

MINUTES OF THE BOARD OF TRUSTEES MEETING held on Tuesday, May 23, 2023, in the Municipal Meeting Room, 31 Mountain Avenue, Hillburn, New York 10931, commencing at 7:00PM.

PRESENT: Joseph P. Tursi, Mayor
Bernadette Tarantino, Trustee
David H. McNally, Trustee
Terry Rice, Village Attorney (online)
Eve Mancuso, Village Engineer
Thomas Conklin, DPW Superintendent

RECORDER OF MINUTES: Robin G. Miele, Clerk-Treasurer

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The Hon. Mayor Joseph P. Tursi called meeting to order. Trustee David McNally led in the Salute to the Flag.

Minutes of the 5/09/2023 Meeting - Approved by Village Board.

Ayes: Mayor Tursi, Trustees Tarantino & McNally
Noes: None

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

Ayes: Mayor Tursi, Trustees Tarantino & McNally
Noes: None

Police Commissioner’s Report – No report.

Village Water System –

-RC Dept. of Health – Lead and Copper Rule Revisions – Lead Service Line Inventory Information

DPW Supt. stated he met with Tanner Morales of RC Health Department on 5/12/2023 regarding a survey of the Village’s water system. The deadline to prepare a plan regarding the Lead Service Line Inventory is October 2024.

-Testing of Meter (Rte 17 Back-Up Meter) – Supt. Conklin reported that National Meter has still not performed the testing.

DPW Report - DPW Supt. Conklin

Trees for Veterans Memorial Park – (4) trees were picked up from SiteOne Landscape Supply and planted/mulched at several locations in the park. A water tank was purchased to make it more convenient to keep the trees watered properly.

Youth Center – RC Health Dept. – Food Service Establishment Inspection – Supt. Conklin reported that the inspection was held on 5/19/2023. The following issues, as stated in the Summary Report received 5/22/2023, will be repaired: leaks in kitchen hand wash sink; and women’s bathroom sinks.

Purchase of Fibar for Playgrounds (Youth Center & East Hillburn) – Quote from Mulch-Right, Inc.: \$20.00 per yard – Approx. 80 yards are needed. Maximum expenditure: \$1,600.00. **Approved by Village Board.**

Ayes: Mayor Tursi, Trustees Tarantino & McNally
Noes: None

Youth Center Deck – Mayor Tursi stated the deck is splintering and requested Supt. Conklin to look into covering it with astroturf.

H.F.D. Report – Chief Irving Stryko was absent. No written report submitted.

-RBC Wealth Mgmt – 5/17/2023 Prospectus.

Status of Grant Applications:

SAM Grant #24626 - Sponsored by Assemblyman Lawler’s Office – Pre-Fab Building

-Expenditures pending reimbursement: \$8,286.50.

SAM Grant #24595 - Sponsored by Senator Elijah Reichlin-Melnick’s Office – Veterans Memorial Park Pond Restoration

-Reimbursement claim filed on 4/18/2023: \$20,856.20 – Payment received 5/19/2023. Expenditures pending reimbursement: \$3,407.36.

Hurricane IDA– FEMA – DR 4615 – RE: 6th St. Culvert –

-Category C Project: Roads and Bridges (Deadline Date: 3/5/2024) Current expenditures: \$62,284.00.

-Category Z Project: Management Costs (Deadline Date: 9/6/2025) On 5/10/2024, FEMA obligated \$26,806.26.

-5/12/2023 Email from FEMA – Notice that the projects have been obligated and scheduling a Final Close Out Meeting (aka Recovery Transition Meeting) to be held on 6/1/2023.

NYS Archives – (LGRMIF) Grant –Grant Balance: \$6,425.00 (50%). Files have been sent for scanning.

Corona Virus State & Local Fiscal Recovery Funds (SLFRF) – \$100,820.01 - Project: “Veterans Memorial Park Pond Restoration” – Current expenditures at this date total \$4,561.75.

