

MINUTES  
REGULAR MEETING OF THE BOARD OF TRUSTEES  
VILLAGE OF MONTICELLO, N.Y.  
MONDAY, JANUARY 9, 2006

**MEETING TO ORDER**

Mayor Barnicle called the meeting to order at 7:00 p.m.

**PLEDGE TO THE FLAG**

**Roll Call**

Upon call of the roll, the following were present:

James Barnicle, Mayor  
Gordon Jenkins, Trustee  
Victor, Marinello, Jr. Trustee  
Scott Schoonmaker, Trustee  
Brian VanDermark, Trustee

Also Present: Richard Sush, Village Manager  
E. Danielle Jose, Village Attorney  
Tim Havas, Deputy Village Attorney  
Bill Bertholf, Sewer Superintendent  
Clarence Decker, Water Superintendent  
Alan Reynolds, Highway Superintendent  
Sue Flora, Code Enforcement Officer

**MOMENT OF SILENCE**

Mayor Barnicle asked for a minute of silence for Vincent DiCio, former Chairman of the Design Review Board that passed away last week.

**ENGAGEMENT ANNOUNCEMENT**

Mayor Barnicle announced that Clarence Decker, Water Superintendent and Danielle Jose, Village Attorney have announced their engagement.

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**APPROVAL OF MINUTES OF REGULAR BOARD MEETING OF DECEMBER  
19, 2005**

A motion was made by Trustee Marinello, seconded by Trustee VanDermark, unanimously approved on a roll call vote to adopt the minutes of the Village Board regular meeting of December 19, 2005 as presented.

**OLD BUSINESS**

**Planning Board Update**

Mayor Barnicle reported the following projects that have been approved or a being reviewed by the Planning Board:

**Approved by Planning Board**

High Lan - 268 Units - High Street

Richardson Ct. - 64 Units

Carlton Resources - 168 units - Senior Citizen

St. Peter's R.C. Church - New School building

**Preliminary Review**

Crystal Ridge - 52 Units - Hillcrest Avenue

Tri State Fisheries - Fish/Meat Market

Dunbar Towers-99 Apartments-7 stories high (West Broadway)

**Conceptual Review**

Mountain View Luxury Town Houses-West Broadway - 104 Units

**Other Projects**

Mayor Barnicle also noted that the Blooming Grove Staircase Company headquartered in Monroe and located in the Village across from the Trading Post will be manufacturing wooden

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staircases. Also, a new office building being constructed on Lakewood Avenue, as well as four or five single family homes on Dollard Drive and a new "state of the art" Laundromat on the Forestburgh Road, and Southern Tier Title is undergoing construction.

### **Youth Activities**

#### **Skate Board Park**

Mayor Barnicle announced that a Skate Board Park is soon to be constructed.

#### **Ice Skating Rink**

Mayor Barnicle reported that the pond at deHoyos Park was about one inch away from being safe for ice skating until the last snow storm.

#### **Gymnastic Update**

Gymnastic Coach Pete Tweed announced that Level 5 and Level 4 gymnasts placed 3<sup>rd</sup> in their first competition lead by nine year old Megan who won three individual medals. He noted that every time the gymnastic teams compete at an out of town location they are goodwill ambassadors for Monticello.

The Mayor reported that this Saturday 50 youths participated in the hoop clinic which is expected to increase in size, and this evening is start of the Monday night basketball league. This Thursday a senior exercise class will begin. Also, Norton Hyman has started another class teaching ballroom dancing.

### **BUSINESS OF THE QUARTER - GUSAR'S PHARMACY**

Trustee Marinello presented to the Motl family owner of Gusar's Pharmacy a Certificate for being recognized as the Village of Monticello Business of the Quarter.

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**RESOLUTION ELIMINATING ONE MEETING IN FEBRUARY AND HOLDING  
THE FEBRUARY MEETING ON TUESDAY, FEBRUARY 14, 2006**

**WHEREAS**, the Board of Trustees of the Village of Monticello hold their regular meetings on the first and third Mondays of each month; and,

**WHEREAS**, since the first and third Mondays of January fell on national holidays (New Year's Day and Martin Luther King Day) and the Board rescheduled them for the second and fourth Mondays of January; and,

**WHEREAS**, the month of February has only 28 days and the third Monday is President's Day, as national holiday; and,

**WHEREAS**, by having one meeting in mid February there would only be three weeks between the last meeting in January and the first meeting in March.

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Trustees of the Village of Monticello does hereby eliminate the first meeting in February and hold one meeting in February on Tuesday, February 14<sup>th</sup> at 7 p.m.

A motion was made by Trustee Marinello, seconded by Trustee VanDermark, unanimously approved on a roll call vote to adopt the above resolution.

**MANAGER'S REPORT**

1. Work on the new firehouse has been completed, and the building is ready to be occupied by the Fire District. A conditional Certificate of Occupancy will be issued within a couple of days.
2. The Fire District's Board of Commissioners meets on the first and third Wednesdays of each month The public is invited to their meetings.
3. Chief Solomon has given me a report on tickets issued by the department during November. In total, there were 54 tickets issued: 7 for speeding, 8 for moving vehicle violations and 39 for non-moving vehicle violations. Once I have December's numbers,

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I'll prepare a month-by-month summary and an annual total.

