

Sloatsburg Village Board

Special Meeting – August 19, 2008

The Special Meeting of the Village Board of Trustees was called to order at 5:40 PM by the Honorable Carl S. Wright, Mayor in the Conference Room of the Sloatsburg Municipal Building, 96 Orange Turnpike, Sloatsburg, New York.

Trustees Present - J. Mark Reimer
Barbara Berntsen
John Bonkoski
Brian Nugent

Village Clerk & Treasurer – Thomas F. Bollatto, Jr. – Present

Village Attorney – Joel Grossbarth – Present

Interested Citizens Attending: John Kwasnicki, Laurie Smyla, Marino Fontana

Pledge to Flag – J. Mark Reimer

The purpose of this Special Meeting is to adopt various resolutions as set forth in the agenda.

Mayor Wright provided comments on the Journal News article dated Sunday, August 17th, in regard to “Farmony” at Harmony Hall.

Resolutions

Resolution #08- 074 - Amend minutes of the Regular Meeting of June 24, 2008

Trustee Reimer offered the following resolution and moved its adoption:

RESOLVED, that the minutes of the Regular Meeting of the Board of Trustees held on June 24, 2008 be amended to reflect a motion made by Trustee Nugent, seconded by Trustee Reimer to establish a Public Hearing at 7:45 p.m. for Ronald Skibin, 10 Academy Avenue and Timothy and Amy Schnittker, 81 Eagle Valley Road at 8:00 p.m., for August 12, 2008, and

BE IT FURTHER RESOLVED, that the Board establish a Public Hearing for September 23, 2008 at 8:00 p.m., under the property maintenance law as it pertains to the property of Timothy and Amy Schnittker, 81 Eagle Valley Road.

The foregoing was seconded by Trustee Nugent and was duly adopted by unanimous vote.

Resolution #08- 075 - Formal Agreement between Village of Sloatsburg and Munistat Services Inc.

Trustee Reimer offered the following resolution and moved its adoption:

WHEREAS, on July 8, 2008, the Village Clerk & Treasurer was authorized to conduct preliminary discussions with Munistat Services Inc. in connection with debt consolidation in the amount of \$1,346,950, and

WHEREAS, on August 12, 2008, a formalized Agreement from Munistat Services Inc., was provided the Village setting forth their fee in the amount of \$9,500, and

WHEREAS, in addition to the fee to be paid Munistat Services Inc., it will be necessary to cover other relevant expenses associated with the consolidation. Those estimated costs are as follows: Hawkins, Delafield & Wood, Village Bond Counsel, \$6,732.00; Moody's Investment Services, \$5,300; printing of the Financial Statement, \$2,500; Bond Buyer (advertising), \$1,100, for a sum total of \$25,132.00, and

WHEREAS, it has been determined that there are unaudited and unexpended balances on those bonds for consolidation amounting to approximately \$19,786.34, leaving a balance of \$5,345.66 which would have to come from the current General Fund money.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees formalize and accept the Agreement with Munistat Services Inc., for the sum total, relating to the debt consolidation, in the amount of \$9,500, and

BE IT FURTHER RESOLVED, that the Board approve the expenditure of the other relevant costs totaling \$15,632.00, and

BE IT FURTHER RESOLVED that the costs incurred are to be paid as follows: \$19,786.34 from unexpended capital funds projects which are to be consolidated and \$5,345.66 of general fund contingency, and

BE IT FURTHER RESOLVED, that the Village Clerk & Treasurer transfer \$5,345.66 from the General Fund Contingency Account A1990.0 to Auditor, Contractual Expenses A1320.4.

The foregoing was seconded by Trustee Nugent and was duly adopted by unanimous vote.

