

MINUTES
JOINT MEETING OF THE BOARD OF TRUSTEES
AND TOWN OF THOMPSON TOWN BOARD
VILLAGE OF MONTICELLO, N.Y.
TUESDAY, OCTOBER 2, 2007

MEETING TO ORDER

Mayor Barnicle called the meeting to order at 7:30 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

Absent:

Scott Schoonmaker, Trustee
Brian VanDermark, Trustee

Also Present: Ray Nargizian, Village Manager
E. Danielle Jose, Village Attorney

**PUBLIC HEARING REGARDING PROPOSED ANNEXATION OF TWO PARCELS
FROM THE TOWN INTO THE VILLAGE OF PROPERTY LOCATED ON ROUTE
17B, TOWN OF THOMPSON SBL# 18-1-19 AND 18-1-21**

Mayor Barnicle opened the public hearing at 7:33 p.m.

Town Clerk Don Price read the legal notice aloud.

Larry Lewinsky representing the petitioner explained that the applicant wants to construct a hotel on the site which is contiguous with the Village and they are in need of municipal water and sewer services which would be provided to them if they annexed into the Village. The petitioner has also agreed to sign a PILOT Agreement with the Town of Thompson to make them "whole" as if they were still entirely in the Town and also pay full taxes to the Village. The PILOT Agreement would bind this property owner and any future successors who would purchase this property.

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Al Liebowitz felt that if a hotel is built it should be in the Village on Broadway to help revitalize the Village as it was years ago and bring people to the downtown area.

Harry Brantz questioned what happens if the property owners do not build.

Supervisor Cellini responded that there is no guarantee that the owner will build on that land.

Mayor Barnicle felt that this annexation will benefit both the Village of Monticello and the Town of Thompson and the end result when the property is developed will give visitors a place to stay and encourage them to travel to this location.

As there were no further comments, a motion was made by Trustee Marinello, seconded by Trustee Jenkins, unanimously approved on a roll call vote to close the public hearing at 7:33 p.m.

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTICELLO APPROVING ANNEXATION OF CERTAIN PROPERTY INTO THE VILLAGE

WHEREAS, a petition, pursuant to General Municipal Law Article 17, was presented to the Board of Trustees of the Village of Monticello, New York (the "Village") on September 7, 2007 for the annexation of certain territory in the Town of Thompson, New York (the "Town") to the Village, said territory being described in said petition, which is annexed hereto; and

WHEREAS, a joint hearing of the Board of Trustees of the Village and the Town Board of the Town, was duly held on said petition for annexation, according to the law in such cases made and provided, at the Town Hall on Tuesday, October 2, 2007, at which time all parties interested in the matter were heard and all objections presented; and

WHEREAS, the Board of Trustees of the Village has duly considered said petition and the evidence presented at said hearing; and

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to the State Environmental Quality Review Act (SEQRA), it has been determined by the Board of Trustees that approval of said annexation would not have a significant effect upon the environment and could be processed by other applicable governmental agencies without further regard to SEQRA, and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Monticello finds as follows:

- (1) That the aforesaid petition for annexation substantially complies in form and content with General Municipal Law Article 17; and
- (2) That the proposed annexation of certain territory in the Town to the Village as described in the aforesaid petition is in the overall public interest.

NOW, THEREFORE, IT IS ORDERED that the consent and approval of the Board of Trustees of the Village is hereby given to the annexation of the territory, now situated in the Town of Thompson and described in the aforesaid petition, to the Village.

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

DISCUSSION REGARDING THE MEMORANDUM OF UNDERSTANDING WITH THE TOWN OF THOMPSON REGARDING THE COLD SPRING SEWER DISTRICT AND THE HARRIS SEWER DISTRICT

The Mayor explained that this is a Memorandum of Understanding with the Town of Thompson to increase the gallonage from 200,000 a day to 400,000 a day from the Cold Spring Sewer District and the Harris Sewer District. Both the Village Attorney and the Town of Thompson Attorney have agreed in principle to the terms of the agreement, but additional details must be ironed out. The main issue is the 10 year duration of the agreement.

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Councilperson Jankiewicz was concerned about the indemnification clause that, "the Town shall hold harmless the Village ... for any damages to be paid by the Village resolution therefrom, together with the Village's reasonable costs of defending the same".

The two attorneys are to meet together to work out the outstanding issues.

A motion was made by Trustee Jenkins, seconded by Trustee Marinello, unanimously approved on a roll call vote to table the matter to the next Village Board meeting.

TAXI MEDALLION INCREASE

Mayor Barnicle updated the Town Board that Sureway Taxi Company has requested that additional taxi medallions be issued by the Village. He indicated that the Village Board is considering the request.

ADJOURNMENT

At 8:07 p.m., a motion was made by Trustee Jenkins, seconded by Trustee Marinello, unanimously approved on a roll call vote to adjourn the Joint Village Board/Town of Thompson meeting.

EDITH SCHOP, Village Clerk