

VILLAGE OF HILLBURN  
Board of Trustees Meeting  
Tuesday, June 25, 2019– 7:00PM

MINUTES OF THE BOARD OF TRUSTEES MEETING held on Tuesday, June 25, 2019, in the Municipal Meeting Room, 31 Mountain Avenue, Hillburn, New York 10931, commencing at 7:00PM.

**PRESENT:** Joseph P. Tursi, Mayor  
Bernadette A. Tarantino, Trustee  
Terry Rice, Village Attorney  
Eve Mancuso, Brooker Engineering  
Thomas Conklin, DPW Superintendent

**ABSENT:** Bonnie O’Blenis, Trustee  
(vacation)

**RECORDER OF MINUTES:** Robin Miele, Clerk-Treasurer

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Meeting called to order by the Hon. Joseph P. Tursi, Mayor. Hillburn resident David Tarantino led in the Salute to the Flag.

**Minutes of the 6/4/19 Meeting - Approved by Village Board.**

Ayes: Mayor Tursi & Trustee Tarantino  
Noes: None

**Street & Water Commissioners Reports – Approved by Village Board.**

Ayes: Mayor Tursi & Trustee Tarantino  
Noes: None

**Police Commissioner’s Report** – Mayor Tursi reported Ramapo Police Officer Samorra had stopped in the Village Office to check in.

-Trustee Tarantino reported there has been police presence on Terrace Avenue.

**DPW Report – Supt. Thomas Conklin**

RE: Veterans Memorial Park

-Gazebo – Quote submitted by Add Ventures for repair of the roof (Quote dated 6/14/19; received today 6/25/19): Option 1: Wood Shingles: \$6,400; Option 2: Asphalt Shingles: \$2,900. Tabled. The Village Board requested Supt. Conklin to obtain a quote from another contractor.

-Fountain Park Pond Well – Supt. Conklin reported the discharge line has been exposed. Salomone Redi-Mix will assist in cutting and line and compressing it with air.

-Cattails in Pond – Supt. Conklin reported he is awaiting a response from Princeton Hydro regarding eliminating the cattails growing in the pond.

-Installation of Camera – Supt. Conklin reported he is awaiting a quote from Electro-Lock to install a camera in the park to deter vandals (spindles on gazebo continue to be broken)

RE: Storage at Youth Center – 6/25/19 Quote from Jake Containers for a New 20’ Container: \$2,925.00. Supt. Conklin stated that the DPW will perform the grading and stone will be obtained from Salomone Redi-Mix. **Approved by Village Board.**

Ayes: Mayor Tursi & Trustee Tarantino  
Noes: None

RE: Village Vehicles

-2004 Truck has been taken to Suffern Sales – RE: No power.

-Bldg/Fire Inspector’s Vehicle – Mayor Tursi directed DPW Supt. to take the vehicle to Suffern Sales – RE: Unable to shift.

RE: DPW Uniform Service – Supt. Conklin stated that there are continuing issues with Cintas, the Village’s current uniform service. Since the contract with Cintas has been expired, he received a verbal quote from Unifirst that is cheaper. A written quote will be obtained. **Approved by Village Board.**

Ayes: Mayor Tursi & Trustee Tarantino  
Noes: None

7:15PM

A MOTION was made by Trustee Tarantino and seconded by Mayor Tursi to suspend the regular meeting in order to hold the duly scheduled Public Hearing.

Ayes: Mayor Tursi & Trustee Tarantino  
Noes: None

**Public Hearing - Proposed Local Law No. 3 of 2019 - A Local Law to Amend Water Rates and Miscellaneous Water Charges**

The duly posted and published Notice of Public Hearing was read by the Village Clerk.

Hand-outs outlining the proposed rate increases were distributed to those in attendance.

Mayor Tursi stated the purpose and need to amend water rates and miscellaneous water charges:

-Status of the Water Fund - Action is needed to increase the revenue to cover the expenditures, mainly the SUEZ billings that are based on rates approved by the NYS PSC. (Most recent: In March 2019, SUEZ requested approval for new water service rates effective February 1, 2020)

-A meeting was held with the Village Auditor who confirmed that there was definitely a need for an increase in water rates and charges. The 2019 – 2020 Water Fund Budget was also reviewed.

