



BOARD OF TRUSTEES MEETING MINUTES

November 04, 2024, at 7:00 PM

432 Route 306, Wesley Hills, NY 10952

Phone: 845-354-0400 | Fax: 845-354-4097

MEMBERS PRESENT:

Marshall Katz, Mayor
Milton Schwartz, Deputy Mayor
Yisroel Cherns, Trustee
Joseph Mause, Trustee
Tova Krull, Trustee

MEMBERS ABSENT:

None

OTHERS PRESENT:

Benjamin Selig, Village Attorney
Camille Guido - Downey, Village Clerk-Treasurer

Mayor Katz opened the meeting at 7 pm followed by the pledge of allegiance.

ITEM #1

RESOLUTION NO. 106-24

APPROVAL OF MINUTES

Trustee Cherns made a motion to approve the minutes of October 1, 2024, seconded by Trustee Schwartz. Upon vote, Yea: Mayor Katz, Trustee Schwartz, Trustee Cherns, Trustee Mause and Trustee Krull. This motion was carried unanimously.

ITEM #2

DISCUSSION: ROUTE 306 SIDEWALKS

Mayor Katz stated that the Village Engineer has reviewed the placement of sidewalks from Lime Kiln Ct to Old Pomona Road on Route 306 and submitted a concept plan and a cost estimate. The Village Engineer has recommended the sidewalks be placed on the east side of Route 306. The east side of Route 306 was selected as there are no utility poles or drainage structures on that side. Also on the west side the ROW is not in a straight line, it jogs in and out, the house at the corner of Lime Kiln on the west side is so close to the road, and trying to fit a sidewalk next to it would be problematic. The cost estimate came in under \$1M. Board Members are in agreement that we should move forward with the project. Mayor Katz stated that he will send the preliminary concept plans and cost estimate to Ramapo for their action. If the project were to run higher than the \$1M grant the Village is receiving through Mike Lawler, the Board would look into funding solutions including drawing down the general fund and/or bonding.

DISCUSSION: PEDESTRIAN/VEHICLE ACCIDENTS

Mayor Katz stated that there has been informal information circling that there was one, maybe two, pedestrian/vehicles accidents on Route 306/E Willow Tree Road. Mayor Katz stated that he has requested the police reports to understand if there is any action to be taken by the Board.

ITEM #3

RESOLUTION NO. 107-24

RESOLUTION CERTIFYING AMOUNT OF UNPAID TAXES

Trustee Cherns made a motion to approve the following resolution, seconded by Trustee Krull:

WHEREAS, the Village Clerk Treasurer has returned the 2024 Village of Wesley Hills Assessment Roll and Warrant and has delivered to this Board an account of the unpaid taxes which sets forth the sum of \$15,638.10, exclusive of interest as the total amount of taxes unpaid (\$16,211.09, inclusive of interest), and

WHEREAS, this Board has compared the account of unpaid taxes with the original Assessment Roll, and

NOW, THEREFORE, BE IT RESOLVED, that this Board hereby finds and certifies that the account of unpaid taxes is correct and that the total amount of taxes unpaid of \$15,638.10, exclusive of interest (\$16,211.08, inclusive of interest) is hereby approved.

Upon vote, Yea: Mayor Katz, Trustee Schwartz, Trustee Cherns, Trustee Mause and Trustee Krull. This motion was carried unanimously.

ITEM #4

RESOLUTION NO. 108-24

RESOLUTION ACCEPTING SHADE TREE, SIGHT DISTANCE, UTILITY & SEWER EASEMENTS FOR ONE EAST LANE SUBDIVISION

Trustee Cherns made a motion to approve the following resolution, seconded by Trustee Mause:

RESOLVED, that the Board of Trustees hereby accepts the offer of dedication to the Village of Wesley Hills, for general municipal purposes, of the following parcels of and interest in real property as shown on the plat for the subdivision known as “3-Lot Subdivision Plat of 1 East Lane”, which subdivision plat will be filed in the Rockland County Clerk’s Office, subject to the recording of the Deeds conveying title of such real property to the Village of Wesley Hills:

- (a) 5-foot shade tree easement located along the southerly side of Pomona Road and the westerly side of McNamara Road.
- (b) Sight distance easement at the northwesterly corner of Lot 3 consisting of 1,899 sf.
- (c) Sight distance easement at the northeasterly corner of Lot 3 consisting of 530 sf.
- (d) Utility easement over Lot 2 in favor of Lot 1.
- (e) Sewer Easement over Lot 3 in favor of Lot 1.

