

VILLAGE OF NEW HEMPSTEAD
108 OLD SCHOOLHOUSE RD.
NEW CITY, N.Y. 10956

BOARD OF TRUSTEES

REGULAR MEETING
TUESDAY, SEPT. 26, 2017
7:30 P.M. - VILLAGE HALL

PRESENT

ABE SICKER, MAYOR
SHALOM MINTZ, TRUSTEE
MOSHE SCHULGASSER, TRUSTEE
ADAM REICH, TRUSTEE

ABSENT

ALSO PRESENT

BRUCE MINSKY, VILLAGE ATTORNEY
CAROLE VAZQUEZ, VILLAGE CLERK-TREASURER

Pledge of Allegiance

Roll Call

Open Floor – Public Comment

Martin Leibowitz, 4 Bay Court – (member of the Zoning Board of Appeals) Re: Ateres Bais Yaakov – 200 Summit Park Dr. When the approval was given, there was to be no parking on David Drive and Summit Park Rd. He has been made aware that parking is taking place there.

Mayor Sicker stated he is aware of the problem and he is working on it.

Trustee Reich arrived at the meeting.

Stephen Janis, 23 Bridle Rd. (Code Enforcement Officer) stated there are “no parking” signs on Bridle Rd. and no one is paying attention to them.

Mayor Sicker stated “They will make sure people pay attention”.

Mayor Sicker opened the public hearing on Accepting the MS4 Report. He explained that the MS4 is regarding the maintenance of the sewer system. He stated that the report had been sent to all the Trustees for their review.

Trustee Reich offered the following motion, which was seconded by Trustee Schulgasser:

Resolution # BOT 2017-159

Resolved, that the Board of Trustees of the Village of New Hempstead hereby accepts the MS4 Report. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Public Hearing – Property Maintenance for 29 Ellington Way

Public Hearing – Property Maintenance for 1 Arthur Ct.

Mayor Sicker explained that the above properties have not been up kept as the owners are not there. The proper notices have been sent out to them.

Trustee Reich offered the following motion, which was seconded by Trustee Mintz:

Resolution # BOT 2017-160

Resolved, that the public hearing on property maintenance for 29 Ellington Way and 1 Arthur Ct. Is hereby opened. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Mayor Sicker stated the Village will go out and clean up the property. The Village lays out the money and then it gets tax levied to the property. The Village will not be out any money. The work will be done by All Star Landscaping. It will be worked out how often the maintenance should be done.

Ms. Vazquez stated the items were advertised in the Journal News on September 18, 2017.

Trustee Mintz offered the following motion, which was seconded by Trustee Reich:

Resolution # BOT 2017-161

Resolved, that the public hearing on property maintenance for 29 Ellington Way and 1 Arthur Ct. is hereby closed. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Trustee Reich offered the following motion, which was seconded by Trustee Mintz to adopt the following resolution:

Attorney Minsky read the resolution.

Resolution # BOT 2017-162

WHEREAS, on August 15, 2017, the Code Inspector sent a notice to the record owner of premises known as 29 Ellington Way and also to record owner of 1 Arthur Ct. in the Village of New Hempstead, that the litter and debris deposited on the property, and it was also overgrown as well, were to be removed and maintained within ten (10) days after service of said letter, and

WHEREAS, ten days have elapsed and the premises have not been cleaned of said litter and debris, and

WHEREAS, as a result of a public hearing which was held by the Board of Trustees of the Village of New Hempstead on September 26, 2017, the premises of both are aesthetically offensive or a public nuisance of public health hazard, and

WHEREAS, the owners of record of the properties did not appear at said hearing, and the Code Enforcement Officer appeared and testified that the debris and litter still remain on the properties.