Mayor Tursi reviewed the outline of the proposed water rate Increases (copy attached) that reflects:

- Current charges / billing periods (2) per year
- Proposed charges / billing periods (3 per year)
- Comparison of SUEZ Billing to the Village of Hillburn and Village of Hillburn to customers

Hearing was opened for public comments. There were no comments.

A MOTION was made by Trustee Tarantino and seconded by Mayor Tursi to close the Public Hearing.

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None

A MOTION was made by Trustee Tarantino and seconded by Mayor Tursi to resume the regular meeting.

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None

The following **RESOLUTION** was offered by Trustee Tarantino and seconded by Mayor Tursi who moved its adoption:

**WHEREAS**, proposed Local Law 3 of 2019, a local law to amend Water Rates and Miscellaneous Water Charges was introduced at the Village Board's regular meeting held on May 28, 2019;

**WHEREAS**, a duly noticed public hearing was held on June 25, 2019 at 7:15PM;

**NOW THEREFORE, BE IT RESOLVED** that the Village Board of Trustees hereby adopts proposed Local Law #3 of 2019 as Local Law #3 of 2019. Said Local Law will take effect immediately upon filing with the Secretary of State.

Ayes: Joseph Tursi, Mayor

Bernadette Tarantino, Trustee

Noes: None

Absent: Bonnie O'Blenis, Trustee

Abstentions: None

**RESOLUTION** was unanimously adopted.

#### **DPW Report (continued)**

**RE: Road Repavement** –

-Supt. Conklin reported no response has been received from Tilcon Ind. Engineer Mancuso will provide another contact.

-Mayor Tursi advised Supt. Conklin that a flag on the corner of 5<sup>th</sup> St. and Lake Avenue is broken.

-A discussion was held on placement of additional garbage cans throughout the Village. (DPW Supt. will look into same).

#### **Rockland County Shared Services - RE: Intermunicipal Shared Services and Collaboration Agreement** –

-Due to the Agreement requires a Certificate of Insurance, same was supplied to the Village's Insurance Agent, Seeley & Durland for review. Mr. Durland's reply included a concern regarding the 2<sup>nd</sup> to last paragraph in section 13: Each party will add the other as additional insured on its General Liability, Property...with respect to possession, care, custody, operation and use of equipment. He stated that "additional insured" for Property cannot be added. Determination regarding handling this to be in compliance with the contract is needed.

-Attorney Rice stated he will look into the matter of adding "additional insured".

A MOTION was made by Trustee Tarantino and seconded by Mayor Tursi to approve the Agreement, subject to confirmation of insurance requirements.

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None

#### **4<sup>th</sup> Street Railroad Bridge**

-Mayor Tursi reported he had spoken with Supervisor Specht who verbally assured him that the Town is going to approve the lower bid received.

-Trustee Tarantino stated she will contact Supervisor Specht to determine when the bid will be awarded.

#### **HFD Report** – Chief Shane Starr not present – No report.

-Grant Writing Services – Chief Starr provided an email from Lexipol – RE: FireGrantsHelp Grant Writing.

-RE: LOSAP – 2019 Contribution - Invoice 2019-1: \$46,445.00. **Approved by Village Board.**

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None

-6/6/19 email from CAPTRUST - RE: Village's LOSAP - Independent investment advisory services available. Mayor Tursi stated he will contact them.

#### **LED Street Lighting Upgrade**

-O & R – RE: NY Public Service Commission Case 16-E-0226; O & R's Add'l LED Street Lighting Options Available to Municipalities – Upgrade of 9 streetlights to LED along 4<sup>th</sup> St. – No further report.

-RealTerm Energy LED Street Light Proposal – Sandy Stead has notified Mayor Tursi of change(s) in the figures supplied. Mayor Tursi will follow up with Ms. Stead tomorrow.

7:45PM

A MOTION was made by Trustee Tarantino and seconded by Mayor Tursi to suspend the regular meeting in order to hold the duly scheduled Public Hearing.

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None

**Public Hearing - Proposed Local Law No. 4 of 2019 - A Local Law Amending Chapter 88 of the Code of the Village of Hillburn: "Buildings and Structures, Unsafe"**

The duly posted and published Notice of Public Hearing was read by the Village Clerk.