-2022 Crest Grant – Proposed Projects: Garbage Truck and Pre-Fab Garage – Application filed. Response pending.

Village Engineer’s Report – Engineer Mancuso reported:

-MS4 Report – The Village Board acknowledged receipt of the complete report.

A MOTION was made by Trustee McNally and seconded by Trustee Tarantino to accept the 2023 MS4 Annual Report as prepared and filed by Eve Mancuso, P.E. of Brooker Engineering. Report will be posted on the Village of Hillburn website for public review.

Ayes: Mayor Tursi, Trustees Tarantino & McNally
Noes: None

-5th Street DPW Garage – Pole Building –

RE: Proposal for Concrete - Supt. Conklin advised he will reach out to John Lynch of Salomone again for a quote to provide the concrete.

RE: RFQ for Electric – Supt. Conklin stated he will obtain a quote from Salomone for this work as well.

Veterans Memorial Park Pond – Engineer Mancuso reported that quotes were solicited from four contractors for the construction of a 30’ deep well. Two were received and provided to the Village Board today:

- 1) SB Church: \$64,285.00
- 2) MB Drilling: \$29,123.00

Quotes were tabled for review by the Village Board.

6th Street Culvert – Engineer Mancuso reported on the pre-application zoom meeting held with NYS DEC 5/10/2023. A formal submission to DEC is being prepared.

-2023 Road Improvements – Sixth Street, Fourth Street, Terrace Avenue – The Notice to Bidders has been duly posted and published. Bids are returnable on 6/13/2023. At this date, three contractors have requested bid specifications.

2023 Stormwater II Education Program Agreement – Village Cost: \$1,952.27 (CCE Education Program Agreement: \$1,325.00; ArcGIS Online License: \$350.00; H2M License & Support Fee: \$277.27) **Approved by Village Board.**
Ayes: Mayor Tursi, Trustees Tarantino & McNally
Noes: None

Claims filed by Brooker Engineering:

-Veterans Memorial Park Pond – Inv. #165724: \$ 1,840.61 (Funding: SAM Grant: #24595) – Approved by Village Board
-6th Street Culvert Repairs – Inv. #165725: \$24,930.50 (Funding: FEMA – DR 4615) – Approved by Village Board
-5th Street DPW Garage – Inv. #165726: \$ 544.00 (Funding: SAM Grant: #24626) – Approved by Village Board
-2023 Road Improvements – Inv. #165729: \$ 546.00 (Funding: CHIPs) – Approved by Village Board
Ayes: Mayor Tursi, Trustees Tarantino and McNally
Noes: None

Village Attorney’s Report – Village Attorney Terry Rice reported

-Noved – LOMR-F (Letter of Map Revision) Request filed on 2/7/2023 – Denied by the Flood Plain Administrator (Village Engineer) as stated in her 2/10/2023 memo – Reason: respective property is the subject of court ordered remediation, and the extent of the contaminated fill removal has not been determined.
-Attorney Rice reported he was contacted by Mr. Cianciaruso’s Attorney who advised of a possible lawsuit.

Hillburn vs. Noved/Nicholas Cianciaruso, et. al – Remediation of Site – Order to Remediate Site with Notice of Settlement signed by Judge Eisenpress on 5/5/2023.
-Attorney Rice reported the defendants failed to post the required \$60,000.00 escrow that was due by 5/15/2023 (10 days from date of Order). A remediation plan is required to be submitted by 6/04/2023 (30 days from date of Order). Failure to abide by the deadlines set forth in the Order will result in the issuance of a Contempt Motion.

2023 Tax Warrant

A MOTION was made by Trustee McNally and seconded by Trustee Tarrantino to approve the Village of Hillburn’s 2023 Tax Warrant as follows:

Tax Levy:	\$1,253,059.99
Unpaid Water Rents/Charges:	<u>30,177.75</u>
Total Tax Warrant:	<u>\$1,283,237.74</u>

Ayes: Mayor Tursi, Trustees Tarantino & McNally
Noes: None

Tax Certioraris – 2023 Assessment Year – Four Tax Cerioraris have been filed.