NOW THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby determines that the litter and debris on the premises known as 29 Ellington Way and 1 Arthur Ct. in the Village of New Hempstead, designated on the Town of Ramapo Tax Map as 42.09, Lot 2, Block 41 and 50.06, Lot 2, Block 48 are aesthetically offensive and are a public nuisance, and be it further

RESOLVED, that a copy of this resolution shall be transmitted by certified mail to the last known owner of the aforesaid properties as shown on the Village Assessment Roll, and be it further

RESOLVED, that in the event the litter and debris have not been removed from the aforesaid premises within ten (10) days from the date of service of this resolution, the Board of Trustees shall have said premises cleared of litter and debris and the cost thereof charged against property in the nature of a tax lien. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Request for a Public Hearing Adjournment for the mapping of 306 and Grandview

Mayor Sicker referenced a letter from Ira Emanuel, P.C. regarding Petition of 306 Grandview, LLC to map the NCD district to its parcel. The letter is dated Sept. 6, 2017. Same will be annexed to and made a part of this record.

Trustee Mintz offered the following motion, which was seconded by Trustee Schulgasser:

Resolution # BOT 2017-163

Resolved, that the public hearing for mapping of 306 and Grandview is hereby postponed until the October 24th meeting of the Board of Trustees. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Scheduling a Public Hearing on 2018 Budget

Trustee Mintz offered the following motion, which was seconded by Trustee Reich:

Resolution # BOT 2017-164

Resolved, that the Board of Trustees of the Village of New Hempstead hereby schedules a public hearing on the 2018 Budget for October 24, 2017. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Resolution authorizing payment of Membership dues to NYCOM in the amount of \$2,664.00

Trustee Reich offered the following motion, which was seconded by Trustee Schulgasser:

Resolution # BOT 2017-165

Resolved, that the Board of Trustees of the Village of New Hempstead hereby authorizes the payment in the amount of \$2,664.00 for membership dues to NYCOM (New York Conference of Mayors) Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Authorizing the purchase of Video Recorders and Cameras for Village Hall – Not to exceed \$4,100.00

Mayor Sicker stated the Board will try to get a grant for the Court to help with the cost since the Court is also involved in the need for the purchase.

Trustee Schulgasser offered the following motion, which was seconded by Trustee Mintz:

Resolution # BOT 2017-166

Resolved, that the Board of Trustees of the Village of New Hempstead hereby authorizes the purchase of Video Recorders and Cameras for Village Hall – Not to exceed \$4,100.00. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Release of Escrow for Yeshiva Greater Monsey subject to Village Engineer's sign off

Mayor Sicker explained that the Yeshiva is the new school built on New Hempstead Rd. They have a bond for \$599,000. They have received their C of O. Based on the sign off of the Village Engineer, they get their bond back.

Trustee Mintz offered the following motion, which was seconded by Trustee Schulgasser:

Resolution # BOT 2017-167

Resolved, that the Board of Trustees of the Village of New Hempstead hereby agrees to release the performance bond to Yeshiva of Greater Monsey, subject to the sign off from the Village Engineer and the assurance from the Village Clerk that all conditions have been met. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Mayor appoints Hillel Kurzmann as acting Village Justice, subject to Rockland County Personnel.

Mayor Sicker explained that our acting Village Justice never signed the papers and has now moved, leaving us without an acting Village Justice.

Trustee Mintz offered the following motion, which was seconded by Trustee Reich:

Resolution # BOT 2017-168

Resolved, that the Board of Trustees of the Village of New Hempstead agrees to the Mayor's appointment of Hillel Kurzmann as acting Village Justice, subject to confirmation by Rockland County Personnel. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Audited Vouchers

Trustee Schulgasser offered the following motion, which was seconded by Trustee Reich:

Resolution # BOT 2017-169

Resolved, that Abstract of Audited claim numbers 17646 through 17685 in the amount of \$44,214.49 is hereby approved. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Due to a misunderstanding of the Medical Procedures the BOT hereby waives the overpayment of premium in the amount of \$1860.64.