Attorney Rice gave a summary of the purpose of the local law, inasmuch as amending the current local law to improve the process of enforcing the code.

Hearing was opened for public comments.

**Patricia Van Dunk (23 Mountain Avenue)** commented on an alleged situation at 27 Mountain Avenue whereby the 1<sup>st</sup> floor is overcrowded and the 2<sup>nd</sup> floor is being occupied without authorization; and at 25 Mountain Avenue whereby laundry is hung over the fence. These conditions create an eyesore.

-Attorney Rice stated that the Building/Fire Inspector is following up on same. The current status of the dwelling is a Single Family Dwelling.

-Mayor Tursi will discuss matters with the Building/Fire Inspector.

**Susan Anderson (35 Rockland Avenue)** stated she had filed a complaint regarding a two-family house located at 31 Rockland Avenue and alleged that the one apartment is being sublet as a rooming house, and the property is not being maintained. (Complaint was referred to the Building/Fire Inspector)

-Mayor Tursi advised Mrs. Anderson to take pictures and email them to him and he will make sure they get to the Village Attorney and Building/Fire Inspector

The following **RESOLUTION** was offered by Trustee Tarantino and seconded by Mayor Tursi who moved its adoption:

With no further comments,

A MOTION was made by Trustee Tarantino and seconded by Mayor Tursi to close the Public Hearing.

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None

A MOTION was made by Trustee Tarantino and seconded by Mayor Tursi to resume the regular meeting.

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None

The following **RESOLUTION** was offered by Trustee Tarantino and seconded by Mayor Tursi who moved its adoption:

**WHEREAS**, proposed Local Law 4 of 2019, a local law amending Chapter 88 of the Code of the Village of Hillburn: "Buildings and Structures, Unsafe" was introduced at the Village Board's regular meeting held on June 11, 2019;

**WHEREAS**, a duly noticed public hearing was held on June 25, 2019 at 7:45PM;

**NOW THEREFORE, BE IT RESOLVED** that the Village Board of Trustees hereby adopts proposed Local Law #4 of 2019 as Local Law #4 of 2019. Said Local Law will take effect immediately upon filing with the Secretary of State.

Ayes: Joseph Tursi, Mayor

Bernadette Tarantino, Trustee

Noes: None

Absent: Bonnie O'Blenis, Trustee

Abstentions: None

**RESOLUTION** was unanimously adopted.

**Village Engineer's Report** – Engineer Mancuso stated she had no report.

11

**Village Attorney's Report – Village Attorney Terry Rice**

**RE: Hillburn After School Program – Documents filed by Child Care Resources of Rockland** – Attorney Rice reported that the 6/24/19 tentative meeting with the County was not held. A meeting will be scheduled towards the end of July.

**Village Fee Schedules**

Mayor Tursi stated he supplied the Trustees and Village Attorney with a draft update to the Fee Schedule pertaining to Applications to Building, Planning Board, Zoning Board of Appeals and Village Board for review.

Attorney Rice will review and determine if a local law or a Resolution is needed to adopt the fee schedule.

**RE: Fujita Trust vs. Village of Hillburn – Tax Certiorari – 1/18/18 Order & Judgment**

-The 2<sup>nd</sup> and final payment due to The Fujita Trust, in the amount of \$20,000.00, was mailed on 6/18/19.

**Insurance** - Comp Alliance – The 2018 Annual Report was received on 6/17/19.

**Various Capital Improvements (In accordance with 9/1/16 BAN)** –

There is no change to the Financial Report at 6/01/19.

**2016 Master Plan Committee**

A meeting was held on 6/22/19. The Committee will be scheduling a Public Hearing soon.

**Cablevision Franchise Fee Audit**

Mayor Tursi has been in contact with Mr. Joe Messina and has stated his frustration with Cablevision's delay in settling the matter.

-Attorney Rice stated he will contact Mr. Messina.

**Zoning Board of Appeals** – No report.

**Planning Board** – No report.

**Building/Fire Inspector's Report** – Misc. correspondence was acknowledged.

**Escrow** – The Village Board acknowledged receipt of a Status of Escrow Accounts Report @ 6/01/19.

**Services of Jacobowitz & Gubits – Special Counsel**

-The Clerk-Treasurer confirmed that there are five invoices totaling \$3,749.57 that are being held pending establishment of escrow by Noved.

