

VILLAGE OF HILLBURN  
Board of Trustees Meeting  
Tuesday, July 14, 2020 – 7:00PM

MINUTES OF THE BOARD OF TRUSTEES MEETING held on Tuesday, July 14, 2020, via GoToMeeting.com, commencing at 7:00PM.

**PRESENT:** Joseph P. Tursi, Mayor  
Bernadette Tarantino, Trustee  
Bonnie O’Blenis, Trustee  
Terry Rice, Village Attorney  
Eve Mancuso, Village Engineer  
Thomas Conklin, DPW Superintendent

**ABSENT:** Robin G. Miele, Clerk-Treasurer  
(Bereavement)

**RECORDER OF MINUTES:** Mary M. Boone, Assistant Clerk-Treasurer

.....  
The Hon. Mayor Joseph Tursi called meeting to order. Trustee Bonnie O’Blenis led in the Salute to the Flag.

*On behalf of the Village of Hillburn, Mayor Tursi expressed condolences to the family of Sheree A. Miele Edwards, who served as Chairperson of the Hillburn Planning Board. A Moment of Silence was held.*

**Minutes of the 6/16/20 Meeting - Approved by Village Board.**

Ayes: Mayor Tursi, Trustees Tarantino & O’Blenis  
Noes: None

**Street & Water Commissioner’s Report** – (Not available)

**Police Commissioner’s Report** – Mayor Tursi reported everything is quiet.

**DPW Report - DPW Supt. Conklin reported:**

-**RE: 6/1/2020 Water Main Break - Sixth St.** – Repavement of area has been completed by Chuck Bugbee Blacktopping and payment of claim (P.O. 1991), in the amount of \$1,800, is recommended. **Approved by Village Board.**

Ayes: Mayor Tursi, Trustees Tarantino & O’Blenis  
Noes: None

-**RE: 2020 Repavement Project** A revised quote dated 6/30/20 has been received from Tilcon NY(Paving). A quote from Cavalierre is pending (milling).

-Mayor Tursi questioned if there are written specifications for this project.

-Engineer Mancuso replied that the specifications are outlined in the proposal.

-**RE: Veterans Memorial Park Pond Treatment** – The 2<sup>nd</sup> treatment was done by Princeton Hydro.

-**RE: SUEZ Water - Construction at the Hillburn 4<sup>th</sup> Street Pressure Regulating Valve** – Complete.

DPW Supt. reported that the Village’s water tank had overflowed; however, it is now at a steady 22’. The next SUEZ Bill is to be reviewed. (The flushing of hydrants was at a minimum).

-**RE: Tree Removal - Fox Hollow Road** – Removal has been completed by Perfect Cut Tree Service and payment of \$750.00 (P.O. #199) is recommended. **Approved by Village Board.**

Ayes: Mayor Tursi, Trustees Tarantino & O’Blenis  
Noes: None

-**RE: 7/11/20 Household Hazardous Waste Drop-Off Day** – Collection went well – 7 pallets were taken to the RC Drop-Off Facility located at 35 Firemen’s Memorial Drive in Pomona, NY.

-**RE: Electronic Waste Collection** – DPW Supt. recommended that the next collection day be held in October.

-**RE: 2004 Ford Truck** – Out of Service –DPW is down to one heavy-duty truck. (a discussion was held with the Mayor about the possibility of truck leasing via State Bid (lease options are being reviewed).

-**RE: Terrace Ave DPW Garage – Sewer Connection** – Contractor: D & A Construction and Landscaping – Installation is complete. Two invoices received:

\$5,475.00 P.O. #1978 Funding: Special Hillburn Sewer Fund **Payment Approved by Village Board.**

Ayes: Mayor Tursi, Trustees Tarantino & O’Blenis  
Noes: None

\$3,235.00 Additional Work due to wrong spur location by RC Sewer District – **Tabled**

(Mayor Tursi will contact the RC Sewer District regarding this invoice)

-**RE: Purchase of Signs from Creative Car Crafts & Traffic Safety** – Quotes being obtained by DPW Supt. for three (3) signs: Marquee Sign, Gazebo Sign and Road Sign (design graphics needed) **Village Board approved purchases, not to exceed \$1,000.00**

