

VILLAGE OF HILLBURN
Board of Trustees Meeting
Tuesday, November 19, 2019– 7:00PM

MINUTES OF THE BOARD OF TRUSTEES MEETING held on Tuesday, November 19, 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

RECORDER OF MINUTES: Robin Miele, Clerk-Treasurer

Meeting called to order by the Hon. Mayor Joseph Tursi. Deputy Treasurer Parquiris DeLeon, led in the Salute to the Flag.

Minutes of the 10/29/19 Meeting - Approved by Village Board.

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None

Street & Water Commissioner’s Report - Approved by Village Board.

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None

Police Commissioner’s Report – Police Commissioner Mayor Tursi had no report.

Village Auditor’s Report – FYE 5/31/19 (Berard & Associates CPAs, P.C.)

A MOTION was made by Trustee Tarantino and seconded by Mayor Tursi to accept the Audit Report of Financial Statements and the Justice Court Reports for FYE 5/31/19, as prepared by Berard & Associates CPAs, P.C., and FURTHER, authorizing the payment to Berard & Associates as follows:

Audit of Financial Statements and Village Justice Court): \$21,910.00
Filing of 2019 NYS AUD: \$ 2,050.00

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None

DPW Report – Supt. Thomas Conklin

2003 Expedition (declared surplus on 8/20/19) – Supt. Conklin is waiting for a reply from BOCES regarding donating the vehicle for their automotive program.
-The vehicle will be removed from the Village’s insurance when the license plates are turned into DMV.

Tires for DPW Vehicles:

-2008 F-350: 11/19/19 Quote from EST (State Bid): (4) Rear Tires + Installation: Total = \$794.64
-Back-Hoe: 11/19/19 Quote from EST (State Bid): (2) Front Tires + Installation: Total = \$770.00

Approved by Village Board.

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None

Garbage Truck – Leaking Oil – Request to order gasket from Deluxe International and then take truck to Suffern for repair. **Approved by Village Board.**

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None

2008 F-350 – Front Seat – A written quote for replacement will be supplied at the next Board meeting.

Youth Center – Front Door Hinge Replacement – 11/7/19 Quote from Monsey Glass Contracting Co. - \$578.50.

Approved by Village Board.

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None

RC Cornell Cooperative Extension – Stormwater Consortium – Registration for DPW Supt. Conklin to attend the “Best Management Practices for Municipal Operations” Course – Engineer Mancuso reported that the meeting date for the Town of Ramapo will be Tuesday, 12/10/19 (Snow Date: 12/17/19). **Approved by Village Board.**

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None

Highway Superintendents Association of RC – DPW Supt. Conklin will be attending the 11/21/19 meeting.

Abbey Ice & Spring Water – De-icing Product and Price Listing – Supt. Conklin will compare pricing.

DPW Uniform Rental –

Cintas - Supt. Conklin reported that Cintas dropped off uniforms at the Terrace Ave garage on 11/14/19, when no one was there. (The Village Clerk reported she had spoken with Dawn of Cintas and confirmed that, as stated in the letter dated 10/8/19, service was discontinued as of 11/1/19)

Unifirst Agreement – A representative is to coordinate the service start-up date with DPW Supt. Conklin.

Terrace Ave. DPW Garage–Connection to Sewer Line – Supt. Conklin reported he is still waiting for a second quote.

Village Office Sewer Line – Supt. Conklin reported he has been in touch with the Village of Suffern. They may be able to bring their camera to determine the condition of the line this week and work will be coordinated with Frankild Plumbing.

4th Street Railroad Bridge – Town of Ramapo Project

Mayor Tursi reported on the status of the work and stated the Town of Ramapo expects to be done by Christmas 2019.

HFD Report – Chief Starr not present

FireGrants – Grant Application: Brush/Quick Attack Truck Replacement Project. A Draft Narrative was supplied by the grant writer for review and approval. No changes/edits were requested by the Village Board and HFD Chief.

-Commitment of 5% Match –

A MOTION was made by Trustee Tarantino and seconded by Mayor Tursi authorizing the commitment of the required 5% match, in the amount of \$14,570.00.

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None

RBC Wealth Management – Portfolio Focus Account Statement (October 2019).

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 – Mayor Tursi and Supt. Conklin surveyed the street lights and determined the following will be designated for free upgrade to LED: Terrace Ave/Suffern Road, Post Office and Hickory Ave/Chestnut St. Supt. Conklin will follow up on submitting the request to O & R.

RealTerm Energy LED Street Light Proposal –

Attorney Rice reported he had spoken to a representative of RealTerm and has requested more refined figures.

