

VILLAGE OF HILLBURN
Board of Trustees Meeting
Tuesday, September 4, 2018 – 7:00PM

MINUTES OF THE BOARD OF TRUSTEES MEETING held on Tuesday, September 4, 2018, in the Municipal Meeting Room, 31 Mountain Avenue, Hillburn, New York 10931, commencing at 7:00PM.

PRESENT: Bonnie O’Blenis, Deputy Mayor
Eleanor J. DeGraw, Trustee
Richard Ellsworth, Village Attorney
Eve Mancuso, Village Engineer
Thomas M. Conklin, DPW Supt.

ABSENT: Craig M. Flanagan, Jr., Mayor
(vacation)

RECORDER OF MINUTES: Robin Miele, Clerk-Treasurer

Meeting called to order by the Hon. Bonnie O’Blenis, Deputy Mayor. DPW Supt. Tom Conklin led the Salute to the Flag.

Minutes of the 8/21/18 Meeting – Tabled

Street & Water Commissioners Reports – Approved by Village Board.

Ayes: Deputy Mayor O’Blenis & Trustee DeGraw
Noes: None

Police Commissioner’s Report – Deputy Mayor O’Blenis deferred report until arrival of Ramapo Police Officer.

DPW Report – DPW Supt. Thomas Conklin

Emergency Repair of Backhoe – Supt. Conklin reported the hydraulic lines needed replacement.

PowerTech, Inc. (Parts)	\$368.28	Approved by Village Board
Engine Plus (Labor)	500.00	Approved by Village Board

Ayes: Deputy Mayor O’Blenis & Trustee DeGraw
Noes: None

2003 Ford (Building Department Vehicle) – As approved by Mayor Flanagan, the vehicle was taken to Suffern Sales & Service for repairs totaling \$1,153.90. **Approved by Village Board.**

Ayes: Deputy Mayor O’Blenis & Trustee DeGraw
Noes: None

Auto Zone – DPW submitted a Credit Application and requested authorization to open an account. **Approved by Village Board.**

Ayes: Deputy Mayor O’Blenis & Trustee DeGraw
Noes: None

Rockland Recycles –New stickers have been supplied by the County regarding proper recycling, including e-waste. Plastic bags will no longer be accepted.

Rockland County Shared Services Plan – 7/27/18 Correspondence - Draft Countrywide Shared Services Plan

Village Water System

-KC Engineering and Land Surveying, P.C. –Water System Financial Evaluation – 8/8/18 Proposal Approved by Village Board on 8/21/18 – As noted at the 8/21/18 meeting, no Agreement/Signature Page was attached to the proposal. Engineer Mancuso recommended sending a copy of the Village’s resolution and requesting a contract be supplied.

-The Village Board and Village Attorney concurred that a workshop meeting be scheduled regarding this matter.

4th Street Railroad Bridge - RE: Resurfacing by Town of Ramapo – Engineer Mancuso reported the 8/27/18 meeting with the Town of Ramapo had been postponed. At present, no notification has been received regarding the grant application filed by the Town of Ramapo.

8/1/18 Water Billing –

-Two bills have been disputed:

RE: Water Account 2-50A – 24 Seventh Street

IT WAS RESOLVED by the Village Board as follows:

WHEREAS, the Water Bill for the six month period ending 7/31/18 for Account #2-50A was in the amount of \$696.24; and

WHEREAS, an investigation was made, including review of past meter readings;

IT IS HEREBY RESOLVED by the Hillburn Board of Trustees that the 8/1/18 Water Bill for Account #2-50A be reduced from \$696.24 to \$200.00.

Ayes: Deputy Mayor O’Blenis & Trustee DeGraw
Noes: None

RE: Water Account 2-29A – 68 Fifth Street – Tabled

HFD Report – Chief Starr not present.

-DPW Supt. Conklin reported he had picked up the 2 Chainsaws and a Leaf Blower from Pomona Power Equipment, as approved at the 8/21/18 meeting.

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 4th St. – Upgrade still pending.

-RealTerm Energy LED Street Light Proposal – Attorney Ellsworth reported he had reached out to Sandy Stead of RealTerm Energy who advised she had not yet received information regarding purchase of the light arms from O&R. Ms. Stead provided Mr. Ellsworth with the contact information of John L. Carley, O&R's legal representative and he has sent an email.