Ayes: Mayor Tursi, Trustees Tarantino & O’Blenis  
Noes: None

-**RE: 6/30/2020 Claim from H. Fletcher Creamer & Son, Inc.** - \$8,537.24 (RE: 6/1/20 Emergency Repair – Water Main Break) – DPW Supt. recommended approval of claim. **Approved by Village Board.**

Ayes: Mayor Tursi, Trustees Tarantino & O’Blenis  
Noes: None

-**RE: 2020 Mosquito Control** – RC Health Department completed treatment on 6/25/2020 (as per contract)

Mayor Tursi summarized the Village's receipt of the garbage truck, donated by Salomone Redi-Mix in June of 2019, and the success and benefit of same to the Village: Accurate tonnage amount and dumping fees are being maintained, no truck payment, and garbage collection by the DPW has been exceptional.

**H.F.D. Report – Chief Shane Starr not present (vacation)**

Written Report (confirmed by 1<sup>st</sup> Asst. Chief Irving Stryko):

**-RE: Quote for (5) Brush Rakes from MES: \$216.00 – Approved by Village Board.**

Ayes: Mayor Tursi, Trustees Tarantino & O'Brien

Noes: None

**-RE: Quote for 20 Air Packs from MES: \$22,888.80**

A MOTION was made by Trustee Tarantino and seconded by Trustee O'Brien that the purchase of the air packs, mandated by New York State, be purchased through the Special Hillburn Sewer Fund, subject to the approval of the RC Sewer District, who supplies the funds to the Special Hillburn Sewer Fund, via host fee.

Ayes: Mayor Tursi, Trustees Tarantino & O'Brien

Noes: None

-A letter will be sent to Mr. Saber, Director of the RC Sewer District.

**-RE: 2020-2021 HFD Officers** – List supplied to the Village Board, includes the following Line Officers:

Chief 5-1: Shane Starr

Captain 5-4: Justin Galfo

1st Assistant Chief 5-2: Irving Stryko

Lieutenant 5-6: Jodie Williams

2nd Assistant Chief 5-3: Nelson Scott

Lieutenant 5-7: Andrew Stryko

**-RE: 6/17/20 Invoice INHV004599 from Firematic Supply Co. – (Repair of 5-Quad): \$1,104.23 Payment Approved by Village Board.**

Ayes: Mayor Tursi, Trustees Tarantino & O'Brien

Noes: None

**-RE: RBC Wealth Management - Length of Service Award Program** – Copies supplied to Village Board.

**FireGrants Help** – Grant Application: Brush/Quick Attack Truck Replacement Project – The \$3,000.00 Full Application Assembly Grant Writing Fee has been paid by the Village. No further update.

**SAM Capital Funding Grant Application** – Sponsored through Assemblywoman Jaffee's Office – Funding Application: Purchase of Scott Air Packs and Back Hoe – No further update.

**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** – Competitive alternatives being offered by O & R regarding LED lighting – no further report.

**Village Engineer's Report** – Engineer Mancuso reported:

**-RE: 2020 Road Repavement Program** – The specifications for the paving are included in the 6/30/2020 quote from Tilcon. Quote is being reviewed. Cavaliere will be contacted for a quote for the milling.

-Mayor Tursi stated that he wants to confirm that the milling is curb to curb in the specifications. Engineer Mancuso replied yes.

**Claims – Brooker Engineering, PLLC (April 2020)**

-Inv. #157479 – Stormwater Mapping Grant: \$165.00

**Approved by Village Board**

-Inv. #157480 – General Engineering: \$412.50

**Approved by Village Board**

Ayes: Mayor Tursi, Trustees Tarantino & O'Brien

Noes: None

**Village Attorney's Report – Attorney Rice reported:**

**Hillburn vs. Noved/Nicholas Cianciaruso, et. al** - Attorney Rice reported he has had a weekly conference with Judge Eisenpress.