4. The Penalty Review Committee meets as-needed to hear appeals of penalties on water, sewer and sanitation bills. In 2005, the Committee heard 70 appeals. Of these, 43 were denied and 27 were approved.
5. Tomorrow night (January 10<sup>th</sup>) we have a joint meeting scheduled with the Town of Thompson Town Board to hear a presentation from Wet Systems, a garbage recycling company. The program will start at 7 p.m. at the Ted Stroebele Recreation Center. The public is invited.

The Manager read a letter from James & Mata Dunn of Smith Street commending Code Enforcement Officer Sue Flora for getting their yard cleaned up when a contractor working on a neighboring property littered it up.

**RESOLUTION AUTHORIZING APPROVING PAYMENT # 2 TO J. NOSENCHUK CO. IN THE AMOUNT OF \$27,880.00 FOR CONSTRUCTION OF NEW RECHLORINATION STATION ON EAST DILLON**

Water Superintendent Clarence Decker explained that the rechlorination station will be operational by next week, at which time those residents receiving a reduced water bill will cease and they all will be charged for the water they use.

The Mayor asked that those residents be advised in this change of billing to being with the next utility bill cycle.

The Village Manager indicated that he will notify them in writing that the next quarter the Village will resume normal billing.

**WHEREAS**, there has been a problem with unclear water on what is known as "Miller's Hill"; and,

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**WHEREAS**, the Village Engineer and the Water Superintendent recommended constructing a new rechlorination station on East Dillon Road to alleviate the problem; and,

**WHEREAS**, the building foundation and floor slab is in place, the water main vault is completed in East Dillon Road and the water service connection and drain pipe installation has been completed; and,

**WHEREAS**, the Village Engineer and Clarence Decker, Water Treatment Plant Superintendent has recommended that the second payment in the amount of \$24,424.50 be paid to J. Nosenchuk Co. for the work already completed.

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Trustees of the Village of Monticello does hereby approve payment No. 2 in the amount of \$24,424.50 to J. Nosenchuk Co. for the work completed for the construction of a new rechlorination station on East Dillon Road.

A motion was made by Trustee Marinello, seconded by Trustee VanDermark, unanimously approved on a roll call vote to adopt the above resolution.

**RESOLUTION APPROVING BUDGET TRANSFERS - FY 2005/06**

**WHEREAS**, the Village of Monticello has adopted its annual budget for the 2005/06 fiscal year; and,

**WHEREAS**, the Village will incur expenditures that exceed the adopted line item amounts authorized by the Village Board of Trustees, and;

**WHEREAS**, there are revenues that exceeded budgetary amounts and/or expenditure line items that may be reduced.

**NOW, THEREFORE BE IT RESOLVED**, that the following line items are increased/decreased as adopted, and the Village Treasurer is directed to make the following modifications to the annual budget: [See attached].

A motion was made by Trustee VanDermark, seconded by Trustee Marinello, unanimously approved on a roll call vote to adopt the above resolution.

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**ORDERING BILL PAID**

A motion was made by Trustee Marinello, seconded by Trustee Schoonmaker, unanimously approved on a roll call vote to approved of the bills audited by the Auditing Committee of the Board of Trustees and appearing on the Abstracts of the bills herewith submitted are ordered paid.

**PUBLIC COMMENT**

**Broadway Vacancies**

Harry Brantz was concerned that there are so many vacant stores on Broadway. He questioned what the Village can do to get them occupied again. Harry felt the Village needs to be revitalized.

Mayor Barnicle responded that the Village's demographics have changed over the years, with 40% of the population at or below the poverty level so they have no money to patronize the local businesses. He felt a larger middleclass, with targeted stores that cater to the residents that are here would revitalize the downtown business district. The Mayor explained that he and the Village Manager met with the Partnership For Economic Developer about a month ago explaining what stores they believed are needed. The Mayor also noted that Broadway will be under construction for the next two summer's season, one to replace sewer lines and in 2007 to the whole Broadway including sidewalks, landscape and roadway, so it is hard to recruit new businesses under these conditions. He felt after all the reconstruction of Broadway is complete then the Village can go out to encourage businesses to open here.

Trustee Jenkins noted that he has noticed in his business that people are shopping in Middletown not on Broadway.

Trustee Schoonmaker felt people will not shop on Broadway because there is no police presence and shoppers are being confronted by panhandlers and loiters. He reminded the

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Mayor that more police presence on Broadway was a campaign promise by him when he was running for office two years ago. He noted that he is on Broadway daily and never sees a patrolman on the street. He felt police officers are protection for the residents, as well as the shopkeepers.

Mayor Barnicle indicated that this problem has been addressed with the Chief of Police and panhandling is not against the law, nor is loitering. He noted that there is a host of problems of why Broadway is vacant as it is.

### **Snow Removal**

Becky Whipple was concerned that the merchants are not leaving pathways from the curb to the sidewalk making it impossible for potential shoppers to get to those businesses.

Mayor Barnicle explained to remove the mounds of snow the Village would have to pay overtime for three nights as that is the only time the work can be done. He noted that when a merchant clears the snow, the State replows to free up another lane of traffic.

### **EXECUTIVE SESSION**

At 7:45 p.m., a motion was made by Trustee VanDermark, seconded by Trustee Schoonmaker, unanimously approved on a roll call vote to move into Executive Session to discuss contract negotiations and possible litigation

### **ADJOURNMENT**

At 8:15 p.m., a motion was made by Trustee Marinello, seconded by Trustee VanDermark, unanimously approved on a roll call vote to adjourn the Regular Village Board meeting.

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EDITH SCHOP, Village Clerk