Village Engineer's Report – Engineer Mancuso reported.

-MS-4 Stormwater Mapping Grant - Engineer Mancuso stated that expenditure of funding for Round 12 had been discussed at a recent Stormwater Meeting. The deadline to expend funds and apply for reimbursement is March 1st. If not expended, funds will be redistributed. Outfall mapping will be coordinated with DPW Supt. Conklin.

2019 Road Repavement Program – A request for reimbursement was filed with NYS DOT CHIPs on 11/13/19, in the total amount of \$62,803.44.

Village Attorney's Report – Village Attorney Terry Rice

Village of Hillburn vs. Losner – Attorney Rice reported Mr. Losner has agreed to do the items outlined in the Engineer's Report.

Hillburn vs. Noved/Nicholas Ciancioruso, et. al. - Attorney Rice reported on the status of the Court matter, including required soil testing. Hearings will continue on 12/13/19.

-Contempt Complaint filed against Village of Hillburn – Attorney Rice reported that Affidavits have been obtained from Ben Gailey of Jacobowitz & Gubbits (Special Counsel) and Bonnie Fransen of Nelson Pope & Vorhees (Village Planner). Hearing is scheduled for December.

-Attorney Rice reported that Noved has filed a Floodplain Application.

Small Claims Assessment Review (SCAR) – RE: Mario Hanna – Village Attorney Rice will follow up on matter.

Cablevision Franchise Fee Audit – Public Hearing held Tuesday, October 15, 2019 – Village Board reserved decision on the proposed revocation of the Franchise Agreement between the Village and Cablevision.

-Email correspondence has been received from Attorney Robert Hoch (Cablevision) and Attorney Gerard Fishberg (on behalf of MUNI).

-The Village Clerk provided an email to Attorney Hoch on 11/15/19 advising that a cassette tape recording of the 10/15/19 Public Hearing is available for pick up.

-Attorney Rice reported that he would return Attorney Fishberg's phone call.

Waiver Requests

A second letter was sent to each applicant's Attorney on 10/23/19 – no response received.

TJG Realty of Rockland, LLC/Recon Construction Corp. (Rec'd 7/9/19)

A MOTION was made by Trustee Tarantino and seconded by Mayor Tursi to deny the request for Relief of Moratorium filed by Robert L. Reda, P.C., on behalf of TJG Realty of Rockland, LLC/Recon Construction Corp. on 7/9/19, based on the applicant's failure to provide information necessary to comply with the criteria required in Local Law No. 2 of 2017.

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None

Jimi Van Dunk (Rec'd 9/20/19)

A MOTION was made by Trustee Tarantino and seconded by Mayor Tursi to deny the request for Relief of Moratorium filed by Jonathan Hodosh, NCARB on behalf of Jimi Van Dunk on 9/20/19, based on the applicant's failure to provide information necessary to comply with the criteria required in Local Law No. 2 of 2017.

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None

Insurance

-Mayor Tursi is reviewing the Village's insurance policies.

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

The Village Board acknowledged receipt of a Financial Report at 11/19/19, as prepared by the Asst. Village Clerk-Treasurer.

2016 Master Plan Committee – Draft Comprehensive Plan & Related Zoning

Notice of the Public Hearing scheduled for Tuesday, 12/17/19, has been duly posted and sent for publication.

-11/4/19 Claim – Invoice #1568 Elizabeth K. Cassidy, PLLC – Legal Services – Comprehensive Plan: \$1,692.75

Approved by Village Board.

Ayes: Mayor Tursi & Trustee Tarantino

Noes: None

Warrant to Rockland County of Unpaid 2019 Village Taxes:

The Warrant of Unpaid 2019 Village Taxes at 11/01/19, including penalty, was sent to the County of Rockland on 11/4/19. Said Warrant reflected \$56,683.17 due to the Village and consisted of (31) unpaid 2019 Village Tax Bills.

Zoning Board of Appeals –

Thomas Scott (Scott Development, LLC) – Property I.D.: 47.18-3-56 (194 Route 17) – RE: Application for Variances Denied by the ZBA on 5/20/19 - Attorney Rice reported that the ZBA had granted the Petition for Rehearing filed by Mr. Scott. A Narrative and review site plan will be required.

Planning Board – Next Meeting: 11/20/19**Building/Fire Inspector's Report - Misc. correspondence was acknowledged.**

-NYSBOC Rockland spring Seminar 2020: 4/21 – 4/23/20 – Registration Fee: \$275.00 - The Building/Fire Inspector has requested authorization to attend the Seminar, which will provide a minimum of 19 NYS In-service credit hours.
Approved by Village Board.