**RE: Status of 5/28/20 Order signed by Judge Eisenpress:**

-Reimbursement of Village Expenses in the amount of \$127,276.52 (due 6/6/2020). The Judge has allowed Mr. Cianciaruso to arrange a payment schedule: \$46,000.00 (representing 36% of the total due) to be paid immediately; the next payment is due on 9/11/20.

-Removal of Tenants/Equipment – Judge Eisenpress granted Mr. Cianciaruso 72 hours to comply. The county of Rockland has started to tow away any vehicles still on the premises.

-Soil Testing – An amount of \$50,000.00 was to be posted by Mr. Cianciaruso for soil testing. (They had done soil testing on their own, but the test came back inconclusive)

At this time, the judgement is in the Village's favor and no activities have been occurring on the property.

(Asst. Clerk-Treasurer Mary Boone confirmed that Mr. Cianciaruso brought in the \$46,000.00 partial payment on 7/6/2020, and it will be accordingly recorded as reimbursement of previous year(s) expenditures relating to the Creelman Road violations.)

**RE: Claims filed 5/29/2020 – Terry Rice – Village of Hillburn v. Cianciaruso (Tabled at 6/16/2020 Board Meeting)**

A MOTION was made by Trustee Tarantino and seconded by Trustee O'Brien that action be taken on the two claims, as follows:

-Inv. #449 - Legal Services - Contempt Hearings: \$26,730.00 (Approved for Payment)

-Inv. #550 – Legal Services - Litigation (Other than Contempt Hearings) \$11,745.00 (Remain Tabled)

Ayes: Mayor Tursi, Trustees Tarantino & O'Brien

Noes: None

RE: Claim from Jacobowitz & Gubits (Inv. #285716) - \$900.00

A MOTION was made by Trustee Tarantino and seconded by Trustee O'Blenis to approve payment of Inv. #285716 to Jacobowitz & Gubits.

Ayes: Mayor Tursi, Trustees Tarantino & O'Blenis  
Noes: None

-Attorney Rice stated that all claims for services up to May 28, 2020 have been submitted.

Notice of Potential Claim – RE: Cianciaruso vs. Village of Hillburn – The matter has been referred to the Village's insurance carrier, Selective Insurance.

Cablevision Franchise Fee Audit –

Attorney Rice reported that he is working on the wording for the Settlement Agreement.

Assessment Roll

-The Certificate of Final Special Franchise Assessments and Final Telecommunication Ceilings for the 2020 Assessment Roll have been received.

-TOKNY Realty Group, LLC v. Hillburn Board of Assessors – Index No. 031947/2020 – Petition: Tax Year 2020/2021 (Received 6/1/2020) – Forwarded to the Village Attorney (cc: Village Board).

-Attorney Rice received a quote from Scott Shedler, property appraiser – Review of property assessments.

A MOTION was made by Trustee Tarantino and seconded by Trustee O'Blenis to accept the quote submitted by Scott Shedler to review the assessments in the Village of Hillburn "For 20-30 hours at a rate of \$100 an hour".

Ayes: Mayor Tursi, Trustees Tarantino & O'Blenis  
Noes: None

Insurance –

RE: W357246 8 – Workmen's Comp – Hillburn Volunteer Fire Department – The 2021 Policy Period will be revised to include charges for Fire District #5 resulting from the Audit.

NYSIF – Notification Concerning Workers' Comp – Pharmacy Benefits (Posted and supplied to the HFD Chief).

Various Capital Improvements (In accordance with 9/1/16 BAN)

-No change to 6/1/2020 Financial Report.

2016 Master Plan Committee – Comprehensive Plan & Related Zoning – Adopted 1/14/2020

Proposed Revisions to the Zoning Local Law –

Attorney Rice stated that Elizabeth Cassidy, Esq. and Bonnie Fransen of Nelson Pope & Vorhees will be emailing estimated quotes.

Zoning Board of Appeals – No report.

Mayor Tursi questioned Daniel Harpaz' Non-Residential Certificate of Use Application that was denied by the Building/Fire Inspector and forwarded to the ZBA. (Village Attorney Rice responded: Building/Fire Inspector is the Code Enforcement Officer; and the applicant has alternatives)

Planning Board – Next meeting is scheduled for 7/15/2020 via GotoMeeting.