Resolution #08 -076 Amend Agreement Between Village of Sloatsburg and County of Rockland Community Development Program

Trustee Reimer offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE VILLAGE OF SLOATSBURG
TO AMEND AN AGREEMENT WITH THE COUNTY OF ROCKLAND FOR
THE PURPOSE OF UNDERTAKING A COMMUNITY DEVELOPMENT
PROGRAM.**

WHEREAS, the Secretary of Housing and Urban Development of the United States is authorized, under Title I of the Housing and Community Development Act of 1974 as amended, and Title II of the National Affordable Housing Act of 1990, as amended, to make grants to states and other units of general local government to help finance Community Development Programs; and

WHEREAS, Section 99-h of the General Municipal Law of the State of New York grants to any municipal corporation the power, either individually or jointly with one or more municipal corporations, to apply for, accept and expend funds made available by the federal government, either directly or through the State, pursuant to the provisions of any Federal law which is not inconsistent with the statutes or constitution of this State, in order to administer, conduct or participate with the Federal government in programs relating to the general welfare of the inhabitants of such municipal corporation; and

WHEREAS, the Community Development Act of 1974 as amended, Title II of the National Affordable Housing Act of 1990, as amended, and any "Eligible Activities" thereunder are not inconsistent with the statutes or Constitution of the State; and

WHEREAS, a number of municipalities have requested Rockland's participation, and the County of Rockland has determined that it is desirable and in the public interest

that it make application for Community Development Block Grant funds and HOME funds as an Urban County; and

WHEREAS, participation by the County of Rockland as an Urban County in the Community Development Program requires that the Village of Sloatsburg and the County of Rockland cooperate in undertaking, or assisting in undertaking, essential community development and housing activities, specifically those activities authorized by statutes enacted pursuant to Article 18 of the New York State Constitution.

WHEREAS, this Board deemed it to be in the public interest to enter into a Cooperation Agreement with the County of Rockland for the aforesaid purposes.

NOW, THEREFORE, BE IT

RESOLVED, that Mayor Carl S. Wright be and hereby is authorized to amend the Cooperation Agreement between the Village of Sloatsburg and the County of Rockland for the purposes of undertaking a Community Development Program pursuant to the Housing and Community development Act of 1974 as amended, and Title II of the National Affordable Housing Act of 1990, as amended, by amending Paragraph 7a-b of the currently executed agreement with the following:

7: The County and Municipality agree that the cooperating unit of general local government has adopted and is enforcing:

a.. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

b. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within jurisdictions."

The foregoing resolution was seconded by *Trustee Nugent*

On a Roll Call Vote:

AYES: Trustees Berntsen, Reimer, Nugent, Mayor Wright
NOES: NONE

and was duly adopted.

Certified by: _____
Thomas F. Bollatto, Jr.
Village Clerk & Treasurer

Resolution # 08- 077 Village of Sloatsburg - Justice Court Assistance Program 2008

Trustee Reimer offered the following resolution and moved its adoption:

WHEREAS, the Village of Sloatsburg has received notification from the Unified Court System as to the availability of grants under the Justice Court Assistance Program 2008, and

WHEREAS, the application deadline is August 31, 2008, and

WHEREAS, it is a prerequisite that a Local Resolution be enacted authorizing the application.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Sloatsburg authorize the filing of an application for funding under the Justice Court Assistance Program 2008.

The foregoing was seconded by Trustee Nugent and was duly adopted by unanimous vote.

Resolution #08-078 2008 Fiscal Budget Amendments

Trustee Reimer offered the following resolution and moved its adoption:

WHEREAS due to the current economic constrains confronting local government, and

WHEREAS the Village’s anticipated revenue stream is not meeting the earlier budget projections.

NOW THEREFORE BE IT RESOLVED that the 2008 Fiscal Budget be amended to reflect an additional reduction of approximately 6%.

Dept. Amt. of Decrease	Line Item	Amendment
Board of Trustees \$115.00	Contractual A1010.4	From \$1880.00 to \$1765.00
Village Justice \$50.00	Equipment A1110.2	From \$940.00 to \$890.00
	Contractual A1110.4	From \$4230.00 to \$3975.00
Mayor \$102.00	Contractual A1210.4	From \$1692.00 to \$1590.00
Clerk Treasurer \$285.00	Equipment A1325.2	From \$2350.00 to \$2065.00
	Supplies A1325.4B	From \$4092.00 to \$3846.00
	Misc. A1325.4D	From \$2500.00 to \$2350.00
	Contr. Ser. A1325.4G	From \$9000.00 to \$8460.00
Assessment \$150.00	Contractual A1355.4	From \$2444.00 to \$2294.00
Records Mgmt. \$35.00	Contractual A1460.4	From \$1410.00 to \$1375.00
Building \$70.00	Equipment A1620.2	From \$470.00 to \$400.00
Bldg Contractual \$655.00	Contr. Serv. A1620.4G	From \$10907.26 to \$10252.26
		Maint. Repair A1620.4K From \$6000.00 to
\$5640.00	\$360.00	
General Insurance \$5430.00	A1910.4E	From \$88000.00 to \$82570.00
Village Misc. \$400.00	A1912.4D	From \$9400.00 to \$9000.00
Contingency \$2533.64	A1990.4	From \$37533.64 to \$35000.00
Fire Department \$565.00	Equipment – A3410.2	From \$9400.00 to \$8835.00.00
	Equip Repair – A3410.4L	From \$9611.00 to \$9036.00
\$575.00		