Upon vote, Yea: Mayor Katz, Trustee Schwartz, Trustee Cherns, Trustee Mause and Trustee Krull. This motion was carried unanimously.

ITEM #5

RESOLUTION NO. 109-24

RESOLUTION ACCEPTING SHADE TREE, SIGHT DISTANCE, UTILITY & SEWER EASEMENTS FOR 231 MCNAMARA ROAD SUBDIVISION

Trustee Cherns made a motion to approve the following resolution, seconded by Trustee Mause:

RESOLVED, that the Board of Trustees hereby accepts the offer of dedication to the Village of Wesley Hills, for general municipal purposes, of the following parcels of and interest in real property as shown on the plat for the subdivision known as “4-Lot Subdivision Plat of 231 McNamara Road”, which subdivision plat will be filed in the Rockland County Clerk’s Office, subject to the recording of the Deeds conveying title of such real property to the Village of Wesley Hills:

- (a) 5-foot shade tree easement located along the easterly line of Lot 1 and Lot 4.
- (b) Sight distance easement at the southeasterly corner of Lot 4.
- (c) Utility easement over Lot 1 in favor of Lot 2.
- (d) Utility easement over Lot 4 in favor of Lot 3.

Upon vote, Yea: Mayor Katz, Trustee Schwartz, Trustee Cherns, Trustee Mause and Trustee Krull. This motion was carried unanimously.

ITEM #6

RESOLUTION NO. 110-24

AUTHORIZING THE IMPLEMENTATION & FUNDING OF 100% OF THE COSTS OF A TRANSPORTATION PROJECT, OF WHICH QUALIFIED COSTS MAY BE REIMBURSED FROM BRIDGE NY FUNDS

Trustee Schwartz made a motion to approve the following resolution, seconded by Trustee Krull:

WHEREAS, a project for the Wesley Chapel Road over Willow Tree Brook Culvert Replacement in the Village of Wesley Hills, Rockland County, P.I.N. 8762.33 (the "Project") is eligible for reimbursement of qualified costs from Bridge NY funding that calls for the post-reimbursement apportionment of the qualified costs to be borne at the ratio of 100% Bridge NY funds and 0% non-Bridge NY funds; and

WHEREAS, the Village of Wesley Hills will design, let, and administer all phases of the Project; and

WHEREAS, the Village of Wesley Hills desires to advance the Project by making a commitment of 100% of the costs of Preliminary Design, Detailed Design, Construction, and Construction Inspection work for the Project or portions thereof.

NOW, THEREFORE, the Wesley Hills Village Board, duly convened does hereby:

RESOLVE, that the Wesley Hills Village Board hereby approves the Project; and it is hereby further.

RESOLVED, that the Wesley Hills Village Board hereby authorizes the Village of Wesley Hills to pay 100% of the cost of Preliminary Design, Detailed Design, Construction, and Construction Inspection work for the Project or portions thereof, with the understanding that qualified costs will be reimbursed from Bridge NY funding; and it is further.

RESOLVED, that the sum of \$1,500,000 is hereby appropriated from the General Surplus Fund and made available to cover the cost of participation in the above phases of the Project; and it is further.

RESOLVED, that the Wesley Hills Village Board hereby agrees that the Village of Wesley Hills shall be responsible for all costs of the Project, including costs which exceed the amount of reimbursement available from the NY Bridge Funding awarded to the Village of Wesley Hills and it is further.

RESOLVED, that in the event the costs of the Project exceed the amount appropriated above, the Wesley Hills Village Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Village Mayor thereof, and it is further.

RESOLVED, that the Wesley Hills Village Board hereby agrees that the Village of Wesley Hills hereby commits that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months; and it is further.

RESOLVED, that the Wesley Hills Mayor be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests with NYSDOT for State Aid and/or Bridge NY funding on behalf of the Village of Wesley Hills in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's funding of the Project costs, and it is further

RESOLVED, that the Village of Wesley Hills will be responsible for all maintenance of the Project; and it is further.

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further.

RESOLVED, this Resolution shall take effect immediately.