Building/Fire Inspector's Report – The Village Board acknowledged receipt of copies of various correspondence from the Building/Fire Inspector and Asst. Building Inspector.

Escrow – One additional escrow account was established: Scott Development – Planning Board Application.

Senior Citizens – No report.

Recreation – No report.

2020 Village Election – Tuesday, September 15, 2020 – 12noon to 9:00PM (Governor's Executive Order 202.26)

Hillburn Sewer Committee – Mayor Tursi reported he will be attending a meeting with the RC Sewer District on 7/30/2020.

Public Comments –

**Chevron Torres (54 Fifth Street)** reported that the pavement on Route 17 (area from 193 Route 17 – 165 Route 17) is "chewed out" and asked if the Village can repair it, as it is causing damage to her rims. (Repair of the state highway is the responsibility of the NYS DOT. DPW Supt. to contact NYS DOT representative).

-She added that when the Hudson Link Bus drivers pull out onto Route 17, they drive very slow (approx. 20mph), causing her to come to a complete stop and making it hard to merge onto the NYS Thruway.

-Lastly, she requested that the streetlight facing her house be dimmed. (DPW Conklin advised that, due to COVID-19, O & R has not been in the Village)

**Mary Galindez (125 Sixth Street)** stated that the bushes along Route 17 are overgrown and protruding onto the roadway. (DPW Supt. Conklin stated maintenance of the vegetation along Route 17 is the responsibility of the NYS DOT. He will contact a NYS DOT representative, as they usually trim along the roadway in July or August)

**Mary Boone (9 Fox Hollow Road)** stated there is overgrown brush on Route 17S, in the area of the Brook Presbyterian Church sign, before the turn-off onto 6<sup>th</sup> Street. (Mayor Tursi requested the DPW to inspect area and possibly trim that particular area)

**Black Poster Project (Recommended by Hillburn Resident, Pat Osterhoudt – “Matt’s Movement”)**

IT WAS RESOLVED by the Village Board that this Project be sponsored by the Village of Hillburn and held on August 15, 2020 (Rain Date: 8/16/2020), from 2:00PM-4:00PM at the Veterans Memorial Park, 4<sup>th</sup> Street (No cost to Village).

Ayes: Joseph P. Tursi, Mayor  
Bernadette Tarantino, Trustee  
Bonnie O’Blenis, Trustee  
Noes: None

**Concert in the Park – 7/8/20 Quote from Mojo Hand Band – Sat., 8/22/20, from 5:00PM to 7:30PM: \$1,000.00 Approved by Village Board**

Ayes: Mayor Tursi, Trustees Tarantino & O’Blenis  
Noes: None

**8/28/2020 BAN Maturity (Final Payment)** The Village Clerk-Treasurer was authorized to satisfy the BAN as follows:

Principal: \$55,000.00  
Interest: 1,405.65  
Total: \$56,405.65

Ayes: Mayor Tursi, Trustees Tarantino & O’Blenis  
Noes: None

**Request for Use Village Property Approved by Village Board:**

Community Room - Census Bureau – Dates: 7/31, 8/3, 8/4, 8/15/20 Time: 7:30AM-3:00PM - Census Training Session  
Recreation Field – David McNally – (Dates/Times to be Determined) – Lacrosse Practice

Ayes: Mayor Tursi, Trustees Tarantino & O’Blenis  
Noes: None

**Correspondence** - The Village Board acknowledged receipt of correspondence, regular and email.

-RC Executive – RE: Justice Court – Measures required before Court resumes. (The Court clerk supplied the 2020 Court Calendar)

**FYE 5/31/2020 GASB #75 Actuarial Valuation Report** Submitted by Danziger & Markhoff LLP on 7/1/2020.

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

Ayes: Mayor Tursi, Trustees Tarantino & O’Blenis  
Noes: None

**Schedule of August Meeting: Tuesday, August 18, 2020 – 7:00PM (location to be determined)**

A MOTION was made by Trustee O’Blenis and seconded by Mayor Tursi to adjourn the meeting at 8:25PM.

Ayes: Mayor Tursi, Trustees Tarantino & O’Blenis  
Noes: None