Safety Inspection	Contractual – A3620.4	From \$4230.00 to \$3976.00
\$254.00		
Transportation	Contractual – A5110.4P	From \$12000.00 to \$11500.00
\$500.00		
	Public Improv. A5110.4Q	From \$5,000.00 to \$4500.00
\$500.00		
	Uniform Allow. A5110.4R	From \$3000.00 to \$1200.00
\$1800.00		
Off Street Parking	Contractual – A5650.4	From \$3290.00 to \$3090.00
\$200.00		
Economic Assistance Maint Repair	A6772.4K	From \$2493.00 to \$2343.00
\$150.00		
Recreation	Misc. – A7310.4D	From \$41154.00 to \$40154.00
\$1000.00		
	Water – A7310.4I	From \$2500.00 to \$2000.00
\$500.00		
Youth Service	Cont Misc. – A7320.4D	From \$8460.00 to \$7960.00
\$500.00		
Zoning	Contractual – A8010.4	From \$940.00 to \$900.00
\$40.00		
Refuse & Recycling	Contractual – A8189.4	From \$940.00 to \$900.00
\$40.00		

TOTAL

\$18000.64

The foregoing was seconded by Trustee Nugent and was duly adopted by unanimous vote.

Resolutions in Mass

On a motion by Trustee Reimer, seconded by Trustee Nugent to adopt resolutions in mass. All in favor, motion carried.

Resolution #08- 079 Confirmation - Authorization to Advertise for Bids - Rock Salt in Bulk and Sand and/or Grits

Trustee Reimer offered the following resolution and moved its adoption:

RESOLVED that the Board of Trustees confirm the Clerk’s authorization to advertise for Bids Rock Salt in Bulk and Sand and/or Grits.

The foregoing was seconded by Trustee Nugent and was duly adopted by unanimous vote.

Resolution #08-080 Refund – Village Tax, Wells Fargo Tax Service – Overpayment

Trustee Reimer offered the following resolution and moved its adoption:

WHEREAS, the Village is in receipt taxes from Wells Fargo Tax Service which services various bank in transmitting tax payments on their behalf, and

WHEREAS, included in said amount a total of \$780.67 was received representing a duplicate payment on 38.28-2-5-1, 7 Allen Lane.

NOW, THEREFORE, BE IT RESOLVED that the Village Clerk & Treasurer refund \$780.67 representing said duplicate payment to Wells Fargo Tax Services.

The foregoing was seconded by Trustee Nugent and was duly adopted by unanimous vote.

Resolution #08 - 081 Tax Certiorari Reserve

Trustee Reimer offered the following resolution and moved its adoption:

WHEREAS, in the 2008 Fiscal Budget an allocation of \$2,000 was provided for pending tax certiorari settlements, and

WHEREAS, it is incumbent upon the Village to maintain a tax certiorari reserve fund to address certiorari settlements.

NOW, THEREFORE, BE IT RESOLVED that the Clerk/Treasurer transfer \$2,000 from the General Fund into Tax Certiorari Reserve in the Various Funds Money Market held at Capital One Bank, as provided in the 2008 fiscal budget

The foregoing was seconded by Trustee Nugent and was duly adopted by unanimous vote.

