

**VILLAGE OF HARRIMAN, NEW YORK
VILLAGE BOARD MEETING
September 10, 2013**

**AUDIT OF BILLS: 7:00 p.m.
REGULAR MEETING: 7:30 p.m.**

ROLL CALL:

Mayor Stephen Welle, Deputy Mayor Edward Shuart Jr., Trustee G. Bruce Chichester, Trustee Lawrence Mosca, Trustee Christine Sacher, Village Treasurer Marie Coimbra, Building Inspector Ronald Walker, DPW Supt John Karl, Police Sgt. Mike Cruz and Village Attorney Marissa Tuohy of Ostrer & Hoovler.

The Mayor asked everyone to stand for the Pledge of Allegiance. The Mayor asked everyone to remain standing for a moment of silence in memory of 9/11.

APPROVAL OF MINUTES:

Mayor Welle asked if there were any changes or additions to the minutes of the August 13, 2013, Board Meeting or the August 14, 2013 and August 20, 2013 Special Village Board Meeting. There being none, the minutes were accepted as written by the Village Clerk.

INFORMATIONAL ITEMS:

- Mayor stated that the Deputy Mayor and he had attended two meetings at the Sewer District, regarding the ongoing, supposed improvements, the new equipment odor controls in which they keep promising, they put a lot of blame on Woodbury, and they talked about how the manhole in Crane Park is becoming a problem again. We expressed our displeasure on how it has been operating lately. We did not get a whole lot of promises. In addition to that, I received a phone call today, that they have a problem with one tank and have to empty it, so over the next couple of days there it is very likely that it will be worse than it has been. The Mayor explained that this kind of thing can happen, but it is the ongoing odors that are the problem. They are claiming that they doing everything in their power to minimize the odors from this breakdown. They anticipate by Friday any odors that will be created will be gone.
- Mayor stated he received information from NYS Department of Public Service Commission – Lifeline Discount Telephone Service a program designed to make telephone service more affordable for income-eligible consumers. Paperwork will be available in Village Hall for anyone interested.
- Bills were audited:

\$200,005.72	General Fund
\$ 49,968.60	Water Fund
\$ 4,624.53	Trust & Agency

General side is so high because we have one item there that is over \$136,000 which the final payment from the Department of State for the Local Government Efficiency Grant for the Fire District. That money goes directly to the fire district.
- On Monday, September 23rd between 8:00 a.m.- 12:00 p.m. there will be spot Hydrant Flushing.
- There is one addition to add to the agenda this evening 11A – Will be a park request.

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DEPARTMENT REPORTS

DPW – see attached report.

Police Department – see attached report. Police received \$15.00 in funds

Building Department – see attached report.

\$ 260.00	building permits
\$ 0.00	certificates of compliance
\$ 0.00	certificates of occupancy
\$ 400.00	Municipals
\$ 25.00	Sign Permit
\$ 75.00	CO Commercial
\$ 70.00	Building Permit Extensions

Deputy Mayor Shuart asked John Karl 29) on your report - Repaired 3 Picnic Tables – Was that just wear and tear or vandalism?

John Karl replied that brackets were installed backwards, they were just turned the proper way.

AIR MONITORING PROPOSAL – 6 SOUTH MAIN STREET

Received Three Air Monitoring Proposals- we are required by law that when asbestos removal is done at 6 South Main Street to Monitor the Air.

1. GEO Environment, Co., Inc., Yorktown Heights - \$495 per day, plus \$10.00 per sample. Anticipating approximately 5 samples per day.
2. Niche Analysis Corporation - \$570 per day including air samples.
3. Envirologic - \$450 including air samples

Based upon an anticipated 5 day project GEO Environment, Co. \$2975, Niche Analysis Corporation, \$2850, Envirologic, \$2,250.

Mayor Welle suggested going with the Envirologic, due to cost.

MOTION was made by Trustee Chichester to approve Envirologic Air Monitor quote as outlined by the Mayor.

SECOND was made by Deputy Mayor Shuart.

Trustees Sacher asked if any of the companies came out to the property. Mayor replied yes. Trustee Sacher is concerned that none of the quotes say how many days. Mayor said he received the information of approximate time from the company that is doing the Asbestos removal and that is what they will have to go by.

AYE: Trustee Shuart
Trustee Sacher
Trustee Chichester
Trustee Mosca

NAY: -0-

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TRAFFIC TASK FORCE – LETTERS

The Board has copy of letter that needs to be sent to the Governor and Congressman Malhoney in regards to an attempt in getting the funds released for exit 131 project that would benefit everyone around here. This would need Board approval to authorize myself and any other board members who were at the NY State Association of Towns, Villages, Cities meeting to sign it.

MOTION was made by Deputy Mayor Shuart to approve signing the Traffic Task force letter as outlined by the Mayor.

SECOND was made by Trustee Chichester.

AYE: Trustee Shuart
Trustee Sacher
Trustee Chichester
Trustee Mosca

NAY: -0-

SURPLUS EQUIPMENT DPW

John Karl would like the board to declare, the DPW 1999 Dodge 2500 4-WD Pick-up Truck as surplus equipment.

Trustee Mosca asked John how bad is that truck, what do you think we can get for it?