Upon vote, Yea: Mayor Katz, Trustee Schwartz, Trustee Cherns, Trustee Mause and Trustee Krull. This motion was carried unanimously.

ITEM #7

RESOLUTION NO. 111-24

RESOLUTION AUTHORIZING ZARIN & STEINMETZ TO REPRESENT THE VILLAGE IN RELATION TO CIVIL CASE FOR WILLOW TREE ROAD SIDEWALKS

Trustee Cherns made a motion to approve the following resolution, seconded by Trustee Schwartz:

WHEREAS, the Village Board is a respondent in a proceeding pursuant to AO 440 Summons in a Civil Action entitled, "Chana Gold, Michele Levinson" (Rockland County Clerk's Index No. 7:24-cv-06984) (hereinafter, the "Proceeding"); and

WHEREAS, the Proceeding arose from determinations of the Village Board to grant the design of sidewalks on the north side of Willow Tree Road; and

NOW, THEREFORE, BE IT RESOLVED, that the Village Board hereby authorizes the firm of Zarin & Steinmetz, LLP, to appear on behalf of the Village Board of the Village of Wesley Hills to defend the Village, and file any motions or other papers necessary in this case, and

BE IT FURTHER RESOLVED, that the Mayor is authorized to sign any documentation on behalf of the Village.

Upon vote, Yea: Mayor Katz, Trustee Schwartz, Trustee Cherns, Trustee Mause and Trustee Krull. This motion was carried unanimously.

ITEM #8 **RESOLUTION NO. 112-24**
RESOLUTION APPROVING THE PROPOSAL FROM CLARKSTOWN FIRE & SAFETY
FOR EQUIPMENT UPGRADE AT VILLAGE HALL

Trustee Kroll made a motion to approve the following resolution, seconded by Trustee Cherns:

WHEREAS, the Village Hall recently upgraded its burglar and fire alarm system to a digital system and,

WHEREAS, during the installation Clarkstown Fire and Safety needed improvements to the existing sensors, and

WHEREAS, the Village Board of the Village of Wesley Hills wishes to upgrade the sensors for the safety of the Village Hall, and

RESOLVED, the proposal submitted by Clarkstown Fire and Safety is hereby approved, a copy of which is made a part of the minutes of this Board, is hereby accepted, and the Mayor is authorized to indicate the approval and acceptance of such Agreement by signing same on behalf of the Village of Wesley Hills.

Upon vote, Yea: Mayor Katz, Trustee Schwartz, Trustee Cherns, Trustee Mause and Trustee Krull. This motion was carried unanimously.

ITEM #9 **RESOLUTION NO. 113-24**
RESOLUTION SCHEDULING A PUBLIC HEARING ON THE CODE OF THE VILLAGE OF
WESLEY HILLS ENTITLED, "A LOCAL LAW AMENDING SECTION 210 OF THE CODE
OF THE VILLAGE OF WESLEY HILLS IN RELATION TO VEHICLE & TRAFFIC"

Trustee Mause made a motion to approve the following resolution, seconded by Trustee Cherns:

WHEREAS, the Board of Trustees of the Village of Wesley Hills reviews its code from time to time and has decided that the existing law under Section 210 of the Code of the Village of Wesley Hills -Vehicle & Traffic needs to be revised, and

WHEREAS, the Village Board of Trustees has sent the draft local law out for referral to the Planning Board and other agencies, and

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the Municipal Home Rule Law Section 7-706 of the Village Law, a Public Hearing on the adoption of said proposed Local Law

shall be held before the Board of Trustees of the Village of Wesley Hills on the 3rd day of December 2024, at 7:00 pm at the Village Hall, 432 Route 306, in the Village of Wesley Hills, at which time citizens shall have the opportunity to be heard with respect to such Local Law,

BE IT FURTHER RESOLVED, that the notice of said time and place of Public Hearing shall be published and posted by the Village Clerk Treasurer at least ten (10) days in advance of such time in the manner provided by law.

Upon vote, Yea: Mayor Katz, Trustee Schwartz, Trustee Cherns, Trustee Mause and Trustee Krull. This motion was carried unanimously.

