

**VILLAGE OF HARRIMAN, NEW YORK
VILLAGE BOARD MEETING
March 12, 2013**

**6:45 P.M. – AUDIT OF MONTHLY BILLS
7:10 P.M. – BUDGET WORKSHOP- BUILDING DEPT.
7:15 P.M. – PUBLIC HEARING LOCAL LAW #4 OF 2013
7:30 P.M. – REGULAR MEETING**

**PUBLIC HEARING – PROPOSED LOCAL LAW #4 of 2013 – The Omnibus Village Code Update
Of 2013**

Mayor Welle read the Public Notice,

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Village Board of the Village of Harriman will hold a public hearing on a proposed local law amending and revising various sections of the Code of the Village of Harriman pursuant to Sections 10 and 20 of the Municipal Home Rule Law at Harriman Village Hall, 1 Church Street, Harriman, New York on March 12 at 7:15 p.m. or as soon thereafter as the matter may be heard.

This Omnibus Village Code Update will amend section 24 of the code including eliminating the position of Clerk Treasurer and creating two separate positions of Village Clerk and Village Treasurer and establishing terms of office for same. It will also modify the language in other such sections of the code.

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

KELLY KEARNEY, VILLAGE CLERK

Dated: February 26, 2013

The Mayor asked Village Clerk Kelly Kearney if we received anything in writing regarding this Public Hearing and she stated No we have not. The Mayor then opened up the Public Hearing to the public:

Sean Lowe – 507 Silver Maples Drive Harriman

In this document you reference to the Reserve Funds. In reference to the establishment of the Fire District in closing those funds is that at this time or a previous time? Were there any additional funds because it seems like a law still in place now. So these funds are still all in place, are there any additional money that has been collected after the creation of the district on January 1, 2011? Is there any money in these funds that are now going to be removed? And what will be done with those funds if any?

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Public Hearing cont'd –

The Mayor replied there is no money in those funds. The money was depleted with the purchase of the new 513 fire truck. Additional monies were added the funds have been sitting with a zero balance and they need to be closed out and that needs to be done by local law. Sean Lowe stated so everything will be zero in accordance. Mayor Welle stated there has been no money since December 2011. The accounts have to be closed and removed from the Code. Sean Lowe stated so there has been no additional funds through bills or anything else after the close of the district. Mayor Welle stated there were bills but there were no funds.

Mike Hagopian – 160 Rte. 17M

I see we are creating a new position separating the Clerk and Treasurer. What are the salaries going to be for those people? Mayor Welle stated salaries have been established, I don't know them off the top of my head. They are not equal to what the one person prior was making, the prior Clerk Treasurer Trustee Sacher stated she was one person but with two titles. Mike Hagopian stated thank you that was one of my concerns. Also Section 74-5G (1) applications must be received 10 days prior. Is that 10 calendar days or business days. Mayor Welle stated this is the section regarding Planning Board and ZBA applications. The Mayor stated that has not changed, it has always been 10 business days and enforced as 10 business days. I believe we should correct it to read 10 business days if the Board agrees. Mike Hagopian stated I know but others may not. Trustee Chichester stated he agrees it should be clarified. Mike Hagopian then said in Section 140-32B (4) what does it read now that it says add the words B-2. Mayor Welle stated B-2 was omitted in the current code. Mike Hagopian stated so where is that B-2 The Building Inspector Ron Walker stated in a B-2 Zone. Mayor Welle agreed with Mr. Walker. Mike Hagopian stated that was all he had thank you.

Mayor Welle stated any other comments from the public.

MOTION was made by Trustee Chichester to close public hearing.

SECOND was made by Trustee Shuart.

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

The Village Board meeting started at 7:30 PM

ROLL CALL:

Mayor Stephen Welle, Deputy Mayor Edward Shuart Jr., Trustee G. Bruce Chichester, Trustee Lawrence Mosca, Trustee Christine Sacher, Building Inspector Ronald Walker, DPW Superintendent John Karl, Police Chief Raymond Culver, Village Clerk Kelly Kearney, and Village Attorney Marissa Touhy 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 February 26, 2013 Board Meeting. There being none, the minutes were accepted as written.

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INFORMATIONAL ITEMS:

- Upcoming meeting dates:
 - Budget Workshop – March 13, 2013
 - Planning Board Meeting – March 18, 2013
 - Village Board Meeting – March 27, 2013
 - Zoning Board of Appeals Meeting – April 3, 2013