Orange & Rockland – 8/28/18 Update on Street Lighting – Copy Email from Teri Johnson to Trish Austin of O&R – RE: Village's interest in purchasing streetlights – A field audit of all street lights in the Village was conducted. All floodlights (private area lighting) had to be removed from the municipal streetlight account. New Accounts will be created for Veterans Memorial Park (3 floodlights) and the end of 6th Street (1 floodlight). The Youth Center has an existing account and (5) floodlights will be added to the account.

Village Engineer's Report - Engineer Eve Mancuso – No report.

Town of Ramapo Police Officer Simora was present and reported the Village is quiet.

Community Development

-8/16/18 correspondence regarding the need to activate the 2019 Citizen Advisory Committee. (tabled by Village Board)

-8/23/18 email regarding mandatory HUD training presentation on 10/10/18, Pomona, NY. (tabled by Village Board)

Village Attorney's Report – Village Attorney Richard Ellsworth**Introductory Local Law 2 of 2018 – Extension of Moratorium – Public Hearing Scheduled for 9/18/18**

-The Notice of Public Hearing has been posted and sent for publication.

-Attorney will supply a draft of the Local Law tomorrow.

-Joshua Harper – Proposed Eagle Scout Project: Construction of Bus Shelter (Corner of 4th St. and Mountain Ave). Attorney Ellsworth sent a 7/19/18 response referring Mr. Harper to the Suffern School District (property owner).

Pending Litigation – Village of Hillburn v. Losner - Judgment in Supreme Court -Attorney Ellsworth reported the Judge has not made a Judgment on the motion regarding condemnation of the structure. The next scheduled Court Appearance Date is 9/19/18.

8/31/18 Email – Satori Energy (Constellation Contract) – Electric Supplier – Expires December 2018 – Renewal Options – Tabled by Village Board

Tax Certiorari Received 8/14/18 – Morris Grunfeld against Scott Shedler, Tax Assessor of the Town of Ramapo, Board of Assessment Review of the Town of Ramapo, Town of Ramapo, and Suffern Central School District, Village of Suffern and Village of Hillburn – Attorney Ellsworth is following up on same.

Verizon 5 Year Special Franchise Agreement – Expiration Date: Oct. 2017

Attorney Ellsworth reported that an email response had been received from John Harrington of Verizon. In regards to the concern regarding gross receipts, he believes matter is covered in the current definition and requested it be discussed via phone.

Village of Hillburn v. NAC

-A full copy of the 8/6/18 Stipulation filed in the RC Supreme Court has been supplied to the Village Clerk-Treasurer by the Village Attorney.

Village of Hillburn v. NAC

Voucher Claims: Special Council – Jacobowitz and Gubits, LLP: The Village Board concurred that the claims, tabled at the 8/21/18, remain tabled.

Invoice #274074 dated 7/26/18 (Legal Services: 6/1/18 – 6/28/18) \$ 4,729.94

Invoice #274437 dated 8/13/18 (Legal Services: 7/2/18 – 7/31/18) \$ 9,402.66

NYSER Standard Workday Report

Attorney Ellsworth reported matter will be addressed at the 9/18/18 Board meeting.

NYSER – 2019 Estimate – Payment Due 2/1/19: \$62,622; Prepayment Due 12/15/18: \$62,095

A MOTION was made by Trustee DeGraw and seconded by Deputy Mayor O'Blenis to remit the Prepayment amount of \$62,095 by 12/15/18.

Ayes: Deputy Mayor O'Blenis & Trustee DeGraw

Noes: None

Insurance

-Wright Insurance – Comp Alliance safety Bulletin – Confined Spaces

-NYS Insurance Fund – 2018 NYSIF third quarter Workers' Comp Advisor

Various Capital Improvements (In accordance with 9/1/16 Bond) – RE: Comprehensive Plan

The Village Board acknowledged receipt of a Financial Report as of 8/31/18, as prepared by the Asst. Village Clerk-Treasurer.

2016 Master Plan Committee –

Committee Secretary, Parquiris DeLeon, reported that the next meeting is scheduled for 9/8/18.

-8/23/18 Claim – The Law Office of Elizabeth K. Cassidy (Inv. #0767): \$2,975.00. **Approved by Village Board**

Ayes: Deputy Mayor O'Blenis & Trustee DeGraw

Noes: None

2020 Census – Local Update of Census Address Operation (LUCA) – Deputy Village Clerk Yvonne Van Dunk is following up with same.

Zoning Board of Appeals – No report.

Planning Board – Next meeting: 9/26/18.