ITEM #10 **RESOLUTION NO. 114-24**
RESOLUTION APPROVING THE COST SHARING AGREEMENT BETWEEN THE
VILLAGE OF WESLEY HILLS AND ORANGE & ROCKLAND UTILITIES TO COVER
PAVING OF LOIS LANE & AUBURN COURT

Trustee Cherns made a motion to approve the following resolution, seconded by Trustee Kroll:

WHEREAS, the Village of Wesley Hills and Orange & Rockland Utilities, Inc. have reached a cost sharing agreement to cover paving of Lois Lane and Auburn Court, to which cost sharing agreement Orange & Rockland will contribute to the Village of Hills the sum of \$66,600.00, and

BE IT RESOLVED, that the Village hereby agrees to said cost sharing agreement, a copy of which is made a part of the minutes of this Board, with Orange and Rockland Utilities and the Mayor is authorized to sign said agreement after the same is approved by the Village Attorney.

Upon vote, Yea: Mayor Katz, Trustee Schwartz, Trustee Cherns, Trustee Mause and Trustee Krull. This motion was carried unanimously.

ITEM #11 **RESOLUTION NO. 115-24**
RESOLUTION APPROVING ABSTRACTS OF AUDITED CLAIMS

Trustee Schwartz made a motion to approve the following resolution, seconded Trustee Krull:

RESOLVED, that the general fund claims, #22,394 through #22,493 in the aggregate amount of \$105,639.27 as set forth in Abstract #11/24 dated November 4, 2024, a copy of which abstract of audited claims is made a part of the Minutes of this Board, are hereby approved.

Upon vote, Yea: Mayor Katz, Trustee Schwartz, Trustee Cherns, Trustee Mause and Trustee Krull. This motion was carried unanimously.

ITEM #12 **RESOLUTION NO. 116-24**
RESOLUTION APPROVING TRANSFER OF FUNDS

Trustee Cherns made a motion to approve the following resolution, seconded by Trustee Schwartz:

RESOLVED, that the transfers in the aggregate amount of \$100,000.00 as set forth in Abstract #11/24 dated November 4, 2024, a copy of which abstract of audited claims is made a part of the Minutes of this Board, are hereby approved.

Upon vote, Yea: Mayor Katz, Trustee Schwartz, Trustee Cherns, Trustee Mause and Trustee Krull. This motion was carried unanimously.

ITEM #13 – MAYOR’S REPORTS

Parking on Glenbrook Road

Mayor Katz stated that he received an email from the “Glenbrook Road Community” anonymously in reference to their frustration with the shul located at 33 Glenbrook Road. Congregants have been parking on both sides of the roadway causing an unsafe situation. Mayor Katz suggested that Trustee Cherns reach out to the Rabbi to resolve the issue as this will cause a delay with their Planning Board process. In addition, if the issue is not resolved, the Board will ask it’s engineer to determine the side of the road and extent of a no-parking area and will call a community meeting of the residents on Glenbrook Road to discuss this proposed no-parking area.

E Willow Tree/McNamara Road

Mayor Katz stated that the Town of Ramapo will be clearing vegetation and do roadway striping this weekend to implement the recommendations of the Village Engineer.

Village Park Committee

Trustee Schwartz and Trustee Kroll stated that they will be prepared to discuss the Village Park upgrades at next month’s meeting.

Upcoming Meetings:

December 17 Workshop meeting

ITEM #13 - VILLAGE CLERK/TREASURER’S REPORT

Camille Guido-Downey reported the following:

- The request for qualifications for the Wilder Road Sidewalk project are due back November 12. The Village needs two volunteers to assist with the ranking of the engineering companies that submit. Trustee Schwartz, Trustee Mause and Mayor Katz volunteered.
- Village Hall is closed November 11 for Veterans Day and November 28/29 for Thanksgiving.
- The Village is having a blood drive on December 16 from 1-7 pm. Trustees were asked to promote the event to increase participation.
- There were ten complaints that were received last month. Most were in reference to leaf pick up. Trustees asked if the Village’s leaves can be picked up using a vacuum opposed to using leaf bags. Village Clerk will inquire from Rockland Green.

ADJOURNMENT

Trustee Schwartz made a motion to adjourn the meeting, seconded by Trustee Cherns. Upon vote, Yea: Mayor Katz, Trustee Schwartz, Trustee Cherns, Trustee Mause, Trustee Krull. This motion was carried unanimously.

Respectfully Submitted,
Camille Guido-Downey