Insurance

-NYS Dept. of Civil Service - May 2023 Empire Plan Special Report.
-Comp Alliance - May 2023 Safety Bulletin

\$125,000 BAN – Dated 1/14/2021 (DPW Vehicle, DPW Pre-Fab Garage & Misc. Office Equipment) – A 5/23/2023 Financial Report was provided to the Village Board.

Various Capital Improvements (In accordance with 9/1/16 BAN) – A 5/23/2023 Financial Report was provided to the Village Board.

Zoning Board of Appeals –

Applicant: Joseph Levy (Owner: Fulton Estates LLC) – 5/15/2023 ZBA Action: Denied.

Planning Board – Upcoming Meeting: 6/21/2023

Building/Fire Inspector’s Report

-The Village Board acknowledged receipt of copies of correspondence from the Building/Fire Inspector.
-Application Filing fees – Increase of fees is being reviewed.

Verizon Franchise Renewal – Current franchise expires May 20, 2024. Attorney Rice stated he has still not received a response to his calls and emails.

Escrow – A Status of Escrow Accounts Report dated 5/23/2023 was supplied.

Senior Citizens –

-Annual Senior Picnic – The Village Board acknowledged receipt of an invitation from Senior Citizens President Diana DeGroat to attend the event that will be held at 1:00PM on 6/12/2023 in the back of the firehouse building.
-Senior Citizens Treasurer, Eleanor DeGraw, was present and requested funding to defray the cost of picnic (food and fundraiser). Amount: \$300.00. **Approved by Village Board.**
Ayes: Mayor Tursi, Trustees Tarantino & McNally
Noes: None

Recreation –
License Agreement with Max McClintock, Rockland After School Programs, Inc. d/b/a The Summer Spot Day Camp: 6/1/2023 - 8/31/2023 Use of Hillburn Youth Center to hold a Summer Camp (6/1/2023-8/31/2023) – Insurance and Fee pending at this date.

Memorial Day Parade & Service – Monday, May 29, 2023 – 9:00AM
Bike decorations are available at Village Hall.

Public Comments – None

RC Community Development – CDBG Program for Fiscal Years 2024-2026 – 5/3/2023 Correspondence requesting the Village of Hillburn to join the Consortium – Mayor Tursi reported that, due to the Village did not meet the criteria for funding, it had opted out in previous years. He will reach out to the RC Consortium to determine if it is worthwhile for the Village to join. If so, volunteers would be needed to serve on the required Citizens Advisory Committee. Several residents stated their interest.

Correspondence - The Village Board acknowledged receipt of correspondence, regular and email
-O & R Utilities – 5/19/2023 email – RE: Seeking information about micromobility projects.
-Hudson Valley Regional Council – 5/16/2023 email – RE: NYSERDA Program.

May 2023 Village Memo has been prepared and posted on the Village’s website and Facebook page. Copies are also available at the Village Office.

Personnel
-Unused Vacation at 5/31/2023 – A schedule of unused vacation was supplied to the Village Board.
A MOTION was made by Trustee Tarantino and seconded by Trustee McNally authorizing the carry-over of unused vacation @ 5/31/23 to the fiscal year 2023-2024.
Ayes: Mayor Tursi, Trustee Tarantino & McNally
Noes: None

Voucher Claims and Budgetary Transfers to Cover Approved Expenditures - Approved by Board.
Ayes: Mayor Tursi, Trustees Tarantino & McNally
Noes: None

Upcoming Village Board Meetings: Tuesdays, June 13th & 27th –7:00PM

A MOTION was made by Trustee Tarantino and seconded by Trustee McNally to adjourn the meeting at 7:35PM.
Ayes: Mayor Tursi, Trustees Tarantino & McNally
Noes: None