Trustee Mintz offered the following motion, which was seconded by Trustee Reich:

Resolution # BOT 2017-170

Resolved, that the Board of Trustees of the Village of New Hempstead agrees to waive the overpayment of premium for Medical Procedures by Allison Weinraub due to a misunderstanding at the time of employment. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Approval of Minutes of August 22, 2017.

Trustee Reich offered the following motion, which was seconded by Trustee Schulgasser:

Resolution # BOT 2017-171

Resolved, that the minutes of the meeting of August 22, 2017 are hereby approved subject to correction, and the reading of said minutes be waived. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Continuation of a Public Hearing – Local Law Establishing Hours of Operation – 306 and Grandview

Attorney Minsky gave a brief summary of the Village's intent with regard to "Hours of Operation" for retail establishments.

There was a discussion on possible fees for violation of the Local Law. (If pharmacy is open 24 hrs. there still is no selling of prepared foods, beer, etc. on off hours.)

Mayor Sicker asked all members to review the Local Law before the next meeting of the Board of Trustees. He also made copies available to the public.

Trustee Mintz offered the following motion, which was seconded by Trustee Reich:

Resolution # BOT 2017-172

Resolved, that the public hearing on Local Law Establishing Hours of Operation – 306 and Grandview is hereby adjourned to the October 24th meeting of the Board of Trustees. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Discussion – Moratorium

Attorney Minsky gave a summary of previous discussions regarding further development in the Village. The Board would put a moratorium on further development going forward, but would not affect new construction for residential homes.

Mayor Sicker stated there is no particular plan. In the future they might have a public meeting to get everyone's viewpoint. The Board would like to get a Grant to do a Master Plan eventually. There will be a public hearing next month.

Trustee Mintz offered the following motion, which was seconded by Trustee Reich

Resolution # BOT 2017-173

Resolved, that the Board of Trustees of the Village of New Hempstead has suggested to do an intent to be Lead Agency regarding the Moratorium. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Mayor's Report

Mayor Sicker stated he wants to schedule a Work Shop to go over the budget.

Trustee Reich offered the following motion, which was seconded by Trustee Mintz:

Resolution # BOT 2017-174

Resolved, that the Board of Trustees hereby schedules a Work Shop for October 16th at 7:15 p.m. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Mayor Sicker presented Certificates of Completion from the Rockland Municipal Planning Federation to Jennifer Eisenstein, Joshua Eller, Allen Fishkin, Charles Frankel, Leonard Greenberg, Hillel Kurzmann, and Allison Weinraub.

Mayor Sicker stated that the Deputy Village Clerk-Treasurer has resigned.

Trustee Mintz offered the following motion, which was seconded by Trustee Reich:

Resolution # BOT 2017-175

Resolved, that the Board of Trustees of the Village of New Hempstead hereby goes into Executive Session. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Trustee Reich offered the following motion, which was seconded by Trustee Mintz:

Resolution # BOT 2017-176

Resolved, that the Board of Trustees of the Village of New Hempstead hereby comes out of Executive Session. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Trustee Mintz offered the following motion, which was seconded by Trustee Reich:

Resolution # BOT 2017-177

Resolved, that the Board of Trustees of the Village of New Hempstead hereby approves increasing the salary of Allison Weinraub by \$10,000 to be prorated until the end of the year due to the increase of responsibilities of reviewing building permit applications, which may result in Planning and Zoning matters. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Mayor's Report –

Elizabeth Ct., Rovitz Place & Ivy Lane and a good portion of Brick Church Lane are being paved this month. No "U" turn sign and "Local Traffic Only" has been put up by the corner of Adele Blvd. "No Parking" signs were also put up on Bridle Rd. "We are also working on parks".

Trustees' Report – none

Trustee Reich offered the following motion, which was seconded by Trustee Schulgasser:

Resolution # BOT 2017-178

Resolved, that the Board of Trustees of the Village of New Hempstead hereby adjourns the meeting held on September 26, 2017. Mayor Sicker called for a vote. The vote was 4-0. The resolution was adopted.

Respectfully submitted, Lee Mazza, Secretary