

**VILLAGE OF HARRIMAN, NEW YORK
VILLAGE BOARD MEETING
FEBRUARY 25, 2014**

7:00 P.M. – REGULAR MEETING

ROLL CALL:

Mayor Stephen Welle, Deputy Mayor Edward Shuart Jr., Trustee G. Bruce Chichester, Trustee Christine Sacher, Village Treasurer Marie Coimbra, and Village Attorney Ben Ostrer of Ostrer & Associates.
Absent and Excused, Trustee Lawrence Mosca

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 Village Board Minutes of 2/11/14 and the Budget Workshop Minutes of 2/18/14 and 2/19/14. There being none, the minutes were accepted as written.

INFORMATIONAL ITEMS:

- Mayor Welle stated that if anyone is interested on a position on the Planning Board or Zoning Board of Appeals, they should submit a letter of intent to the Village Clerk.
- Upcoming meeting dates:
 - Zoning Board of Appeals Meeting – March 5, 2014
 - Village Board Meeting – March 11, 2014
 - Planning Board Meeting – March 17, 2014
- Mayor Welle also stated that in accordance with Village Codes:
 - Code132-15 No overnight parking in the Village from November 1st thru April 1st from 11:00 pm – 6:00 am.
 - Code 132-27.1 No parking at all on Village streets in snow events until snow has been cleaned off the roads.
- Mayor Welle stated the Centennial Celebration is being scheduled for the Village on October 11, 2014.
- Mayor Welle stated Operation Clean Sweep will be Saturday, April 26, 2014 at 8:00 a.m. to Noon, Start will be at Saint Anastasia parking lot.
- Mayor Welle stated the Orange County Department of Health is opening a free rabies clinic Saturday, March 15, 2014 9:00 a.m. to Noon – Town of Monroe Highway Garage.
- Mayor Welle stated the Board has a copy of the Disaster Records and Recovery Policy to review; it will be on the next agenda, 3/11/14. It was one of the items on the audit that needed to be addressed.
- Mayor Welle stated that he was notified by Tom Cusack, that due to their only being one kind of filter available for the Lizda Well that they had gone ahead and ordered it.

WATER ACCOUNT – 3368:

This item was tabled, due to no one from 40 Talbot being present at the meeting.

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WATER ACCOUNT – 1110:

Mayor Welle stated that he received a letter complaining of the large water bill – house has been closed for several months, they are claiming there are no leaks or damage. The letter than talks about having a toilet fixed. As you know with a toilet bowl running constantly you can use a substantial amount of water. The Mayor states that what we can do is offer this customer as per the code, to have their meter tested. If the test proves that the meter is within 3 % they are than responsible for their bill and the cost of testing of the meter. If the meter is defective then we will replace the meter and have to work out a bill with this gentlemen. I will ask Jane Leake, Water Clerk, to send out a letter regarding our discussion.

NO ACTION NECESSARY

WATER ACCOUNT – 6064:

The Mayor asked Ben Ostrer if Marissa Touhy received any more information on this account. Ben Ostrer responded that Marissa has been in contact with the responsible party. The Mayor asked if would should authorize termination of service. Ben stated that we should do according to our policy. The Mayor stated that the letter went out on February 4, 2014 advising them. It states that board will be acting on this matter on February 25, 2014. Discussion on the conversation between Marissa and the property owner's lawyer of why the bill was so high and that they need to pay or they will be terminated.

MOTION was made by Trustee Chichester to authorize termination by March 5, 2014 if payment is not received.

SECOND was made by Trustee Shuart.

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

BASEBALL FIELD REQUESTS:

Mayor Welle states that we received two requests for the use of the ball fields that are on the agenda. We received another request today and a phone call and we have not heard from Monroe Woodbury Little League as of today. It is up to the board, but my suggestion is that we hold off on these two items till the next board meeting of March 11, 2014. This will give us time to make sure we have all the requests in and have some kind of schedule so that we are not promising the fields to someone and they are not available. Is this ok with the board? This item was tabled to next Village Board meeting of March 11, 2014.

