

VILLAGE OF HARRIMAN, NEW YORK
VILLAGE BOARD MEETING
May 13, 2014

7:00 P.M. – AUDIT OF MONTHLY BILLS

7:30 P.M. – REGULAR MEETING

ROLL CALL:

Mayor Stephen Welle, Trustee G. Bruce Chichester, Trustee Lawrence Mosca, Trustee Christine Sacher, Village Treasurer Marie Coimbra, and Village Attorney Marissa Tuohy of Ostrer & Associates, DPW Supt., John Karl, Building Inspector, Ronald Walker, Police Chief, Dan Henderson. Absent and excused Deputy Mayor Ed Stuart, Jr.

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 4/1/14 & 4/22/14 Board Meeting. There being none, the minutes were accepted as written.

MOTION was made by Trustee Chichester to accept the 4/1/14 and 4/22/14 minutes.

SECOND was made by Trustee Sacher.

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

INFORMATIONAL ITEMS:

- Monroe Compost Facility will be open on Saturday, May 17, 2014 and May 24, 2014 8:00 a.m. to 3:00 p.m. they will be accepting branches and leaves but no grass clippings.
- Clean sweep was a huge success this year, the Mayor stated that he would like to thank everyone who participated and all the sponsors who helped make the event possible.
- Bills were audited:
 - \$ 80,526.52 General Fund
 - \$ 66,536.27 Water Fund
 - \$ 3,182.45 Trust & Agency
- Upcoming meeting dates:
 - Zoning Board of Appeals Meeting – June 4, 2014
 - Village Board Meeting – May 27, 2014
 - Planning Board Meeting – May 19, 2014
- Mayor Welle stated that the Planning Board and Zoning Board of Appeals still have positions opened on the Boards. Anyone interested should submit a letter of intent to the Village Clerk's Office.
- Mayor Welle stated that at this year's NY Rural Water Association Conference, John Karl received the award of operator of the year. The Mayor offered John Karl his congratulations on taking that award.
- On the upcoming holiday of Memorial Day, garbage collection has changed, on the Monroe side, the garbage collection will be Tuesday and Friday, recycles on Thursday, May 29, 2014. On the Woodbury side Garbage will be picked up on Saturday, May 31, 2014 and recycles on May 29, 2014.

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- There is a public hearing scheduled on the potential casino in Woodbury, the date is set for May 22, 2014 at 7:00 p.m. and it was just announced today that the place has been changed again and it will take place at the I.B.E.W. center on Commerce Drive. This meeting is for the Village of Woodbury, the Town of Woodbury will be having their own public hearing, as of now it is scheduled for June 2, 2014, but no location as of now.
- One addition to the agenda Item 12B. Department of Health Application.

DEPARTMENT REPORTS:

DPW – see attached report. Water Bills went out in the amount of \$268,059.79.

Police Department – see attached report. \$15.00

Building Department – see attached report.

\$1,315.00	Building permits
\$100.00	Certificates of occupancy

PART TIME COURT CLERK:

Mayor Welle stated that we need a motion regarding the hiring of the Part Time Court Clerk.

MOTION was made by Trustee Mosca to hire Mary Seleznirov as Part Time Court Clerk at \$11.00 an hour with a starting date of as soon as possible.

SECOND was made by Trustee Sacher.

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

DPW CONTRACT:

Mayor Welle stated that he and Trustee Sacher sat in on the negotiations. The contract will run from June 1, 2012 to May 31, 2016. Everyone had a copy of this for the last couple of weeks and it has been signed by the union.

MOTION was made by Trustee Sacher to accept the DPW contract as written.

SECOND was made by Trustee Mosca

Christine than asks John if he received a copy of the DPW contract, that he asked for? John Karl replies that he has not, he states that he sent an email requesting to look at it prior to the board voting on it. Trustee Sacher states that her Motion still stands however she feels he should have received a copy. Trustee Sacher states I would like the guys to have their contract. Trustee Mosca asks John Karl, you haven't seen this at all? John Karl states no he has not. Trustee Chichester asks have you been in Village Hall to request it? John Karl states I did request it after the guys ratified it.

