST – 7321

The Mayor stated they are looking to delay the complete payment of his late fees until Friday, April 15th.

MOTION was made by Trustee Chichester to approve Water Account 7321 request.

SECOND was made by Trustee Farrell

AYE: Trustee Shuart
Trustee Farrell
Trustee Chichester
Trustee Borowski

NAY:
NONE

WATER ACCOUNT REQUEST – 7337

The Mayor stated they are looking to have their late fees waived and going back last year they were 30 days late.

No Motion - Denied

ATTORNEY REPORT –

The Mayor stated a building permit was filed for a Solar Energy job and it was cancelled. The Building Inspector did go out and pre-surveyed and issued a permit. The company was looking for a reimbursement of their permit fees. I don't see anything in the Code that allows for a reimbursement based upon a cancellation of a permit once it is issued. Looking for guidance.

Mr. Ostrer stated my initial impression is they file for the permit. There are other fees for Certificate of Occupancy and they are not filing for that.

Mayor replied they did pay for the Certificate of Compliance at the same time.

Mr. Ostrer stated perhaps the Certificate of Compliance return, but we will check on it.

Mayor replied we will put this on hold until we hear from you.

Mayor asked David if there was anything on the Woodbury Water District?

Mr. Darwin replied I called Joe McKay and left messages with no response. If I do not receive a returned call I will send a letter.

The Mayor stated there are a few items in Executive Session that we will need the two of you for.

Mr. Ostrer stated only the notices on the capital accounts. I spoke to Marissa in regards to publishing the extracts in the minutes. The two accounts that were closed in 2012 wouldn't be published, but the others would have to be. I think the message would be to take those publication notices and append them to the 2012 minutes when we took action on the capital expense accounts.

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Mayor commented the action was taken but they were never published afterwards.

Mr. Ostrer replied we can still publish them.

PUBLIC COMMENT –

Mr. RayJay on behalf of assemblymen Brabenec he just wants to open up his staff to see if you have anything on the State level you need help with.

Mayor replied appreciate you coming this evening.

Trustee Chichester stated if you can get us help with water we would appreciate it.

Mayor stated I thank all the students from Monroe Woodbury for attending tonight.

MOTION was made by Chichester to enter into Executive Session for Attorney Client Privilege and a couple of Litigation Items.

SECOND was made by Trustee Farrell.

ALL IN FAVOR.

At this time the Village Clerk was excused from the meeting.

The following was given by Mayor Welle:

Executive Session with Ben Ostrer, Esq. and Dave Darwin, Esq.

MOTION was made by Trustee Shuart to adjourn Executive Session and return to the Regular Session.

SECOND was made by Trustee Borowski.

ALL IN FAVOR.

MOTION was made by Trustee Chichester to approve Turnbull Well Drilling to drill an additional well on the Talbot Road site if it is deemed possible and reasonable.

SECOND was made by Trustee Shuart.

ALL IN FAVOR.

A **MOTION** was made by Trustee Farrell and **SECONDED** by Trustee Chichester to adjourn the meeting at 9:05pm.

ALL IN FAVOR.

Respectfully submitted by: _____
Jane Leake, Village Clerk