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None

Escrow –

Recon Construction – 1/22/19 Planning Board Application – Prop ID: 47.14-2-41 (260 Rte 17 – Owner: TJG Realty
Required additional escrow, in the amount of \$3,000.00, was posted by Recon Construction on 11/4/19.

Escrow Pending Establishment: Noved Bldg. Mgmt – \$5,429.57 - RE: Prof. Ser. rendered prior to filing P/Bd App. (Payment of Claims filed by Brooker Engineering & Jacobowitz & Gubits on hold pending receipt of escrow)

-10/31/19 Inv. #421.1-20 filed by Spence Engineering – (RE: SUEZ Water New York - 8/16/18 Building Permit #082218): \$422.00. **Approved by Village Board.**

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None

Senior Citizens

Mayor Tursi reported a representative from the RC Office of the Aging was a guest speaker at the Senior Citizens' meeting last evening.

Recreation – Trustee Tarantino read the written report:

Annual Christmas Party – 12/14/19 – Expenditure requests: \$122.61 - Purchase of Crafts from Oriental Trading
\$500.00 - Petty Cash – Expenses for Party

A MOTION was made by Trustee Tarantino and seconded by Mayor Tursi to approve the expenditure of \$122.61 for the purchase of crafts from Oriental Trading, and
FURTHER, authorizing \$300.00 petty cash for party expenses.

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None

-A Santa Claus is still needed.

-The DPW is requested to bring tables to the Youth Center on Friday, 12/13/19. (Approved by Village Board).

2020 Village Election – Wednesday, March 18, 2020**2019 Fall Festival – 10/26/19**

A Report of Expenditures/Receipts was supplied to the Village Board. Cost of the 2019 Fall Festival at 11/19/19: \$1,387.12.

Interfaith Thanksgiving Service – 11/26/19 – The service will be hosted by the Brook Presbyterian Church and commence at 7:00PM.

Christmas Tree Lighting Celebration – Sunday, December 8, 2019 – 6:00PM – Veterans Memorial Park

Hillburn Sewer Committee – No new applications have been filed.

Public Comments –

Frank Lazcares (39A 7th St.) questioned if the Village DPW would plow the privately owned portion of 7th St.

-Mayor Tursi stated that the Village of Hillburn cannot plow private property.

-Attorney Rice confirmed that it would not only create a liability for the Village, it is also illegal.

Delores Hunter (16 Fox Hollow Rd) requested the trashcan be replaced on the west side of Route 17 area of bus stop).

A MOTION was made by Trustee Tarantino and seconded by Mayor Tursi to authorize the purchase of two (2) trashcans at a total cost not to exceed \$500.00.

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None

RPS Annual Licensing Fee for Fiscal Year 2019-2020

Office of Real Property Tax Services - 11/5/19 Inv. #RP 19-146: \$750.00 **Approved by Village Board.**

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None

New York State and Local Retirement System

2020 Regular Pension Contribution - Invoice (Prepayment due 12/15/19): \$64,164.00. **Approved by Village Board.**

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None

Protected Harbor

-11/13/19 Quote #205 - Purchase & Installation of Voice to Text Program: \$535.00 **Approved by Village Board.**

-8/05/19 Quote #143 – Redesigning of Village’s Website: \$975.00 **Tabled by Village Board.**

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None

Defibrillators for Village Buildings – Trustee Tarantino stated she will reach out to Assemblywoman Jaffee’s office to determine if there are grants available.

Application for Use of Hillburn Santa Suit

-Applicant: Hillburn Ladies Aux. – Sat., 12/14/19 / 2:00PM – Annual Christmas Caroling - **Approved by Village Board**

Application for Use of Hillburn Community Room

-Applicant: Hillburn Ladies Aux. – Fri., 12/20/19 – 5:00PM – Movie Night - **Approved by Village Board**

Correspondence - The Village Board acknowledged receipt of correspondence, regular and email.

-Village of Sloatsburg – Invitation to attend 12/3/19 Ceremony at Municipal Building to honor all Veterans.

-Habitat for Humanity – Invitation to upcoming events: 11/14/19 Key Ceremony and 11/16/19 Pot Luck Supper.

-NYCOM – Two-Part Series – Session 1: “Administering a Village Volunteer Fire Department; Session 2: “Understanding Municipal Ethics in Today’s Climate” – Village of Mamaroneck.

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 8:30PM.

Ayes: Mayor Tursi & Trustee Tarantino
Noes: None