**Senior Citizens** – Mayor Tursi and Trustee Tarantino will be assisting at the Senior Citizens Picnic that will be held on Monday, July 15, 2019 at the Hillburn Youth Center.

**Recreation** – A written Recreation Report was read by Trustee Tarantino:

**RE: 2018-19 After School Program** – 6/26/19 is the last day of Camp.

**RE: 2019 Summer Camp & Swim Program** – First Day of Camp: 7/8/19.

-Orientation for Camp Counselors was held on 6/18/19.

-Request for \$800.00 Petty Cash for Camp expenditures (snacks & supplies). (Tabled)

-RC Health Dept. – Pre-Inspection is scheduled for 7/2/19. No child will start Camp without immunization records.

**RE: 2019-20 After School Program** – Inquiry as to Application Fees. The Village Board stated that it will be determined.

**Concert in the Park**

**6/11/19 Proposal – The Joe Payne All American Band: 2 Hours live R&B Band: \$1,000.00 - Date: 8/24/19 / Time: TBD / Location: Veterans Memorial Park. Approved by Village Board.**

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None

**Hillburn Sewer Committee** – No report.

**Village of Hillburn Personnel Manual**

Mayor Tursi stated that the Village Board is reviewing the Personnel Manual for possible amendment(s).

**Public Comments** –

**David Tarantino (33 Terrace Ave)** commented on the ongoing issue to heavy traffic on Terrace Ave and recommended the installation of “speed humps” to reduce speeding.

-Engineer Mancuso stated the location of the “speed humps” would have to be reviewed to insure they do not interfere with driveways. She will work with the DPW Supt. and will issue a letter confirming the “speed humps” are safe.

-Mayor Tursi will contact the NYS DOT to try to stop trucks from turning onto the 4<sup>th</sup> St bridge and onto Terrace Ave.

**Mr. Tarantino** suggested putting a traffic counter on Terrace Avenue.

-Engineer Mancuso stated that the data would help make a case with the NYS DOT.

**Mr. Tarantino** stated that the vegetation on Route 59 is overgrown and blocks the sight distance when turning off the 4<sup>th</sup> Street bridge. (DPW Supt. Conklin will follow up on same)

**Ramapo Police Officer Budnick** arrived at meeting.

-Mayor Tursi requested increased enforcement of truck traffic on Terrace Ave and speed limit on Terrace Ave and Rte 17.

Public Comment period was closed.

**Application for Use of Hillburn Community Room**

Applicant: Yvonne Van Dunk / Date: 7/11/19 / Time: 7:00PM–8:00PM: Ladies Aux. Mtg (**Approved by Board**)

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None

**Application for Use of Hillburn Youth Center & Field**

Applicant: Diana DeGroat / Date: 7/15/19 (Rain Date: 7/22/19)/Time: 4:00PM–8:00PM: Senior Picnic (**Approved by Board**)

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None

**Complaint filed 6/5/19** – RE: Unauthorized occupancy / property maintenance: 31 Rockland Avenue (discussed earlier in meeting – referred to Building/Fire Inspector).

**Correspondence** - The Village Board acknowledged receipt of correspondence, regular and email, including:

-Deborah & David Farrison – Thank You note for use of Community Room on 6/3/19 (read aloud).

-Brook Church – Notice – Friends and Family Day – 6/30/19 (11:00AM Service/12:30PM Picnic)

-Town of Ramapo – Free Tickets Available- 6/30/19 Town of Ramapo Night at Palisades Credit Union Park (Notice posted)

-Spring Valley Mayor Alan Simon – Inquiry regarding the scheduling of an RC COM meeting.

-Shining Lights Help Hands Corp. – Invitation to Village Board to attend their Annual Back to School Giveaway to be held on Sat., 8/17/19, at the Hillburn Youth Center.

**Voucher Claims** were reviewed by the Board who approved payment of same.

A MOTION was made by Trustee Tarantino and seconded by Mayor Tursi to adjourn the meeting at 8:40PM.

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None