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

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REQUEST WATER ACCOUNT 6055:

Mayor Welle states that there is a letter from account 6055 complaining about their late penalty. They did not contact the village until they were very late and for the last 9 quarters they have been late 7 times.

Denied for lack of a Motion.

STREET LIGHT UPGRADE:(Attached)

Request for Street Light Upgrade the increase will be \$32.28 plus market supply and fuel adjustment charges. Mayor states would anyone like to make a motion to authorize an upgrade as outlined in this letter dated April 28, 2014 from Orange and Rockland.

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

SECOND was made by Trustee Sacher .

AYE: Trustee Chichester
Trustee Sacher
Trustee Mosca

NAY: -0-

BUDGET TRANSFER

Mayor Welle stated we received a request from the Village Treasurer in a memo dated May 13, 2014

MOTION was made by Trustee Chichester to approve the budget transfer as outlined in a memo dated May 13, 2014 from the Treasurer.

Mayor asked if there is a second. The Mayor states without a second they will not be approved, bills will not be paid.

Denied for lack of a Motion.

PROPERTY TAXES – LEGAL NOTICES:

Mayor than read the Village budget, legal notice to Marie Coimbra, Village Treasurer:

YOU ARE HEREBY DIRECTED to receive and collect from the several persons named in the tax roll hereunto annexed, the several sums stated in the last column hereof opposite their respective names, being a total of \$1,740,623.60 for the following purpose:

FOR THE CURRENT BUDGET:	\$1,726,395.00
DELINQUENT WATER	\$12,889.21
UNPAID MAINTENANCE	\$ 1,339.49

YOU ARE FURTHER DIRECTED to receive and collect such sums without additional charge between the 2nd day of June and 2nd day of July: both inclusive; and thereafter to collect with such of the sums as have not been theretofore collected, an additional charge of five per cenum for the first month or fraction thereof and one per cenum for each month or fraction thereof thereafter until paid.

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YOU ARE FURTHER DIRECTED to file the tax roll and warrant in your office on or before the fourteenth of October 2014 and to deliver to the Orange County Commissioner of Finance in Goshen the taxes remaining due and unpaid; showing the person or persons to whom the parcel is assessed and showing as to each parcel the amount of tax unpaid.

DATED: MAY 13, 2014

The Mayor than read the legal notice for the Village of Harriman, notice of Collections of Village Taxes.

Pursuant to section 1428 of the Real Property Tax Law of the State of New York, the warrant and Tax Roll for the collection of the Village Taxes of the Village of Harriman, New York, has been filed with the Village Clerk for the fiscal year June 1, 2014 to May 31, 2015. Taxes will be received at the Village Office, 1 Church Street, Harriman, New York daily from June 2, 2014 to July 2, 2014 except Saturdays, Sundays and Legal Holidays without penalty.

Beginning July 3, 2013 5% will be added for the month of July and 1% for each month thereafter until paid.

COMMERCE DRIVE – ZONE CHANGE REQUEST

Regarding the Zone Change Request on Commerce Drive, it needs to be noted that Mr. Dierna is no longer involved in this property. There is no harm in continuing on with the process with the zone change public hearing to see if it is in the best interest of the Village.

DPW SUPT. REQUEST – TRAINING:

Mayor Welle stated we received a request from DPW Supt. John Karl for authorization to send 3 men to HVWWC on June 12, 2014 in Montgomery. The total cost is \$90.00.

MOTION was made by Trustee Sacher makes motion to authorize training.

SECOND was made by Trustee Mosca.

Trustee Chichester asks John Karl what men will attend the conference? John Karl replies Jurgen Breifeld, Danny Hedges and Ron Krzywicki.

AYE: Trustee Chichester
Trustee Mosca
Trustee Sacher

NAY: -0-

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DEPARTMENT OF HEALTH – SIGNATURE:

Mayor states that we need authorization to sign an application for approval of Plans for Public Water Supply Improvement this is regarding a filter to be added the LIZDA well.

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

SECOND was made by Trustee Mosca.