-Attorney Ellsworth reported on the 8/21/18 meeting – RE: NISHA Realty – Application for Change of Use – No action by Planning Board - Site Plan and other pertinent information required for review by Village Engineer.

Building/Fire Inspector’s Report –

The Village Board was in receipt of copies of various correspondence, Violations Notices, etc.

Escrow - Status of Escrow Accounts Report @ 8/31/18 was supplied.

SUEZ Water New York (SWNY) – Building Permit #082218 - Property I.D.: 47.11-1-1.4 (Town of Ramapo)

Spence Engineering - 8/30/18 Correspondence – Village Engineering Consultant Proposal for Special Project – In accordance with the project cost estimate, Engineer Martin Spence recommends SUEZ Water New York submit a Performance Security in the amount of \$21,096 and establish an escrow account in the amount of \$10,000 to cover engineering inspections.

-The Village Clerk-Treasurer reported a check, in the amount of \$10,000, was received from Buck, Seifert & Jost, Inc. on 8/24/18 – RE: Escrow for SUEZ Water. Said check is being held until action by the Village Board.

A MOTION was made by Trustee DeGraw and seconded by Deputy Mayor O’Blenis to approve the services of Spence Engineering for the SUEZ New York project, and

FURTHER, to approve the establishment of an escrow account, in the amount of \$10,000, by SUEZ Water New York to cover engineer inspections regarding Building Permit #082218; and

FURTHER, requirement of a Performance Security bond, in the amount of \$21,066, be tabled.

Ayes: Deputy Mayor O’Blenis & Trustee DeGraw

Noes: None

Senior Citizens – No report

Recreation – A written Report was read by Deputy Mayor O’Blenis:

Fall Festival –10/13/18. Request for approval of the following:

-Mike’s Dog House (Hot Dog Cart, Popcorn & Cotton Candy Machines: \$515.00

-Highway Traffic Supply (25 Signs @ 2.75 each): \$ 68.75

Approved by Village Board.

Ayes: Deputy Mayor O’Blenis & Trustee DeGraw

Noes: None

2018-2019 After School Program – 1st Day of School: 9/5/18

-Registration was held on 8/27/18. Open registration continues.

Hillburn Sewer Rebate Committee -Trustee DeGraw reported applications are still being accepted.

Public Comments –

Joram Perez (44 Second St) requested additional street lighting in the area of his home. (DPW Supt. Conklin reported there are 2 street lights in the respective area. He had spoken with Mr. Perez and advised of the Village’s plans to upgrade the street lights to LED) Request will be revisited after LED upgrade to determine if the new lighting resolves the issue.

Tim Williams (31 Sixth St) reported an 18-Wheeler Truck has passed by his home on two consecutive Thursdays.

-Deputy Mayor O’Blenis advised Mr. Williams to call the Ramapo Police when the truck is in the area.

-Attorney Ellsworth suggested taking a picture of the truck.

Applications for Use of Hillburn Community Room

-Grace DeGroat – 8/19/18 – 1-4:00PM – Birthday Party (Insurance Provided) – Fee/Donation Received: \$25.00
(Approved/Accepted by Village Board)

-Yvonne Van Dunk & Family – 9/4/18 – Repast– Fee Waived

Ayes: Deputy Mayor O’Blenis & Trustee DeGraw

Noes: None

Application for Use of Hillburn Community Room **Approved by Village Board**

-Applicant: Eleanor DeGraw - 8/22/18 - 7:00PM – Hillburn Ladies Auxiliary – By-Laws Meeting

-Applicant: Eleanor DeGraw, – 12/11-12/14, 2018 – 6-9:00PM; 12/15/18 til 3:00PM – Ladies Aux. - Christmas Caroling

Ayes: Deputy Mayor O’Blenis & Trustee DeGraw

Noes: None

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

-Shining Lights Helping Hands Corp. – 8/27/18 letter of thanks for allowing a “Back-to-School Collection Box” to be placed in Village Hall; and advising that over 250 book bags were packed and issued to numerous children.

-Rockland County Shared Services – 2018 RC Draft Shared Services Plan - Request for review and comment.

-Sterling National Bank – Invitation to attend the St. Thomas Aquinas College 2018 Annual Tribute Dinner – 10/12/18

-Jamestown Soap & Solvent – JSS Asphalt Release (prevents asphalt from accumulating on truck beds

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

A MOTION was made by Trustee DeGraw and seconded by Deputy Mayor O’Blenis to adjourn the meeting at 7:53PM.

Ayes: Deputy Mayor O’Blenis & Trustee DeGraw

Noes: None