DPW SUPT. REQUEST FOR TRAINING:

Mayor Welle stated that the DPW Supt., John Karl, is requesting authorization to send 3 men to the HVWWC Winter Seminar on March 13, 2014 in Montgomery. The cost is \$30 per employee for a total of \$90.00.

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

SECOND was made by Trustee Sacher.

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

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DPW – SURPLUS EQUIPMENT:

Mayor Welle stated that the DPW Supt., John Karl, is requesting to surplus a damaged Snapper Snow Blower. I need a motion to put it on Auction International. We will have a closing date of the March 18, 2014 and we will put it on the agenda at the Budget workshop scheduled for March 19, 2014. This will allow it to be on Auction International for 2 ½ weeks.

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

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

BUDGET TRANSFER:

Mayor Welle stated that we have a request from the Village Treasurer, Marie Coimbra, for a budget transfer due to the snow removal.

MOTION was made by Trustee Shuart as outlined by the Village Treasurer in memo dated 2/24/14.
SECOND was made by Trustee Chichester

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

ATTORNEY REPORT:

The Mayor stated that we have prepared a resolution regarding requesting interested agency status in connection with the annexation of land within the Town of Monroe to the Village of Kiryas Joel.

Discussion on the individuals that should be sent a copy. Ben Ostrer states that it should be the individuals who requested lead agency. Ben Ostrer also adds that according to the news today, Orange County wants to do its own review, they should also be included. Ben Ostrer says to send it to Orange County Attorney, Langdon Chapman.

Ben Ostrer states that we should claim to be an involved agency instead of an interested agency; Due to the fact that we are a part of Sewer District 1 and KJ is apart of that Sewer District, the extended 507 acres would possible be added to Orange County Sewer District 1. Discussion took place on how to revise the resolution to show we would like to be involved and not interested. The Mayor than read out loud the following resolution.

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RESOLUTION REQUESTING INVOLVED AGENCY STATUS IN CONNECTION WITH THE ANNEXATION OF LAND WITHIN THE TOWN OF MONROE TO THE VILLAGE OF KIRYAS JOEL

WHEREAS, the Village of Kiryas Joel is seeking to annex 507 acres from the Town of Monroe; and WHEREAS, the residential densities and building coverage permitted by the Village of Kiryas Joel are far in excess of those permitted by the Town of Monroe; and

WHEREAS, significant additional population in the annexation area has the potential to overwhelm utilities and natural resources such as water and sewer, that are shared among the region; and WHEREAS, the Village of Harriman and the Village of Kiryas Joel are members of Orange County Sewer District #1 and there is shared capacity.

NOW, THEREFORE BE IT RESOLVED, that the Village of Harriman formally requests involved agency status in connection with the SEQRA of the proposed annexation of 507 acres from the Town of Monroe to the Village of Kiryas Joel; and

BE IT FURTHER RESOLVED that copies of this resolution requesting involved agency status along with a formal letter requesting said involved agency status be mailed certified mail, return receipt requested to the clerks of the Village of Kiryas Joel and the Town of Monroe, as well as the Commissioner of the New York State Department of Environmental Conservation, Superintendent Mehrhof of the Monroe Woodbury School District, Orange County Attorney Langdon Chapman.

MOTION was made by Trustee Chichester as outlined by the Mayor
SECOND was made by Trustee Shuart

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

Ben Ostrer states that he will discuss further with the board in attorney client session his discussion with the Judge in the Quercia matter.

PUBLIC COMMENT:

There being no comments.

MOTION was made by Trustee Chichester to enter into Executive Session to discuss litigation – Attorney Client Privilege and a personnel issue with DPW.

SECOND was made by Trustee Shuart.

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 Ben Ostrer, Esq.

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

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MOTION was made by Trustee Shuart to authorize the Village Attorney to settle the case of Quercia vs. The Village of Harriman for \$3,800 with a full general release from Veronica and Bernard Quercia.
SECOND was made by Trustee Chichester
ALL IN FAVOR

A **MOTION** was made by Trustee Chichester to adjourn at 8:45 p.m.
SECONDED by Trustee Sacher
ALL IN FAVOR.

Respectfully submitted by _____
Marie Coimbra, Village Treasurer