Resolution #08- 082 Rescission of Web Based Tracking & Management System Agreement

Trustee Reimer offered the following resolution and moved its adoption:

WHEREAS the Village entered into a contractual agreement on January 10, 2008 for the development of a web based tracking and management system with Lucas A Martinez, and

WHEREAS this new web based tracking and management system was to replace the current Recreational Field Use and Pool Pass Membership Tracking Program, and

WHEREAS the development of this new web based tracking and management system has not moved forward in a timely fashion,

NOW THEREFORE BE IT RESOLVED that the Village Clerk Treasurer be authorized to sever the contractual agreement with Lucas A. Martinez.

The foregoing was seconded by Trustee Nugent and was duly adopted by unanimous vote.

Resolution #08-083 Transfer Retirement Reserve to Various Funds Money Market

Trustee Reimer offered the following resolution and moved its adoption:

BE IT RESOLVED, that the Clerk/Treasurer transfer \$5,000. from the Retirement Reserve Account A9010.4A to the Various Funds Money Market (Retirement Reserve) held at the North Fork Bank; this amount as provided in the 2008 fiscal budget.

The foregoing was seconded by Trustee Nugent and was duly adopted by unanimous vote.

Resolution #08-084 Refund – Village Taxes – Overpayments

Trustee Reimer offered the following resolution and moved its adoption:

WHEREAS, the Village is in receipt taxes in the amount of \$196,039.34 from First American Real Estate Tax Service which services various bank in transmitting tax payments on their behalf, and

WHEREAS, included in said amount a total of \$2,964.57 was received representing duplicate payments on the following accounts:

Taxpayer/Bill No.	Amount Overpayment	Financial Institution
Corcoran, M/#951	607.02	Chase Bank
Sgrizzi, Carl/#794	596.45	Chase
Johnson, J./#381	727.82	PHH Mortgage
Durkin, J/#579	415.69	Provident Bank
Kavalchuk, Yury/#973	617.59	Washington Mutual

NOW, THEREFORE, BE IT RESOLVED that the Village Clerk & Treasurer refund \$2,964.57 representing said duplicate payments to First American Real Estate Tax Services.

The foregoing was seconded by Trustee Nugent and was duly adopted by unanimous vote.

Resolution # 08 – 085 Acceptance of Building Inspector’s Report July 2008

Trustee Reimer offered the following resolution and moved its adoption:

RESOLVED that the Board of Trustees accept the Building Inspector’s report for the month of July in the amount of \$2,103.75.

The foregoing was seconded by Trustee Nugent and was duly adopted by unanimous vote.

Resolution #08-086 2008 Retirement System Contribution

Trustee Reimer offered the following resolution and moved its adoption:

WHEREAS, the Village has received the annual retirement system contribution for fiscal year 2008 in the amount of \$88,764.00, and

WHEREAS, in the 2008 fiscal budget, \$15,000.00 was earmarked to off-set this obligation with a transfer from the Various Funds Money Market (Retirement Reserve), and

WHEREAS, the balance, or \$73,764.00, is to come directly from the General Fund Checking Account.

NOW, THEREFORE, BE IT RESOLVED that the Village Clerk & Treasurer be authorized to transfer \$73,764.00 from the General Fund to the Various Funds Money Market (Retirement Reserve), and

BE IT FURTHER RESOLVED, that the Village Clerk & Treasurer be authorized to transfer \$88,764.00 from the Various Funds Money Market

(Retirement Reserve) back to the General Fund to cover the December 15th payment to the New York State Retirement System, and

BE IT FURTHER RESOLVED, that any interest earned be retained in the Retirement Reserve account.

The foregoing was seconded by Trustee Nugent and was duly adopted by unanimous vote.

At this time Laurie Smyla inquired about the Amendment to the Community Development Agreement and the Fiscal Budget Amendment. Mayor Wright responded accordingly by reading those portions of the respective Resolutions.

John Kwasnicki questioned Joel Grossbarth about Trustee Berntsen's applications to the Planning Board, as well as how Planning Board appointments are made. Joel Grossbarth responded that it is the Mayor's appointment and explained the procedure; a brief discussion followed.

Adjourn

On a motion by Trustee Reimer, seconded by Trustee Nugent to adjourn the Special Meeting. All in favor, motion carried.

Respectfully submitted,

Thomas F. Bollatto, Jr.
Village Clerk & Treasurer

TFB:ds