AYE: Trustee Chichester
Trustee Mosca
Trustee Sacher

NAY: -0-

ATTORNEY REPORT:

Occupations Raffle – Attorney Tuohy states that in the Village Code it specifies certain things that it allows lotteries or raffles. Municipal law would allow a raffle for this type of entity. Trustee Mosca asks is it a non-profit. Attorney Tuohy replies yes. Trustee Sacher asks what are they doing, going door to door asking to purchase? Trustee Sacher states she doesn't understand. Attorney Tuohy states she doesn't know how they are doing the raffle, first the village has to allow them to do the raffle and then there are certain things they have to abide by in General Municipal Law. Attorney states that our code does allow for a raffle. Trustee Sacher asks they sent a letter to us asking what? Trustee Sacher states, I don't know what you are talking about. Mayor Welle states everyone received a copy of this. Trustee Sacher asks to see the copy because I never saw it. Mayor Welle states that it was in everyone's mailbox over a month ago. Trustee Mosca asks, that they are asking for approval to have this raffle but they are not telling us how they are going to have the raffle? Attorney Tuohy says that is correct because the letter basically to fill out the form approving the raffle. Once the village gives approval you can contact them and say how are you planning to do the raffle? Trustee Sacher when was spoken about before? Attorney Tuohy states see believe it was two or three meetings ago, because Ben Ostrer had told her it was discussed. Trustee Chichester states this is an initial approval of this but not final approval. Attorney Tuohy states that yes because we have to follow certain criteria for Municipal Law. Trustee Mosca states that the letter states that they will not be setting up tables, so they have to be going door to door. Attorney Tuohy states that if the Village has concerns the village can have her or a representative call. Attorney also states that if we don't go along with it, we would definitely want to have a reason because it is allowed we don't want them to claim prejudice reasons. Mayor states that it is up to the board on what they want to do.

MOTION was made by Trustee Chichester as stated by council to find out more information on it.

SECOND was made by Trustee Mosca.

Trustee Mosca asks is this preliminary approval?

Trustee Chichester states it is initial approval pending additional information. We are basically says yes, it is in our code but we want more information before we go forth.

AYE: Trustee Chichester
Trustee Mosca
Trustee Sacher

NAY: -0-

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PUBLIC COMMENT:

Michael Hagopian, 160 Route 17M, Harriman NY

I see that we have respond back from the Controller Office, Mr. Hagopian asks the board if they all have a copy of it and are aware of it? They made some suggestions here, what are we going to about the segregation of duties? Mayor replies we are going to work on them. There is some information there that may or may not be accurate, we are working right now with our in house auditor who is an external person, not an employee dealing with the state comptroller's office to see what we could do. Mr. Hagopian asks the Mayor who that is? The Mayor replies Sedore & Company. Mr. Hagopian asks will you give us a report next month because there are a lot of issue here and potential concerns. Mayor replies that they are not very concerned about it.

Mr. Hagopian than states that he foiled a couple of months ago for the 1099's. Mr. Hagopian asks about the Harriman Clothing Store for \$8,700.00, what is that for? Mayor replies for employee clothing. It is money we pay out. Mike Hagopian asks if each has budget for their clothing? What departments have this allowance? The Mayor states the Police department and the DPW.

John Karl, DPW Super comments that a couple of years ago he brought to the boards attention and again previously regarding the employee handbook and the bereavement leave, I would like to see the board under immediate family add Niece and Nephew..

MOTION was made by Trustee Chichester to enter into Executive Session for litigation.

SECOND was made by Trustee Mosca.

ALL IN FAVOR.

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

Executive Session was held with Village Attorney Marissa Tuohy.

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

SECOND was made by Trustee Mosca.

ALL IN FAVOR

MOTION was made by Trustee Chichester to approve the resolution dated May 13, 2014 on 7 Berwyn Road(attached).

SECOND was made by Trustee Mosca.

ALL IN FAVOR

A **MOTION** was made by Trustee Chichester and **SECONDED** by Trustee Mosca to adjourn the meeting at 8:15 pm.

ALL IN FAVOR.

Respectfully submitted by _____

Marie Coimbra, Village Treasurer