John Karl replied, that the floor boards are all rotted out, when I looked on Auction International they were anywhere from \$700 - \$1,100.

MOTION was made by Deputy Mayor Shuart to declare the truck as surplus as outlined by the Mayor.

SECOND was made by Trustee Chichester.

AYE: Trustee Shuart
Trustee Sacher
Trustee Chichester
Trustee Mosca

NAY: -0-

Mayor said pictures should be taken and 1999 Dodge 2500 4-WD Pick-up Truck should be placed on Auction International with a close date of 10/7/2013.

MOTION was made by Deputy Mayor Shuart to place truck on Auction International as outlined by the Mayor.

SECOND was made by Trustee Chichester.

AYE: Trustee Shuart
Trustee Sacher
Trustee Chichester
Trustee Mosca

NAY: -0-

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RESOLUTION #4 2013 – UPDATE

We are updating Resolution #4 which is Resolution to Remove Health Hazards from Properties. For the board's information, on 8/22/13 Maintenance was done on the following properties: 61 Oxford Lane & 4 Kennington (Invoices attached)

JUSTICE COURT – ACCOUNT AUDITS

Analysis was done for fiscal year June 1, 2012 to May 31, 2013. It was completed by the Village Treasurer. 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 Deputy Mayor Shuart to approve the audit as outlined by the Mayor.
SECOND was made by Trustee Chichester .

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

HIGHWAY ITEMS 3&4 RESOLUTIONS

Our annual resolution to the Town of Monroe requesting exemption for items 3 & 4. Mayor did not feel it was necessary to read through the whole entire thing. (attached) Mayor stated that we would need authorization to present to the Town Board and asked that the Village Board members all sign the copy so it can be presented.

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

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

MEETING DATE CHANGE

Next board meeting is scheduled for September 24, 2013. That is conflicts with the NY State Association of Towns, Villages and Cities Meeting. The Mayor stated that since we are the topic of discussion, with exit 131, I feel it important we attend meeting. I would like to move the meeting to the following night, Wednesday, September 25, 2013 at 7:30 p.m.

MOTION was made by Trustee Chichester to change the meeting date as outlined by the Mayor.
SECOND was made by Deputy Mayor Shuart.

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

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PARK REQUEST –Cornelius:

Mayor Welle stated that Cornelius are requesting use of the pavilion at Mary Harriman Park on October 12, 2013 from 9:00 pm to 4:00pm.

MOTION was made by Deputy Mayor Shuart to approve the use of the park as outlined by the Mayor.
SECOND was made by Trustee Chichester.

AYE: Trustee Shuart
Trustee Sacher
Trustee Chichester
Trustee Mosca

NAY: -0-

ATTORNEY REPORT:

Mayor asked Attorney Tuohy about the paperwork for Monroe Annex Property – Has the paperwork but forgot to bring it, will have for the next meeting.

Mayor asked Attorney Tuohy about easement on 17M or HBP1.

Attorney Tuohy replied that she heard from Daviline, regarding the easement on 17M, they had some questions, as far as who would be responsible as far as repair the road. It sounds like they are going to sign, need to get back to them.

Mayor asked Attorney Tuohy about if there was anything on the building in Woodbury for HBP-1?

Attorney Tuohy replied that see has nothing and needs to call tomorrow.

PUBLIC COMMENT:

Mayor Welle open it up to Public Comment:

Mr. Michael Hagopian of 161 Route 17M - Presented a copy of a check (attached) that he gave the Village back in May of 2011 for Fire Protection Fees, and stated he would like a refund of that balance because we were a fire district as of January 2011.

Mayor Welle replied that he will look into the matter and get back to him as soon as he can?

Mr. Hagopian wanted to know if he could expect the check by the next Village Board meeting?

Mayor Welle replied he will look into the matter.

There being no other comments, the meeting is adjourned and we will be entering Executive Session and Mayor Welle stated he was asking Sargent Cruz to stay for Executive Session regarding personnel issue.

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

SECOND was made by Deputy Mayor Shuart.

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

Executive Session with Ben Ostrer, Esq., Marissa Tuohy, Esq. and Officer in Charge Sgt. Cruz.

MOTION was made by Deputy Mayor Shuart to end Executive Session and return to the regular meeting.

SECOND was made by Trustee Chichester.

ALL IN FAVOR.

After commencement of Executive Session with Village Attorneys Ostrer & Tuohy, Labor Attorney, Reinharz on speaker phone and Officer in Charge Sgt. Cruz the following motion was offered:

MOTION was made by Deputy Shuart to suspend Police Officer Fagan with pay effective immediately pending further investigation.

SECOND was made by Trustee Mosca.

ALL IN FAVOR.

Sgt. Cruz was dismissed at this time with the Boards thanks.

MOTION was made by Trustee Chichester to reenter executive session.

SECOND was made by Deputy Mayor Shuart.

ALL IN FAVOR.

MOTION was made by Deputy Mayor Shuart to end Executive Session and return to Regular session.

SECONDED by Trustee Chichester.

ALL IN FAVOR.

MOTION was made by Trustee Chichester to adjourn at 9:35 p.m.

SECOND by Trustee Sacher.

ALL IN FAVOR.

Respectfully submitted by _____

Marie Coimbra, Village Treasurer