- Mayor Welle stated there are home improvement loans available thru Community Development up to \$20,000. At 0% interest for income eligible home owners. Anyone needing more information it is available at Village Hall.
- Mayor Welle stated there is a Shop Local Awareness Expo sponsored by the Greater Monroe, Cornwall and Woodbury Chambers of Commerce on Sunday, April 7 from 11 AM to 4 PM at the Monroe Woodbury High School.
- Mayor Welle also stated the Village of Woodbury will be having a Public Hearing on Wednesday the 20th of March at 7:30 PM at Woodbury Town Hall; this is regarding a proposed amended site plan change in the Harriman Business Park at 340 Larkin Drive which is the Provident Bank site on Larkin Drive.
- Mayor Welle stated that Operation Clean Sweep is scheduled for Saturday April 20 8 AM to 12 Noon starting at St. Anastasia Church. All volunteers are appreciated.
- Bills were audited:
 - \$75,521.61 General Fund
 - \$42,700.83 Water Fund
- Mayor Welle stated that the truck route signs have been posted to #2 Bailey Farm Road. Superior has been notified by the Police Chief, so have many of the truckers that go there. Chief Culver gave a letter to Superior Pack and has been stopping trucks letting them know starting the 1st of the month we will be issuing tickets for anything outside the truck route. Hopefully the word will get around. Trustee Mosca asked if the signs were up. DPW John Karl stated they went up last week; we are just waiting for the signs down Route 17 to come in. The original ones proposed to set up would have been too confusing for truckers. All the truckers would have been going that way, so they say to Bailey Farm Road Truck Route. They should be in by the end of the week.
- Hydrant Flushing will take place March 25 to March 29.
- One addition to the Agenda
 - 8B – Budget Transfers

DEPARTMENT REPORTS:

DPW – see attached report.

Police Department – see attached report.

Building Department – see attached report.

1 Extension \$70.00

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LOCAL LAW #4 of 2013 – OMIBUS VILLAGE CODE UPDATE OF 2013

Mayor Welle stated we had a Public Hearing this evening; we had a couple of verbal comments, no written comments. One item brought to our attention Section 74-5G (1) where it says applications must be received ten days prior to the Board's scheduled meeting it should be stated to read ten business days. That's the way it has been it is not a change it is just business was omitted there.

MOTION was made by Trustee Chichester to accept the Local Law #4 with the changes as outlined by the Mayor.

SECOND was made by Trustee Shuart.

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

PARK REQUEST – O.C. CHINESE ASSOCIATION

Mayor Welle stated we received a request from a Village Resident of Harriman; they have supplied an insurance certificate for use of the park on June 22 from 11 AM to 6 PM. They have used the park in the past.

MOTION was made by Trustee Sacher to accept the Park Request as outlined by the Mayor.

SECOND was made by Trustee Chichester.

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

REQUEST DPW SUPERINTENDENT – TRAINING

Mayor Welle stated he received a request from DPW Supt. John Karl to attend the NY Rural Water Technical Conference May 20 thru May 23 at a cost not to exceed \$757.00 and for the use of the Village vehicle for transportation.

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

SECOND was made by Trustee Shuart.

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

FUNDING – S.B. CHURCH CONTRACTS

Mayor Welle stated that the contracts awarded to SB Church Company at the last meeting the money was approved to come from the Water Capital and in talking to the Village CPA, I am going to request that the motion be withdrawn and changed to be that we can take up to \$30,000 to cover the two projects from the Un-appropriated Fund balance moving that money to the water line F.8320.400 and amending the budget by the same amount.

MOTION was made by Trustee Shuart to withdraw the prior Motion on February 26, 2013 and to accept as outlined by the Mayor.

SECOND was made by Trustee Chichester.

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

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BUDGET TRANSFERS –

Mayor Welle stated he received a request from the Village Treasurer in a memo dated March 12, 2013 requesting Budget transfers.

MOTION was made by Trustee Chichester to make the Budget transfers as per the Treasurers request in memo dated March 12, 2013.

SECOND was made by Trustee Shuart.

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

ATTORNEY REPORT:

- Hampton Inn – no response we will contact them
- Town of Monroe – If the Board would like to set up a Public Hearing for the next meeting date to adopt the law as written. The law is already drafted we just need to change the words. So we need to make our own Local Law. Mayor Welle asked we have to do our own Local Law? Village attorney said yes we will have to make our own Local Law. Mayor Welle stated this is regarding the Person with Disabilities and limited income. The Town Board passed a tax break so we do adopt the Town rolls if the Board is in favor, we will have to set up a Public Hearing.
Public Hearing set for Wednesday March 27, 2013 at 7:30 PM

MOTION was made by Trustee Mosca to set up a Public Hearing as outlined by the Mayor.

SECOND was made by Trustee Chichester.

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

PUBLIC COMMENT:

Justin LaMarch – 504 Silver Maples Drive, Harriman

As a taxpayer, the siren has been turned down to three cycles maybe it would be a good idea to let the Monroe Joint Fire District use the old Nepera Siren. There have been a lot of people upset regarding the siren going off. There are over 1,000 calls a year. I know you the Mayor and Ed live right down the street and Bruce you live on James. It interrupts the businesses so I think it would be a good idea to use the old Nepera siren. Trustee Mosca asked where is that located. Mr. La March stated Mary Harriman Park.

Mayor Welle asked if there were any other comments. There being no more.

MOTION was made by Mayor Welle to enter into Executive Session for personnel, and litigation items.

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:

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MOTION was made by Trustee Chichester to end Executive Session and return to the regular meeting.
SECOND was made by Trustee Sacher.
ALL IN FAVOR

MOTION was made by Trustee Shuart to authorize the Mayor to sign the contract with Monroe Joint Fire District for bay rental for 2013.
SECOND was made by Trustee Chichester.
ALL IN FAVOR.

A **MOTION** was made by Trustee Sacher and **SECONDED** by Trustee Chichester to adjourn the meeting at 8:45PM.
ALL IN FAVOR.

Respectfully submitted by _____
Kelly Kearney, Village Clerk